



**Board of Public Utilities
Regular Meeting Minutes - Final**

Thursday, October 17, 2019

1:30 PM

1. CALL TO ORDER AND ROLL CALL

Chair Galvin called the meeting of the Board of Public Utilities to order at approximately 1:30 p.m.

Present 7 - Chair Daniel Galvin III, Vice Chair William Arnone Jr., Board Member Lisa Badenfort, Board Member Richard Dowd, Board Member Christopher Grabill, Board Member David Bannister, and Board Member Mary Watts

2. STATEMENTS OF ABSESION BY BOARD MEMBERS

Board members Badenfort, Dowd, and Watts noted that they were absent from the meeting of September 19, 2019 and would be abstaining from the acceptance of the minutes.

3. STUDY SESSION - NONE.

4. MINUTES APPROVAL

4.1 September 19, 2019 - Regular Meeting Minutes.

Attachments: [September 19, 2019 - Regular Meeting Minutes \(added 10/16/19\)](#)

The minutes were accepted as submitted.

4.2 October 3, 2019 - Regular Meeting Minutes.

Attachments: [October 3, 2019 - Regular Meeting Minutes \(added 10/16/19\)](#)

The minutes were accepted as submitted.

5. STAFF BRIEFINGS - NONE.

6. CONSENT ITEMS

6.1 MOTION - CONTRACT AWARD - LAGUNA TREATMENT PLANT CHILLERS AND CLIMATE CONTROL UPGRADES AT THE ADMINISTRATION AND ANNEX BUILDINGS

RECOMMENDATION: It is recommended by the Transportation and Public Works Department and the Water Department that the Board, by

motion, approve the project and award Construction Contract No. C02105 in the amount of \$873,216.00 to the lowest responsive bidder, Matrix HG, Inc., of Novato, CA for Laguna Treatment Plant Chillers and Climate Control Upgrades at Administration and Annex Building, approve a 15% contingency, and authorize a total contract amount of \$1,004,198.40.

Attachments: [Staff Report](#)
 [Attachment 1](#)
 [Attachment 2](#)

A motion was made by Vice Chair Arnone, Jr., seconded by Board Member Watts to approve the project and award Construction Contract No. C02105 in the amount of \$873,216.00 to the lowest responsive bidder, Matrix HG, Inc., of Novato, CA for Laguna Treatment Plant Chillers and Climate Control Upgrades at Administration and Annex Building, approve a 15% contingency, and authorize a total contract amount of \$1,004,198.40. The motion carried by the following vote:

Yes: 7 - Chair Galvin III, Vice Chair Arnone Jr., Board Member Badenfort, Board Member Dowd, Board Member Grabill, Board Member Bannister and Board Member Watts

7. REPORT ITEMS

7.1 REPORT - AGREEMENT BY AND BETWEEN SONOMA COUNTY WATER AGENCY AND THE CITY OF SANTA ROSA FOR NUTRIENT OFFSET CREDITS (PHOSPHORUS)

BACKGROUND: The City of Santa Rosa has a zero-net loading for phosphorus in its National Pollutant Discharge Elimination System (NPDES) discharge permit. This phosphorus limit is met through the Nutrient Offset Program, where the City develops projects that remove phosphorus from the watershed (Nutrient Offset Projects). The City has successfully completed three Nutrient Offset Projects, preventing approximately 19,000 pounds of phosphorus from entering local waterways in the Laguna de Santa Rosa Watershed. The phosphorus credits generated from these projects have either been used or are expired and the City needs to develop new projects to maintain permit compliance in respect to phosphorus.

Staff has been working with the Sonoma County Water Agency to develop a sediment removal and creek restoration project on the

Laguna, known as Laguna Restoration Reaches 1 and 2. The estimated credits from this project are approximately 9,000 spread over three years, and an additional 1,000 credits (100 per year) over the next ten years. The actual number of phosphorus credits is still unknown and would be calculated after the project is completed. The cost of each phosphorus credit in this agreement is \$50 per credit which is in alignment with cost per credit from previous projects. This agreement would allow the City to purchase up to a total of 20,000 credits for the sum of \$1,000,000, though the actual amount will most likely be less.

The project where the credits would be generated is located on the Laguna de Santa Rosa upstream and downstream of where the creek crosses under Stony Point Road. The project is removing legacy sediment that contains phosphorus, recontouring the channel to have a deep low-flow channel to prevent the invasive Ludwigia plant from spreading and planting native trees and shrubs along the banks to provide better habitat for aquatic organisms. This project is scheduled to be completed Fall 2019.

RECOMMENDATION: It is recommended by the Santa Rosa Water Department that the Board, by motion, approve Agreement by and between Sonoma County Water Agency and the City of Santa Rosa for Nutrient Offset Credits (Phosphorus) for the Laguna Restoration Reaches 1 and 2 Project.

Attachments: [Staff Report](#)
 [Attachment 1](#)
 [Attachment 2](#)
 [Presentation \(added 10/16/19\)](#)

Presenter: Sean McNeil, Deputy Director Environmental Services.

Public Speakers:

Brenda Adelman spoke in support of the project and asked that riparian work be done on the site after the project is complete to help keep regrowth from happening.

A motion was made by Board Member Dowd, seconded by Board Member Grabill to approve the Agreement by and between Sonoma County Water Agency and the City of Santa Rosa for Nutrient Offset Credits (Phosphorus) for the Laguna Restoration Reaches 1 and 2 Project. The motion carried by the following vote:

Yes: 7 - Chair Galvin III, Vice Chair Arnone Jr., Board Member Badenfort, Board Member Dowd, Board Member Grabill, Board Member Bannister and Board Member Watts

8. PUBLIC COMMENTS ON NON-AGENDA MATTERS

Greg Eicher - spoke about the brochure prepared for the potential compost facility and expressed opposition to the project.

Pat Mitchell - presented a copy of a letter that was sent to the Editor regarding the proposed compost facility and spoke in opposition to the project.

9. REFERRALS

NONE.

10. WRITTEN COMMUNICATION (AND POSSIBLE BOARD DISCUSSION)

NONE.

11. SUBCOMMITTEE REPORTS

Board member Dowd reported on the Contract Review Subcommittee, their review of the Sanitary Sewer Master Plan, and their support of the proposed agreement.

12. BOARD MEMBER REPORTS

NONE.

13. DIRECTORS REPORTS

Jennifer Burke, Director announced the addition of two new engineers to the Capital Improvement Program, Adam Rausch and Sara Mathews. She provided an update on the recent activation of the Emergency Operations Center due to the Public Safety Power Shutdown. She then reported on recent action at the Water Advisory Committee regarding the Potter Valley Project.

14. ANNOUNCEMENT OF CLOSED SESSION ITEM(S) AND ADJOURNMENT TO CLOSED SESSION (MAYOR'S CONFERENCE ROOM - ROOM 10)

Molly MacLean, Assistant City Attorney announced the closed session item 14.1. The Board adjourned to closed session at 2:20

p.m.

14.1 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Government Code Section 54956.9)

Name of Case: In the Matter of the City of Santa Rosa's Petition for Review of Action and Failure to Act by the California Regional Water Quality Control Board, North Coast Region, in Adopting Order No. R1-2013-00

Court Case No.: California State Water Resource Control Board, Water Quality Petition A-2287(b).

15. ADJOURN TO OPEN SESSION IN THE MAYOR'S CONFERENCE ROOM AND ANNOUNCEMENT OF CLOSED SESSION ACTION, IF ANY.

At 3:55 p.m, the meeting was reconvened to open session. Chair Galvin announced that the Board received a briefing on the item and no direction or action was taken.

16. ADJOURNMENT OF MEETING

Chair Galvin adjourned the meeting at 3:56 p.m. The next regular scheduled meeting of the Board of Public Utilities will be held on January 16, 2020.

Approved on: January 16, 2020

_____/S/_____
Gina Perez, Recording Secretary