

**SANTA ROSA BOARD OF PUBLIC UTILITIES MEETING MINUTES
THURSDAY, JUNE 4, 2009
CITY HALL COUNCIL CHAMBER, 100 SANTA ROSA AVENUE
REGULAR MEETING**

1:30 p.m. City Council Chamber

ROLL CALL

Present (6) Vice Chair Swinth, Board Members Gale, Galvin, Holt, Lowe and Meechan

Absent (1) Chairman Dowd

STATEMENTS OF ABSTENTION BY BOARD MEMBERS

Board Member Gale stated that he would be abstaining from the approval of minutes because he was absent from the May 21, 2009 meeting.

STUDY SESSION - NONE

MINUTES APPROVAL

Board Member Holt moved approval of the minutes of May 21, 2009. The motion was seconded by Board Member Galvin and carried unanimously. AYES (5) NO (0) ABSENT (1) Dowd ABSTAIN (1) Gale

STAFF BRIEFINGS

5.1 EMERGENCY MEDICAL SERVICES (EMS) SUBSCRIPTION PROGRAM IMPLEMENTATION AND FEE SCHEDULE

Bill Shubin, Fire Captain provided an overview of the proposed implementation of the Emergency Medical Services (EMS) Subscription Program. He explained that the City is authorized to recover costs for basic life support services and identified two options for billing for such services. Patty Kutches, Revenue Operations Supervisor explained that the new utility billing system could support the new charges. Mr. Shubin noted that there would be no costs incurred by the Utilities Department and that the Fire Department would be paying for additional staffing for Utility Billing. The Board asked that the subscription fee be clearly identified on the bill as a separate charge and not part of the customer's water and sewer fees.

CONSENT ITEMS

6.1 CONTRACT EXTENSION – LANDSCAPE SERVICES

Brenda Adelman, Russian River Watershed Protection Committee asked if the company is complying with water shortage restraints and expressed concern about their use of fertilizers and weed control chemicals. Miles Ferris, Utilities Director responded that the service areas for the contract consist of areas being irrigated with recycled water and that periodic inspections take place to ensure they are complying with all restrictions. Jama Giammona, Stores Specialist responded that the company is an environmentally conscious vendor that is consistently identifying issues and repairing safety hazards as needed.

MOTION:

Board Member Lowe moved a motion to authorize amendment No.8 to Contract No.05-8193 for landscape services with Luke Crawford, dba Things To Do, Santa Rosa, CA, to extend the contract for an additional one-year term, with a 1% increase in current contract unit price. The total amount of the contract amendment is \$105,391.20. The motion was seconded by Board Member Meechan and carried unanimously. AYES (6) NO (0) ABSENT (1) Dowd ABSTAIN (0)

REPORT ITEMS

7.1 REPORT – RECOMMENDATION TO CITY COUNCIL THAT IT ADOPT AN ORDINANCE AMENDING SANTA ROSA CITY CODE SECTIONS 15-04.035, 15-08.100, ITEM 11, AND 15-08.567

Martin St. George, Environmental Compliance Supervisor explained that while the City Code Title 15 – Sewers underwent a major revision in November 2008, a recent review revealed two errors and a required revision to property owner maintenance responsibility for private sewer laterals. The revision would expand and clarify the current description of User's sewer lateral responsibility; correct the mercury limit on the Local Limits Table; and expand the new amalgam separator requirement to include an option to use a comparable separator to comply with the Code. Staff will be presenting the Code

**SANTA ROSA BOARD OF PUBLIC UTILITIES MEETING MINUTES
THURSDAY, JUNE 4, 2009
CITY HALL COUNCIL CHAMBER, 100 SANTA ROSA AVENUE
REGULAR MEETING**

revisions to City Council during their June 9, 2009 meeting.

MOTION:

Board Member Galvin moved to approve Resolution No. 956 entitled "Resolution of the Board of Public Utilities Recommending the City Council Adopt an Ordinance Amending Santa Rosa City Code Sections 15-04.035, 15-08.100, Item 11 and 15-08.567." The motion was seconded by Board Member Gale and carried unanimously. AYES (6) NO (0) ABSENT (1) Dowd ABSTAIN (0)

7.2 WATER SUPPLY UPDATE

Glen Wright, Deputy Director Water Resources reported that Lake Mendocino was 66% full which equates to approximately 57,000 acre feet and continues to gain, and Lake Sonoma was 91.4% full. He presented a chart that showed a comparison of the Total Monthly Water use April of 2004, 2007, 2008 and 2009 and another graph that shows the monthly deliveries to the Water Agency customers. He also spoke about the memo that the Board received from Mr. Ferris that outlined the impacts of the State Water Resources Control Board Order WR 2009-0034-EXEC.

Brenda Adelman, Russian River Watershed Protection Committee spoke about the State Board Order and said the City is only being asked to save an additional 3% while the River will be lowered by 80%. She expressed concern about the low flows in the river at Johnsons Beach and its effects on recreational activities.

Jennifer Burke, Senior Water Resources Planner clarified that there is a misperception that there is only an additional 3% reduction needed from the contractors. Many users were able to reduce their use in 2007 by putting into place temporary saving measures but the contractors are still required to make savings of 25% compared to 2004 in terms of diversions to the Russian River. All of the contractors have had increased growth since that time so that actually forces a greater reduction as opposed to less.

8. PUBLIC COMMENTS ON NON-AGENDA MATTERS

9. REFERRALS

10. WRITTEN COMMUNICATION (And Possible Board Action)

11. SUBCOMMITTEE REPORTS

Board Member Holt reported that the Water Conservation Subcommittee met and authorized an additional \$500,000 allotment for the continuation of the Green Exchange Program. He explained that the subcommittee was updated on the status of the Santa Rosa Recycled Water Pilot Project, including an expansion of the pilot project and the status of the Basin Plan amendment.

12. BOARD MEMBER REPORTS - NONE

13. DIRECTORS REPORT

Mr. Ferris reported that the Safe Medicine Disposal Program has properly disposed of 4,321 pounds of pharmaceuticals to date. Ms. Kutches provided a brief status report on the new Utility Billing System and explained they are still planning to go live on July 27th if all of the hard parallel testing shows no major issues. Board Member Holt stated he was impressed by the flexibility that the new system will provide and asked to revisit his previous request to display actual Sonoma County Water Agency costs on the utility bill. Mr. Ferris noted that the City Council will be meeting on June 16, 17 & 18th to approve the City's 2009/10 budget.

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

Suzanne Rawlings, Assistant City Attorney announced the closed session items.

14.1 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

**SANTA ROSA BOARD OF PUBLIC UTILITIES MEETING MINUTES
THURSDAY, JUNE 4, 2009
CITY HALL COUNCIL CHAMBER, 100 SANTA ROSA AVENUE
REGULAR MEETING**

Name of Case: City of Santa Rosa v.
Regional Water Quality Control Board,
Sonoma County Superior Court Case No.
SCV-241194

**14.2 CONFERENCE WITH LEGAL
COUNSEL -- EXISTING LITIGATION**

(Subdivision (a) of Government Code Section
54956.9)

Name of Case: Regional Water Quality
Control Board North Coast Region
Administrative Civil Liability Complaint No.
R1-2009-0046

**14.3 CONFERENCE WITH LEGAL
COUNSEL – ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to
Subdivision (b) of Government Code Section
54956.9: One potential case

15. RECONVENE TO OPEN SESSION

The Board adjourned into open session at
3:55pm. Vice Chair Swinth announced that
there was no reportable action.

16. ADJOURNMENT OF MEETING

At 3:55 p.m. the meeting was adjourned. The
next regular meeting of the Board of Public
Utilities will be held on Thursday, June 18,
2009 at approximately 1:30 p.m. in the
Council Chamber, City Hall, 100 Santa Rosa
Avenue, Santa Rosa.

Richard Dowd

Gina Perez