

Special Board of Directors Meeting Minutes
DELTA DIABLO
December 21, 2022

The meeting was called to order by Chair Wilson at 4:30 p.m., on Wednesday, December 21, 2022, via Zoom. Present were Vice Chair Banales, who arrived to the meeting at 4:54 p.m., and Director Federal Glover. Also present were Stephen Siptroth, District Counsel; Vince De Lange, General Manager; Cecelia Nichols-Fritzler, Office Manager/Secretary to the Board; Brian Thomas, Acting Business Services Director/District Engineer; Dean Eckerson, Resource Recovery Services Director; Thanh Vo, Acting Engineering Services Director; Joaquin Gonzalez, Operations Manager; Michael Placencia, Laboratory Manager; Jose Aparicio, Operator-in-Training; Wilfredo Martinez, Electrical/Instrumentation Technician II; Miracle Odurukwe, Environmental Compliance Specialist I; and Taylor Schofield, WWTP Operator III.

Chair Wilson read the following statement: "In lieu of a public gathering, the Board of Directors meeting will be accessible via ZOOM to all members of the public as permitted by the Government Code Section 54953(e)."

Ms. Nichols-Fritzler read a statement regarding the availability of the presentation for Item D on the District's website and at the District's Administration Building.

PUBLIC COMMENTS

None.

DELIBERATION

Consider Adopting Resolution Authorizing the Board of Directors in All Its Capacities, and Its Subcommittees, to Continue Teleconference Meetings under Government Code Section 54953(e), Make Related Findings, and Take Related Actions

Ms. Nichols-Fritzler presented an overview of Government Code Section 54953(e) and the key provisions of Assembly Bill 361 (AB 361), which amended the teleconferencing provision of the Brown Act effective October 1, 2021. She stated the requirements that the District must follow regarding agenda posting, instructions on how to access the meeting and provide public comment, options for attending a meeting via a call in or internet-based service option, and Board conduct of meetings in a manner that protects the constitutional and statutory rights of the public. In addition, Ms. Nichols-Fritzler noted if there is a disruption in the meeting, the Board must stop the meeting until public access and the ability to comment is restored.

The Board thanked Ms. Nichols-Fritzler for the presentation. Director Glover inquired if the statutory authority allowing the Board to meet remotely was extended to 2026. Mr. Siptroth replied that his office will research that matter and also confirm whether the Governor's Executive Order will continue to sunset on February 23, 2023, as previously reported. Director Glover moved approval; seconded by Chair Wilson and by roll call vote (Ayes: *Glover and Wilson*, Noes: *None*; Absent: *Banales*, Abstain: *None*), the Board Made Findings, Adopted a Resolution Authorizing the Board of Directors in All Its Capacities, and Its Subcommittees, to Continue Teleconference Meetings under Government Code Section 54953(e), and Took Related Actions.

RECOGNITION

Introduction of Jose Aparicio, WWTP Operator-in-Training, to the District

Mr. Gonzalez introduced Mr. Aparicio, who joined the District as a WWTP Operator-in-Training on December 5, 2022. Prior to joining the District, he worked for Veolia as a Water/Wastewater Operator at its Discovery Bay facilities. In addition, he has achieved WWTP Operator Grade II, Water Treatment Operator Grade I, and Water Distribution Grade I certifications from the State Water Resources Control Board. The Board welcomed Mr. Aparicio, who thanked the Board for the opportunity and highlighted the warm introduction he has received since joining the District.

Introduction of Wilfredo Martinez, Electrical/Instrumentation Technician II, to the District

Mr. Eckerson introduced Mr. Martinez, who joined the District as an Electrical/Instrumentation Technician II on November 28, 2022. Prior to joining the District, he worked at Marathon Petroleum as a Mechanic Electrician. Mr. Martinez completed the Electrical Technology Program (ETEC) at Los Medanos College and has developed a range of technical skills that will directly support the District's core mission of protecting public health and the environment. The Board welcomed Mr. Martinez, who thanked the Board for the opportunity.

Introduction of Miracle Odurukwe, Environmental Compliance Specialist I, to the District

Mr. Placencia introduced Mr. Odurukwe, who joined the District as an Environmental Compliance Specialist on December 12, 2022. Prior to joining the District, Mr. Odurukwe gained four years of experience as an Environmental Health Specialist at the County of San Luis Obispo and Lassen County. He possesses a Bachelor of Science degree in Environmental Health and Safety from California State University, Chico. The Board welcomed Mr. Odurukwe, who thanked the Board for the opportunity.

Congratulate Taylor Schofield, WWTP Operator III, on Her Promotion

Mr. Gonzalez introduced Ms. Schofield, who was promoted to WWTP Operator III on December 18, 2022. He noted Ms. Schofield earned the promotion because of her commitment to professional development through training, certification, and work experience and completion of Operations Qualification Standards. Mr. Gonzalez commented that her development plan was supported by eight months of mentorship and hands-on training which covered managing the plant control systems and coordinating the daily activities of Operations Division staff. The Board congratulated Ms. Schofield on her promotion. She thanked the Board for the opportunity and expressed her sincere thanks to her peers and multiple team members in the Operations Division, who directly supported her development.

CONSENT CALENDAR

Director Glover moved approval of the Consent Calendar; seconded by Chair Wilson and by roll call vote (Ayes: *Glover and Wilson*, Noes: *None*; Absent: *Banales*, Abstain: *None*), the following Consent Calendar items were approved: Approve Minutes of the Board of Directors Meeting, November 9, 2022; Approve Delta Diablo Board of Directors Meeting Schedule for 2023; Receive District Monthly Check Register, October 2022; Authorize General Manager to Execute Amendment No. 1 to General Services Contract, Extending the Term for One Year, January 1, 2023 through December 31, 2023, and Authorize Payment in the Amount of \$138,000 for a New Total Contract Amount Not to Exceed \$276,000, Northpoint Security Services, Inc., Site Security Services; Authorize General Manager to Execute Modified General Services Contract in

the Amount of \$15,000, USA Scales Inc., dba Quality Scales Unlimited, Certified Truck Scale Services; Authorize General Manager to Execute an Administrative Services Agreement with MissionSquare Retirement, a Nonprofit Corporation, to Provide and Administer a Retirement Health Savings Program in Accordance with Memoranda of Understanding with Professional and Technical, and Management Association Bargaining Units; Authorize General Manager to Execute Amendment No. 1 to Consulting Services Contract in the Amount of \$242,956, for a New Total Contract Amount Not to Exceed \$1,144,574, Psomas, Construction Management Services, Treatment Plant Electrical Switchgear Replacement, Project No. 17120; Authorize General Manager to Execute Amendment No. 4 to Construction Services Contract in the Amount of \$23,500, for a New Total Contract Amount Not to Exceed \$1,710,600, J.W. Backhoe & Construction, Inc., Construction Services, Bridgehead Pipeline Replacement, Project No. 21123; Approve Reappropriation of Capital Improvement Program Budget Carried Forward from Fiscal Year 2021/2022 to Fiscal Year 2022/2023, and Adjustment and/or Closing of CIP Projects in Fiscal Year 2021/2022; and Authorize General Manager to Execute Waste Service Agreement in the Amount of \$5,000, Asbury Environmental Services, dba World Oil Environmental Services, Waste Transportation and Disposal Services.

PRESENTATIONS AND REPORTS

None.

MANAGER'S COMMENTS

Mr. De Lange provided an update regarding development of a potential Project Stabilization Agreement (PSA) at the District, noting that staff provided comments to the Contra Costa Building and Construction Trades Council on the standard PSA form agreement on December 2, 2022. He commented that this item will be submitted to the Board for consideration in early 2023. In closing, Mr. De Lange wished the Board and staff a safe, happy holiday season.

DIRECTORS' COMMENTS

Chair Wilson and Director Glover wished staff a happy holiday.

CORRESPONDENCE

Receive Monthly Lobbyist Report Dated November 2022, Key Advocates, Inc., Western Recycled Water Coalition

The Board received and filed the report.

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS (GOV. CODE, SECTION 54957.6)

Agency Negotiators: Vince De Lange, Michael Jarvis

Employee Organizations: Operations and Maintenance Unit, Public Employees Union, Local One; Professional & Technical Unit, Public Employees Union, Local One; Management Association

Unrepresented Employees: All unrepresented employees

Before adjourning to Closed Session, the Secretary to the Board asked if there were any public comments on the Closed Session item; no public comments were received. At 4:54 p.m., Chair

Wilson convened the Board of Directors Meeting to Closed Session. Director Banales joined the meeting for Closed Session. Chair Wilson reconvened the Board of Directors Meeting at 5:17 p.m. and stated there was nothing to report from Closed Session.

ADJOURNMENT

Chair Wilson adjourned the meeting at 5:18 p.m. and noted the next regular Board of Directors Meeting is scheduled for January 11, 2023, at 4:30 p.m. and the Delta Diablo Integrated Financing Corporation Board of Directors Meeting will be held on the same date and begin immediately following adjournment of the Delta Diablo Board of Directors Meeting.



Federal Glover
Board Secretary

(Recording Secretary:
Cecelia Nichols-Fritzler)

cc: District File No. BRD.01-MINS