

March 23, 2006  
Fremont, California

The regular semimonthly meeting of the Board of Directors of ALAMEDA COUNTY WATER DISTRICT was held on March 23, 2006 at the hour of 6:00 P.M. in the Directors' Room of the District Office Building, 43885 South Grimmer Boulevard, Fremont, California.

Present: Directors Lampert, Gunther, Koller, Weed, and Huang

Staff members present: General Manager Paul Piraino, Engineering Manager Robert Shaver, Finance and Administration Manager Will Ligh, Operations Manager Karl Stinson, Water Resources Manager Eric Cartwright, Financial Systems Analyst JoElyn Rose, Attorney Ray McDevitt, and District Secretary Gina Markou.

President Judy C. Huang presided.

Director Gunther led in the Salute to the Flag.

3 - PUBLIC COMMENTS – None

4 - CONSENT CALENDAR

A motion was made by Director Lampert, seconded by Director Gunther, to approve the following items on the Consent Calendar.

- 4.1 Approval of Minutes – Regular Meeting of March 9, 2006
- 4.2 Ratification of Payment of Audited Demands dated March 10, and March 17, 2006
- 4.3 Resolution Approving and Authorizing Execution of Contract with Lennar Homes of California, Inc, Extension of Water Main in Tract 7532, Ref. T-1468

RESOLUTION NO. 06-026

OF BOARD OF DIRECTORS OF ALAMEDA COUNTY WATER DISTRICT  
APPROVING AND AUTHORIZING EXECUTION OF CONTRACT BETWEEN  
ALAMEDA COUNTY WATER DISTRICT AND LENNAR HOMES OF  
CALIFORNIA, INC, FOR EXTENSION OF WATER MAIN IN TRACT 7532,  
REF. T-1468

The motion was passed by the following vote:

AYES: Directors Lampert, Gunther, Koller, Weed, and Huang  
NOES: None  
ABSENT: None

5 - ACTION CALENDAR (Consent Calendar Items are indicated with an asterisk)

5.1 RESOLUTION HONORING JOELYN ROSE UPON HER RETIREMENT FROM DISTRICT SERVICE

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Mr. Ligh reported that JoElyn Rose will be retiring on April 1, 2006 after more than 24 years of service with the District.

JoElyn started her professional career with the District on August 10, 1981 as a Programmer Analyst. During her many years of service, she has also served as the Data Processing Supervisor and in 1997 was promoted to her current position as Financial Systems Analyst. Her exceptional interpersonal and leadership skills and extensive knowledge of information systems and accounting are widely recognized throughout the District. JoElyn has contributed significantly to the growth and success of the District and has always performed her duties with the highest level of competence, integrity, commitment and dedication. She will be greatly missed by her many friends at the District. Ms. Rose accepted the Resolution and expressed her gratitude to the Board for honoring her.

A motion was made by Director Lampert, seconded by Director Koller to adopt a resolution honoring JoElyn Rose and expressing appreciation for her 24years of service with the District.

RESOLUTION NO. 06-027

OF BOARD OF DIRECTORS OF ALAMEDA COUNTY WATER DISTRICT  
HONORING JOELYN ROSE UPON HER RETIREMENT FROM DISTRICT  
SERVICE

The motion was passed by the following vote:

AYES: Directors Lampert, Gunther, Koller, Weed, and Huang  
NOES: None  
ABSENT: None

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6 - REPORTS

6.1 BOARD COMMITTEE REPORTS

- Administrative & Finance Meeting of February 28, 2006: (1) Proposed Amendment to Budget Transfer Procedure; (2) Proposed Revisions to the Southern Alameda County GIS Authority Legal Structure
- Operations & Water Quality Meeting of March 1, 2006: (1) Regulatory Update
- Engineering & Capital Projects Meeting of March 14, 2006: (1) Status of the Headquarters Facility Expansion Project, Phase 2

## 6.2 OPERATIONAL REPORTS

- Investment Report

## 6.3 STAFF REPORTS

- Update on Alameda Creek Steelhead Fishery Restoration Efforts - Water Resources Planning Manager Eric Cartwright provided an update on Alameda Creek steelhead restoration efforts including: (1) fish passage facilities and funding; and (2) proposed flow studies.

With regard to fish passage facilities and funding, Mr. Cartwright reported that ACWD is moving forward with the implementation of the Phase 1 fish passage facilities (i.e. screening of the Alameda Creek Pipeline diversion, removal of the lower inflatable dam, and installation of the Lago Los Osos Intertie Pipeline). A draft Mitigated Negative Declaration for the Phase 1 Project has been completed and it is anticipated to be released for public review in early April. Staff is also actively pursuing grant funding for the Phase 2 fish passage facilities which will address passage past the middle and upper inflatable dams, as well as the remaining unscreened diversions. ACWD's Proposition 50, Chapter 8 grant funding proposal was short-listed by the State, and will be combined with other Bay Area efforts for a step 2 consolidated proposal. If selected, ACWD may receive \$1.5 - \$2.0 million for Phase 2 facilities under this Proposition 50 program. ACWD has also submitted a concept proposal under the SWRCB's Consolidated Grant program for \$5 million for Phase 2 facilities. The SWRCB will be announcing the short-list for this grant funding opportunity in early April. Staff is also currently developing updated facility costs for the Phase 2 fish passage facilities. It is anticipated that these cost estimates will be available by May 2006.

Mr. Cartwright also reported that a draft MOU has been developed with the Fishery Workgroup which documents the proposed approach for conducting baseline flow studies. Under this agreed-upon approach, a Fisheries Workgroup consultant will work with the water agencies' consultants as a team to conduct the initial flow and habitat studies. After the consultant team has been selected, the first tasks will be to review all available data and develop recommendations for additional data collection. In addition, a detailed work plan, schedule and cost estimate will be developed under this task. A second task (Phase 2) will consist of data collection and evaluation with the goal of estimating the range of additional flows (timing, location and quantity) needed in the watershed to support a steelhead fishery. ACWD, SFPUC, Zone 7 Water Agency and PG&E will all contribute \$30,000 towards the cost of the Workgroup consultant to conduct these studies. The California State Coastal Conservancy will also provide matching funds. Proposed signatories to the MOU will include water agencies (ACWD, SFPUC, Zone 7 Water Agency), Alameda County Flood Control and Water Conservation District, East Bay Regional Park District, Alameda Creek Alliance, Natural Resources Defense Council, NOAA Fisheries and California Department of Fish and Game. Staff anticipates that the MOU will be ready for ACWD Board consideration in April 2006.

6.4 GENERAL MANAGER'S REPORTS

- Report on AB 1234 Compliance Requirements – Mr. Piraino reported on the new state requirements for compensation and expense reimbursement. Although the Board's adopted Compensation and Expense Reimbursement Policies already comply with many requirements of AB 1234 amendments will need to be made to be in full compliance. Discussion ensued. Staff will draft the amendments for the Board's review and approval in the near future.

7 - DIRECTORS' COMMENTS AND/OR AGENDA ITEM REQUESTS

- Director Lampert was pleased to report that the media is focusing on earthquake preparedness and making the public aware of the potential damage earthquakes can cause.

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President Huang adjourned the meeting to a Closed Session at 7:36 p.m. for a conference on the following items:

8.1 Conference with Real Property Negotiator (Pursuant to Government Code Section 54956.8)

APN 507-527-20: Mission Boulevard, Fremont  
Agency Negotiator: Craig Hill  
Negotiating Parties: Kadeer M. Halimi and Fakoor Popal  
Under Negotiation: Price and terms of sale

The meeting reconvened at 7:45 p.m. Mr. Piraino reported that the Board has authorized the General Manager to enter into an agreement to sell the property located at APN 507-527-20 on Mission Boulevard in Fremont to Kadeer Halimi and Fakoor Popal for \$201,100.

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There being no further business to come before the Board, the meeting was adjourned at 7:47 p.m.

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Gina Markou, District Secretary

Attest:

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Judy C. Huang, President