



1902 - Serving Our Community for over 115 Years - 2022

**WEST BAY SANITARY DISTRICT
MINUTES OF THE REGULAR MEETING OF THE DISTRICT BOARD
WEDNESDAY, APRIL 27, 2022 AT 7:00 P.M.**

1. Call to Order

President Dehn called the meeting to order at 7:02 PM

Roll Call

BOARD MEMBERS PRESENT: President Dehn, Secretary Walker, Treasurer Thiele-Sardiña, Director Moritz, Director Otte

BOARD MEMBERS ABSENT: None

STAFF MEMBERS PRESENT: Ramirez, Fisher, Tori Thompson – District Counsel by Zoom

Others Present: Rick Simonson and Gabe Sasser – HF&H, Rob Bartoli – San Mateo County LAFCo, Robert Cronin and Alession Orsini – Members of the Public

2. Communications from the Public: None.

3. Public Hearing: Consider Approving the Proposed Increase in Sewer Service Charges for Fiscal Year 2022/23 and Fiscal Year 2023/24

Motion to Open by: Thiele-Sardiña 2nd by: Moritz Vote: AYE: 5 NAY: 0 Abstain: 0

Discussion/Comments: Gabe Sasser of HF&H presented highlights of the rate study which includes a 2% increase each of the next two years. Resident Robert Cronin expressed that the minimum non-residential rate should be more prevalent on the website and on the 218 notice. Resident Alession Orsini asked if the District has studied East Palo Alto Sanitary and, the Cities of Palo Alto and Mountain View because they have lower rates than West Bay. The Board thanked both speakers and explained the District's rates are based on the near \$1 billion dollar capital improvement project at the Silicon Valley Clean Water treatment plant and the extensive capital improvement projects the District undertakes to prevent sanitary sewer overflows (SSOs). District Manager Ramirez further explained the City of Palo Alto will begin their treatment plant improvements soon and residents should see their rates increase accordingly once the major upgrades to the treatment plant begin.

Motion to Close by: Moritz 2nd by: Thiele-Sardiña Vote: AYE: 5 NAY: 0 Abstain: 0

4. Consider Approving a General Regulation Amending the Code of General Regulations and Establishing Sewer Service Charges for Fiscal Year 2022/23 and Fiscal Year 2023/24

Motion to Approve by: Thiele-Sardiña 2nd by: Moritz Vote: AYE: 5 NAY: 0 Abstain: 0

Discussion/Comments: None.

5. Public Hearing: Consider Approving Proposed Amendment to the Code of General Regulations - Sewer Connection Fee Charges Effective July 1, 2022

Motion to Open by: Otte 2nd by: Walker Vote: AYE: 5 NAY: 0 Abstain: 0

Discussion/Comments: Gabe Sasser of HF& H presented highlights of the study to the Board.

Motion to Close by: Moritz 2nd by: Otte Vote: AYE: 5 NAY: 0 Abstain: 0

6. Consider Approving Proposed Regulation, Amending the Code of General Regulations – Connection Fee Charges Effective July 1, 2022

Motion to Approve by: Moritz 2nd by: Walker Vote: AYE: 5 NAY: 0 Abstain: 0

Discussion/Comments: None

7. Consent Calendar

CONSIDERATION OF ITEM(S) REMOVED FROM THE CONSENT CALENDAR

Discussion/Comments: None.

- A. Approval of Minutes for Regular Meeting April 13, 2022
- B. Consider to Approve Resolution of Intention to Annex Certain Territory (229 Grove Drive) to the West Bay Sanitary District On-Site Wastewater Disposal Zone and to Establish the Date and Time of the Public Hearing
- C. Consider to Accept Sewer Facilities Constructed Pursuant to Class 3 Permit No. 1104 for the Construction of Wastewater Facilities for the 1540 El Camino Real Development along San Antonio Street, Menlo Park, CA

Motion to Approve by: Thiele-Sardiña 2nd by: Walker Vote: AYE: 5 NAY: 0 Abstain: 0

8. Discussion and Direction following the Presentation by San Mateo LAFCo Executive Director, Rob Bartoli, on the Municipal Service Review Draft for the City of East Palo Alto, East Palo Alto Sanitary District, and West Bay Sanitary District

Discussion/Comments: Rob Bartoli, LAFCo Executive Director presented highlights of the Municipal Service Review draft for the City of East Palo Alto, East Palo Alto Sanitary District (EPASD), and West Bay Sanitary District (WBSD). Key findings included WBSD operates with high level of transparency and accountability and WBSD could manage sewer services if EPASD were dissolved through a contract with the City of East Palo Alto or by annexation. The Board's consensus was to support the community of East Palo Alto on which ever course they chose to take. The District would support the City of East Palo Alto by providing maintenance services, as it does to the Towns of Los Altos Hills and Woodside, through an inter-agency agreement.

9. Consider Approving District Treasury Report Third Quarter FY 2021-22

Motion to Approve by: Moritz 2nd by: Thiele-Sardiña Vote: AYE: 5 NAY: 0 Abstain: 0

Discussion/Comments: Finance Manager Fisher presented highlights of the Treasury Report which can be found in the April 27, 2022 agenda packet.

10. District Manager's Report

Discussion/Comments: District Manager Ramirez reported the Bayfront Entrance Improvement Project has gone out for bid and the bid opening will be May 11, 2022. He continued to report the Utility Worker and Engineering Tech position are still out for recruitment. He reported the District will host a Hands-On Bypass Training on May 10th through the CWEA. District Manager Ramirez continued to report that 3 estimates have been received for the Proposed EV charging station. He also reported he will be attending a CSRMA Pooled Liability Committee meeting on May 2nd. He reminded the Board about the Budget Workshop on May 9th and the Regular Board Meetings scheduled for May 11th and May 25th. The complete District Manager's written report is in the April 27, 2022 agenda packet.

11. Report and Discussion on Sharon Heights Recycled Water Plant

Discussion/Comments: District Manager Ramirez reported that a final solar PPA is in-process for Board consideration in May.

12. Discussion and Direction on Bayfront Recycled Water Project and Status Update

Discussion/Comments: District Manager Ramirez reported an agreement has been executed with the National Fish and Wildlife Foundation on the construction reimbursement for the ecotone levee. He continued to report that Meta is reviewing a recycled water MOU for the Willow Village Project and that the SRF loan fundable list for the project will be issued by June.

13. Report & Discussion on South Bayside Waste Management Authority (SBWMA)

Discussion/Comments: None.

14. Report, Discussion & Direction on Silicon Valley Clean Water (SVCW) and Discussion on SVCW CIP Program and Financing

Discussion/Comments: None.

15. Closed Session

Entered closed session at 9:19 p.m. Left closed session at 9:30 p.m.

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Cal. Govt. Code §54956.9(d))
Name of Case: *1740 Oak Avenue, LP v. West Bay Sanitary District, et al.* –
SMCSC Case No. 18CIV02183

Reportable action: None.

16. Comments or Reports from Members of the District Board and Consider Items to be Placed on Future Agenda

Discussion/Comments: None.

- 17. Adjournment Time:** The meeting was adjourned at 9:31 PM

/s/ David A. Walker
Secretary