

MINUTES

1095th MEETING OF THE BOARD OF TRUSTEES OF THE ALAMEDA COUNTY MOSQUITO ABATEMENT DISTRICT

October 13th, 2021

TIME: 5:00 P.M.
PLACE: *Zoom Teleconference Only*
TRUSTEES: P. Robert Beatty, President, City of Berkeley
Subru Bhat, Vice-President, City of Union City
Victor Aguilar, Secretary, City of San Leandro
Cathy Roache, County-at-Large
Wendi Poulson, City of Alameda
Preston Jordan, City of Albany
Shawn Kumagai, City of Dublin
City of Emeryville, vacant
George Young, City of Fremont
Elisa Márquez, City of Hayward
Steven Cox, City of Livermore
Eric Hentschke, City of Newark
Jan O. Washburn, City of Oakland
Andrew Mingst, City of Piedmont
Julie Testa, City of Pleasanton

1. Board President Beatty called the regularly scheduled board meeting to order at 5:01 P.M.
2. Trustees Beatty, Bhat, Aguilar, Roache, Jordan, Kumagai, Young, Márquez, Cox, Hentschke, Washburn, Mingst, and Testa were present on the Zoom conference. Trustee Poulson was absent.
3. Board President Beatty invited members of the public to speak on any issue relevant to the District. Regulatory and Public Affairs Director Erika Castillo was present to comment and support discussion on several items. Information Technology Director Robert Ferdan was present for technical support. Vector Biologist Jeremy Sette was present to record the minutes. No public comments were submitted.
4. Approval of the minutes of the 1094th meeting held September 8th, 2021.
Motion: Trustee Aguilar moved to approve the minutes.
Second: Trustee Testa
Vote: motion carries: unanimous.
5. Resolution 1095-1 Authorizing Remote Teleconference Meetings of the Legislative Bodies of the Alameda County Mosquito Abatement District Pursuant to Brown Act Provisions.
Discussion:
The General Manager gave a background of the CSDA sponsored bill, AB 361, which guided resolution 1095-1 and fielded the following discussion. President Beatty asked for

clarification on which months the resolution would be addressing (from this date until mid-November).

Motion: Trustee Aguilar moved to approve Resolution 1095-1.

Second: Trustee Washburn

Vote: motion carries: unanimous.

6. Accept the invitation to join the Hayward Area Shoreline Planning Agency (HASPA) and appoint a Trustee representative and assigned staff member.

Discussion:

Trustee Marquez, a current member of the Hayward Area Shoreline Planning Agency (HASPA), recused herself from voting on the item to avoid any conflict of interest and disconnected for the remainder of the item. The General Manager gave a brief background of the District's interest in accepting an invitation to join HASPA and fielded the following discussion. President Beatty asked when ACMAD would be paying HASPA membership dues (next fiscal year). Trustee Cox asked what the membership dues would be contributing towards (administrative support with details yet to be determined) and asked for clarification regarding the role of the staff member (to attend meetings and support the assigned Trustee) and Board member (to review and vote on projects). President Beatty asked if Regulatory and Public Affairs Director Erika Castillo could elaborate on ACMAD's interest in joining HASPA (Castillo emphasized the importance of joining HASPA to be involved with decision making that could address any potential mosquito control related issues). The General Manager explained that the District would not pay any amount beyond the stated amount without Board approval. Trustee Cox asked for clarification regarding the role of the different agencies involved in HASPA and does the work overlap with Alameda County Flood Control projects (current members are only landowners, the expansion strategy will also include interested parties including ACMAD, and additional land owners such as the Alameda County Flood Control District). Trustee Washburn mentioned the additional costs that could be borne if ACMAD did not join and asked if the District could leave HASPA at any time (funds are approved by the ACMAD Board along with membership responsibility). Trustee Washburn agreed with the General Manager and Castillo's assessment and encouraged joining the agency. Trustee Jordan stated that the membership could be viewed as an insurance policy against any challenges that may arise. President Beatty asked if Trustee Hentschke was willing, able, and interested to be nominated as the Board representative to the agency (Trustee Hentschke replied, yes) and expressed interest in joining HASPA. Castillo gave details regarding the structure of HASPA and past District involvement with the agency along with the benefit of collecting data to support our mission (which was seconded by President Beatty). Vice-President Bhat expressed his interest in joining. Trustee Cox asked about clarification on how the administrative costs derived from the District's responsibility with the agency would be addressed and expressed apprehension regarding the cost of dedicating staff (the General Manager agreed with Trustee Cox's concerns and expects those details to be updated as a formal member of HASPA. The General Manager reminded the Board that any further monetary requests or changes in the agreement will be brought to them before action is taken). Secretary Aguilar asked if the assigned Trustee will be receiving a stipend (the General Manager and Castillo were not clear and will get back to Secretary Aguilar). Trustee Roache clarified that the current motion and second on the table would approve the staff recommendation. Trustee Jordan asked to add in a proviso that the Board vote on joining for now, until the agency's MOU is reviewed. Trustee Washburn noted that the Board will review and vote on the dues and expenditures when the Board votes on the next year's budget regardless. President Beatty asked for clarification on what the Board was currently voting on: (the motion on the table is to accept the staff recommendation): *1) accepting HASPA's invitation to join, 2) will pay up to \$12,000 in annual membership dues, 3) will assign existing staff to the advisory committee, and 4) will appoint Trustee Hentschke as District representative to HASPA.*

Motion: Trustee Roache moved to approve the staff recommendation listed above

Second: Trustee Washburn

Vote (roll call)

AYES: 10 (Beatty, Bhat, Aguilar, Roache, Kumagai, Young, Hentschke, Washburn, Mingst, Testa)

NOES: 2 (Cox, Jordan)

ABSENT: 2 (Poulson, Marquez)

ABSTAIN: 0

Motion passes: 10-2

7. First reading of revisions to District policy.

Discussion:

The General Manager invited Trustee Marquez back to the meeting. The General Manager stated that Castillo is also the President of the District's Employee Association and reviewed the proposed changes of District policy with staff. The General Manager summarized the proposed edits of District policy and fielded the following discussion. President Beatty asked for clarification on changes to committees (explained). President Beatty asked if the Personnel Committee was formed annually (only on an as-needed basis). President Beatty asked if the Board should review the edits and send in any comments to the General Manager know for the November packet (yes please, by October 22nd). Trustee Jordan asked if the General Manager could further explain 405.5 (Lab Director Eric Haas-Stapleton reviewed the UAS policy and recommended the following changes based off changes to aviation law) and asked the importance of having a Visual Observer (often used, but not required for all missions). Regulatory and Public Affairs Director Castillo further referenced current laws regarding UAS. Trustee Jordan suggested consistency in the UAS sections between plural and singular flight crew and that he will send his comments to the General Manager. Trustee Cox suggested replacing pronouns he/she with them/they and asked the cost of adding an additional holiday (it is an additional cost and the General Manager clarified that it was a managerial request, rather than coming from the employee association request). President Beatty asked if Admissions Day was a state holiday (yes, for state employees) and if Lincoln's Birthday was a Federal Holiday (no). Trustee Jordan commented on the already high number of current District holidays and expressed interest in moving the Juneteenth holiday addition to the MOU discussion as a possible swap, if requested. Vice-President Bhat recommended substituting Lincoln's Birthday for Juneteenth, if that is requested by staff. Trustee Marquez suggested consulting with an employee attorney before deciding on how to proceed with the holiday discussion. Trustee Roache noted that Juneteenth is a federal ,but not currently a state, holiday. The General Manager encouraged the Board to send in any policy comments by the 22nd of October, if possible, and will reach out to an attorney regarding the holiday policy.

8. Financial Reports as of September 30th, 2021.

Discussion:

The General Manager presented the Financial Reports and fielded the following discussion. President Beatty noted that assets and capital are increasing over the past three years (the General Manager explained any positive net income are being invested in reserve accounts).

9. Presentation of the Monthly Staff Report.

Discussion:

The General Manager gave the monthly staff report and fielded the following discussion. President Beatty asked how many days traps were placed in the mosquito abundance graph

at the Don Edwards National Wildlife Refuge (Regulatory and Public Affairs Director Castillo answered that the “number of traps placed” referenced the number of days/traps were placed at the site) and noted the numbers of variables involved in the data. Trustee Jordan agreed with the multiple variables that affect this type of chart and asked if WNV positive birds were found in certain locations annually (anecdotally, WNV positive birds move between from west to east county year to year but generally, it varies) and asked if the District was working on identifying the owner of the south county source (yes, staff is looking into a long-term solution). Trustee Jordan suggested contacting the county assessor for information regarding ownership of property (Information Technology Director Robert Ferdan discussed how owner information has been integrated into our field database technology, which is a unique feature to our District). Castillo gave the Public Education staff report. Group Chat messages were added during this item including Trustee Marquez- “Turning off my camera, sorry I need to eat before my next Zoom at 7.” Secretary Aguilar- “Hi, all! I am doing the same. I have another meeting at 7 that I have to Chair”. Vice-President Bhat- “Bon Appetit!” President Beatty- “Please feel free to eat and turn off your camera”.

10. Presentation of the Manager’s Report.

Discussion:

The General Manager presented the Manager’s Report and fielded the following discussion. The General Manager asked Board members to let him know if they did not want to be reappointed to the Board. President Beatty asked how long the Trustee appointments were for (two or four years).

11. Board President Beatty asked for reports on conferences and seminars attended by Trustees. None.

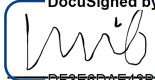
12. Board President Beatty asked for announcements from the Board. Trustee Jordan enjoyed the PBS NewsHour story that he, and Secretary Aguilar, shared with the General Manager and asked if staff felt that this information could be a useful public information tool (the information in the story was presented fairly and should be shared with the public). The General Manager announced that the District will host Assemblymember Quirk, UC Davis staff, and MVCAC leadership at the District on November 8th at 2pm and if any Trustees would like to attend, please let him know. Trustee Testa noted that she was not notified of the WNV positive bird in her area and asked if there was an announcement given to Board members regarding WNV positive birds (Castillo answered that Constant Contact sent out an update that may have ended up in Trustee Testa’s spam folder but will confirm that all Board members are on the current outgoing list).

13. Board President Beatty asked trustees for items to be added to the agenda for the next Board meeting. The General Manager noted that a resolution to meet remotely in December will be before the Board in November.

14. The meeting adjourned at 6:59 P.M.

Respectfully submitted,

Approved as written and/or corrected
at the 1096th meeting of the Board of

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Victor Aguilar, Secretary
BOARD OF TRUSTEES

Trustees held November 10th, 2021

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P. Robert Beatty, President
BOARD OF TRUSTEES