



BOARD OF DIRECTORS MEETING

**Thursday, May 18, 2023
6:30 P.M.**

850 Burlingame Ave., Burlingame – Sequoia Room

(One Member of the Board will participate in this meeting by Teleconference. Locale shall be: City of Hayward City Hall, Conf. Rm 2B, 777 B St. Hayward Ca. 94541. When any member of the board participates by teleconference, all votes taken at this meeting will be by roll call vote.)

AGENDA

<u>Agenda Item</u>	<u>Presenter</u>	<u>Page</u>
1. Call to Order/Roll Call/Salute to Flag	(Larsson)	
2. Comments by the Chair	(Larsson)	
3. Board Policy Committee Report (Attachment)	(Hardy)	<i>Pg 5</i>
4. Consent Calendar (Attachments)	(Larsson)	
A. Approve Minutes of the March 16, 2023 Meeting		<i>Pg 23</i>
B. Receive and File Budget Status Report – As of March 31, 2023		<i>Pg 29</i>
C. Receive and File Bond Surcharge Collection Reports – As of March 31, 2023		<i>Pg 31</i>
D. Receive and File Investment Report – As of March 31, 2023		<i>Pg 33</i>
E. Receive and File Directors’ Reimbursement Report – As of March 31, 2023		<i>Pg 35</i>
F. Proposed Modifications to BAWSCA’s Investment Policy to Ensure Safety of Bank Deposits over \$250,000		<i>Pg 37</i>
<i>The Committee voted unanimously to recommend Board approval of the recommended action for Agenda Item #4F.</i>		
5. SFPUC Report	(Kastama)	
6. Public Comments	(Larsson)	
<i>Members of the public may address the Board on any issues not listed on the agenda that are within the purview of the Agency. Comments on matters that are listed on the agenda may be made at the time the Board is considering each item. Each speaker is allowed a maximum of three (3) minutes.</i>		
7. Action Calendar		
A. Proposed Fiscal Year 2023-24 Work Plan, Results to be Achieved, and Operating Budget (Attachment) That the Board approve the:	(Sandkulla)	<i>Pg 49</i>
1. Proposed FY 2022-23 Work Plan and Results to be Achieved;		
2. Proposed Operating Budget of \$4,814,667		
3. Proposed funding plan of a 0% assessment increase (\$4,838,897) to fund the Operating Budget.		
<i>The Committee voted unanimously to recommend Board approval of the recommended actions.</i>		

- B. Approval of Professional Services Contracts for FY 2023-24 (*Attachments*) **(Sandkulla)** Pg 83
- Consultant Contracts for Technical and Administrative Services
1. BLX (Arbitrage Rebate Compliance Services) Pg 89
 2. Droplet Technologies (Online Rebate System) Pg 91
 3. EKI (Engineering/Water Mgmt.) Pg 95
 4. E Source (Water Loss Management Program) Pg 99
 5. Hanson Bridgett (Legal Counsel) Pg 111
 6. Harlan P. Wendell, Management Communications (Strategic Counsel) Pg 117
 7. Hazen & Sawyer (Engineering/Water Mgmt.) Pg 123
 8. IGServices (Auditing, WSA) Pg 129
 9. Immersiv (Website and Water Conservation Database) Pg 131
 10. Kelling, Northcross, Nobriga (Financial Advisor) Pg 135
 11. Maddaus Water Management (Water Use Efficiency Legislation) Pg 137
 12. Orrick, LLP (Bond Documents, Legal Services) Pg 147
 13. Public Trust Advisors (Investment Advisor) Pg 149
 14. Richard Sykes (WSIP, 10-year CIP) Pg 151
 15. Stetson Engineering (Water Analyses, WSA) Pg 155
 16. West Yost (Asset Management) Pg 159
 17. Woodard & Curran (Water Mgmt./Tier 2 Plan) Pg 163
 18. Woodard & Curran (WCDB Host & Support) Pg 169
- Consultant Contracts for Conservation Programs
19. AM Conservation Group (School Education Program) Pg 173
 20. EarthCapades (School Assembly Program) Pg 193
 21. Global Sun Landscape (Lawn Be Gone Inspection Services) Pg 199
 22. Maddaus Water Management (DSS Model Support Services) Pg 203
 23. M&M Backflow and Meter Maintenance (Customer Meter Testing) Pg 207
 24. Regional Water Authority (Rachio Smart Controller Program) Pg 213
 25. Waterfluence, LLC (Large Landscape Conservation Services) Pg 219
- As these items are considered annually and do not represent new policy action for board consideration, and therefore, were not presented to the Committee.*
- C. Authorization of Professional Services Contract to Support the Scoping of BAWSCA's Long-Term Reliable Water Supply Strategy 2045 (*Attachment*) **(Francis)** Pg 227
- The Committee voted unanimously to recommend that:*
1. *the Board authorize the CEO/General Manager to negotiate a contract with the selected consultant, subject to legal counsel's final review, to support the scoping for BAWSCA's Long-Term Reliable Water Supply Strategy 2045.*
 2. *Identify a source of funds.*
 3. *Consider scheduling a Board workshop or study session to understand the components of the current Strategy and gather input on the components of the future Strategy.*

- D. Amendment to Hanson Bridgett FY 2022-23 Professional Services Contract (*Attachment*) **(Sandkulla)** Pg 247
This item was not presented to the Board Policy Committee in April and now includes the most up to date budget information for Board consideration.

8. CEO Reports

- A. Water Supply and Use Update
B. FERC/Bay Delta Plan Update
C. CEO/General Manager’s Letter (*Attachment*) Pg 251
D. Board Policy Calendar (*Attachment*) Pg 291
E. Correspondence Packet ([Under Separate Cover](#))

9. Closed Session

(Schutte)

- A. Conference with Legal Counsel – Existing Litigation pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9 Federal Energy Regulatory Commission Final License Application Proceedings for Don Pedro Hydroelectric Project, P-2299-082, and La Grange Hydroelectric Project, P-14581-002.**
- B. Conference with Legal Counsel – Existing Litigation pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9 State Water Board Cases (Sacramento County Superior Court Case No. 5013).**

10. Report after Closed Session

(Schutte)

11. Directors’ Discussion: Comments, Questions and Agenda Requests

(Larsson)

**12. Date, Time and Location of Future Meetings
(See attached schedule of meetings)**

(Larsson) Pg 293

13. Adjourn to next meeting scheduled for July 20, 2023 at 6:30 pm

(Larsson)

Accessibility for Individuals with Disabilities

Upon request, BAWSCA will provide for written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in and provide comments at/related to public meetings. Please submit a request, including your name, phone number and/or email address, and a description of the modification, accommodation, auxiliary aid, service or alternative format requested at least two days before the meeting. Requests should be emailed to bawzca@bawzca.org or submitted by phone at 650-349-3000. Requests will be granted whenever possible and resolved in favor of accessibility.