



**MINUTES OF THE REGULAR MEETING
OF THE DISTRICT BOARD
MT. VIEW SANITARY DISTRICT**

March 14, 2024

The District Board of the Mt. View Sanitary District convened in a regular session at its regular place of meeting, Mt. View Sanitary District Board Room, 3800 Arthur Road, Martinez, County of Contra Costa, State of California, on March 14, 2024, at 3:30 p.m.

1. ROLL CALL OF DIRECTORS

PRESENT: Directors David P. Maggi, Brian A. Danley, Jared D. Ruddell, and President Julia R. Halsne

ABSENT: Vice President Gregory T. Pyka and CFO/ Administrative Services Manager Denise Gray

Also Present: STAFF –District Engineer Chris D. Elliott, Board Secretary Pro Tem Pam Christopher, General Manager Lilia M. Corona, Deputy General Manager Stacey Ambrose, and District Legal Counsel J. Daniel Adams.

PUBLIC: CEO/Principal David Moore of NAI Global Wireless

2. PUBLIC COMMENT

None

3. PUBLIC HEARING

4. CONSENT CALENDAR

Consent Calendar items are typically routine and are considered for approval by the Board of Directors with one single motion. Members of the Board, Audience, or Staff wishing an item removed from the Consent Calendar for the purpose of public comment, question or input may request so through the Board President

- A. APPROVE THE MINUTES OF THE FEBRUARY 8, 2024, REGULAR BOARD MEETING
- B. RATIFY APPROVAL OF GENERAL FUND 3409 CHECK NUMBERS 61627 THROUGH 61728 DATED FEBRUARY 6, 2024
- C. RATIFY APPROVAL OF GENERAL FUND 3409 CHECK NUMBERS 61729 THROUGH 61766 DATED FEBRUARY 20, 2024
- D. RATIFY APPROVAL OF CAPITAL OUTLAY FUND 3412 PAYMENT ORDER NUMBER 3213 THROUGH 3214 DATED FEBRUARY 6, 2024

E. RATIFY APPROVAL OF CAPITAL OUTLAY FUND 3215 PAYMENT ORDER NUMBER 3216 THROUGH 3212 DATED FEBRUARY 20, 2024

It was moved by Director Danley, seconded by Director Maggi, to approve Consent Calendar Items 4A to 4E.

Motion carried by the following vote:

AYES:	Directors Maggi, Danley, Ruddell, and President Halsne
NOES:	None
ABSENT:	Vice President Pyka
ABSTAIN:	None

5. NEW BUSINESS

A. **CALL FOR PUBLIC HEARING – SALE OF CELL TOWER & BILLBOARD LEASES**

1. RECEIVE REPORT FROM STAFF
2. CALL FOR A PUBLIC HEARING ON APRIL 11, 2024, AND AUTHORIZE NOTICE OF THE DISTRICT'S INTENT TO SELL THE CELL TOWER AND BILLBOARD LEASES.

It was moved by Director Maggi, seconded by Director Danley, to adopt a motion directing the Board Secretary to prepare and publish, as necessary, the documentation calling for a public hearing for the sale of the cell site and billboard leases on April 11, 2024.

Motion carried by the following vote:

AYES:	Directors Maggi, Danley, Ruddell, and President Halsne
NOES:	None
ABSENT:	Vice President Pyka
ABSTAIN:	None

B. **CALL FOR A PUBLIC HEARING - VALERO PIGGING STATION LICENSE RENEWAL**

1. RECEIVE REPORT FROM STAFF

2. CALL FOR A PUBLIC HEARING TO BE HELD APRIL 11, 2024, AND AUTHORIZE NOTICE OF THE DISTRICT'S INTENT TO RENEW THE VALERO PIGGING STATION LICENSE.

It was moved by Director Danley, seconded by Director Maggi, to adopt a motion directing the Board Secretary to prepare and publish, as necessary, the documentation calling for a public hearing on April 11, 2024, for the Districts intent to renew the Pigging Station License with Valero Refining Company.

Motion carried by the following vote:

AYES:	Directors Maggi, Danley, Ruddell, and President Halsne
NOES:	None
ABSENT:	Vice President Pyka
ABSTAIN:	None

C. DETERMINATION OF DISTRICT INFLATION INDEX

1. RECEIVE REPORT FROM STAFF AND PROVIDE DIRECTION TO THE GENERAL MANAGER

Deputy General Manager Ambrose reported.

D. ANNUAL REVIEW OF BOARD MEMBER COMPENSATION AND BENEFITS

1. RECEIVE REPORT FROM STAFF

General Manager Corona reported.

2. REVIEW AND DETERMINE THE FOLLOWING:

a) WHETHER THE DISTRICT'S CURRENT BOARD MEMBER COMPENSATION FOR EACH DAY'S ATTENDANCE AT MEETINGS AND/OR SERVICES RENDERED, BOARD MEMBER HEALTH CARE INSURANCE COSTS AND BENEFITS, BOARD MEMBER PENSION/DEFERRED COMPENSATION BENEFITS, AND BOARD MEMBER EXPENSE REIMBURSEMENTS ARE REASONABLE, IN LINE WITH THOSE OF OTHER SPECIAL DISTRICTS, AND WHETHER ANY CHANGES SHOULD BE MADE; AND,

b) WHETHER THE DISTRICT'S CURRENT POLICY ON BOARD MEMBER PARTICIPATION ON "OTHER" BOARDS REQUIRES ANY CHANGE

3. PROVIDE DIRECTION AS NECESSARY OR, IN THE ALTERNATIVE, ADOPT A MOTION DECLARING THAT THE BOARD HAS CONDUCTED ITS ANNUAL REVIEW AND DETERMINED THAT THE CURRENT BOARD MEMBER COMPENSATION FOR EACH DAY'S ATTENDANCE AT MEETINGS AND/OR SERVICES RENDERED IS REASONABLE.

General Manager Corona responded to questions from the Board. The Board requested a Public Hearing to decide on an increase in the Board Member Compensation.

4. PROVIDE DIRECTION AS NECESSARY OR, IN THE ALTERNATIVE, ADOPT A MOTION DECLARING THAT THE BOARD HAS CONDUCTED ITS ANNUAL REVIEW AND DETERMINED THAT THE CURRENT BOARD MEMBER HEALTH CARE INSURANCE COSTS AND BENEFITS ARE REASONABLE.

It was moved by Director Ruddell, seconded by Director Danley, to adopt a motion declaring that the Board has conducted its annual review of Board member health care insurance. Additionally, Director Danley has requested to benchmark comparing agencies to see what other carriers are available for medical benefits and to research a health savings account and its benefits, cost, etc.

Motion carried by the following vote:

AYES:	Directors Maggi, Danley, Ruddell, and President Halsne
NOES:	None
ABSENT:	Vice President Pyka
ABSTAIN:	None

5. PROVIDE DIRECTION AS NECESSARY OR, IN THE ALTERNATIVE, ADOPT A MOTION DECLARING THAT THE BOARD HAS CONDUCTED ITS ANNUAL REVIEW AND DETERMINED THAT THE CURRENT BOARD MEMBER PENSION/DEFERRED COMPENSATION BENEFITS ARE REASONABLE.

It was moved by Director Maggi, seconded by Director Danley, to adopt a motion declaring that the current pension/deferred compensation benefits are reasonable.

Motion carried by the following vote:

AYES: Directors Maggi, Danley, Ruddell, and President Halsne
NOES: None
ABSENT: Vice President Pyka
ABSTAIN: None

6. PROVIDE DIRECTION AS NECESSARY OR, IN THE ALTERNATIVE, ADOPT A MOTION DECLARING THAT THE BOARD HAS CONDUCTED ITS ANNUAL REVIEW AND DETERMINED THAT THE CURRENT BOARD MEMBER EXPENSE REIMBURSEMENT STANDARDS ARE REASONABLE.

It was moved by Director Maggi, seconded by Director Danley, to adopt a motion declaring that the Board has conducted its annual review and decided that the current board member expense reimbursement standards are reasonable.

Motion carried by the following vote:

AYES: Directors Maggi, Danley, Ruddell, and President Halsne
NOES: None
ABSENT: Vice President Pyka
ABSTAIN: None

7. PROVIDE DIRECTION AS NECESSARY OR, IN THE ALTERNATIVE, ADOPT A MOTION CONTINUING THE DISTRICT'S CURRENT POLICY ON BOARD MEMBER PARTICIPATION ON "OTHER" BOARDS.

It was moved by Director Danley, seconded by Director Maggi, to adopt a motion continuing the District's current policy on Board member participation on other boards.

Motion carried by the following vote:

AYES: Directors Maggi, Danley, Ruddell, and President Halsne
NOES: None
ABSENT: Vice President Pyka
ABSTAIN: None

8. DETERMINE IF THE BOARD WANTS TO INCREASE BOARD MEMBER COMPENSATION OR BENEFITS, AND IF SO, PROVIDE DIRECTION TO CALL FOR A PUBLIC HEARING ON THE MATTER.

By Consensus of the Board, it was decided to adopt a motion directing the Board Secretary to prepare and publish, as necessary, the documentation calling for a public hearing on April 11, 2024, for the proposal to increase the compensation for the District of Board of Directors.

Motion carried by the following vote:

AYES:	Directors Maggi, Danley, Ruddell, and President Halsne
NOES:	None
ABSENT:	Vice President Pyka
ABSTAIN:	None

E. CALL FOR PUBLIC HEARING- DISTRICT ANNUAL CHARGES AND FEES FISCAL YEAR 2024-2025

1. RECEIVE REPORT FROM STAFF

Deputy General Manager Stacey Ambrose reported.

2. CONSIDER ADOPTION OF A MOTION CONFIRMING THE PREVIOUSLY APPROVED INCREASE IN SEWER SERVICE CHARGES AS PRESENTED FOR FISCAL YEAR 2024-2025 AND INTENT TO INCREASE OTHER FEES AND CHARGES OF THE DISTRICT BY THE DISTRICT INFLATION FACTOR OF 3.666%.

It was moved by Director Danley, seconded by Director Maggi, to adopt a motion confirming the previously approved increase in sewer service charges as presented for fiscal year 2024-2025 and the intent to increase other fees and charges of the District by the District Inflation Factor of 3.666%.

Motion carried by the following vote:

AYES:	Directors Maggi, Danley, Ruddell, and President Halsne
NOES:	None
ABSENT:	Vice President Pyka
ABSTAIN:	None

3. BY CONSENSUS, DIRECT STAFF TO PREPARE THE DOCUMENTATION, CALL FOR A PUBLIC HEARING ON APRIL 11, 2024, AND FOLLOW THE REQUIRED PROCEDURES NECESSARY FOR THE BOARD OF DIRECTORS TO CONSIDER ADOPTION OF THE PREVIOUSLY APPROVED INCREASE IN THE

RESIDENTIAL DWELLING UNIT SEWER SERVICE CHARGE TO \$972 PER YEAR, THE PREVIOUSLY APPROVED APARTMENT-MOBILE HOME UNITS TO \$768 PER YEAR, AND UP TO A 3.666 PERCENT INCREASE TO ALL OTHER CHARGES AND FEES OF THE DISTRICT TO BE EFFECTIVE JULY 1, 2024.

By Consensus of the Board, the Board Secretary is directed to prepare and publish, as necessary, the documentation calling for a public hearing on April 11, 2024, to consider adopting the previously approved increase to the residential dwelling units, apartment-mobile home units, and all other fees of the District to be effective July 1, 2024.

Motion carried by the following vote:

AYES:	Directors Maggi, Danley, Ruddell, and President Halsne
NOES:	None
ABSENT:	Vice President Pyka
ABSTAIN:	None

F. IT/CYBERSECURITY SERVICES AGREEMENT

1. RECEIVE REPORT FROM STAFF

Deputy General Manager Ambrose reported.

2. CONSIDER ADOPTION OF A MOTION APPROVING THE IT/CYBERSECURITY SERVICES AGREEMENT WITH PARACHUTE TECHNOLOGY, INC.

It was moved by Director Danley, seconded by Director Ruddell, to adopt a motion approving the IT/Cybersecurity Service Agreement with Parachute Technology, Inc. President Halsne requested elaboration on cyber security training for staff.

Motion carried by the following vote:

AYES:	Directors Maggi, Danley, Ruddell, and President Halsne
NOES:	None
ABSENT:	Vice President Pyka
ABSTAIN:	None

6. REPORTS

R-1. GENERAL MANAGER

General Manager Corona Reported on the following items:

- Lafco Update
- Republic Services Update

R-2. DEPUTY GENERAL MANAGER

Deputy General Manager Ambrose responded to a question about the Regional Water Quality Control Board's annual audit.

R-3. DISTRICT ENGINEER

His written report was referenced, and there were no questions.

R-4. CFO/ADMINISTRATIVE SERVICES MANAGER

Her written report was referenced, and there were no questions.

R-5. WASTEWATER OPERATIONS MANAGER

Deputy General Manager Ambrose responded to questions about vandalism to the McNabney Marsh Observation Deck.

R-6. DISTRICT LEGAL COUNSEL

None

R-7. BOARD SECRETARY

None

R-8. DIRECTORS

R 8.01 PRESIDENT JULIA R. HALSNE

None

R 8.02 VICE PRESIDENT GREGORY T. PYKA

None

R 8.03 DIRECTOR DAVID P. MAGGI

None

R 8.04 DIRECTOR BRIAN A. DANLEY

None

R 8.05 DIRECTOR JARED D. RUDDLELL

None

7. COMMUNICATIONS

- A. BMOQ MONTHLY STATEMENT
- B. LAIF MONTHLY STATEMENT
- C. UPCOMING AGENDA ITEMS AND SCHEDULE OF EVENTS

8. FUTURE BOARD ITEMS

- A. REQUESTS AND DIRECTIVES FOR FUTURE MEETINGS

A Review of Board Policies was requested.

9. CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO PARAGRAPH (2)
OR (3) OF SUBDIVISION (D) OF GOVERNMENT CODE SECTION 54956.9:
(ONE CASE)

President Halsne announced A. above and the Board went into closed session at 4:40 pm.

The Board came out of closed session at 4:46 pm and President Halsne reported that "the Board, by unanimous motion authorized a settlement with River Watch for \$40,000.

10. ADJOURNMENT – THE BOARD ENTERED CLOSED SESSION AT 4:40 PM AND CAME OUT AT 4:46 PM. THE MEETING WAS ADJOURNED AT 4:47 PM. THE NEXT MEETING IS A REGULAR BOARD MEETING ON THURSDAY, APRIL 11, 2024, AT 3:30 P.M.

President Halsne adjourned the meeting at 4:47 p.m. The next scheduled Board meeting is a regular Board meeting on Thursday, April 11, 2024, at 3:30 p.m.



Pamela L. Christopher Board Secretary Pro Tem