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REGULAR MEETING MINUTES

VALLEJO SANITATION AND FLOOD CONTROL DISTRICT

6:00 P.M. - CITY COUNCIL CHAMBERS

APRIL 12, 2011

CALL TO ORDER

The regular meeting of the Vallejo Sanitation and Flood Control District was called to order at 6:10 p.m. with Vice President Wilson presiding.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

On roll call were present: Vice President Wilson, Trustees Sunga, Schivley, Hannigan, Gomes, Brown, and Kondylis. Absent and excused: President Davis. Others present were Ronald Matheson, District Manager; Rolf Ohlemutz, Director of Engineering; Kenneth Spray, Finance Director; Gary Heppell, Legal Counsel; Gretchen Watkins, Human Resource Administrator; and Cathy Sparks, District Clerk.

PRESENTATIONS AND RECOMMENDATIONS – None

COMMENTS ON CONSENT CALENDAR BY MEMBERS OF THE PUBLIC -

None

Gary Heppell, District Legal Counsel commented that Exhibit A from Consent Item 6 D, “Award of Contract for on-call Tree Trimming Services” had been omitted from the agenda packet and was distributed prior to the meeting. Mr. Heppell also stated that Consent Item 6 F, “Quitclaim of Existing Easements and Acceptance of New Easements on the Southern Waterfront” had some typographical errors on the Easements; these will be relabeled prior to being

26 processed.

27 Vice President Wilson called for the motion on the approval of the Agenda
28 and Consent Calendar.

29 CONSENT CALENDAR AND APPROVAL OF AGENDA

30 APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF
31 MARCH 8, 2011.

32 APPROVAL OF THE WARRANT REGISTER OF APRIL 12, 2011

33 AWARD OF CONTRACT FOR ON-CALL SURVEYING SERVICES TO
34 CHAUDHARY AND ASSOCIATES, INC.

35 AWARD OF CONTRACT FOR ON-CALL TREE TRIMMING
36 SERVICES TO EZ TREE, INC.

37 AWARD OF CONTRACT FOR THE LAKE DALWIGK HABITAT
38 ENHANCEMENT PROJECT, PROJECT NO. 063827 TO TEAM
39 GHILOTTI

40 QUITCLAIM OF EXISTING EASEMENTS AND ACCEPTANCE OF
41 NEW EASEMENTS ON THE SOUTHERN WATERFRONT

42 CHANGE ORDER NO. 1 FOR PROJECT NO. 102227 – CARLSON
43 SANITARY SEWER AND STORM DRAIN IMPROVEMENT PROJECT

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52 It was moved by Trustee Sunga that the Consent Calendar and Agenda be
53 approved.

54 AYES: Vice President Wilson, Trustees Sunga, Schivley, Hannigan, Gomes,
55 Brown and Kondylis.

56 NOES: None

57 ABSENT: President Davis

58 ABSTAIN: None

59

60 PUBLIC HEARING – None

61 POLICY ITEMS – None

62 ADMINISTRATIVE ITEMS - None

63 APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – None

64 WRITTEN COMMUNICATIONS – None

65 DISTRICT MANAGER'S REPORT –

66 Ronald Matheson, District Manager reported that the District had received
67 two awards from the California Water Environment Association: The Plant of the
68 Year and Plant Safety Award of the Year. Mr. Matheson also stated that the
69 Solar Project was in progress and is expect to be completed by mid-May. He
70 also stated that the District has submitted our application for the new five year
71 NPDES permit. (National Pollutant Discharge Elimination System)

72 Kenneth Spray, Director of Finance gave a report on the bond refinance.
73 He stated that we secured a 4.48% rate, which is excellent. He also stated that
74 our credit rating upgrade helped the District save on interest and also pared
75 down the amortization period.

76 Trustee Schivley congratulated the District for the awards, stating that this
77 is good for the City of Vallejo. She also expressed her appreciation for the hard
78 work Mr. Spray did in getting the interest rate lower.

79 DISTRICT COUNSEL'S REPORT –

80 Gary Heppell, District Legal Counsel reported on the writ of mandate
81 proceedings against the State Water Resource Control Board (SWRCB) and the
82 Regional Water Board. The District joined East Bay Municipal Utilities District
83 and other public operators of wastewater treatment plants in challenging the
84 Water Boards' inclusion in their Basin Plan, of individual waste load allocations
85 (WLAs) for Polychlorinated Biphenyls (PCBs) that flow in the Bay. After a
86 hearing, the judge denied the petition for a writ of mandate, meaning the court

87 would not remove the individual waste load allocations from the Basin Plan. The
88 judge stated that these WLAs were not enforceable against the petitioners, and
89 that the only enforceable limits would be those that are eventually made part of
90 the individual NPDES permits. Although the court ruled against the petitioners, it
91 is helpful that the court confirmed that the WLAs are not enforceable. Legal
92 counsel for the petitioners and the Water Boards are working on the terms of a
93 written order that will be submitted to the judge for signature.

94 COMMUNITY FORUM –No public comments.

95 REPORTS BY PRESIDING OFFICER AND TRUSTEES –

96 Trustee Kondylis stated that she and other trustees had an enjoyable time
97 at the District's award banquet.

98 CLOSED SESSION - NONE

99 ADJOURNMENT

100 The meeting was adjourned at 6:23 p.m. by Vice President Wilson.

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102 _____
103 Catherine C. Sparks, District Clerk