

SEWER AUTHORITY MID-COASTSIDE  
Staff Report

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**Subject / Title**

Review and Approve Minutes of the March 23, 2009 SAM Board Meeting.

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**Staff Recommendation:**

Review and Approve Minutes of the March 23, 2009 SAM Board Meeting.

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**Fiscal Impact:**

None.

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**Discussion/Report:**

Attached please find the Minutes of the March 23, 2009 SAM Board meeting for your review and approval.

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**MINUTES**  
**SAM REGULAR BOARD MEETING**  
**March 23, 2009**

**1. CALL TO ORDER:** Vice-Chair Fraser called the meeting to order at 7:15 p.m. at the SAM Administration Building, located at 1000 N. Cabrillo Highway, Half Moon Bay, CA.

**ROLL CALL:** Present: Fraser, Boyd, Woren  
Absent: Muller, Harvey, Lohman  
Alternate Present: Patridge, Clark, Perkovic

**STAFF PRESENT:** Manager Foley, General Counsel Copeland, Supv. of Admin. Svcs. Tracy, Tech. Svcs. Supv. Pullin, Recording Secretary Turbay

**2. PUBLIC COMMENT/ ORAL COMMUNICATION**

Paul Perkovic, President of the Board of Directors of the Montara Water and Sanitary District, informed the SAM Board of a scheduled special meeting of the Montara Water and Sanitary District that ran concurrently with the Recycled Water Committee meeting held earlier in the evening.

**2A. SPECIAL ORDER OF THE DAY – Presentation by John F. Foley III – CSRMA Workers’ Compensation Program Honors – CSRMA Superstar – program Yr 18 2007/08**

Manager Foley informed the Board that SAM is a recipient of the CSRMA PY 18, 2007-08 Safety Superstar Award, for its outstanding achievement in safety record. He advised that SAM had no accidents in PY 18 2007/08, and has been eligible nine (9) of the past ten (10) years for this award.

**2B. SPECIAL ORDER OF THE DAY – Presentation by John Mallard, CEO, Clean Filtration Technologies, Inc.**

Manager Foley introduced John Mallard of Clean Filtration Technologies, Inc. (CFT). Mr. Mallard presented to the Board the Title 22, Water Reuse & Recycling with Turboclone Technology information. His presentation reviewed the California Title 22 waste water recycle standards and testing requirements, a history of the pilot project at Bear Valley, California, a detailed description of the pilot plant, including the control system and a layout drawing of the system. Mr. Mallard also gave an overview of the Turboclone technology, the advantages of the Clean Filtration Technology approach, the requirements to use the water from the CFT pilot plant, and the next steps for a pilot plant project to be initiated. Following the presentation, a discussion ensued. Mr. Mallard answered questions from the Board and Vice-Chair Fraser thanked Mr. Mallard for his presentation. No Board Action was taken.

**3. CLOSED SESSION – Conference with General Counsel – Anticipated Litigation – Government Code 54956.9 (b), One Case**

At 8:11 P.M., Vice-Chair Fraser announced that the Board would go into Closed Session for the purpose of discussing Agenda Item 3A – Conference with General Counsel – Anticipated Litigation – Government Code 54956.9 (b), One Case.

Supv. of Admin. Svcs. Tracy, Tech. Svcs. Supv. Pullin, Recording Secretary Turbay, and all members of the Public left the room.

The Board came out of Closed Session at 9:23 P.M. Vice-Chair Fraser called the meeting back to order and reported that in closed session direction was given to staff.

#### **4. CONSENT AGENDA**

Director Woren requested that Agenda Item 4E, Approve Response to Darin Boville, be pulled from the consent agenda for discussion. Alternate Director Patridge requested that Agenda Item 4G, Approve SAM Draft Budgets FY2009-10 for presentation to SAM Member Agencies, be pulled from the consent agenda for further discussion.

Alternate Director Patridge moved and Director Boyd seconded the motion to approve the following Consent Agenda Items as presented.

- A. Approve Minutes – February 23, 2009 SAM Board Meeting
- B. Approve Minutes for March 9, 2009 SAM Board Budget Workshop Meeting
- C. Receive and File Manager's Monthly Report for February 2009, including:
  - a. Monthly Flow Report
  - b. Financial Statements
  - c. Monthly NPDES Permit Data
  - d. Collection System Data
  - e. Wet Weather Flow Management Program Grant Opportunities
  - f. Recycled Water Program Grant Opportunities
- D. Approve Disbursements – March 2009
  - a. Disbursements for March 2009
- F. Approve January 2009, Monthly Flow Report

Patridge/Boyd/8 Ayes/0 Noes. The motion passed.

Director Woren apologized for remarks he made at the January 2009 Board meeting. Following discussion, Alternate Director Perkovic moved and Director Woren seconded the motion to table the discussion of Agenda Item 4E, Approve Response to Darin Boville. Perkovic/Woren/8 Ayes/0 Noes. The motion passed.

Bob Ptacek, a citizen of Montara, addressed the Board concerning Agenda Item 4G and the importance of spending money solely for the operating and running of the wastewater facility, overflow prevention, and the treatment of the sewage. A discussion ensued. Vice-Chair Fraser announced that the budget would be on the agenda for the next City Council meeting, April 21, 2009. Following discussion, Alternate Director Patridge moved and Director Woren seconded the motion to approve the SAM Draft Budget FY2009-10 for presentation to the SAM Member Agencies. Patridge/Woren/8 Ayes/0 Noes. The motion passed.

#### **5. OLD BUSINESS**

**5A. Receive Report from Recycled Water Committee/Discuss and Possibly Take Action on Recycled Water Program**

Manager Foley reviewed the earlier joint meeting between CCWD Water Reclamation Committee and the SAM Recycled Water Committee. He presented the letter from Bruce Russell of Kenmark (Ocean Colony Partners) that was distributed at the RWC meeting, to the Board. A discussion ensued. Vice-Chair Fraser requested that the letter be reviewed by Member Agency attorneys and SAM, and be brought back to the SAM Board meeting on April 27, 2009. Following discussion, Director Boyd moved and Alternate Director Clark seconded the motion for SAM staff and SAM General Counsel to report on the obligations to SAM of the letter presented by Kenmark and, as a separate item, to draft language for a delegation agreement.

Boyd/Clark/8 Ayes/0 Noes. The motion passed.

**5B. Discuss and Possibly Take Action on Recycled Water**

Kathryn Slater-Carter, a Board Member of MWSO, addressed the SAM Board and suggested more frequent meetings of the Recycled Water Committee in order to move the project forward. She also suggested that SAM General Counsel draft an agreement between SAM and CCWD that backs CCWD's commitment to the Recycled Water Project. Vice-Chair Fraser thanked Kathryn Slater-Carter for her comments. Directors Boyd and Woren expressed the desire to have a Recycled Water committee meeting prior to the April 27 SAM Board meeting, to review the Staff report and draft delegation agreement language requested in Agenda Item 5A. No Board action was taken.

**5C. Discuss and Possibly Take Action on Proposed Recycled Water Meeting of Managers and Attorneys**

Alternate SAM Director Perkovic commented on the SAM Boards' desired goals for an agreement with CCWD and suggested that the SAM General Counsel meet with CCWD's Counsel on the language of this agreement, without participation of counsel from the Member Agencies. Director Boyd suggested that staff-level interactions were fine, but that a meeting of SAM's General Counsel with CCWD's Counsel at this time was premature. Vice Chair Fraser summarized that the managers should be talking with each other and state that when General Counsel Copeland and the Manager have something ready for the Recycled Water Committee's consideration, staff would notify the Committee of the need for a meeting. A discussion ensued. Following discussion, no Board action was taken.

**5D. Wet Weather Flow Management Program (WWFMP) Project Committee**

a. Receive Report and Possibly Take Action on WWFMP Committee Meetings and Activities

Manager Foley presented the staff report and updated the Board that Granada Sanitary District (GSD) will consider adopting the WWFMP after SAM adopts the Initial Study / Mitigated Negative Declaration (IS/MND). A discussion ensued. Following discussion, no Board action was taken.

b. Adopt Initial Study / Mitigated Negative Declaration for the Wet Weather Flow Management Program Project by SAM Resolution No. 1-2009

Manager Foley presented the staff report to adopt IS / MND for the WWFMP project by SAM Resolution No. 1-2009.

Following discussion, Alternate SAM Director Perkovic moved and Director Woren seconded the motion to adopt the IS/MND for the WWFMP Project by SAM Resolution No. 1-2009 Perkovic/Woren/4 Ayes/0 Noes. The motion passed.

Manager Foley explained the next step will be for GSD to consider approving the WWFMP at their next meeting on April 16, 2009.

## **6. NEW BUSINESS**

### **6A. Authorize Manager to Sign Agreement with SRT for IPS Review**

Manager Foley reviewed the staff report to Authorize Manager to Sign Agreement with SRT for IPS review. Bob Ptacek addressed the Board and suggested a risk assessment be completed for this project. Vice-Chair Fraser thanked Mr. Ptacek for his comments. Following a discussion, Alternate SAM Director Patridge moved and Director Woren seconded the motion to authorize the SAM Manager to Sign the Agreement with SRT for IPS Review. Patridge/Woren/8 Ayes/0 Noes. The motion passed.

### **6B. Discuss and Possibly Take Action on SAM Board Meeting Frequency**

Following discussion, Alternate SAM Director Clark moved and Director Woren seconded the motion to table this item to a future SAM Board meeting when Director Lohman will be in attendance, since he is the Director who asked for this matter to be considered by the Board. Clark/Woren/8 Ayes/0 Noes. The motion passed.

### **6C. Authorize Manager to Approve MCTV Contract**

Manager Foley presented the staff report to Authorize Manager to Approve MCTV Contract. He stated that the agreement has been modified to include language in section 8 to include expected allowed uses, any form of distribution in accordance with the Public Records Act, including making copies of the DVDs, copy file into other formats, and copying or downloading from the SAM website. Director Woren pointed out the wording "work for hire" was not incorporated into the revision as well as SAM owning the copyright. A discussion ensued. After discussion, Director Woren moved and Director Boyd seconded the motion to reconsider re-opening the bid for televising of SAM Board meetings and Recycled Water Committee meetings. Woren/Boyd/4 Ayes/4 Noes. The motion did not pass.

Alternate Director Perkovic, moved to table this discussion. The motion died for lack of a second.

## **7. MANAGERS INFORMATIONAL REPORT - NONE**

## **8. ATTORNEY'S REPORT – NONE**

- 9. DIRECTORS' REPORT - NONE**
- 10. TOPICS FOR FUTURE DISCUSSION - NONE**
- 11. PUBLIC COMMENT/ORAL COMMUNICATION – NONE**
- 12. ADJOURNMENT**

The meeting was adjourned at 11:08 P.M., to a the regular SAM Board meeting, scheduled for April 27, 2009 at the SAM Administration Building, 1000 N. Cabrillo Highway, Half Moon Bay, CA 94019.

Respectfully submitted,

Recording Secretary  
Susan Turbay

APPROVED BY:

BOARD SECRETARY