

**Board of Directors Meeting
DELTA DIABLO
March 8, 2023**

The meeting was called to order by Acting Chair Glover at 4:30 p.m., on Wednesday, March 8, 2023. Present was Director Monica Wilson. Chair Banales was absent. Also present were Stephen Siproth, 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; Amanda Roa, Environmental Programs Manager (Management Association bargaining unit representative); Jason Piper, Information Technology Manager; Dustin Bloomfield, Maintenance Manager; Trevor Simpson, Maintenance Supervisor; Steve Rodriguez, Operations Supervisor; Celia Kitchell, Assistant Engineer (Professional and Technical bargaining unit representative); Stacy Tucker, Senior Administrative Assistant/Records Specialist; and Cindy Kirk, Administrative Assistant III.

PUBLIC COMMENTS

None.

RECOGNITION

None.

CONSENT CALENDAR

Director Wilson moved approval of the Consent Calendar, seconded by Acting Chair Glover, and by roll call vote (Ayes: Glover and Wilson; Noes: None; Absent: Banales; Abstain: None), the following Consent Calendar items were approved: Approve Minutes of Board of Directors Meeting, February 8, 2023; Receive District Monthly Check Register for January 2023; Authorize General Manager to Execute Lease Agreement with GTE Mobilnet of California Limited Partnership, dba Verizon Wireless for a Temporary Telecommunication Site at Bridgehead Pump Station; Authorize General Manager to Approve Purchase Order in the Amount of \$107,755.44, Elk Grove Ford, Two Ford F-250 Trucks; and Receive Notes of the Board of Directors Personnel Committee Meeting, March 2, 2023.

DELIBERATION ITEMS

Approve and Authorize General Manager to Execute a Project Labor Agreement with Contra Costa Building and Construction Trades Council

Mr. Thomas provided background regarding project labor agreements (PLA), including associated benefits and execution of PLAs by the City of Antioch, City of Pittsburg, and Contra Costa County with the Contra Costa Building and Construction Trades Council (Trades Council). He provided an overview of District negotiations with the Trades Council and summarized key PLA terms and conditions, including a project threshold amount of \$1,000,000 (i.e., PLA applies to projects with an engineer's estimate of construction cost exceeding this amount, regardless of project delivery method). Mr. Thomas noted that the PLA includes apprenticeship program requirements, a preference for hiring local laborers, and participation in military veteran programs. In closing, he noted that financial impacts are expected to be negligible with similar agencies not observing discernible construction bid differentials.

Following the presentation by Mr. Thomas, the Board received three public comments.

Mr. Bill Whitney, CEO, Contra Costa Building and Construction Trades Council, addressed the Board and acknowledged Mr. De Lange and Mr. Thomas for their professionalism. He commented on the positive economic impact that PLAs have on the local economy through providing training and apprenticeship opportunities to local workers.

Mr. Tom Hansen, President, Contra Costa Building and Construction Trades Council, addressed the Board and commented on the professionalism and excellence of District staff, who were thorough and diligent throughout the PLA development process. He commented on the direct and positive economic impacts PLAs have on the local economy.

Mr. Anthony Vizcuso, Business Agent, Heat and Frost Insulators, Local 16, addressed the Board and commented on the positive impacts the PLA will have on the local workforce. He noted his local residency and the strength and well trained nature of the local workers.

The Board received a comment card from Eric Haynes, Business Representative, Sheet Metal Worker, Local 104; however, when called upon, Mr. Haynes was not present at the meeting.

Director Wilson commented on the economic benefits and value that the PLA will bring to the local community. She noted her familiarity with apprenticeship programs and “Helmets to Hardhats.”

Director Glover commented on his support of the PLA, noting that each of the agencies that the Board represents has a PLA in place.

Mr. De Lange noted that a revised version of the PLA was distributed to the Board earlier in the day and was made available to the public on the District’s website and in the Board Room.

Director Wilson moved approval of the recommended actions, seconded by Acting Chair Glover, and by roll call vote (Ayes: Glover and Wilson; Noes: None; Absent: Banales; Abstain: None), the Board voted to Approve and Authorize General Manager to Execute a Project Labor Agreement, substantially in the form of the revised version of the Project Labor Agreement, which would apply to capital projects with an engineer’s estimate of construction cost (excluding contingencies) greater than \$1,000,000, with Contra Costa Building and Construction Trades Council, and Authorize General Manager, or designee, to make any necessary non-substantive changes to the Project Labor Agreement.

PRESENTATIONS AND REPORTS

Receive Report on Major Factors Impacting Development of New 5-Year Capital Improvement Program and Associated Impact on Sewer Service Charge Projections

Mr. Vo provided an overview of the preliminary capital improvement program (CIP), which totals \$137.2M, and noted that changes to the cash flow magnitude and timing for several major capital projects directly impacts revenue and cash flow needs, and associated Sewer Service Charges (SSCs). He highlighted the significant schedule delay for the \$60M Secondary Process Improvements and potential for inclusion of partial nutrient removal. Mr. Vo noted the significant schedule delay for the \$18.5M Antioch Pump Station and Conveyance System Improvements, which occurred largely to complete planning and predesign efforts to determine the best project approach. Last, he reviewed the schedule delay and cost considerations

associated with the Cogeneration System Improvements, which includes targeting receipt of federal tax credits under the Inflation Reduction Act.

Mr. Thomas summarized major factors impacting development of SSCs for FY23/24, including the significant delays in capital project schedules, growth in the service area (i.e., additional SSC revenue), effectively managing the operating budget, and supply chain disruptions. He provided a comparison of SSC projections from last year compared to preliminary SSC projections based on these updated assumptions, which included a preliminary estimate that no SSC increase is projected for FY23/24 (i.e., maintain same SSCs as in FY22/23). Mr. Thomas noted that this recommendation will be reviewed in more detail during the Finance Committee Meeting on March 16, 2023.

Director Wilson thanked Mr. Vo and Mr. Thomas for the report and expressed understanding regarding the supply chain issues. Acting Chair Glover thanked Mr. Vo and Mr. Thomas for the presentation and commented that the District continues to be good stewards of ratepayer funds in its project implementation approach.

MANAGER'S COMMENTS

Mr. De Lange commented that he and Director Wilson attended the CASA DC Forum in Washington, D.C., during which they highlighted infrastructure funding needs and regulatory issues (PFAS, nutrients) during individual meetings with Congressmen Garamendi and DeSaulnier.

DIRECTORS' COMMENTS

Director Wilson commented that she attended the CASA DC Forum in Washington, D.C., and stated she received good information from the congressional elected officials regarding funding availability. Acting Chair Glover commented that he was pleased to hear the District was able to attend the conference and work with its delegation to understand funding availability.

CORRESPONDENCE

Receive Monthly Lobbyist Report Dated February 2023, Key Advocates, Inc., Western Recycled Water Coalition

The Board received and filed the report.

CLOSED SESSION

1. 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

2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (GOV. CODE SECTION 54957[b][1])

Title: General Manager

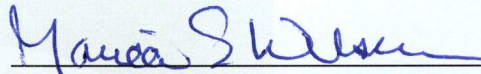
3. CONFERENCE WITH LABOR NEGOTIATORS (GOV. CODE SECTION 54957.6)

Agency Designated Representative: Federal Glover
Unrepresented Employee: General Manager

Prior to the Board convening to Closed Session, Ms. Nichols-Fritzler asked if there were any public comments on the Closed Session items; no public comments were received. At 5:15 p.m., Acting Chair Glover convened the Board of Directors meeting to Closed Session. Acting Chair Glover reconvened the Board of Directors Meeting at 6:04 p.m. and stated there was nothing to report from Closed Session.

ADJOURNMENT

Acting Chair Glover adjourned the meeting at 6:04 p.m. and noted that the next Regular Board of Directors Meeting will be held at 4:30 p.m. on April 12, 2023.



Monica Wilson
Board Secretary

(Recording Secretary: Cecelia Nichols-Fritzler)

cc: District File No. BRD.01-MINS