

MINUTES OF THE BOARD OF DIRECTORS
ZONE 7
ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

REGULAR MEETING
August 21, 2013

President Stevens called the regular meeting to order at 7:00 p.m. with a salute to the flag. The following were present:

DIRECTORS: SANDS FIGUERS
JOHN GRECI
AJ MACHAEVICH
RICHARD QUIGLEY
ANGELA RAMIREZ HOLMES
BILL STEVENS

DIRECTORS ABSENT: SARAH PALMER

ZONE 7 STAFF: JILL DUERIG, GENERAL MANAGER
KURT ARENDS, ASSISTANT GENERAL MANAGER, ENGINEERING
TOM HUGHES, ASSISTANT GENERAL MANAGER, ADMINISTRATION
JUDY RECTOR, BOARD SECRETARY

COUNSEL: DAVID ALADJEM, DOWNEY BRAND

Item 3 – Item 4 – Citizens Forum - None.

Item 4 - Minutes of the Regular Meeting of July 17, 2013

Director Quigley moved that the minutes of July 17, 2013, be approved and Director Machaevich seconded the motion. The minutes passed by a 6-0 voice vote with Director Palmer absent.

Item 5 - Consent Calendar - None

Item 6 - Staffing Updates -

June Employee of the Month Recognition

Ms. Duerig introduced Brian Keil, Junior Water Resources Planner, as the June Employee of the Month. Brian works with the Water Quality group at Del Valle. Ms. Duerig told the Board that, in addition to his work accomplishments, he has volunteered for other duties such as the stream sediment sampling, and Agency activities including the softball team and BBQ cook-off competition. After the Board applauded Brian, President Stevens thanked him for his participation.

Item 7 - Committees - Zone 7/City of Pleasanton Liaison Committee - minutes.

Item 8 - Reports - Directors

- a. Verbal comments by President

President Stevens noted that there was a Board Retreat on August 19.

- b. Written report by Director Quigley
- c. Other Directors' Verbal Reports

Director Ramirez Holmes reported that she and Director Quigley attended the ribbon cutting for the Central Dublin Recycling Project. Both Directors accepted a plaque on behalf of Zone 7's partnership in the project providing water conservation grant money. The plaque is in the display case in the North Canyons lobby.

Director Quigley noted that the Superintendent of Education was in attendance at the ribbon cutting and asked about the hydration effort in Livermore and expressed his interest.

Director Figuers reported that he attended the Association of California Water Agencies' (ACWA) Groundwater Committee meeting in Oxnard and reported that, under current law, placing water from the State Water Project into the groundwater basin is not considered to be a beneficial use. ACWA's Groundwater Committee is working on legislation to revise the law so recharging groundwater is a beneficial use. Director Figuers acknowledged Zone 7's General Counsel, David Aladjem, as one of the authors of the legislation.

Item 9 - Items for Future Agenda - Directors

Director Quigley reminded the Board that the Call for Committee Assignments is due to ACWA by September 30. For a future agenda, he suggested that the Board approve a resolution to carry to the fall ACWA meeting regarding nominations for President and Vice President. Director Quigley suggested John Coleman from East Bay Municipal Utility District as President and Kathy Tiegs from Cucamonga Valley Water District as Vice President.

Item 10 - Staff Reports (Information items.)

- a. General Manager's Report
- b. Communications Outreach Activities
- c. Legislative Update
- d. Report on Water Sales and Connection Fee Revenue
- e. Quarterly Update of Water Expansion Fund
- f. Verbal Reports

There were no verbal reports.

Director Ramirez Holmes encouraged the Directors to attend the September 11 Alameda County Chapter of the California Special District Association meeting hosted by Zone 7. Livermore Mayor Marchand and Zone 7's Vice-President John Greci will give welcoming speeches. The 7:45 a.m. meeting will be at Zone 7's North Canyons office.

The board went into closed session at 7:10 p.m.

Item 11 - Closed Session

11. CLOSED SESSION

- (a) Conference with Legal Counsel - Existing litigation pursuant to paragraph 1 of subdivision (d) of Government Code Section 54956.9: 1 case.

Bldg & Constr Trades Council of Alameda County v. Zone 7 Water Conservation District;
California Public Employment Relations Board No. SF-CE-1078-M.

- (b) Conference with Labor Negotiators:
Agency Negotiator: G.F. Duerig
Employee Organizations: Alameda County Management Employees Association; Alameda County Building and Construction Trades Council, Local 342, AFL-CIO; International Federation of Professional and Technical Engineers, Local 21, AFL-CIO; Local 1021 of the Service Employees International Union, CTW; Unrepresented Management.

- (c) Conference with Real Property Negotiator:
Property: APNs 99-525-2, 99-550-2-3, 99-550-3-2, 99A-2700-2-5, 99A-2700-6-6, 99A-2700-9-8, 99A-2700-10, 99A-2700-11-3, 99A-2700-12-6, 99A-2700-12-7, 99A-2420-4-13, 96-420-2, 96-420-3, 96-429-6, 99A-2701-1, 99A-2701-2, 99A-2701-3.
Agency negotiator: G.F. Duerig
Negotiating parties: Patliv; PTLM, Inc.; Henry H. Patterson Trust, and Charles Edwards Engs
Under negotiation: Price and terms of payment.

Item 12 - Open Session and Report Out of Closed Session

The Board came out of Closed Session at 7:20 p.m.

President Stevens reported there was no reportable action taken out of closed session.

Director Quigley moved and Director Machaevich seconded a motion approving the following resolutions which were passed by a voice vote of 5-0-2 with Director Figuers and Director Palmer absent.

Resolution 14-4286 Approved salary adjustments of 3% each year for Zone 7 unrepresented classifications for the period June 23, 2013 through July 2, 2016.

Resolution 14-4287 Approved an Amendment to Appendix A, Footnotes to Salary Schedule 2.7, for a boot allowance effective June 23, 2013, for Zone 7 unrepresented classifications.

Resolution 14-4288 Approved an Amendment to Appendix A, Footnotes to Salary Schedule 7.4, for a Professional Engineer License Fee reimbursement effective June 23, 2013, for Zone 7 unrepresented classifications.

Resolution 14-4289 Approved an Amendment to Appendix A, Footnotes to Salary Schedule 7.7, for a Professional in Human Resources Certificate Fee reimbursement effective June 23, 2013, for Zone 7 unrepresented Human Resources Analyst I or Human Resources Analyst II classifications.

Resolution 14-4290 Approved an Amendment to Appendix A, Footnotes to Salary Schedule 9.3, for cell phone reimbursement up to \$75 per month to maintain service agreements for smart phone, voice, and data or all for personal phones or computer tablets used in the course of company business by Zone 7 unrepresented classifications who are not provided an agency-provided and paid phone.

Director Quigley moved and Director Greci seconded a motion approving the following resolutions which were passed by a voice vote of 5-0-2 with Director Figuers and Director Palmer absent.

Resolution 14-4291 Approved salary adjustments of 3% each year for Zone 7 Alameda County Management Employees for the period June 23, 2013 through July 2, 2016. In addition, the Zone 7 Water Facilities Supervisor classification will receive an adjustment of 2% above the salary increase outlined above.

Resolution 14-4292 Approved the Side Letter of Agreement between Zone 7 and the Alameda County Management Employees Association (ACMEA) for a “Me Too Clause” with regard to wages for the period June 23, 2013 through July 2, 2016.

Resolution 14-4293 Approved the Side Letter of Agreement between Zone 7 and the Alameda County Management Employees Association (ACMEA) for a “No Equity Adjustment” without mutual consent with regard to wages for the period June 23, 2013 through July 2, 2016.

Resolution 14-4294 Approved an Amendment to Appendix A, Footnotes to Salary Schedule 2.8 in the Memorandum of Understanding, for a boot allowance effective June 23, 2013, for Zone 7 Alameda County Management Employees (ACMEA).

Resolution 14-4295 Approved an Amendment to Appendix A, Footnotes to Salary Schedule 6.1 in the Memorandum of Understanding, for Incentive Compensation for a T-5 or D-5 for Water Facilities Supervisor or a Facilities Maintenance & Construction Supervisor, effective June 23, 2013, for Zone 7 Alameda County Management Employees (ACMEA).

Resolution 14-4296 Approved an Amendment to Appendix A, Footnotes to Salary Schedule 6.5 in the Memorandum of Understanding, for Incentive Compensation (PHR) for an Employee Services Specialist with certification as a Professional in Human Resources (PHR) from the Human Resources Certification Institute shall be paid 5 percent over their normal rate of pay.

- Resolution 14-4297 Approved an Amendment to Appendix A, Footnotes to Salary Schedule 7.5 in the Memorandum of Understanding, for reimbursement within one year from the date of renewal of the license fee for a Professional Engineer or for a Principal Engineer/Geologist who possesses and maintains a valid Certificate of Registration for Civil and Professional Engineers issued by the State of California or a valid Certificate of Registration for Geologists issued by the State of California by the Board for Professional Engineers and Land Surveyors.
- Resolution 14-4298 Approved an Amendment to Appendix A, Footnotes to Salary Schedule 7.6 in the Memorandum of Understanding, for reimbursement for actual costs for the renewal of the PHR certificate for an Employee Services Specialist with certification as a Professional in Human Resources (PHR) from the Human Resources Certification Institute.
- Resolution 14-4299 Approved an Amendment to Appendix A, Footnotes to Salary Schedule 7.8 in the Memorandum of Understanding for reimbursement of actual costs of renewal of the Treatment and Distribution Certificate Fee for Water Facilities Supervisor, Facilities Maintenance & Construction Supervisor, and Operations Manager, who hold a single certification in Treatment or a dual certification in Treatment and Distribution.
- Resolution 14-4300 Approved an Amendment to Appendix A, Footnotes to Salary Schedule 9.1, for cell phone reimbursement up to \$75 per month to maintain service agreements for smart phone, voice, and data or all for personal phones or computer tablets used in the course of company business by Zone 7 ACMEA members who are not provided an agency-provided and paid phone.

Item 18 - Adjournment

The meeting was adjourned at 7:23 p.m.