

Minutes of the Special Meeting of TCSD Board of Directors
Held at 305 Bell Lane, Mill Valley
January 27, 2010
8:45am

1. **CALL TO ORDER.** The Work Session of the Tamalpais Community Services District Board of Directors was called to order by President Steffen Bartschat at 8:53 a.m. on Wednesday, January 27, 2010.

2. **ROLL CALL.**

Board Members Present: The following members were present: President Bartschat and members Linda Johnson (L. Johnson), Jim Jacobs and Richard Johnson (R. Johnson). As four of five of the Board was present at Roll Call, a quorum was constituted. Gretchen Stagg arrived at 8:56 a.m.

Staff Present: General Manager Jon Elam, Finance Director Jerry Taylor, Superintendent Bob Bunce, and Recording Secretary Claudia Laughter.

Not Present: Park and Recreation Director Carol Buchholz

Others Present: None

3. **APPROVE AGENDA**

4. **PUBLIC EXPRESSION.** President Bartschat invited public expression on non-agenda items, in response to which there was none.

5. **GENERAL BUSINESS.** It should be noted that GM Elam (and Staff) provided this work session's reports, financials, and other written materials.

A. PROPOSAL FOR CONSULTING SERVICES WITH NUTE ENGINEERING TO STUDY WASTEWATER RE-ROUTING TO SASM FROM SMCSO – Jon Elam. GM Elam requested approval of the proposal from Nute Engineering to be presented at the February 10th Board Meeting. The study will cover engineering work and plan to change wastewater flows to SASM as well as EDUs.

MOTION TO APPROVE NUTE ENGINEERING AGREEMENT

M/S/C S. Bartschat/L. Johnson AYES: 5 NAYS: 0

B. A DISCUSSION REGARDING NEXT STEPS IN ACQUIRING SANITARY SEWER UNITS FROM SASM AGENCIES TO FACILITATE FLOW RE-ROUTING FROM SMCSO – Steffen Bartschat/Jon Elam. GM Elam presented the SASM Capacity Report. TCSD currently has 49.5 EDUs. President Bartschat led the discussion regarding setting a price for additional EDUs to be purchased for transfer of TCSD's wastewater flows to SASM.

MOTION TO APPROVE EDU PURCHASE PRICE OF \$504/EDU TO OTHER SASM DISTRICTS

M/S/C R. Johnson/L. Johnson AYES: 5 NAYS: 0

C. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: 1 case. Facts and circumstances: Government Code claim of K.J. Woods Construction, Inc. against TCSD, dated December 16, 2009

MOTION TO CHANGE TO CLOSED SESSION

M/S/C S. Bartschat/L. Johnson AYES: 5 NAYS: 0

OPEN SESSION RESUMED - NO REPORTABLE ACTION WAS TAKEN IN CLOSED SESSION

D. CONSIDERATION OF CLAIM OF K.J. WOODS CONSTRUCTION, INC. AGAINST TCSD, DATED DECEMBER 16, 2009

MOTION TO REJECT CLAIM FROM K.J. WOODS CONSTRUCTION

M/S/C L. Johnson/J. Jacobs AYES: 5 NAYS: 0

President Bartschat directed GM Elam to forward the materials regarding the claim to TCSD's insurance management company.

E. CONTRACT AMENDMENT FOR LONG-TERM LOANS – Jerry Taylor.
Postponed to February 10th Board Meeting

F. COPIER AMENDED AGREEMENT – Jerry Taylor. Financial Manager Jerry Taylor presented the Board with the amended copier contract that includes upgrading of TCSD's copier and includes saving \$165/month with the new lease terms.

MOTION TO SIGN AGREEMENT FOR NEW COPIER WITH RICOH

M/S/C L. Johnson/G. Stagg AYES: 5 NAYS: 0

6. ADJOURNMENT:

MOTION MOVE TO AJOURN

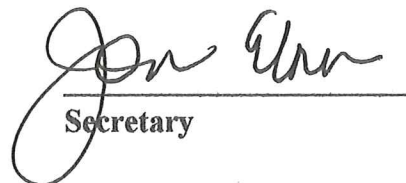
M/S/C J. JACOBS/L. JOHNSON

Vote – 5 Ayes

AJOURNED 9:46 a.m.



President



Secretary

Next Board Work Session Meeting

Date: Saturday – January 30, 2010

Time: 10:00 a.m.

Location: Fernwood Cemetery – 301 Tennessee Valley Road