

AGENDA

BOARD OF DIRECTORS MEETING

DELTA DIABLO

(a California Special District)

2500 Pittsburg-Antioch Highway | Antioch, CA 94509

(Note: There will be no in-person meeting at the District.)

WEDNESDAY, NOVEMBER 9, 2022

4:30 P.M.

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).

The Board of Directors Meeting on November 9, 2022 will not be physically open to the public and all Board Members will be teleconferencing into the meeting. Members of the public can observe the meeting by following the steps listed below to view and listen to the Board Meeting.

Persons who wish to address the Board during the Public Comment period or with respect to an item on the Agenda will be limited to two (2) minutes. The Secretary to the Board will call on members of the public at the beginning of the meeting to establish a speaking order. Please indicate whether you wish to speak during the Public Comment period or on a specific Agenda item at that time.

The Board Chair may reduce the amount of time allotted to provide comments at the beginning of each item or public comment period depending on the number of comments and the business of the day. Your patience is appreciated.

Presentations will be made available online at <https://www.deltadiablo.org/board-meetings> approximately one hour prior to the start of the Board meeting.

How to view, listen to, and provide a Public Comment during the meeting via ZOOM:

- **Using your computer, access the Zoom meeting at: <https://us02web.zoom.us/j/86891912920>**

How to listen and provide a Public Comment during the meeting via ZOOM:

- **Using your telephone, access the Zoom meeting by dialing (669) 900-6833**
- **Meeting ID: 868 9191 2920**

The District will provide reasonable accommodations for persons with disabilities who plan to participate in Board (or committee) meetings by contacting the Secretary to the Board 24 hours prior to the scheduled meeting at (925) 756-1927. Disclosable public records related to an open session item on a regular meeting agenda and distributed by the District to a majority of members of the Board of Directors less than 72 hours prior to that meeting are available for public inspection on the District website at www.deltadiablo.org and also at the District Administration Building located at 2500 Pittsburg-Antioch Highway, Antioch, CA 94509 during normal business hours.

AGENDA

BOARD OF DIRECTORS MEETING

DELTA DIABLO (a California Special District)

2500 Pittsburg-Antioch Highway | Antioch, CA 94509
(Note: There will be no in-person meeting at the District.)
WEDNESDAY, NOVEMBER 9, 2022
4:30 P.M.

A. ROLL CALL

B. PLEDGE OF ALLEGIANCE

C. PUBLIC COMMENTS

D. DELIBERATION

Consider Making Findings and **Approving** Continuing Teleconference Meetings (AB 361), Government Code Section 54953(e), and Provide Direction to Staff regarding Future Board Meeting Format (Cecelia Nichols-Fritzler)

E. RECOGNITION

Receive Presentation of Certificate of Achievement for Excellence in Financial Reporting for Fiscal Year 2020/2021, and **Recognize** and **Commend** Finance Division for Receiving Award of Financial Reporting Achievement for Fiscal Year 2020/2021 from Government Finance Officers Association (Anika Lyons)

F. CONSENT CALENDAR

- 1) **Approve** Minutes of the Board of Directors Meeting, October 12, 2022 (Cecelia Nichols-Fritzler)
- 2) **Receive** District Monthly Check Register, September 2022 (Eka Ekanem)
- 3) **Approve** Updated Administrative Policy No. 1081, "Mandatory COVID-19 Vaccination for All District Employees" (Brian Thomas)
- 4) **Authorize** General Manager to Execute Amendment No. 1 to General Services Contract in the Amount of \$56,022, for a New Total Contract Amount Not to Exceed \$239,424, New Image Landscape Company, Landscaping Services (Dean Eckerson)
- 5) **Approve** and **Authorize** General Manager to Execute General Services Contract in an Amount Not to Exceed \$251,538, Lee & Associates Rescue, Inc., Safety Services (Dean Eckerson)

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- 6) **Authorize** General Manager to Establish a New Fiscal Year 2022/2023 Project in the Bay Point Collection Fund and Transfer Monies to this Project from Bay Point Collection Fund Reserves in the Amount of \$150,000, for a Total Project Budget of \$150,000, Bay Point Collection System Point Repairs, Project No. 23119 (Celia Kitchell)
- 7) **Receive** First Quarter Fiscal Year 2022/2023 District Investment Report (Anika Lyons)
- 8) **Ratify** General Manager's Execution of a Contract with Clean Harbors Environmental Services, Inc., with Modified Indemnification Language, in the Amount of \$25,000, for Marine Flare Collection and Disposal Services During the Period From November 4, 2022, through June 30, 2023 (Amanda Roa)

G. PRESENTATIONS AND REPORTS

Receive Report on Expanding Biogas Utilization to Generate Renewable Energy and Revenue (Dean Eckerson)

H. MANAGER'S COMMENTS

I. DIRECTORS' COMMENTS

J. CORRESPONDENCE

Receive Monthly Lobbyist Report Dated October 2022, Key Advocates, Inc., Western Recycled Water Coalition (Thanh Vo)

K. 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

L. ADJOURNMENT

The next Board of Directors meeting is scheduled for December 14, 2022 at 4:30 p.m.

The District will provide reasonable accommodations for persons with disabilities who plan to participate in Board (or committee) meetings by contacting the Secretary to the Board 24 hours prior to the scheduled meeting at (925) 756-1927. Disclosable public records related to an open session item on a regular meeting agenda and distributed by the District to a majority of members of the Board of Directors less than 72 hours prior to that meeting are available for public inspection on the District website at www.deltadiablo.org and also at the District Administration Building located at 2500 Pittsburg-Antioch Highway, Antioch, CA 94509 during normal business hours.

November 9, 2022

CONSIDER MAKING FINDINGS AND APPROVING CONTINUING TELECONFERENCE MEETINGS (AB 361), GOVERNMENT CODE SECTION 54953(e), AND PROVIDE DIRECTION TO STAFF REGARDING FUTURE BOARD MEETING FORMAT

Recommendations

1. Find that the following circumstances exist: (a) the Statewide state of emergency and the Countywide local emergency continue to directly impact the ability of the Board of Directors, in all its capacities, and its subcommittees and advisory bodies, to meet safely in person because the highly transmissible Omicron variant of COVID-19 is present in the County and, current trends as of November 1, 2022 in COVID-19 case rate, test positivity, COVID-19 hospitalizations, and COVID-19 wastewater surveillance have decreased and are stable, but there continues to be COVID-19 in the community and changes in case rate, test positivity, COVID-19 hospitalization and wastewater surveillance may change or increase rapidly; and (b) the Contra Costa County Health Officer recommendations for online meetings (i.e., teleconference meetings) which present the lowest risk of transmission of the virus that causes COVID-19 and for social distancing remain in effect.
2. Authorize the Board of Directors, in all its capacities, and its Subcommittees, to conduct teleconference meetings under Government Code (GC) Section 54953(e).
3. Determine that these bodies will hold virtual meetings for the next 30 days.
4. Direct the General Manager to return to the Board acting in all its capacities, within 30 days with an item to reconsider the state of emergency
5. Provide direction to staff to continue meeting virtually under the provisions of GC Section 54953(e), return to in-person meetings only, or return to in-person meetings that also include on-line access (i.e., hybrid meetings).

Background Information

On October 13, 2021, November 17, 2021, January 12, 2022, March 30, 2022, June 22, 2022, and September 14, 2022, the Board adopted Resolution Nos. 15/2021, 19/2021, 05/2022, 08/2022, 09/2022, and 18/2022, respectively, which authorized the Board, in all its capacities, and subcommittees, to conduct teleconferencing meetings under GC Section 54953(e). In addition, the Board also authorized the continuance of teleconference meetings at its December 8, 2021, February 9, 2022, April 20, 2022, May 11, 2022, July 13, 2022, and October 12, 2022 meetings.

GC Section 54953(e), added to the Brown Act by Assembly Bill 361 (AB 361), allows a local agency to use special teleconferencing rules during a declared state of emergency. When a legislative body uses the emergency teleconferencing provisions under GC Section 54953(e), the following rules apply:

- Agency must provide notice of the meeting and post an agenda as required by the Brown Act and Better Government Ordinance, but the agenda does not need to list each teleconference location or be physically posted at each teleconference location.
- Agenda must state how members of the public can access the meeting and provide public comment.
- Agenda must include an option for all persons to attend via a call-in or internet-based service option.



- Body must conduct the meeting in a manner that protects the constitutional and statutory rights of the public.
- If there is a disruption in the public broadcast of the meeting, or of the public's ability to comment virtually for reasons within the body's control, the legislative body must stop the meeting and take no further action on agenda items until public access and/or ability to comment is restored.
- Local agencies may not require public comments to be submitted in advance of the meeting and must allow virtual comments to be submitted in real time.
- Body must allow a reasonable amount of time per agenda item to permit members of the public to comment, including time to register or otherwise be recognized for the purposes of comment.
- If the body provides a timed period for all public comment on an item, it may not close that period before the time has elapsed.
- AB 361 sunsets on January 1, 2024.

Analysis

Under GC Section 54953(e), if the local agency wishes to continue using these special teleconferencing rules after adopting an initial resolution, the legislative body must reconsider the circumstances of the state of emergency every 30 days and make certain findings. The agency must find that the state declared emergency continues to exist and that it continues to directly impact the ability of officials and members of the public to meet safely in person, or that state or local officials continue to impose or recommend measures to promote social distancing.

The Board last made the required findings and approved continuing special teleconference meetings and rules on October 12, 2022. The Board can again make these findings. The statewide state of emergency continues to exist, and the state and the countywide local emergencies continue to directly impact the ability of the Board of Directors, in all its capacities, and its subcommittees to meet safely in person. The current trends as of November 1, 2022 in COVID-19 case rate, test positivity, COVID-19 hospitalizations, and COVID-19 wastewater surveillance have decreased and are stable, but there continues to be COVID-19 in the community at a stable rate and changes in case rate, test positivity, COVID-19 hospitalization and wastewater surveillance may change or increase rapidly. In addition to this, the predominant variant of COVID-19 being identified continues to be the Omicron variant and its subvariants, the impact of which on the spread of COVID-19 has shown to dramatically increase COVID-19 transmission.

If the Board wishes to continue teleconferencing under GC Section 54953(e), at its next meeting, the Board must reconsider the circumstances of the state of emergency and find that one or both of the following circumstances exists: a) the state declared emergency continues to directly impact the ability of members to safely meet in person, or b) state or local officials continue to impose or recommend measures to promote social distancing. If the state declared emergency no longer exists, or if the Board does not make these findings by majority vote, then it and its subcommittees will no longer be exempt from the Brown Act's non-emergency teleconferencing rules.

Staff requests the Board to provide direction as to whether to continue meeting virtually under the provisions of GC Section 54953(e), return to in-person meetings only; or return to in-person meetings that also include on-line access (i.e., hybrid meetings).





Fiscal Impact

Sufficient funding is available in the approved FY22/23 Budget to support purchase of necessary equipment for conducting hybrid meetings in the Board Room in the future, if directed by the Board.

Attachments

None.

Prepared by: 
Cecelia Nichols-Fritzler
Office Manager/Secretary to the Board

Reviewed by: 
Vince De Lange
General Manager

cc: District File No. BRD.01-ACTS



ITEM E

November 9, 2022

RECEIVE PRESENTATION OF CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING FOR FISCAL YEAR 2020/2021, AND RECOGNIZE AND COMMEND FINANCE DIVISION FOR RECEIVING AWARD OF FINANCIAL REPORTING ACHIEVEMENT FOR FISCAL YEAR 2020/2021 FROM GOVERNMENT FINANCE OFFICERS ASSOCIATION

Recommendation

Receive presentation of the Certificate of Achievement for Excellence in Financial Reporting (COA) for Fiscal Year 2020/2021 (FY20/21) and recognize and commend the Finance Division for receiving the Award of Financial Reporting Achievement (AFRA) for FY20/21 from the Government Finance Officers Association (GFOA).

Background Information

On October 5, 2022, GFOA recognized the District for its work on the FY20/21 Annual Comprehensive Financial Report (ACFR) by awarding the District the COA. In addition to recognizing the District, GFOA recognized the Finance Division with the AFRA.

GFOA is a non-profit association serving more than 20,000 government finance officials throughout the United States and Canada. It is estimated that approximately 2.0% and 0.5% of special districts received these recognitions at the state and national level, respectively.

Analysis

The GFOA COA Program is the highest form of recognition for excellence in state and local government financial reporting. This achievement is intended to recognize a significant accomplishment by a government and its management. In order to be awarded a COA, a government agency must publish an easily readable and efficiently organized ACFR. This report must satisfy both generally accepted accounting principles and applicable legal requirements. The ACFR was judged by an impartial panel as meeting the high program standards, which include a constructive “spirit of full disclosure” to clearly communicate an agency’s financial story and motivate potential users and user groups to read the ACFR.

Financial Impact

None

Attachments

- 1) GFOA Certificate of Achievement for Excellence in Financial Reporting Award for FY20/21
- 2) GFOA Award of Financial Reporting Achievement for FY20/21

Reviewed by:



Brian Thomas
Acting Business Services Director

cc: District File No. BRD.01-ACTS





Government Finance Officers Association

Certificate of
Achievement
for Excellence
in Financial
Reporting

Presented to

**Delta Diablo
California**

For its Annual Comprehensive
Financial Report
For the Fiscal Year Ended

June 30, 2021

Christopher P. Morill

Executive Director/CEO



**The Government Finance Officers Association of
the United States and Canada**

presents this

AWARD OF FINANCIAL REPORTING ACHIEVEMENT

to

Finance Department

Delta Diablo, California



The Award of Financial Reporting Achievement is presented by the Government Finance Officers Association to the department or individual designated as instrumental in the government unit achieving a Certificate of Achievement for Excellence in Financial Reporting. A Certificate of Achievement is presented to those government units whose annual financial reports are judged to adhere to program standards and represents the highest award in government financial reporting.

Executive Director

Christopher P. Morrill

Date: 10/5/2022

November 9, 2022

APPROVE MINUTES OF THE BOARD OF DIRECTORS MEETING, OCTOBER 12, 2022

Recommendation

Approve Minutes of the Board of Directors Meeting held on October 12, 2022.

DRAFT

Board of Directors Meeting Minutes
DELTA DIABLO
October 12, 2022

The meeting was called to order by Chair Wilson at 4:36 p.m., on Wednesday, October 12, 2022, via Zoom. Present were Vice Chair Juan Banales, who arrived at 4:50 p.m., and Director Federal Glover. Also present were Mary Ann McNett Mason, 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; Anika Lyons, Finance Manager; and Michael Placencia, Laboratory Manager.

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 receiving public comments and the availability of presentations on the District’s website and at the District’s Administration Building.

Chair Wilson noted that an amended version of the Board Meeting agenda packet was posted on the District’s website earlier today with corrections to Item F/2. Corrected materials were available for public inspection at the District Administration Building in accordance with the Brown Act.

PUBLIC COMMENTS

None.

RECOGNITION

Adopt Resolution Commending and Congratulating William Svoboda, Chemist III, on His Retirement from the District

Mr. Placencia congratulated Mr. Svoboda, Chemist III, on his recent retirement from the District. He highlighted Mr. Svoboda’s career with the District, which began in 2011 and noted his significant and impactful contributions to the Laboratory Division. The Board congratulated Mr. Svoboda on his retirement and thanked him for his service.

Director Glover moved approval, seconded by Chair Wilson, and by roll call vote (*Ayes: Glover and Wilson, Noes: None; Absent: Banales; Abstain: None*), adopted a Resolution Commending and Congratulating William Svoboda, Chemist III, on his Retirement from the District.

Receive Presentation of Distinguished Budget Presentation Award and Recognize and Commend Finance Division for Receiving Certificate of Recognition for Budget Preparation for Fiscal Year 2022/2023 from Government Finance Officers Association



Ms. Lyons presented the two awards received from GFOA and highlighted specific requirements the District had to satisfy in attaining these achievements. She noted that the Distinguished Budget Presentation Award is the highest form of recognition in governmental budgeting, and reflects the commitment of the governing body and staff to meeting the highest principles of governmental budgeting. The Board thanked Ms. Lyons for the presentation and congratulated the Finance Division on these achievements.

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 items were approved: Approve Minutes of the Board of Directors Meeting, September 14, 2022; Receive District Monthly Check Register, August 2022; Make Findings and Approve Continuing Teleconference Meetings (AB361), Government Code Section 54953(e); Receive Delta Household Hazardous Waste Collection Facility Fiscal Year 2021/2022 Report; Receive Annual Report on Collection of Capital Facilities Capacity Charges for Fiscal Year 2021/2022; Receive Fiscal Year 2021/2022 Report on Surplus District Property; Accept and Authorize General Manager to File Notice of Completion, Parkson Corporation, Sand Filter Intermittent Backwash System, Project No. 21121; Approve Project Design; Award and Authorize General Manager to Execute Construction Services Contract in an Amount Not to Exceed \$159,270, Pacific Coast General Engineering, Inc., Authorize General Manager to Approve Contract Change Orders in an Amount Not to Exceed 10% of Contract Amount, and Take Related Actions, Camp Stoneman Force Main Repair, Project No. 23117; Authorize General Manager to Transfer Monies to Pump Station Facilities Repair Project From Wastewater Capital Asset Replacement Fund Reserves in the Amount of \$181,086, for a Total Project Budget of \$14,900,000, and Authorize General Manager to Execute Amendment No. 4 to Consulting Services Contract in the Amount of \$52,000, for a New Total Contract Amount of \$1,509,445, Inferra Construction Management Group, Inc., Construction Management and Inspection Services, Pump Station Facilities Repair, Project No. 80008; and Authorize General Manager to Execute Amendment No. 1 to Consulting Services Contract in the Amount of \$140,974, for a New Total Contract Amount of \$754,515, Lee & Ro, Inc., Engineering Services, Treatment Plant Switchgear Replacement, Project No. 17120.

DELIBERATION

Accept General Manager's Acknowledgement of Government Code Section 7507 Actuarial Report, Proposed Retiree Medical Benefit Changes, Bartel Associates, LLC

Mr. Thomas provided an overview of Government Code (GC) Section 7507 requirements and highlighted associated actions completed to date. He reviewed a summary of the actual study findings that were presented at the September 14, 2022 Board Meeting. Mr. Thomas noted that the General Manager is required to acknowledge that he understands the future annual cost impact of the proposed retiree medical benefit changes, which was included in the Board Meeting packet.

The Board thanked Mr. Thomas for the presentation. Director Glover moved to accept the report; seconded by Vice Chair Banales, and by roll call vote (Ayes: *Banales, Glover and Wilson*, Noes: *None*; Absent: *None*, Abstain: *None*), the Board accepted the General Manager's Acknowledgement of Government Code Section 7507 Actuarial Report, Proposed Retiree Medical Benefit Changes, Bartel Associates, LLC.

Approve Memoranda of Understanding with Professional and Technical and Management Association Bargaining Units; Adopt Resolution Approving Revised Salary Schedules for the Bargaining Units and Unrepresented Managers; and Authorize the General Manager to Make Non-Substantive, Clerical Changes and Corrections to Each Memorandum of Understanding after Board Approval

Mr. Thomas provided a summary of labor negotiations with each of the District's three bargaining units, noting that new Memorandum of Understanding (MOU) agreements have been reached with the Professional and Technical (P&T), and Management Association (MA) bargaining units, while negotiations with the O&M bargaining unit are ongoing. He reviewed the key MOU terms and conditions, including terms, wages, health benefits, retirement benefits, and grievance and disciplinary procedures. Mr. Thomas reviewed the annual operating cost impacts, while noting that the District expects long-term financial benefits as insurance premiums and employment status demographics change over time. In closing, he reviewed the recommended actions, which include approving the new MOUs and approving revised salary schedules for the P&T and MA bargaining units effective October 16, 2022.

Director Glover asked a clarifying question regarding the process for salary schedule step advancement.

The Board thanked Mr. Thomas for the presentation. Director Glover moved approval; seconded by Vice Chair Banales, and by roll call vote (Ayes: *Banales, Glover and Wilson*, Noes: *None*; Absent: *None*, Abstain: *None*), the Board approved the Memoranda of Understanding with Professional and Technical and Management Association Bargaining Units; adopted the Resolution Approving Revised Salary Schedules for the Bargaining Units and Unrepresented Managers; and authorized the General Manager to Make Non-Substantive, Clerical Changes and Corrections to Each Memorandum of Understanding after Board Approval.

PRESENTATIONS AND REPORTS

Receive Update on Key Regulatory Issues and 50th Anniversary of Clean Water Act

Mr. Eckerson highlighting the 50-year anniversary of the federal 1972 Clean Water Act and the District's efforts to effectively meet the challenge of two emerging regulatory drivers:

1) potential acceleration of nutrient removal requirements in future NPDES permits at wastewater treatment plants (WWTPs) in the Bay Area given recent algal blooms in San Francisco Bay, and 2) significant concern regarding the ubiquitous presence of PFAS (per- and polyfluoroalkyl substances) compounds in homes and environment.

Mr. Eckerson provided context on the historical resiliency of San Francisco Bay to nutrient loading without water quality impacts and the District's effort to work collaboratively with peer agencies, the Regional Water Quality Control Board, and the scientific community via Bay Area Clean Water Agencies (BACWA). He noted this collaborative engagement has been focused on sound science and public health benefits to achieve sustainable, cost-effective environmental regulations. Mr. Eckerson highlighted the impacts of recent algal blooms in San Francisco Bay and how the blooms have intensified the focus on nutrient loading from WWTPs from a regulatory perspective, which may trigger "early actions" and significant capital investments.

In addition, Mr. Eckerson discussed the significant challenges associated with PFAS compounds in society, provided a comparison of relative PFAS concentrations in household products, and highlighted recent and anticipated regulatory actions by U.S. EPA. He noted that the wastewater sector is engaging at the national, state, and local level to effectively address PFAS contamination. He noted that WWTPs are a receiver, not a producer, of PFAS, and emphasized the importance of a sound-science based approach that eliminates PFAS use in consumer products and improves understanding of PFAS fate, transport, and toxicity before implementing PFAS limits.



Director Glover thanked Mr. Eckerson for the presentation and noted the General Manager recently provided an excellent graphical summary of Delta Diablo for inclusion in the County's time capsule project. The Board thanked Mr. Eckerson for the report.

MANAGER'S COMMENTS

As a follow up to direction received at the September 14, 2022 Board Meeting, Mr. De Lange provided an update regarding development of key terms and conditions for implementation of a potential project labor agreement (PLA) at the District. He noted that he and Mr. Thomas conducted an initial meeting with the CEO and President of the Contra Costa Building and Construction Trades Council on September 22, 2022, and scheduled another meeting for October 25, 2022, to discuss key PLA terms and conditions. Mr. De Lange noted that staff will provide an update on this effort at a future Board meeting.

DIRECTORS' COMMENTS

None.

CORRESPONDENCE

Receive Monthly Lobbyist Report Dated September 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. There were no speakers. At 5:27 p.m., Chair Wilson convened the Board of Directors meeting to Closed Session. Chair Wilson reconvened the Board of Directors Meeting at 5:50 p.m. Mr. De Lange reported out of Closed Session and stated the Board provided direction to staff to remove the specific COVID-19 weekly testing requirement for unvaccinated employees in District Policy No. 1081 and provide an updated policy for Board consideration at the November Board Meeting.

ADJOURNMENT

Chair Wilson adjourned the meeting at 5:51 p.m. and noted the next Board of Directors meeting is scheduled for November 9, 2022 at 4:30 p.m.

Federal Glover
Board Secretary

(Recording Secretary:

Cecelia Nichols-Fritzler)

cc: District File No. BRD.01-MINS



ITEM F/2

November 9, 2022

RECEIVE DISTRICT MONTHLY CHECK REGISTER, SEPTEMBER 2022

Recommendation

Receive District Monthly Check Register for the month ending September 30, 2022.

Background Information

Attached is the Check Register for the month of September 2022. The report reflects payments to the District's suppliers, consultants, service providers, and contractors. A total of \$1,879,751.55 was disbursed in the month of September 2022, which includes 158 checks.

Financial Impact

All payments made during each month are within funding levels included in the adopted Fiscal Year 2022/2023 (FY22/23) Budget.

Attachments

Check Register month ending September 30, 2022

Reviewed by:



Brian Thomas
Acting Business Services Director

cc: District File No. BRD.01-ACTS



CHECK REGISTER
DELTA DIABLO
CASH DISBURSEMENTS FOR THE MONTH OF SEPTEMBER 2022

CHECK DATE	VENDOR NAME	INVOICE NO.	CHECK NO.	INVOICE AMOUNT	DESCRIPTION	CHECK AMOUNT
9/1/2022	ALHAMBRA & SIERRA SPRGS WATER	59223	37936	364.54	ALHAMBRA WATER	364.54
9/1/2022	ALVES LANE LP	59209	37937	250.00	REFUND PERMIT	250.00
9/1/2022	ANDRITZ SEPARATION INC	59214	37938	47.58	INVENTORY	47.58
9/1/2022	CALTEST ANALYTICAL LABORATORY	59176	37939	365.40	PROVIDE LAB TESTING FOR NPDES PERMIT COMPLIANCE	365.40
9/1/2022	CDW GOVERNMENT, INC.	59200	37940	41,512.10	CDW RENEWAL FOR SECURTY SOLUITON ARCTICWOLF	41,512.10
9/1/2022	CHEMTRADE CHEMICALS US LLC	59203	37941	4,115.87	ALUMINUM SULFATE	4,115.87
9/1/2022	CODESP	59211	37942	1,500.00	APPLICANT TESTING MATERIALS AND SERVICES	1,500.00
9/1/2022	VINCENT DE LANGE	59230	37943	276.41	T&M	276.41
9/1/2022	TIMOTHY J. CLAY	59222	37944	4,384.94	ANNUAL BOILER PM/ RITE	4,384.94
9/1/2022	FRONTIER ANALYTICAL LABORATORY	59138	37945	800.00	DIOXIN AND PCB'S ANALYSIS	800.00
9/1/2022	GOLDEN STATE WATER CO.	59254 59255	37946	846.39 1,304.99	AC# 32249200000 AC# 07744100004	2,151.38
9/1/2022	HAROLD BECK & SONS INC	59263	37947	12,957.30	88-203 MULTI-TURN ACTUATOR	12,957.30
9/1/2022	HAZEN & SAWYER	59175	37948	28,132.50	RESOURCE RECOVERY FACILITY MASTER PLAN PN 18120	28,132.50
9/1/2022	JOHN MUIR HEALTH	59262	37949	853.16	2022 Annual Corporate Wellness Services	853.16
9/1/2022	JW BACKHOE & CONSTRUCTION, INC	59207	37950	13,125.25	ON CALL-CONSTRUCTION - POTHOLE POC CONDUIT REPAIR	13,125.25
9/1/2022	KEMIRA WATER SOLUTIONS, INC.	59131 59132	37951	7,322.02 6,993.86	FERROUS CHLORIDE FERROUS CHLORIDE	14,315.88
9/1/2022	LINDE GAS & EQUIPMENT INC	59133	37952	2,809.01	OXYGEN RENTAL	2,809.01
9/1/2022	MCCAMPBELL ANALYTICAL, INC.	59216 59217 59218 59219 59220	37953	310.00 1,285.00 920.00 820.00 920.00	CONTRACT LAB SUPPORT FOR PRETREATMENT CONTRACT LAB SUPPORT FOR PRETREATMENT CONTRACT LAB SUPPORT FOR PRETREATMENT CONTRACT LAB SUPPORT FOR PRETREATMENT CONTRACT LAB SUPPORT FOR PRETREATMENT	4,255.00
9/1/2022	MEYERS NAVE	59154	37954	3,156.84	LEGAL SERVICES	3,156.84
9/1/2022	ODP BUSINESS SOLUTIONS LLC	59243	37955	9.98	OFFICE SUPPLIES	9.98
9/1/2022	ODP BUSINESS SOLUTIONS LLC	59239 59240 59241 59242	37956	73.61 48.76 12.59 38.40	OFFICE SUPPLIES OFFICE SUPPLIES OFFICE SUPPLIES OFFICE SUPPLIES	173.36
9/1/2022	PACIFIC GAS & ELECTRIC COMPANY	59235	37957	78,227.61	AC# 5138050344-4	78,227.61
9/1/2022	CITY OF PITTSBURG	59256	37958	585.35	UTILITIES	585.35
9/1/2022	CITY OF PITTSBURG	59236	37959	23,975.40	STREET SWEEPING FOR CITY OF PITTSBURG	23,975.40

CHECK DATE	VENDOR NAME	INVOICE NO.	CHECK NO.	INVOICE AMOUNT	DESCRIPTION	CHECK AMOUNT
9/1/2022	DARIN JAMES REINHOLDT	59208	37960	230.00	DISTRICT UST DESIGNATED OPERATOR	230.00
9/1/2022	REPUBLIC SERVICES #210	59212	37961	1,162.49	WASTE	1,162.49
9/1/2022	RH TECHNOLOGY	59215	37962	4,682.00	O/S TEMP	36,451.92
		59244		2,632.40	O/S TEMP	
		59245		4,885.20	O/S TEMP	
		59246		2,105.92	O/S TEMP	
		59247		4,885.20	O/S TEMP	
		59248		4,885.20	O/S TEMP	
		59249		(203.20)	O/S TEMP	
		59250		4,682.00	O/S TEMP	
		59251		2,632.40	O/S TEMP	
		59252		2,632.40	O/S TEMP	
		59253		2,632.40	O/S TEMP	
9/1/2022	THOMAS & ASSOCIATES	59234	37963	3,376.84	6" EMERGENCY PUMP REPAIR PUMP14	3,376.84
9/1/2022	BRIAN THOMAS	59228	37964	276.41	T&M	276.41
9/1/2022	TOSHIBA INTERNATIONAL CORP	59156	37965	215.18	TOSHIBA COPIER AND PRINTER SUPPLIES	542.04
		59238		326.86	COPIER USAGE	
9/1/2022	UNIVAR USA INC	59072	37966	7,149.04	SODIUM HYPOCHLORITE	43,298.31
		59073		7,294.53	SODIUM HYPOCHLORITE	
		59135		6,837.38	SODIUM HYPOCHLORITE	
		59136		6,840.88	SODIUM HYPOCHLORITE	
		59204		7,588.24	SODIUM BISULFITE	
		59205		7,588.24	SODIUM BISULFITE	
9/1/2022	US POSTAL SERVICE-NEOPOST	59259	37967	1,500.00	POSTAGE	1,500.00
9/1/2022	WILSON, MONICA	59229	37968	899.01	T&M	899.01
9/1/2022	WOODARD & CURRAN INC.	59210	37969	7,147.45	ON-SITE FUELING STATION REPLACEMENT PN 19112	7,147.45
9/1/2022	YORKE ENGINEERING, LLC	59123	37970	2,947.25	PREPARE BAAQMD PERMIT APPLICATION PN 17130	3,514.50
		59124		567.25	PREPARE BAAQMD PERMIT APPLICATION PN 17130	
9/8/2022	ASSOCIATED SERVICES COMPANY	59271	37971	368.48	COFFEE AND COFFEE SUPPLIES	368.48
9/8/2022	BATTALION ONE FIRE PROTECTION, INC	59279	37972	4,530.00	TEST, CLEAN AND INSPECT FIRE PROTECTION SYSTEMS	4,530.00
9/8/2022	BAY AREA AIR QUALITY MNGMENT	58919	37973	29,215.00	PERMIT & REGULATORY FEES ACH PMY FEE	5,629.00
		58920		(29,215.00)	PERMIT & REGULATORY FEES ACH PMT FEE	
		59270		5,629.00	PERMIT & REG FEES	
9/8/2022	CALTEST ANALYTICAL LABORATORY	59221	37974	1,242.00	PROVIDE LAB TESTING FOR NPDES PERMIT COMPLIANCE	1,242.00
9/8/2022	CHEMTRADE CHEMICALS US LLC	59275	37975	3,982.56	ALUMINUM SULFATE	16,367.81
		59276		4,052.65	ALUMINUM SULFATE	
		59277		4,223.56	ALUMINUM SULFATE	
		59278		4,109.04	ALUMINUM SULFATE	
9/8/2022	CLEAN EARTH ENVIRONMENTAL SOLUTIONS, INC	59288	37976	50,825.26	PROVIDE TRANS/DISPOSAL/LABOR FOR HHW & TEMP EVENTS	50,825.26
9/8/2022	CORELOGIC INFORMATION SOLUTIONS, INC	59280	37977	165.00	REALQUEST PROPERTY INFORMATION	165.00
9/8/2022	DEE CONSULTANTS	59284	37978	3,948.00	ON-CALL INSPECTION SERVICES FOR BRACKISH WATER DES	3,948.00

CHECK DATE	VENDOR NAME	INVOICE NO.	CHECK NO.	INVOICE AMOUNT	DESCRIPTION	CHECK AMOUNT
9/8/2022	DEPT OF GENERAL SERVICES	59287	37979	23,824.27	UTILITIES	23,824.27
9/8/2022	HACH COMPANY	59226 59227	37980	3,482.32 587.04	HACH CL17sc CHLORINE ANALYZER FOR EVALUATION HACH CL17sc CHLORINE ANALYZER FOR EVALUATION	4,069.36
9/8/2022	JW BACKHOE & CONSTRUCTION, INC	59290	37981	21,703.75	ON CALL CONSTRUCTION - POC CONDUIT REPAIR	21,703.75
9/8/2022	LEE & RO, INC.	59289	37982	33,784.00	DESIGN SERVICES DURING CONSTRUCTION	33,784.00
9/8/2022	NORTHPOINT SECURITY SERVICES, INC	59268	37983	5,184.00	SECURITY PATROL SERVICES	5,184.00
9/8/2022	ODP BUSINESS SOLUTIONS LLC	59272	37984	47.18	OFFICE SUPPLIES	47.18
9/8/2022	PSOMAS	59269	37985	54,008.03	CONSTRUCTION MANAGEMENT SERVICES	54,008.03
9/8/2022	REPUBLIC SERVICES #210	59286	37986	5,112.22	WASTE	5,112.22
9/8/2022	RH TECHNOLOGY	59264	37987	4,682.00	O/S TEMP	4,682.00
9/8/2022	SWEEPING CORP OF AMERICA	59282 59283	37988	26,692.33 32,508.64	STREET SWEEPING SERVICES STREET SWEEPING SERVICES	59,200.97
9/8/2022	UNIVAR USA INC	59231 59232 59233 59261 59292	37989	6,836.33 6,845.29 6,835.41 7,833.02 3,420.42	SODIUM HYPOCHLORITE SODIUM HYPOCHLORITE SODIUM HYPOCHLORITE SODIUM BISULFITE SODIUM BISULFITE	31,770.47
9/8/2022	WORLD OIL ENVIRONMENTAL SERVICES	59273	37990	85.00	DELTA DIABLO HAZARDOUS WASTE PICK-UPS	85.00
9/15/2022	AFSCME DISTRICT COUNCIL 57	5627011 5627111	37991	2,766.42 1,375.00	UNION DUES O&M UNION DUES P&T	4,141.42
9/15/2022	AQUA METRIC SALES COMPANY	59347	37992	2,600.00	RW AUTO METER READ SOFTWARE ANNUAL SUPPORT FEE	2,600.00
9/15/2022	BIOENERGY ASSOCIATION OF CALIFORNIA	59358	37993	3,025.00	M&D	3,025.00
9/15/2022	CALIFORNIA AIR RESOURCES BOARD	59300	37994	1,610.00	FEE DUE	1,610.00
9/15/2022	CALIFORNIA PRODUCT STEWARDSHIP COUNCIL	59355	37995	881.00	ASSIST WITH IMPLEMENTATION OF CALRECYCLE GRANT -	881.00
9/15/2022	CHEMTRADE CHEMICALS US LLC	59274	37996	4,027.01	ALUMINUM SULFATE	4,027.01
9/15/2022	COMCAST BUSINESS COMMUNICATIONS, LLC	59360	37997	860.93	PHONE EXP	860.93
9/15/2022	CONSTRUCTICON CORPORATION	59332	37998	144,875.00	CONSTRUCTION SERVICES FOR PROJECT NO. 19112	144,875.00
9/15/2022	CUPERTINO ELECTRIC, INC	59320	37999	82,011.14	CONSTRUCTION SERVICES FOR PROJECT NO. 17120	82,011.14
9/15/2022	DIABLO WATER DISTRICT	59335	38000	1,613.71	UTILITIES	1,613.71
9/15/2022	FLO-LINE TECHNOLOGY INC.	59313	38001	4,798.09	INVENTORY	4,798.09
9/15/2022	FRESCHI AIR SYSTEMS	59329 59330	38002	152.00 1,235.46	DIAGNOSIS AND REPAIR OF LAB INCUBATOR LAB11012 DIAGNOSIS AND REPAIR OF LAB INCUBATOR LAB11012	1,387.46

CHECK DATE	VENDOR NAME	INVOICE NO.	CHECK NO.	INVOICE AMOUNT	DESCRIPTION	CHECK AMOUNT
9/15/2022	GOT POWER, INC.	59328	38003	433.13	DIAGNOSIS AND REPAIR OF PUMP14 10" PORT TRASH PUMP	433.13
9/15/2022	IN SHAPE HEALTH CLUBS	59339	38004	533.96	GYM	533.96
9/15/2022	INFERRERA CONSTRUCTION MANAGEMENT GROUP INC.	59356	38005	1,362.18	CSC PN 80008 (17128, 17129, 17	1,362.18
9/15/2022	JW BACKHOE & CONSTRUCTION, INC	59351 59352 59353	38006	19,303.54 13,667.00 13,667.00	BRIDGEHEAD FM TEMPORARY BYPASS BRIDGEHEAD FM TEMPORARY BYPASS BRIDGEHEAD FM TEMPORARY BYPASS	46,637.54
9/15/2022	KENNEDY/JENKS CONSULTANTS INC.	59307	38007	12,612.60	ESDD FOR PN21114	12,612.60
9/15/2022	CELIA KITCHELL	59346	38008	1,425.00	EMPYEE TRAIN & PROFL DEV	1,425.00
9/15/2022	KOA HILLS CONSULTING LLC.	59266 59267	38009	743.75 481.25	MUNIS ERP ENHANCEMENT PROJECT KOA HILLS CONSULTING MUNIS SUPPORT SERVICES	1,225.00
9/15/2022	LARRY WALKER ASSOCIATES	59348	38010	436.75	NPDES REGULATORY SUPPORT, LOCAL LIMITS REVISIONS	436.75
9/15/2022	MANAGED HEALTH NETWORK	59340	38011	358.45	EAP	358.45
9/15/2022	MB CONTRACT FURNITURE, INC	59345	38012	6,747.51	ES NEW FURNITURE (ES OP. BUDGET)	6,747.51
9/15/2022	MDRR PITTSBURG	59304	38013	1,310.40	AC# 10-0018920	1,310.40
9/15/2022	ODP BUSINESS SOLUTIONS LLC	59258	38014	17.24	OFFICE SUPPLIES	17.24
9/15/2022	OMNI ALARM SOLUTIONS INC.	59349	38015	408.00	FIRE ALARM MONITORING SERVICES	408.00
9/15/2022	ONSITE ERGONOMICS, INC.	59331	38016	3,373.40	ERGONOMIC EVALUATIONS	3,373.40
9/15/2022	PAN PACIFIC SUPPLY CO.	59316 59317	38017	3,093.00 1,064.56	INVENTORY INVENTORY	4,157.56
9/15/2022	PARKSON CORPORATION	59363 59364	38018	108,805.30 99,750.00	DYNASAND ECOWASH INTERMITTENT BACKWASH SYSTEM DYNASAND ECOWASH INTERMITTENT BACKWASH SYSTEM	208,555.30
9/15/2022	CITY OF PITTSBURG	59334	38019	24,400.88	STREET SWEEPING FOR CITY OF PITTSBURG	24,400.88
9/15/2022	REPUBLIC SERVICES #210	59303	38020	1,162.49	WASTE	1,162.49
9/15/2022	RH TECHNOLOGY	59361 59362	38021	4,682.00 3,277.40	O/S TEMP O/S TEMP	7,959.40
9/15/2022	STANDARD INSURANCE COMPANY	59343	38022	3,358.27	LIFE & LTD INS.	3,358.27
9/15/2022	NICHOLAS STEINER	59357	38023	277.08	T&M	277.08
9/15/2022	SWEEPING CORP OF AMERICA	59359	38024	37,388.31	FY22/23 ANTIOCH AND BAY POINT STREET SWEEPING	37,388.31
9/15/2022	THOMAS & ASSOCIATES	59314	38025	2,384.90	INVENTORY	2,384.90
9/15/2022	TRI-VALLEY JANITORIAL SERVICE & SUPPLY INC.	59296 59297	38026	9,336.00 9,336.00	NIGHTLY JANITORIAL SERVICES NIGHTLY JANITORIAL SERVICES	18,672.00
9/15/2022	STACY TUCKER	59257	38027	49.00	REIMBURSEMENT	49.00
9/15/2022	UNIVAR USA INC	59260 59291	38028	6,843.16 6,834.20	SODIUM HYPOCHLORITE SODIUM HYPOCHLORITE	13,677.36

CHECK DATE	VENDOR NAME	INVOICE NO.	CHECK NO.	INVOICE AMOUNT	DESCRIPTION	CHECK AMOUNT
9/15/2022	HD SUPPLY FACILITIES MAINTENANCE LTD		38029			454.15
		59312		454.15	INVENTORY	
9/15/2022	VISION SERVICE PLAN		38030			1,671.78
		59341		50.98	COBRA VISION	
		59342		1,620.80	VISION	
9/22/2022	CITY OF ANTIOCH- WATER		38031			7,360.40
		59384		94.60	AC# 013-00023	
		59385		94.60	AC# 013-00022	
		59386		72.76	AC# 013-00023	
		59387		94.60	AC# 013-00024	
		59388		5,905.50	AC# 013-00110	
		59389		94.60	AC# 004-01510	
		59390		1,003.74	AC# 004-01513	
9/22/2022	ARCO BUSINESS SOLUTIONS		38032			3,836.46
		59381		3,836.46	GAS	
9/22/2022	ASSOCIATED SERVICES COMPANY		38033			579.87
		59285		579.87	COFFEE AND COFFEE SUPPLIES	
9/22/2022	MICHAEL AUER		38034			245.36
		59452		245.36	REIMBURSEMENT	
9/22/2022	MICHAEL BAKALDIN		38035			221.05
		59456		221.05	REIMBURSEMENT	
9/22/2022	BASIC BENEFITS, LLC		38036			65.00
		59383		65.00	FSA	
9/22/2022	CALTEST ANALYTICAL LABORATORY		38037			3,601.80
		59308		1,665.00	PROVIDE LAB TESTING FOR NPDES PERMIT COMPLAINE	
		59309		365.40	PROVIDE LAB TESTING FOR NPDES PERMIT COMPLAINE	
		59310		1,571.40	PROVIDE LAB TESTING FOR NPDES PERMIT COMPLAINE	
9/22/2022	CHEMTRADE CHEMICALS US LLC		38038			4,035.54
		59293		4,035.54	ALUMINUM SULFATE	
9/22/2022	CONTRA COSTA WATER DISTRICT		38039			35.78
		59392		35.78	UTILITIES	
9/22/2022	CROPPER ACCOUNTANCY CORP		38040			3,500.00
		59393		3,500.00	AUDIT SERVICES FOR FYE 06/30/2022	
9/22/2022	FLSMIDTH, INC		38041			2,435.32
		59318		1,066.17	INVENTORY	
		59319		1,369.15	INVENTORY	
9/22/2022	MATT GOTSHALL		38042			488.77
		59458		488.77	REIMBURSEMENT	
9/22/2022	JOHN MUIR HEALTH		38043			853.16
		59395		853.16	2022 Annual Corporate Wellness Services	
9/22/2022	KEMIRA WATER SOLUTIONS, INC.		38044			6,958.15
		59295		6,958.15	FERROUS CHLORIDE	
9/22/2022	LEEANN KNIGHT		38045			224.82
		59451		224.82	REIMBURSEMENT	
9/22/2022	LINDE GAS & EQUIPMENT INC		38046			1,653.74
		59333		1,653.74	OXYGEN RENTAL	
9/22/2022	LYSTEK INTERNATIONAL LIMITED		38047			4,114.32
		59302		4,114.32	BIOSOLIDS DISPOSAL	
9/22/2022	CAROL MARGETICH		38048			492.56
		59453		492.56	REIMBURSEMENT	
9/22/2022	MCMASTER CARR SUPPLY CO		38049			326.91
		59311		326.91	INVENTORY	
9/22/2022	JINMING NI		38050			18,303.60
		59450		18,303.60	REFUND	
9/22/2022	NORTHPOINT SECURITY SERVICES, INC		38051			5,479.60
		59399		5,479.60	SECURITY PATROL SERVICES	
9/22/2022	ODP BUSINESS SOLUTIONS LLC		38052			7.68
		59400		54.86	OFFICE SUPPLIES	
		59401		(47.18)	OFFICE SUPPLIES	
9/22/2022	PACIFIC GAS & ELECTRIC COMPANY		38053			63,030.21
		59402		63,030.21	AC# 4835091675-4	
9/22/2022	PACIFIC GAS & ELECTRIC COMPANY		38054			66,608.18
		59403		66,608.18	AC# 48871739628	

CHECK DATE	VENDOR NAME	INVOICE NO.	CHECK NO.	INVOICE AMOUNT	DESCRIPTION	CHECK AMOUNT
9/22/2022	PACIFIC GAS & ELECTRIC COMPANY	59404	38055	334.04	UTILITIES	334.04
9/22/2022	PACIFIC GAS & ELECTRIC COMPANY	59405	38056	53.70	UTILITIES	53.70
9/22/2022	ABEL PALACIO	59455	38057	918.63	REIMBURSEMENT	918.63
9/22/2022	PRESIDIO SYSTEMS	59338	38058	4,900.00	CARBON MEDIA CHANGE OUT	4,900.00
9/22/2022	PSOMAS	59301	38059	37,490.00	CONSTRUCTION MANAGEMENT SERVICES	37,490.00
9/22/2022	RH TECHNOLOGY	59380 59424	38060	2,105.92 2,632.40	O/S TEMP O/S TEMP	4,738.32
9/22/2022	TERRY SPURGEON	59457	38061	483.62	REIMBURSEMENT	483.62
9/22/2022	JAYNE STROMMER	59454	38062	166.12	REIMBURSEMENT	166.12
9/22/2022	SWEEPING CORP OF AMERICA	59406	38063	37,523.08	FY22/23 ANTIOCH AND BAY POINT STREET SWEEPING	37,523.08
9/22/2022	TELSTAR INSTRUMENTS INC	59315	38064	3,001.10	INVENTORY	3,001.10
9/22/2022	TRI-VALLEY JANITORIAL SERVICE & SUPPLY INC,	59298	38065	9,336.00	NIGHTLY JANITORIAL SERVICES	9,336.00
9/22/2022	UNIVAR USA INC	59294	38066	6,843.01	SODIUM HYPOCHLORITE	6,843.01
9/29/2022	AFLAC	59534	38067	573.38	INSURANCE	573.38
9/29/2022	ALHAMBRA & SIERRA SPRGS WATER	59500	38068	513.89	ALHAMBRA WATER	513.89
9/29/2022	ASSOCIATED SERVICES COMPANY	59536 59537	38069	261.40 54.96	COFFEE AND COFFEE SUPPLIES COFFEE AND COFFEE SUPPLIES	316.36
9/29/2022	AT&T	59502	38070	2,342.96	PHONE EXP	2,342.96
9/29/2022	BRENTWOOD PRESS	59499	38071	539.00	AD	539.00
9/29/2022	CALTEST ANALYTICAL LABORATORY	59321	38072	583.20	PROVIDE LAB TESTING FOR NPDES PERMIT COMPLAINE	583.20
9/29/2022	CON-QUEST CONTRACTORS, INC	59540	38073	116,850.00	CONSTRUCTION SERVICES PN 23118	116,850.00
9/29/2022	CON-QUEST CONTRACTORS, INC	59548	38074	36,399.00	SHORE ACRES INTERCEPTOR EMERGENCY REPAIR PJ 22129	36,399.00
9/29/2022	CON-QUEST CONTRACTORS, INC	59549	38075	6,150.00	WILLOW PASS INTERCEPTOR REPAIR PR 23118	6,150.00
9/29/2022	COUNTY OF CONTRA COSTA	59489	38076	926.14	CCCPW ENCROACHMENT PERMIT INSPECTION	926.14
9/29/2022	JW BACKHOE & CONSTRUCTION, INC	59526	38077	13,667.00	BRIDGEHEAD FM TEMPORARY BYPASS	13,667.00
9/29/2022	KEN GRADY COMPANY	59382	38078	1,001.86	INVENTORY	1,001.86
9/29/2022	KENNEDY/JENKS CONSULTANTS INC.	59509	38079	33,951.60	ESDD FOR PN21114	33,951.60
9/29/2022	KOA HILLS CONSULTING LLC.	59396 59397 59491	38080	175.00 1,618.75 1,137.50	KOA HILLS CONSULTING MUNIS SUPPORT SERVICES MUNIS ERP ENHANCEMENT PROJECT MUNIS ERP ENHANCEMENT PROJECT	2,931.25
9/29/2022	LIEBERT, CASSIDY, WHITMORE	59511 59512	38081	26.00 26.00	Labor Negotiations Services Labor Negotiations Services	52.00

CHECK DATE	VENDOR NAME	INVOICE NO.	CHECK NO.	INVOICE AMOUNT	DESCRIPTION	CHECK AMOUNT
9/29/2022	NEW IMAGE LANDSCAPE COMPANY	59516 59517	38082	2,563.00 2,563.00	LANDSCAPE SERVICES LANDSCAPE SERVICES	5,126.00
9/29/2022	NWN CORPORATION	59496 59498	38083	817.95 1,269.92	PHONE EXP PHONE EXP	2,087.87
9/29/2022	OMNI ALARM SOLUTIONS INC.	59350	38084	408.00	FIRE ALARM MONITORING SERVICES	408.00
9/29/2022	PSOMAS	59521 59522	38085	4,200.00 3,500.00	CONSTRUCTION MGMT/INSPECTION SERVICES PN 23118 INSPECTION SERVICES FOR THE REMOVAL OF UNDERGROUND	7,700.00
9/29/2022	RED WING SHOE STORE 165	59299 59519	38086	166.36 215.31	SAFETY SHOES SAFETY SHOES	381.67
9/29/2022	RH TECHNOLOGY	59487 59488	38087	4,682.00 2,632.40	O/S TEMP O/S TEMP	7,314.40
9/29/2022	SWRCB-FEES	59503	38088	1,500.00	ELAP FEE	1,500.00
9/29/2022	TELSTAR INSTRUMENTS INC	59485	38089	2,200.00	ELECTRICAL/ INSTRUMENTATION SUPPORT	2,200.00
9/29/2022	TOSHIBA INTERNATIONAL CORP	59344	38090	156.12	TOSHIBA COPIER AND PRINTER SUPPLIES	156.12
9/29/2022	UNIVAR USA INC	59336 59337	38091	6,846.96 6,841.34	SODIUM HYPOCHLORITE SODIUM HYPOCHLORITE	13,688.30
9/29/2022	VERIZON WIRELESS	59528 59533	38092	2,144.74 2,139.52	PHONE EXP PHONE EXP	4,284.26
9/29/2022	VISION SERVICE PLAN	59557 59558	38093	50.98 1,639.38	COBRA VISION VISION	1,690.36
GRAND TOTAL						<u>1,879,751.55</u>

November 9, 2022

APPROVE UPDATED ADMINISTRATIVE POLICY NO. 1081, "MANDATORY COVID-19 VACCINATION FOR ALL DISTRICT EMPLOYEES"

Recommendation

Approve updated Administrative Policy No. 1081, Mandatory COVID-19 Vaccination for All District Employees.

Background Information

At its October 13, 2021 meeting, the Board of Directors directed staff to prepare, execute, and implement a "Mandatory COVID-19 Policy for All District Employees" and engage in an associated meet and confer process with the labor bargaining units impacted by this policy. In response to the Board's direction, Administrative Policy No. 1081 was implemented with an effective date of December 1, 2021, following completion of the meet and confer process. Policy No. 1081 includes a provision for employees to request a medical or religious exemption from the vaccination requirement. The policy also states that employees who are granted a medical or religious exemption must be tested for COVID-19 at least once per week and comply with additional accommodations, as determined during the interactive process.

Analysis

Based on the current downward trends of COVID-19 related cases, hospitalizations, and deaths as well as the availability of vaccinations and treatments, the District is moving forward with implementing changes to several COVID-19 measures in the workplace. Following Closed Session at its October 12, 2022 meeting, the Board provided direction to the General Manager to revise Policy No. 1081 to remove the stated weekly testing requirement in reference to accommodations required for exempted employees. The updated Policy No. 1081 (refer to attachment) no longer specifically requires weekly testing for employees who were granted a medical or religious exemption, but does require employees to comply with reasonable accommodations that will be administered based on workplace safety requirements and considerations.

Financial Impact

Regular weekly COVID-19 testing was included in the current Fiscal Year 2022/2023 Budget. Ceasing testing will result in an operational cost savings.

Attachments

1. Revised Policy No. 1081 (tracked changes)
2. Revised Policy No. 1081 (clean version)

Reviewed by: 

Brian Thomas
Acting Business Services Director

cc: District File No. BRD.01-ACTS





Mandatory COVID-19 Vaccination for All District Employees

Policy 1081

Effective: ~~2021~~ 2022
Supersedes: ~~October 25, 2021~~

Deleted: October 2513

Deleted: 2021

It is the policy of Delta Diablo (District) that: All District Employees and Temporary Employees be fully vaccinated against COVID-19 to protect the health and safety of employees and members of the public.

Background and Purpose

On October 13, 2021, the Board of Directors directed the General Manager to prepare, execute, and implement a mandatory COVID-19 vaccination policy for all employees to address the District's low overall COVID-19 vaccination rate and significant operational threat to the District's core mission of protecting public health and the environment. In particular, the District's vaccination rate plateaued since mid-July 2021 despite widespread availability of a COVID-19 vaccine with full U.S. Food and Drug Administration approval on August 23, 2021. In addition, the vaccination rate in critical workgroups, essential to accomplishing the District's mission, remains extremely low.

As emergency conditions continue at the state and local level, public health officials are urging unvaccinated individuals to get vaccinated to help combat the ongoing COVID-19 public health threat, including the Delta variant that has assumed dominance since early July 2021. The Centers for Disease Control and Prevention (CDC) estimates that unvaccinated individuals comprise 92% of cases, 92% of hospitalizations, and 91% of deaths from April 4 to July 17, 2021.

The purpose of this policy is to implement critical workplace safety measures to protect the health and safety of District employees and members of the public. Since the onset of the COVID-19 pandemic, the District has proactively implemented a broad range of protective measures to ensure the safety of its employees in the workplace, while meeting applicable federal, state, and local requirements and guidelines. The District has previously implemented a mandatory COVID-19 vaccination requirement for all new employees, effective September 26, 2021.

Policy Requirements

For the purposes of this mandatory COVID-19 policy only, "District Employees" includes all full, part-time, and as needed employees of Delta Diablo under the administration of the Board of Directors regardless of appointment type, and "Temporary Employees" includes paid or unpaid volunteers, interns, temporary staff working on site (hired by contract or staffing company), and student workers. District Employees who need to be vaccinated in accordance with this policy may do so during normal working hours and will receive their normal compensation for time spent getting vaccinated.

Effective Date: District Employees and Temporary Employees are required to provide proof of COVID-19 vaccination by December 1, 2021, or have submitted a request for medical or religious exemption by the date referenced below.

Proof of COVID-19 Vaccination: For the purposes of this policy, District Employees and Temporary Employees (excluding temporary staff working on site) must demonstrate that they have received a single-shot COVID-19 vaccine or the second shot of a two-shot COVID-19 vaccine by

submitting proof of vaccination to the Human Resources and Risk Manager, using one of the following methods: 1) a COVID-19 vaccination record card (issued by the Department of Health and Human Services, CDC, or World Health Organization (Yellow Card), which includes name of employee, type of vaccine provided, and date last dose was administered; 2) a photo of a vaccination record card as a separate document; 3) a photo of a vaccination record card stored on a phone or electronic device; and 4) documentation of COVID-19 vaccination from a health care provider (the document should not include any sensitive medical condition information). Temporary staff working on site must provide similar proof of vaccination status to their employer.

A District Employee who provides false information in support of the proof of vaccination process shall be subject to significant disciplinary action, up to and including termination. A Temporary Employee who provides false information in support of the proof of vaccination shall be subject to immediate dismissal or replacement under existing contracts.

District employees who are already vaccinated, and have not reported their vaccination status to the District, are required to report their vaccination status by Friday, October 29, 2021.

Exemptions: A District Employee seeking a medical or religious exemption from the mandatory COVID-19 vaccination requirement must submit an exemption request, as described below, to the District’s Human Resources and Risk Manager by Friday, November 5, 2021. A District Employee may request a copy of a Medical Exemption Form and/or Religious Exemption Form by sending an email request to the Human Resources and Risk Manager. An exemption may only be granted if:

Deleted: (cherylra@deltadiablo.org)

Medical Reasons – The District Employee provides a written statement signed by their licensed physician, licensed nurse practitioner, or other licensed medical professional acting under the license of a physician stating that the individual qualifies for the exemption (but the statement should not describe the underlying medical condition or disability) and indicating the probable duration of the worker’s inability to receive the vaccine (or if the duration is unknown or permanent, so indicate).

Religious Reasons – The District Employee holds a sincere religious belief, practice, or observance that is contrary to the practice of vaccination, and the employee provides written documentation and information to support an exemption.

Requests for medical and religious exemptions will be processed by the District. Requests for an exemption as a reasonable accommodation for a medical or religious reason will be determined on an individualized case-by-case basis via the interactive process with the employee. A District Employee for whom a medical or religious exemption is granted must comply with reasonable accommodations, as required, which shall be administered based on workplace safety requirements and considerations.

Deleted: be tested for COVID-19 at least once a week (or more as required by the District or applicable state and/or county orders) and

Deleted: additional

Deleted: .

A District Employee who provides false information in support of an exemption request shall be subject to significant disciplinary action, up to and including termination.

Future COVID-19 Booster Shots: The District anticipates updating the policy requirements set forth herein when CDC, California Department of Public Health (CDPH), and/or Contra Costa Health Services provides additional information and guidance to administer COVID-19 booster shot requirements.

Confidentiality of Records

The District will treat all vaccination records and exemption request forms as confidential medical information and maintain such records as required by the Confidentiality of Medical Information Act (CMIA). The District will not use or disclose such information, unless authorized to do so or as permitted or required under the law.

Authority

In accordance with the authority delegated by the Board of Directors by Board Actions on October 13, 2021 and November 9, 2022, the General Manager has the authority to prepare, execute, and implement a mandatory COVID-19 vaccination policy for all District employees.

Approval Date: November 9, 2022

Deleted: October 25
Deleted: 1



Mandatory COVID-19 Vaccination for All District Employees

Policy 1081

Effective: November 9, 2022
Supersedes: October 25, 2021

It is the policy of Delta Diablo (District) that: All District Employees and Temporary Employees be fully vaccinated against COVID-19 to protect the health and safety of employees and members of the public.

Background and Purpose

On October 13, 2021, the Board of Directors directed the General Manager to prepare, execute, and implement a mandatory COVID-19 vaccination policy for all employees to address the District's low overall COVID-19 vaccination rate and significant operational threat to the District's core mission of protecting public health and the environment. In particular, the District's vaccination rate plateaued since mid-July 2021 despite widespread availability of a COVID-19 vaccine with full U.S. Food and Drug Administration approval on August 23, 2021. In addition, the vaccination rate in critical workgroups, essential to accomplishing the District's mission, remains extremely low.

As emergency conditions continue at the state and local level, public health officials are urging unvaccinated individuals to get vaccinated to help combat the ongoing COVID-19 public health threat, including the Delta variant that has assumed dominance since early July 2021. The Centers for Disease Control and Prevention (CDC) estimates that unvaccinated individuals comprise 92% of cases, 92% of hospitalizations, and 91% of deaths from April 4 to July 17, 2021.

The purpose of this policy is to implement critical workplace safety measures to protect the health and safety of District employees and members of the public. Since the onset of the COVID-19 pandemic, the District has proactively implemented a broad range of protective measures to ensure the safety of its employees in the workplace, while meeting applicable federal, state, and local requirements and guidelines. The District has previously implemented a mandatory COVID-19 vaccination requirement for all new employees, effective September 26, 2021.

Policy Requirements

For the purposes of this mandatory COVID-19 policy only, "District Employees" includes all full, part-time, and as needed employees of Delta Diablo under the administration of the Board of Directors regardless of appointment type, and "Temporary Employees" includes paid or unpaid volunteers, interns, temporary staff working on site (hired by contract or staffing company), and student workers. District Employees who need to be vaccinated in accordance with this policy may do so during normal working hours and will receive their normal compensation for time spent getting vaccinated.

Effective Date: District Employees and Temporary Employees are required to provide proof of COVID-19 vaccination by December 1, 2021, or have submitted a request for medical or religious exemption by the date referenced below.

Proof of COVID-19 Vaccination: For the purposes of this policy, District Employees and Temporary Employees (excluding temporary staff working on site) must demonstrate that they have received a single-shot COVID-19 vaccine or the second shot of a two-shot COVID-19 vaccine by

submitting proof of vaccination to the Human Resources and Risk Manager, using one of the following methods: 1) a COVID-19 vaccination record card (issued by the Department of Health and Human Services, CDC, or World Health Organization (Yellow Card), which includes name of employee, type of vaccine provided, and date last dose was administered; 2) a photo of a vaccination record card as a separate document; 3) a photo of a vaccination record card stored on a phone or electronic device; and 4) documentation of COVID-19 vaccination from a health care provider (the document should not include any sensitive medical condition information). Temporary staff working on site must provide similar proof of vaccination status to their employer.

A District Employee who provides false information in support of the proof of vaccination process shall be subject to significant disciplinary action, up to and including termination. A Temporary Employee who provides false information in support of the proof of vaccination shall be subject to immediate dismissal or replacement under existing contracts.

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Exemptions: A District Employee seeking a medical or religious exemption from the mandatory COVID-19 vaccination requirement must submit an exemption request, as described below, to the District's Human Resources and Risk Manager by Friday, November 5, 2021. A District Employee may request a copy of a Medical Exemption Form and/or Religious Exemption Form by sending an email request to the Human Resources and Risk Manager. An exemption may only be granted if:

Medical Reasons – The District Employee provides a written statement signed by their licensed physician, licensed nurse practitioner, or other licensed medical professional acting under the license of a physician stating that the individual qualifies for the exemption (but the statement should not describe the underlying medical condition or disability) and indicating the probable duration of the worker's inability to receive the vaccine (or if the duration is unknown or permanent, so indicate).

Religious Reasons – The District Employee holds a sincere religious belief, practice, or observance that is contrary to the practice of vaccination, and the employee provides written documentation and information to support an exemption.

Requests for medical and religious exemptions will be processed by the District. Requests for an exemption as a reasonable accommodation for a medical or religious reason will be determined on an individualized case-by-case basis via the interactive process with the employee. A District Employee for whom a medical or religious exemption is granted must comply with reasonable accommodations, as required, which shall be administered based on workplace safety requirements and considerations.

A District Employee who provides false information in support of an exemption request shall be subject to significant disciplinary action, up to and including termination.

Future COVID-19 Booster Shots: The District anticipates updating the policy requirements set forth herein when CDC, California Department of Public Health (CDPH), and/or Contra Costa Health Services provides additional information and guidance to administer COVID-19 booster shot requirements.

Confidentiality of Records

The District will treat all vaccination records and exemption request forms as confidential medical information and maintain such records as required by the Confidentiality of Medical Information Act (CMIA). The District will not use or disclose such information, unless authorized to do so or as permitted or required under the law.

Authority

In accordance with the authority delegated by the Board of Directors by Board Actions on October 13, 2021, and November 9, 2022, the General Manager has the authority to prepare, execute, and implement a mandatory COVID-19 vaccination policy for all District employees.

Approval Date: November 9, 2022

November 9, 2022

AUTHORIZE GENERAL MANAGER TO EXECUTE AMENDMENT NO. 1 TO GENERAL SERVICES CONTRACT IN THE AMOUNT OF \$56,022, FOR A NEW TOTAL CONTRACT AMOUNT NOT TO EXCEED \$239,424, NEW IMAGE LANDSCAPE COMPANY, LANDSCAPING SERVICES

Recommendation

Authorize the General Manager to execute Amendment No. 1 to the general services contract with New Image Landscape Company (New Image) to provide landscape and hardscape improvements in the amount of \$56,022, for a new total contract amount not to exceed \$239,424.

Background Information

Landscape improvements provide a welcoming and aesthetically pleasing environment at District facilities and help to ensure a safe and secure workplace as required by California Occupational Safety and Health Administration (Cal/OSHA) regulations and California Labor Code. The District executed a general services contract with New Image in January 2022 for landscape maintenance and improvement services.

Analysis

As part of the initial services to establish proper serviceable conditions, New Image conducted multiple sprinkler repairs, removed invasive ivy, removed dead shrubs, and pruned overgrown shrubs and hedges, and established a new rose garden. Following this initial work, the District identified the need for installation of new plant materials, as well as hardscape improvements at the Recycled Water Facility. This contract amendment allows for the installation of trees and shrubs on the Arcy Lane corridor, along with the associated irrigation system, to replace the 20-year-old plantings that were previously removed. This amendment also includes installation of gravel rock on the hardscape inside the adjacent fence line.

Financial Impact

Sufficient funding is available in the adopted Fiscal Year 2022/2023 Budget.



Prepared by: _____

Dean Eckerson
Resource Recovery Services Director

cc: District File No. BRD.01-ACTS



November 9, 2022

APPROVE AND AUTHORIZE GENERAL MANAGER TO EXECUTE GENERAL SERVICES CONTRACT IN AN AMOUNT NOT TO EXCEED \$251,538, LEE & ASSOCIATES RESCUE, INC., SAFETY SERVICES

Recommendation

Approve and authorize the General Manager to execute a general services contract with Lee & Associates Rescue, Inc. (Lee & Associates) to provide confined space rescue standby services in an amount not to exceed \$251,538.

Background Information

The District's facilities may include areas with restricted means for entry or exit that are not designed for continuous occupancy (referred to as "confined spaces"), where staff is required to enter periodically to conduct maintenance and/or repair activities. Confined spaces, including tanks, vessels, storage bins, vaults, pits, utility access holes, and pipelines, are assessed and classified in accordance with the District's Confined Space Awareness and Entry Procedures to determine specific precautions, safety requirements, and actions necessary throughout the entry process to ensure safety.

Analysis

Permit-required confined spaces contain a potentially hazardous atmosphere or other health hazards and are configured such that the entrant could become trapped. Staff entry into permit-required confined spaces requires an emergency rescue plan and specialized personnel designated to rescue employees from the confined space should an emergency situation develop. Lee & Associates would provide trained and certified rescue specialists who offer standby services with all necessary safety equipment whenever staff are required to enter permit-required confined spaces. The District is planning to conduct significant work at its Recycled Water Facility over the next few months that requires multiple permit-required confined space entries and associated standby rescue services.

Lee & Associates were selected as the most qualified and cost-effective service provider following review of the three bids received. The proposed general services contract with Lee & Associates provides the confined space rescue stand-by services necessary for District personnel to complete the planned work in the current fiscal year.

Financial Impact

Sufficient funding is available in the adopted Fiscal Year 2022/2023 Budget for this work.



Prepared by: _____

Dean Eckerson
Resource Recovery Services Director

cc: District File No. BRD.01-ACTS



November 9, 2022

AUTHORIZE GENERAL MANAGER TO ESTABLISH A NEW FISCAL YEAR 2022/2023 PROJECT IN THE BAY POINT COLLECTION FUND AND TRANSFER MONIES TO THIS PROJECT FROM BAY POINT COLLECTION FUND RESERVES IN THE AMOUNT OF \$150,000, FOR A TOTAL PROJECT BUDGET OF \$150,000, BAY POINT COLLECTION SYSTEM POINT REPAIRS, PROJECT NO. 23119

Recommendations

Authorize the General Manager to establish a new Fiscal Year 2022/2023 (FY22/23) project in the Bay Point Collection (BP Coll) Fund, entitled Bay Point Collection System Point Repairs, and to transfer monies to this project from BP Coll Fund Reserves in the amount of \$150,000, for a total project budget of \$150,000.

Background Information

To ensure critical infrastructure vulnerability issues are effectively addressed, staff recently initiated a comprehensive review of available condition assessment information for the District's wastewater conveyance and collection systems. During this process, staff became aware of 14 sewer segments with various localized structural defects (i.e., severe offsets, major cracks) in different areas of the Bay Point collection system. Following identification of these defects, staff conducted a targeted closed-circuit television inspection at certain locations to determine the current internal condition of these sewer segments. The inspection confirmed no further damage beyond the original assessment. These defects have not resulted in sanitary sewer overflows (SSOs), but must be addressed within the next 12 months to avoid a threat to public health, safety, and the environment if an SSO or failure occurs.

Analysis

The adopted FY22/23-FY26/27 Capital Improvement Program includes the multi-phase Bay Point Sewer Repairs – Phase 5 Project to rehabilitate and replace prioritized sewer pipe segments. This work is scheduled to commence in FY26/27 as part of the District's compliance with the 2013 River Watch Settlement Agreement requirements. Given the latest discovery and the need to address the identified defects within the next 12 months, staff recommends that the Board authorize creation of a new capital project in FY22/23 to perform point repairs to ensure operational reliability in these segments in advance of the Bay Point Sewer Repairs – Phase 5 Project. Anticipated activities in FY22/23 include contracting with a design consultant to prepare contract plans and specifications to rehabilitate the identified sewer segments that are at-risk and bid the proposed project. Staff anticipates returning to the Board in the future for approval of the associated detailed design and construction contracts.

Financial Impact

Sufficient funding is available within the BP Coll Fund Reserves and the adopted FY22/23 Budget. Staff is recommending that funding for this effort be provided through transfer from the BP Coll Fund Reserves in the amount of \$150,000. A summary of the required transfer and estimated costs is attached.

Attachment

Summary of Required Transfers from Bay Point Collection Fund Reserves

Prepared by: _____



Thanh Vo
Acting Engineering Services Director

cc: District File No. P.23119.01.01



**BAY POINT COLLECTION SYSTEM POINT REPAIRS
PROJECT NO. 23119**

**SUMMARY OF TRANSFER FROM BAY POINT COLLECTION
(BP COLL) FUND RESERVES**

Description	Current Project Budget	Transfer Request from BP Coll Fund Reserves	Estimated Expenditures through FY22/23
Project Administration	-	\$25,000	\$25,000
Engineering Services During Design	-	\$125,000	\$125,000
TOTAL	-	\$150,000	\$150,000

November 9, 2022

RECEIVE FIRST QUARTER FISCAL YEAR 2022/2023 DISTRICT INVESTMENT REPORT

Recommendation

Receive First Quarter Fiscal Year 2022/2023 (FY22/23) District Investment Report.

Background Information

The purpose of this Investment Report (Quarterly Schedule of Cash and Investments) is to provide the Board with an update of the District's investment portfolio as of September 30, 2022, in accordance with the District's Investment Policy, which was adopted on February 12, 2020. The Investment Report includes a summary of portfolio composition and performance, and other key investment and cash flow information.

The Policy includes the following primary investment portfolio objectives (in priority order): 1) safety of the principal invested, 2) sufficient liquidity to meet ongoing cash flow requirements, and 3) a return (or yield) on investments that exceeds the state of California's Local Agency Investment Fund (LAIF) yield and is comparable to the six-month U.S. Treasury yield.

Analysis

The District's total Cash and Investments as of September 30, 2022, was \$88.2 million, including \$10.8 million (12%) in cash, \$72.0 million (82%) in LAIF, and \$5.3 million (6%) in the California Asset Management Program (CAMP), which is a California Joint Powers Authority (JPA) established in 1989 to provide public agencies with professional investment services. This represents a decrease of \$8.8 million from the quarter ending June 30, 2022, and an increase of \$13.6 million from last year's balance during the same period of \$74.6 million. The Cash and Investments balance fluctuates from quarter to quarter primarily due to the timing of service charges, receipt of loan proceeds, and disbursement of debt service and/or large construction project progress payments.

At the recommendation of the District's investment advisor (PFM), the District has invested a total of \$5.3 million in CAMP. The District's Investment Policy includes the ability to use the CAMP pool to provide further diversification of invested funds, as it is a permitted short-term cash reserve portfolio for all local agencies under Government Code Section 53601(p) and supports planned short-term cash flow needs for capital projects.

Cash on deposit with Wells Fargo Bank is used for operating purposes. Because the interest earned is used to offset the Wells Fargo service fees, the Wells Fargo balance is excluded from the investment yield calculation. For the quarter ending September 30, 2022, LAIF had an effective yield of 1.35%, while CAMP had a yield of 2.18%. The blended yield for the quarter was 1.4%, which is an increase from the blended yield of 0.6% for the quarter ending June 30, 2022. This blended yield was on par with the target rate-of-return for the overall portfolio, which was designed to exceed LAIF and be comparable to the six-month Treasury Bill rate, which was 3.92% as of September 30, 2022. It should be noted that current economic conditions have



resulted in Treasury Bill rates that are higher than historical averages, which accounts for the significant deviation from the blended yield of the District's investment funds.

Financial Impact

In FY21/22, annual investment earnings contributed approximately \$286,000 (or 0.6%) to the District's total revenue of \$48.2 million. LAIF investments and deposits are made in such a way as to realize the maximum return consistent with safe and prudent fund management. The rate of return is maintained on a consistent level that is representative of current market yield direction, which fluctuates based on several factors including those taken by the Federal Reserve. Staff will continue to monitor yields and implement strategies within policy requirements to maximize yields in support of fiscal stewardship.

Attachment

Quarterly Schedule of Cash and Investments as of September 30, 2022

Reviewed by:



Brian Thomas
Acting Business Services Director

cc: District File No. FIN.12-REP



Delta Diablo
Quarterly Schedule of Cash and Investments Ending September 30, 2022

DESCRIPTION OF SECURITY	CUSIP NUMBER	SECURITY TYPE	COUPON RATE	MATURITY DATE	INVESTED AMOUNT	% OF TOTAL INVESTMENTS	PAR VALUE	MARKET VALUE	Quarterly Yield	PRICING SOURCE
<u>FUNDS SUBJECT TO INVESTMENT POLICY</u>										
<i>Cash Accounts</i>										
Cash - Wells Fargo			N/A	N/A	\$ 8,461,053.80	9.60%	\$ 8,461,053.80	\$ 8,461,053.80	See note (1)	
Cash - Cash Held at the County			N/A	N/A	2,348,505.18	2.66%	2,348,505.18	2,348,505.18		
Cash - Petty Cash			N/A	N/A	600.00	0.00%	600.00	600.00		
Cash and Cash Equivalents-MUFG-US Bank			N/A	N/A	1,549.28	0.00%	1,549.28	1,549.28		
Total Cash					\$ 10,811,708.26	12.26%	\$ 10,811,708.26	\$ 10,811,708.26		
<i>Investment</i>										
LAIF:										
County Treasurer-Capital Exp Project Funds		Public Agency Pool	N/A	N/A	\$ 78,543.67	0.09%	\$ 78,543.67	\$ 77,032.57	1.350%	LAIF
District/Integrated Finance		Public Agency Pool	N/A	N/A	71,942,962.37	81.60%	71,942,962.37	70,558,848.98	1.350%	LAIF
California Asset Management Program (CAMP)		Short-term Cash Portfolio	N/A	N/A	5,333,313.58	6.05%	5,333,313.58	5,333,313.58	2.183%	CAMP
Total Investments:					\$ 77,354,819.62	87.74%	\$ 77,354,819.62	\$ 75,969,195.13		
Grand Total					\$ 88,166,527.88	100.00%	\$ 88,166,527.88	\$ 86,780,903.39		

NOTE: This is the information required by Government Code Section 53646 (6).
All report information is unaudited but due diligence was utilized in its preparation with the most current information available.
(1) Interest earned (earnings credit) on account balance is used to offset banking fees and charges for Wells Fargo account.

COMPLIANCE STATEMENT:

I certify that this report reflects all District investments and is in conformity with the Investment Policy of Delta Diablo.
A copy of the investment policy is available at the Administrative building.
The Investment Program provides sufficient cash flow liquidity to meet the next six (6) months expenditure requirements.



Anika Lyons
Finance Manager

November 9, 2022

RATIFY GENERAL MANAGER'S EXECUTION OF A CONTRACT WITH CLEAN HARBORS ENVIRONMENTAL SERVICES, INC., WITH MODIFIED INDEMNIFICATION LANGUAGE, IN THE AMOUNT OF \$25,000, FOR MARINE FLARE COLLECTION AND DISPOSAL SERVICES DURING THE PERIOD FROM NOVEMBER 4, 2022 THROUGH JUNE 30, 2023

Recommendation

Ratify General Manager's execution of a contract with Clean Harbors Environmental Services, Inc. (Clean Harbors), with modified indemnification language, in the amount of \$25,000, for marine flare collection and disposal services during the period from November 4, 2022 through June 30, 2023.

Background Information

In 2020, the District received a \$100,000 CalRecycle Household Hazardous Waste Grant (CalRecycle Grant) to conduct marine flare education and outreach, including conducting two marine flare collection events for local recreational boaters. In order to reduce costs associated with the collection events, the District has been coordinating with other Bay Area agencies to reduce event-related transportation costs by holding events on the same day. The first event was held in November 2021 and the second event was scheduled for November 6, 2022.

On November 2, 2022, Clean Harbors notified staff that it would not accept the District's standard indemnification clause and would insist on its standard clause, which limits its indemnification obligations. To ensure these critical services were performed at the November 6, 2022 marine flare collection event, the General Manager executed the contract with the modified indemnification language with the understanding that the Board could consider ratifying the contract on November 9, 2022.

Analysis

The contract's modified indemnification language requires Clean Harbors to indemnify and defend the District from liabilities arising from Clean Harbors' negligence or willful misconduct. Clean Harbors is not obligated to indemnify and defend the District from the proportion of any liabilities attributable to the District's negligence or sole misconduct. Additionally, neither party will be liable to the other party for indirect or consequential damages. Clean Harbors' indemnity obligations are limited to coverage limits in its insurance policies. Clean Harbors is required to maintain a \$5,000,000 policy limit for each of its commercial liability, automobile liability, and pollution liability insurance policies, and a \$1,000,000 policy limit for its workers' compensation policy.

Because staff's role at the marine flare collection event is limited, the risk of this change to the District is low. In consideration of low risk impacts, Clean Harbors' reputation in the industry, the coverage provided by its policies of insurance, and the importance of these services to the public, the General Manager recommends that the Board ratify the execution of the contract with modified indemnification language.



Financial Impact

The Clean Harbors contract has a not to exceed amount of \$25,000 and covers the staffing, collection, transportation, and disposal of marine flares during the one-day collection event on November 6, 2022. The costs will be reimbursed through the CalRecycle Grant.

Attachments

None.

Prepared by: _____



Thanh Vo
Acting Engineering Services Director

cc: Clean Harbors
District File No. BRD.01-ACTS



November 9, 2022

RECEIVE REPORT ON EXPANDING BIOGAS UTILIZATION TO GENERATE RENEWABLE ENERGY AND REVENUE

Recommendation

Receive report on future opportunities to expand biogas utilization to generate renewable energy and revenue at the District's Wastewater Treatment Plant (WWTP).

Background Information

In effectively "Transforming Wastewater to Resources," the District reduces local potable water demand via water recycling, generates onsite renewable energy via biogas utilization, and recovers valuable nutrients to improve soil health via land application and composting of biosolids. Biogas (approximately 65% methane, 35% carbon dioxide, with trace contaminants) is produced as a byproduct of anaerobic digestion of wastewater sludges at the WWTP. This biogas is harnessed as the primary fuel source for a 0.8 megawatt (MW) engine at the onsite Cogeneration Engine Facility, which allows the District to meet approximately 60% of the WWTP power demand and reduce operating costs through renewable energy production. Waste heat from the cogeneration engine is utilized on site to heat the anaerobic digesters to >98°F.

Because the existing cogeneration engine and major system components are over 40 years old, the District's 5-year Capital Improvement Program (CIP) includes \$5.0 million in infrastructure investment over the next three years (FY22/23-FY24/25). Staff has been actively engaging to ensure the recommended project approach support the District's Sustainability Policy (No. 1060) and key Strategic Plan goal areas, including Infrastructure Investment, Environmental Stewardship, and Fiscal Responsibility. In 2013, the District completed construction of a trucked waste receiving station that was originally designed and operated to boost biogas production through receipt of fats, oils, and grease (FOG) deliveries. This facility relied on a single FOG hauler and is not currently utilized. As part of its recent Resource Recovery Facility Master Plan, the District determined that significant trucked waste volumes are available in reasonable proximity to the WWTP, which could support future expansion of biogas generation and utilization.

Analysis

Because WWTPs are well positioned to directly support state and federal environmental protection and climate change goals, there are numerous regulatory drivers and funding opportunities to be considered as the District evaluates approaches to expanding biogas utilization, including:

- § Diverting Organics from Landfills in California: Senate Bill 1383 (SB 1383) is focused on mitigating climate change impacts from methane emissions at the state level, which may provide the District with funding opportunities through related CalRecycle grants.
- § Increasing Renewable Natural Gas (RNG) in Utility Portfolios: SB 1440 requires the California Public Utilities Commission to develop standards and set goals for procurement of RNG derived from organic wastes from sites that include WWTPs, dairies, landfills, agriculture, etc.
- § Incentivizing RNG Production: Although there is significant price volatility and long-term uncertainty, financial incentives in the form of "environmental attributes" have been



established at the state (LCFS [Low Carbon Fuel Standard] credits) and federal (RINs [Renewable Identification Numbers]) level that may provide additional revenue sources in support of RNG project economics.

- § Incentivizing Cogeneration Projects: The federal Inflation Reduction Act (2022) incentivizes development and implementation of cogeneration projects through tax credits for up to 30% of the capital cost, but requires start of construction by December 31, 2024 and specific sourcing of domestic materials.

Based on these key regulatory and funding opportunity drivers and consideration of District goals, staff is recommending a phased approach that requires developing two parallel paths to support effective infrastructure investment and long-term expansion of biogas utilization and associated revenue generation.

- § Initial Phase – Cogeneration System Improvements Project: In the near term, staff intends to focus on replacing the existing 0.8 MW cogeneration engine, and supporting biogas conditioning equipment and control systems; and completing the associated permitting approval processes with PG&E and the Bay Area Air Quality Management District. Staff will prepare a request for proposals for alternatives analyses, economic analyses, and detailed design services for planned consideration of contract award by the Board of Directors in March or April 2023. Based on recent construction bid results for similar projects, staff expects to increase the current 5-year CIP cost estimate from \$5.0 million to \$8.0-\$10.0 million.
- § Second Phase – Enhanced Biogas Utilization via Public-Private Partnership (P3) and/or Alternative Project Delivery: In parallel, staff will develop a project concept to increase renewable energy production via a P3 model and/or alternative project delivery (e.g., design-build with guaranteed maximum price) that may include: 1) upgrading the existing trucked waste receiving station, 2) procuring additional trucked waste volumes, 3) adding a new gas upgrading and pressurization system to convert biogas to RNG for pipeline injection (i.e., biogas would no longer be used for onsite cogeneration; natural gas from PG&E would be used instead) to leverage financial incentives (LCFS, RINs); 4) negotiating and executing RNG and electricity interconnection agreements with PG&E; 5) adding a “sidestream treatment” process to reduce baseline nutrient loading and offset additional loading associated with trucked wastes; and 6) maintaining compatibility with a potential future, large-scale food waste co-digestion project (similar to former East County Bioenergy Project). Staff intends to prepare a request for qualifications for a potential P3 project scope on a timeline to be determined.

Financial Impact

None.

Attachments

None.



Prepared by: _____

Dean Eckerson
Resource Recovery Services Director

cc: District File No. BRD.01-ACTS



ITEM J

November 9, 2022

RECEIVE MONTHLY LOBBYIST REPORT DATED OCTOBER 2022, KEY ADVOCATES, INC., WESTERN RECYCLED WATER COALITION

Recommendation

Receive and file report.

Background Information

Beginning in January 2022, Ironhouse Sanitary District (ISD) assumed the role of lead agency for the Western Recycled Water Coalition (WRWC). As a member of the WRWC, the District receives a monthly summary report related to lobbying activities from Key Advocates, Inc. (KA).

Analysis

Attached is the report for October 2022, which was produced by KA and distributed by ISD to WRWC members.

Financial Impact

None.

Attachment

KA Monthly Report, October 2022

Prepared by:



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cc: District File No. BRD.01-ACTS





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October 31, 2022

To: Western Recycled Water Coalition
From: Sante Esposito
Subject: October Monthly Report

Note: Congress is in recess until November 14.

“Build Back Better” Bill: Round Two?

Waiting on the results of the election and decisions about legislative items for the lame duck session. If the Democrats hold the majority then there is less pressure to do more this year as opposed to waiting until next year. If, however, the Democrats lose either the House and/or the Senate, then the next two months may be their last chance for maybe two years to pass bills they support. For the Coalition, pending the results of the election, we continue to advocate for a possible second round of infrastructure spending, enactment of H.R. 5118 or some variation, and the FY23 appropriations bills (see sections below).

Included in the House-passed bill of interest to the Coalition:

- \$30B for Safe Drinking Water SRF lead service line replacement projects;
- \$100M for state public water systems;
- \$700M to reduce lead in school drinking water;
- \$100M for large scale water recycling projects;
- \$1.15B for emergency drought relief;
- \$125M for Alternative Water Source Program grants; and,
- \$2B for sewer overflow and storm water reuse grants.

No funding for the Clean Water SRF is included in the House BBB. It does include new taxes.

Unofficially, the Senate Environment and Public Works Committee released its BBB title which includes \$9B for SDWSRF-funded lead remediation projects, \$225M for rural and low-income water assistance grants, \$125M for Alternative Water Source Program grants, and \$500M for sewer overflow and storm water reuse municipal grants.

FY23 Appropriations

Congress passed an FY23 Continuing Resolution funding the government until December 16 to allow more time for enactment of the regular appropriations bills. To date, 6 of the 12 bills have passed the House, none in the Senate. The Federal government has operated under CR's in all but three of the last 46 years. It is expected that this will not be the last CR for FY23.

On July 20, the House passed a six bill appropriations bill that included the Interior and Energy Appropriations bills.

The House Interior Appropriations Bill provides \$1.752B for the Clean Water SRF, \$1.126B for the Safe Drinking Water SRF and \$72M for WIFIA.

On July 28, the Senate Appropriations Committee released its FY23 Interior Appropriations Bill that provides \$1.689B for the Clean Water SRF, \$1.176B for the Safe Drinking Water SRF and \$66.9M for WIFIA.

The House Energy and Water Appropriations Bill includes \$63.7M for the traditional Title XVI program, \$20M for WIIN grants and \$75M for WaterSMART grants.

On July 28, the Senate Appropriations Committee released its FY23 Energy and Water Appropriations Bill that includes \$35M for the traditional Title XVI program, \$20M for WIIN grants and \$55M for Water SMART grants.

The House Transportation Appropriations Bill includes:

- \$775M for national infrastructure investments (RAISE/TIGER/BUILD), including \$30M for grants to assist areas of persistent poverty and \$100M for the Thriving Communities program;
- Research and technology funding to create more equitable access to transportation systems, combat climate change, and reduce greenhouse gas emissions;
- \$18.7B for the FAA, including \$1.6B for aviation safety and \$273M for airport improvement grants and projects;
- \$61.3B for the FHWA formula programs including \$1.8B for discretionary highway programs and projects;
- \$874M for FMCSA and \$1.2B for NHTSA to make cars, trucks and roads safer;
- \$3.8B for FRA including \$555M for the Intercity Passenger Rail grant program, \$630M for the CRISI grants program, and \$2.3B for Amtrak, including \$882M for the Northeast Corridor and \$1.5B for National Network grants;
- \$17.5B for the FTA, including \$13.6B for buses, \$3B for capital investment grants, and \$646M for transit infrastructure grants; and,
- \$987M for Maritime Administration (MARAD).

All the above appropriated amounts are in addition to the Bipartisan Infrastructure Law funding amounts.

“Inflation Reduction Act of 2022” (IRA)

To review, the Senate passed the bill on August 7, the House on August 12 and the President signed it into law on August 16. Highlights include:

- \$369B in energy and climate change programs, with the goal of reducing carbon emissions by 40% by 2030;
- Medicare would negotiate the prices of certain medications and cap out-of-pocket costs at \$2,000 for those enrolled in Medicare drug plans. The Health and Human Services Secretary would negotiate the prices of 10 drugs in 2026, and another 15 drugs in 2027 and again in 2028. The number would rise to 20 drugs a year for 2029 and beyond;
- It would also redesign Medicare's Part D drug plans so that seniors and people with disabilities wouldn't pay more than \$2,000 a year for medication bought at the pharmacy;
- The deal would require drug companies to pay rebates if they increase their prices in the Medicare and private-insurance markets faster than inflation;
- The agreement would also extend expiring enhanced subsidies for Affordable Care Act coverage for three years;
- Tax credits for electric vehicles are in. Electric Vehicle tax credits will continue at their current levels, up to \$4,000 for a used electric vehicle and \$7,500 for a new EV. However, there will be a lower income threshold for people who can use the tax credits.

To pay for the agreement, the bill would impose a 15% minimum tax on corporations, which would raise \$313 billion over a decade. The current deal also closes the carried interest loophole, which allows investment managers to treat their compensation as capital gains and pay a 20% long-term capital gains tax rate instead of income tax rates of up to 37%. The package also calls for providing more funding to the IRS for tax enforcement. Families making less than \$400,000 per year would not be affected and there would be no new taxes on small businesses.

“Infrastructure Investment and Jobs Act” (BIF)

To review, the \$1.2T law (P.L. 117-58) includes the following (it does not include any new taxes) –

- For FY22-26 \$12.838B for the Clean Water State SRF, starting at \$2.127B in FY22 and going up to \$2.828B in FY26;
- \$35.713B over five years for the Safe Drinking Water SRF, starting at \$6.702B in FY22 and going up to \$7.403B in FY26;
- No appropriations are included for the Alternative Water Source Projects program (an authorization of \$125M over 5 fiscal years is included);
- \$8.3B for the USBR for FY22-26 with an annual cap of \$1.66B per year including a number of programs under USBR's jurisdiction with specific appropriated amounts but without specifying annual funding amounts for each program;
- For water recycling, the bill appropriates \$1B over 5 FY's, broken down to \$550M for Title XVI and WIIN Act grants and \$450M for “large scale” projects (those with project costs >\$500M);
- \$400M over 5 FY's for WaterSMART;
- \$1.2B for water storage and groundwater;
- \$25M for desalination; and,

- S. 914, as passed by the Senate, which authorizes \$14.65B over five fiscal years for the Clean Water SRF and the Safe Drinking Water SRF, and \$125M for the AWSP and which includes the Feinstein-Padilla amendment which limits the prohibition against applying for Alternative Water Source Program (AWSP) grants to USBR projects that received construction funds; and,

Other core infrastructure -

- \$65B for Broadband
- \$17B for Ports
- \$25B for Airports
- \$7.5B for Zero and Low-Emission Buses and Ferries
- \$7.5B for Plug-In Electric Vehicle Chargers
- \$65B to Rebuild the Electric Grid
- \$21B for Superfund and Brownfield sites

Funding Opportunities

USBR Title XVI Recycled Water Grants – on August 18 awards were announced. Announcement emailed to Coalition members.

State and Tribal Assistance grants – no new grant opportunities because of the number of FY22 STAG earmarks and the projected number of FY23 earmarks. Per EPA, two information documents were sent pending release of the final Community Grants Guidance: one on how to prepare for the grant application process and the second, an optional project status questionnaire.

Alternative Water Source Program grants – pending action on a second round of infrastructure spending.

WRDA 2022 – both passed bills include only Corps of Engineers issues. Conference pending; will continue to monitor for possible inclusion of issues of interest.

H.R. 5118, the “Wildlife Response and Drought Resiliency Act” - S. 4231, the “STREAM Act”

Contacted Morgan Leonard, Napolitano staffer, and the House Natural Resources Committee, to see what their plans are in dealing with the Senate either on H.R. 5118 or the STREAM Act. The report we got back was that “at this time, it’s unclear what will happen although we are keeping the pressure on for action.” Also contacted Senator Feinstein staffers who reaffirmed the Senator’s commitment to action on the STREAM Act. However, no insights as to status, plans, etc.

On July 29 the House, by a vote of 218 to 199, passed the above bill which includes funding authorizations for items included in H.R. 1015, 3404 and 4099. The bill authorizes \$600M (this is in addition to the \$550M appropriated in the Bipartisan Infrastructure Law) for Title XVI with no breakdown between the traditional Title XVI program and WIIN grants, with no fiscal year

limitation, with an increase in the Federal share from \$20M to \$50M, and with project priority funding. The bill also authorizes \$700M (again, this is in addition to the \$450M appropriated in the Bipartisan Infrastructure Law) for large water recycling projects with total estimated cost of at least \$500M. The bill draws from the following which the Coalition has supported and advocated for enactment:

H.R. 1015 authorizes \$500M for WIIN Act grants, eliminates the requirement that Congress must approve funding awards for specific projects by designating them in an enacted appropriations bill and increases the Federal share from \$20M to \$30M.

On May 17, Senator Feinstein (with Senators Kelly and Sinema – both Arizona Democrats – as cosponsors) introduced S. 4231, the STREAM Act. A hearing was held on the bill on May 25 by the Energy and Natural Resources Subcommittee on Water and Power. The bill authorizes – it does not appropriate - \$300M for FY24-28 for the WIIN grant program. These funds, albeit authorizations, are over and above the BIF WIIN grant appropriated amount of \$550M. The Federal share is \$20M. Priority is given to projects that meet certain criteria.

H.R 3404 authorizes \$500M for the WIIN Act grant program, increases the Federal share to \$30M, and authorizes a new \$300M water trust fund with \$100M earmarked for recycled water projects.

H.R. 4099 authorizes \$450M for large water recycling projects with total estimated cost of at least \$500M with the Federal share at \$20M.

Bill Tracking

Tracking bills that are marked up by committees and/or come to our attention.