



**RODEO SANITARY DISTRICT  
AGENDA  
For  
Regular Meeting  
August 2022  
Board of Directors Regular Meeting**

A Regular Meeting of the Governing Board will be held at 1:00 p.m. on the 9<sup>th</sup> day of August, 2022. The location of the meeting is the **John Swett Unified School District Board Room, 400 Parker Avenue, Rodeo, California 94572.**

**INFORMATION FOR THE PUBLIC**

Anyone attending in person who wishes to address the Board of Directors should complete a speaker's card and submit it to the Board Secretary. In addressing the Board, speakers should step before the Board conference table and state their names and address for the record. The Board President may direct questions to any member of the audience as appropriate at any time during the meeting. Please be aware that the signing, registering, or completion of the speakers card is voluntary and not required.

Members of the public may also observe and comment upon the open session portions of the meeting electronically by using the following link:

<https://us02web.zoom.us/j/82855275991?pwd=bjFpNVgyRDFRR3NKRnpFcWxFTHpWUT09>

Meeting ID: 828 5527 5991

Password: 497512

One tap mobile

669 900 6833 US (San Jose)

In addition to providing comments "in real time" in person, on Zoom, or by telephone as discussed above, members of the public are welcome to submit comments via U.S. mail (to 800 San Pablo Ave, Rodeo Ca, 94572) or by e-mail by sending them to [bealls@rodeosan.org](mailto:bealls@rodeosan.org). All comments so submitted that are received prior to 12:00 p.m. on the day of which the meeting is held will be read out loud during the discussion of the respective item(s) identified in the e-mail; comments without such identification shall be read during the public comments portion of the meeting.

All matters listed under **CONSENT CALENDAR** are considered as being routine by the Board of Directors and will be enacted by one motion. There will be no separate discussion of these items unless requested by a Member of the Board of Directors or the public prior to the time the Board votes on the motion to adopt.

**ADDRESSING THE BOARD ON AN ITEM ON THE AGENDA**

Persons wishing to speak of **PUBLIC HEARINGS** and **OTHER MATTERS** listed on the agenda will be heard when the President calls for comments from the audience, except on public hearing items previously heard and closed to public comment. The President may specify the number of minutes each person will be permitted to speak based on the number of persons wishing to speak and the time available. After the public has commented, the item is closed to further public comments and brought to the Board for discussion and action. There is no further comment permitted from the audience unless invited by the Board.

## **ADDRESSING THE BOARD ON AN ITEM NOT ON THE AGENDA**

In accordance with State law, the Board is prohibited from discussing items not calendared on the Agenda. You may only address the Board on an item not on the Agenda, and which are within their jurisdiction, under **PUBLIC COMMENTS**. The time allotted for this discussion shall be three (3) minutes, subject to reasonable modification by the Board President. Matters raised which are not on the Agenda may be referred to staff for action or calendared on a future Agenda.

## **AGENDA REPORTS**

Supporting materials on Agenda items are available for public review at the office of Rodeo Sanitary District. Reports of information relating to Agenda items distributed within 72 hours of the meeting to a majority of the Board are also available for public inspection at the District Office. During the meeting, information and supporting materials are available in the meeting area within the Board Room upon request.

## **AMERICANS WITH DISABILITIES ACT**

In accordance with the **Americans with Disabilities Act** and **California Law**, it is the policy of the Rodeo Sanitary District to offer its public meetings in a manner that is readily accessible to everyone, including those with disabilities. Board meetings can be made accessible to persons with disabilities, whether the person is attending the meeting in person or remotely.

The District currently utilizes Zoom, an external hosting platform, that allows staff, consultants, and members of the public to participate remotely . To facilitate remote participation, the District posts the web address link and/or the telephone conference number and access code in accordance with the applicable agenda posting procedures, so the public can access these meetings by virtual means. Zoom offers accessibility features, including keyboard accessibility and screen reader support. Members of the public may review Zoom's accessibility policy at <https://zoom.us/accessibility>, and register individual disability requirements via email to [access@zoom.us](mailto:access@zoom.us), in addition to making any requests for reasonable accommodations directly to the District.

Members of the public may also call in to listen to the entire portion of the meeting that is accessible to the public, as well as speak on particular agenda items as well as during the public comments portion of the meeting, without requiring the use of a computer or Internet service. To the extent possible, the District will utilize an external hosting platform with various accessibility features that follows World Wide Web Consortium (W3C) Web Content Accessibility and Section 508 of the United States Access Board standards and guidelines.

The Rodeo Sanitary District's procedures for receiving and swiftly resolving requests for reasonable modification or accommodation from individuals with disabilities, consistent with the Americans with Disabilities Act are as follows:

### **Requests for Reasonable Accommodations**

Upon request made sufficiently in advance, the District will provide special assistance for participation in this meeting, which may include closed captioning, automatic transcripts, relay service, sign language interpreters, or other alternative methods. Please submit requests for a disability-related modification or an accommodation in order to participate in the public meeting at least two working days in advance of the meeting by contacting the District at (510) 799-2970.

The Agenda items to come before the Board, and brief description of each item, are as follows:

1. **ROLL CALL**

- a) Pledge of Allegiance

2. **PUBLIC COMMENTS**

3. **CALL FOR REQUESTS TO CONSIDER ITEMS OUT OF ORDER**

4. **REPORTS**

- a) District Manager

- 1) Discuss current pertinent activities of the District's operation including treatment, collection, construction, and other matters.

**Staff Recommendation: Receive the Report**

- b) Counsel for the District

- 1) Discuss current pertinent activities of the District.

**Staff Recommendation: Receive the Report**

- c) Secretary of the District

- d) Board Members

Board Member reports on future meetings or conferences for which they will receive the stipend or for which the District will pay expenses; recent meetings for which they will receive the stipend; and meetings or conferences for which the District paid their expenses.

**Administrative Committee**

August 1, 2022 – Vice President Janet Callaghan (stipend), Director Angela Noble (stipend)

**Solid Waste Committee - None**

**Budget and Finance Committee**

August 8, 2022 – President Connie Batchelder (stipend), Director Maureen Brennan (stipend)

**CCCSDA Meeting - None**

**Staff Recommendation: Receive the Reports.**

## 5. CONSENT CALENDAR

**Staff Recommendation (Motion Required): Adopt the consent calendar as recommended.**

1. Recommend approval of expenditures for June 2022. Reviewed by Budget Committee.
2. Receive June 2022 Financial Statements. Reviewed by Budget Committee.
3. Adopt Minutes of May 10, 2022 Regular Meeting. Reviewed by Administrative Committee.
4. Adopt Minutes of June 14, 2022 Regular Meeting. Reviewed by Administrative Committee.

## 6. EMERGENCY SITUATIONS REQUIRING BOARD ACTION

Resolution 2020-03 requires Board action to continue the emergency provisions contained in the resolution. District staff will report to the Board the need to continue some of the provisions contained in Resolution 2020-03.

**Staff Recommendation (Motion Required): Continue with Emergency Declaration.**

## 7. OLD BUSINESS

- A. District Goals and Future Work Development Discussion (Discussion)  
The District Board and Administrative Staff will discuss current projects, District goals, future projects from all aspects of District Administration, Engineering, Capital Projects, Regulatory Development, and Prioritization.

**Staff Recommendation : Receive the Report and Engage in General Discussion.**

## 8. NEW BUSINESS

- A. Ordinance 2022-200 (Discussion and Action)  
Review of revised Ordinance 2022-200 establishing a revised calculation method for sewer service charges to be billed by the Rodeo Sanitary District to mixed Residential and Commercial users sharing one meter.

**Staff Recommendation: Approve Ordinance for Public Hearing on October 11, 2022.**

- B. Authorize District Manager to Negotiate and Execute Retention Agreement with New District Counsel (Discussion and Action)  
Board and Staff will review District Counsel Proposals in closed session and if a firm is selected, the Board may instruct the District Manager to negotiate and execute a Retention Agreement with the appointed firm.

**Staff Recommendation (Motion Required): Authorize District Manager to Negotiate and Execute Retention Agreement with New District Counsel.**

- C. Approve Operations Manager Job Description (Discussion and Action)  
Board approval of the creation of the Operations Manager position for the Rodeo Sanitary District is needed.

**Staff Recommendation (Motion Required): Approve job description and authorize the position.**

- D. Approve Brown Act Compliance Policy (Discussion and Action)  
Board approval of the new Brown Act Compliance Policy is needed.

**Staff Recommendation (Motion Required): Approve the new Brown Act Compliance Policy.**

**9. PUBLIC HEARING - None**

**10. COMMUNICATION**

Relevant Communications to and from the District are included in the Board packet.

**11. CLOSED SESSION**

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
Pursuant to Govt. Code § 54957(b)(1)  
Title: District Manager
2. PUBLIC EMPLOYMENT  
Pursuant to Govt. Code § 54957(b)(1)  
Title: District Counsel
3. PUBLIC EMPLOYEE APPOINTMENT  
Pursuant to Govt. Code § 54957(b)(1)  
Title: District Counsel

**12. REPORT OUT OF CLOSED SESSION**

**13. SUGGESTIONS FOR FUTURE AGENDA ITEMS**

**14. ADJOURNMENT**