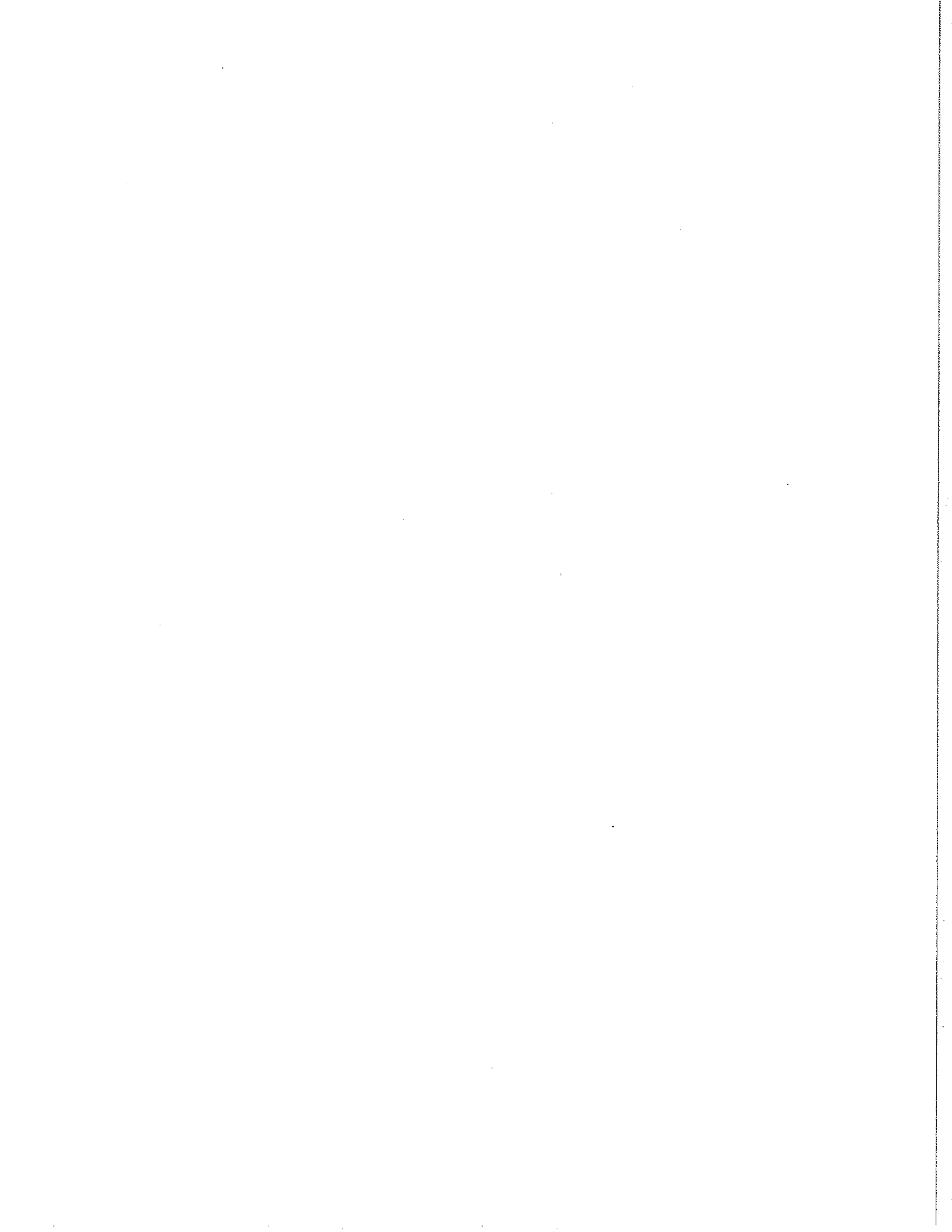


Central Marin Sanitation Agency
INFORMATIONAL ITEMS
April 14, 2009

- I-1 Letter dated 3/9/09 from the California Water Environment Association Re: 2nd Place Award for Plant Safety
- I-2 Memo dated 3/17/2009 to Brett Richards, RVSD Re: RVSD's Refined Document Request
- I-3 Memo dated 3/18/09 from the California Association of Sanitation Agencies Re: Action on Federal Stimulus Funding
- I-4 Letter dated 3/20/09 to Kemira Water Solutions, Inc. Re: Unit Price Adjustment, Ferric Chloride Supply Contract (CMSA Contract No. 08-04)
- I-5 Letter dated 3/23/09 from the Sewerage Agency of Southern Marin Re: Collaborative Safety Program
- I-6 Letter dated 3/27/2009 to California Regional Water Quality Control Board Re: Monthly Self-Monitoring Report (SMR)—Month of February 2009
- I-7 Letter dated 3/30/2009 to Pacific Infrastructure Corporation Re: Notice to Proceed—Emergency Generator and Dechlorination System Improvements Project, CMSA Contract No. 09-01





**California
Water
Environment
Association**

7677 Oakport Street, Suite 600
Oakland, CA 94621

March 9, 2009

Central Marin Sanitation Agency
Attn: Chris Finton
1301 Andersen Dr
San Rafael, CA 94901

Dear Chris Finton:

The 2008 CWEA Safety Committee has completed their review of your agencies nomination for Plant Safety, Medium. Unfortunately, your agency was not selected as the winner of the award. You will be awarded a Certificate of 2nd Place at the Safety Committee breakfast meeting at CWEA's 81st Annual Conference being held at the Palm Springs Convention Center, April 28 to May 1, 2009.

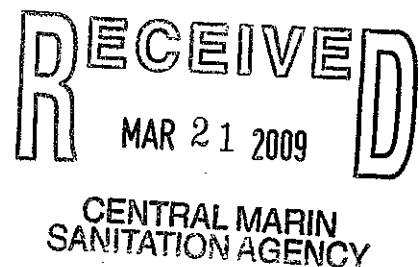
CWEA appreciates the time and effort taken by you to show your agency's achievements. Your organization's staff and their hard work everyday is noticed and appreciated. We look forward to being part of your organization's future accomplishments. I have enclosed a copy of the conference program for your convenience.

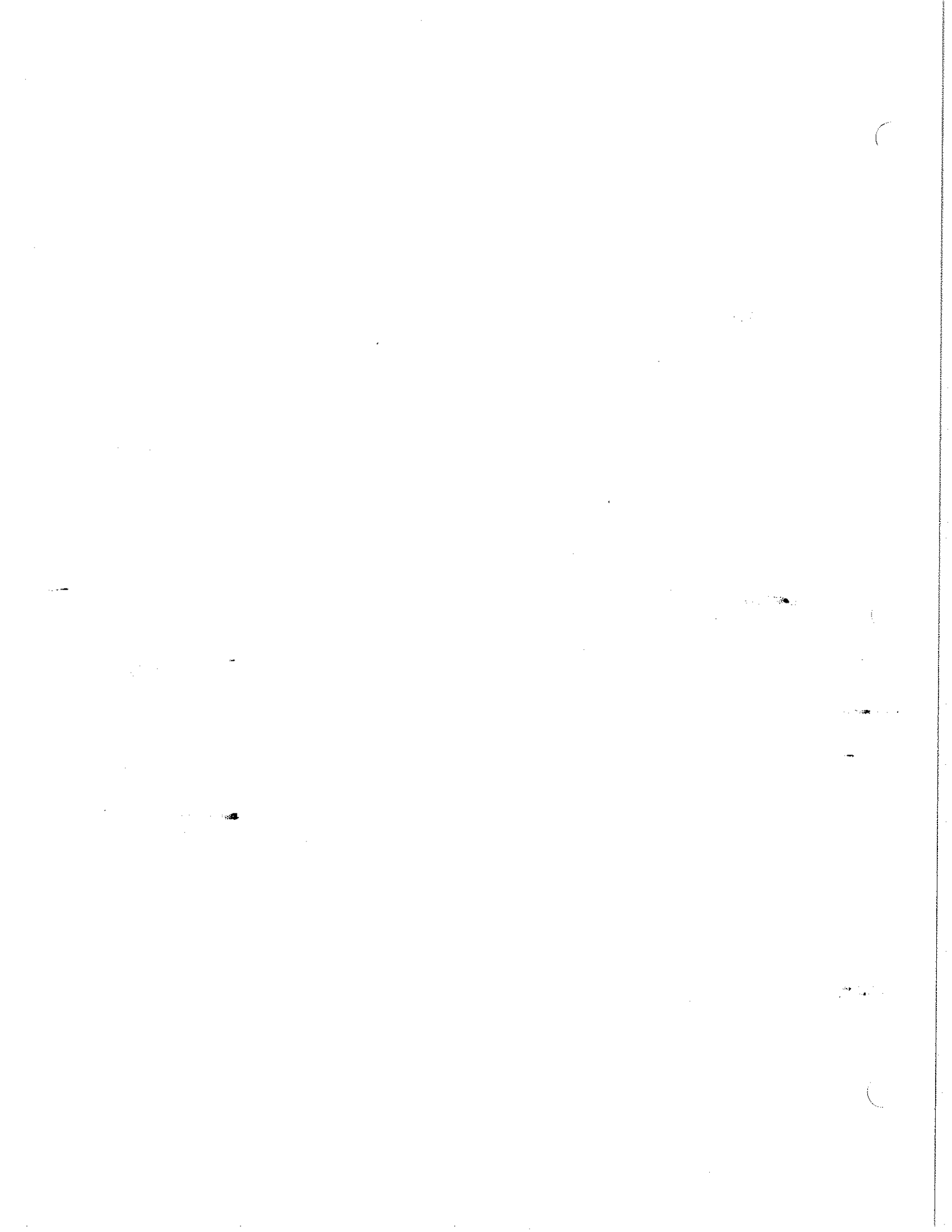
Sincerely,

A handwritten signature in black ink, appearing to read 'Steve Agor'.

Steve Agor
CWEA Membership & External Relations Board Chair

Enclosure







CENTRAL MARIN SANITATION AGENCY

I-2


Jason R. Dow, P.E.
General Manager
www.cmsa.us

1301 Andersen Drive, San Rafael, CA 94901-5339

Telephone No. (415) 459-1455

Fax No. (415) 459-3971

March 17, 2009

To: Brett Richards, RVSD
From: Jason Dow, CMSA 
Subject: **RVSD's Refined Document Request**

I am glad that we were able to briefly discuss the RVSD PRA request during the break at the March 10th CMSA Board meeting, and have a follow-up email exchange on the specific documents RVSD needs to better understand CMSA's past and current finances. I understand, from your recent email, that RVSD is requesting CMSA adopted budgets and audits for the past five fiscal years, as well as bond financials and related bond documents. You also requested electronic copies of the budgets in a working format, in otherwords, Microsoft Excel work books and sheets.

Enclosed are the following documents for your information and use, which I believe satisfies your refined PRA request. There is no charge for the copies.

- Adopted budgets from FY 03/04 to FY 08/09
- Audited financial statements for FY 03/04 to FY 08/09
- 2006 Revenue Bond Documents (CD version)
- 2006 Revenue Bond financials (revenues and expenses)
- November 29, 2007 letter to the CMSA member agencies regarding refunding over-collected debt service funds.

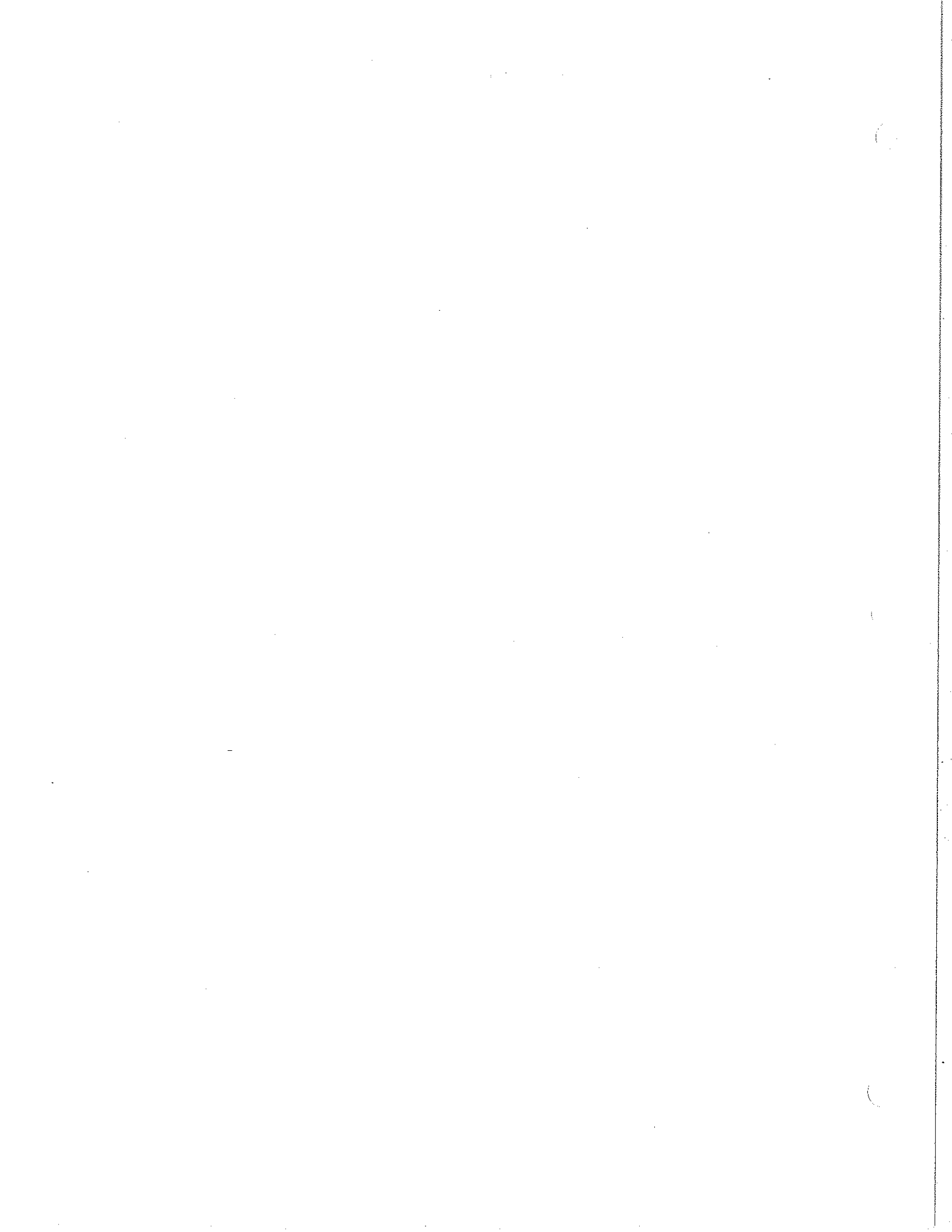
I have discussed your electronic working document request again with our legal counsel, who has reaffirmed his opinion that CMSA is not obligated to provide internal working electronic documents under the PRA. Enclosed is a CD with the electronic (.pdf) versions of the requested budgets for your information. CMSA and our legal counsel will gladly review any legal authority you provide pertaining to the disclosure of electronic working documents.

In addition to the financial documents stated above, I have enclosed the Board of Commissioner meeting minutes you requested for the years 1981-1987.

Again, I am pleased we were able to refine RVSD's records request as it would have required significant work time for staff to review and copy well over 20,000 documents. We look forward to RVSD withdrawing it's original PRA request. Please do not hesitate to contact me with any questions you may have about the enclosed documents. As I mentioned at the CMSA March Board meeting, I look forward to meeting with you to discuss and explain any aspect of CMSA's operating and capital budgets, bond program, and/or long term financial plan.

enclosures







CALIFORNIA ASSOCIATION of SANITATION AGENCIES

1215 K Street, Suite 2290, Sacramento, CA 95814 PH: (916) 446-0388 – FX: (916) 231-2141 www.casaweb.org

VIA ELECTRONIC MAIL

March 18, 2009

TO: CASA Member Agencies
CASA Associates
CASA Executive Board
CASA Attorneys
CASA Legislative Committee

FROM: Mike Dillon, Lobbyist
Bobbi Larson, Director, Legal & Regulatory Affairs

RE: Action on Federal Stimulus Funding

I. LEGISLATURE BEGINS ACTION ON FEDERAL STIMULUS FUNDS

Last week the Assembly Budget Committee held its first hearing on the Federal Economic Stimulus Package, titled the American Recovery and Reinvestment Act (ARRA). Central to the hearing was a presentation by Mac Taylor, the Legislative Analyst, on the fiscal effects of the stimulus package for California. Referring to a report that his office published on March 10th, Taylor reported that the state aid "pie" consists of three pieces: (1) Federal dollars that can be used to address Budget shortfalls, (2) Funds that supplement existing state spending, and (3) Competitive grants. His office estimates that California will receive over \$31 billion from the first two components, and billions more in competitive grants. It is estimated that approximately \$8 billion will be used in 2008-09, and 2009-10, which was part of the recently enacted Budget agreement to help address California's \$40 billion Budget deficit. Most of the \$31 billion will be directed to the state's health programs, education related programs, labor and workforce development, and social service programs.

II. \$283 MILLION FOR STATE REVOLVING FUND

The Legislative Analyst's Office (LAO) projects that the ARRA includes about \$283 million provided directly to the state in grant and loan funding. The Federal authorization expressly includes three forms of financial assistance, according to the LAO: grants, loan forgiveness, and "negative interest rate" loans, which are currently prohibited under state law for the SRF program. Mac Taylor, the Legislative Analyst, urged the Assembly Appropriations Committee members, and the Legislature, to allow the SWRCB to enact urgency legislation authorizing the SWRCB to include these categories of financial assistance to maximize the Federal funding allocated to the state.

III. STATE WATER BOARD RESOLUTION REGARDING ALLOCATION OF ARRA FUNDS

On Tuesday, the State Water Resources Control Board adopted two items related to the allocation of the stimulus funding for water quality programs. The first action was to amend the Clean Water State Revolving Fund Loan Policy to implement federal economic recovery efforts while "maximizing the benefit to California's infrastructure and water quality needs, particularly for disadvantaged communities." CASA submitted written comments on the proposed SRF Policy changes, supporting the staff recommendations and seeking several additional revisions. The adopted policy addressed all of CASA's recommended changes, including allowing loan applicants to acquire equipment in advance of a preliminary loan commitment and clarifying that Regional Water Board Executive Officers could not unreasonably withhold consent for funding specific projects. The SRF Policy revisions were adopted with little debate.

CASA did not fare as well with regard to the second action item, which was a proposed Resolution setting forth the Board's priorities for funding under the ARRA. Dozens of speakers addressed the Board during the hearing, some supporting the proposed allocations to disadvantaged communities and others seeking changes in the priorities. CASA stressed the need to get the money out the door as quickly as possible and expressed concern that there may not be sufficient ready-to-go projects within the Board's top priority categories. The final Resolution specified the following allocation of the stimulus funds:

- At least 50 percent (and up to 65%) of the total funding will receive additional subsidy in the form of grants, principle forgiveness or negative interest rates. This \$140 to \$180 million will go to disadvantaged communities, with a preference to small (<20,000 people) disadvantaged communities. "Disadvantaged" is defined as less than 80% of statewide median household income.
- Twenty-five percent of the ARRA funds will go to "Stopped Grant" projects, which are projects with agreements to receive funds under voter-approved propositions that have not been reimbursed due to the fact that the State has not yet sold bonds.
- Twenty percent (\$60 mil) for green infrastructure projects (zero interest loans)
- The remainder plus additional SRF funds of about \$300 million to be given out as 1% interest loans. The portion from ARRA must be out the door and construction contracts entered into by February 2010.

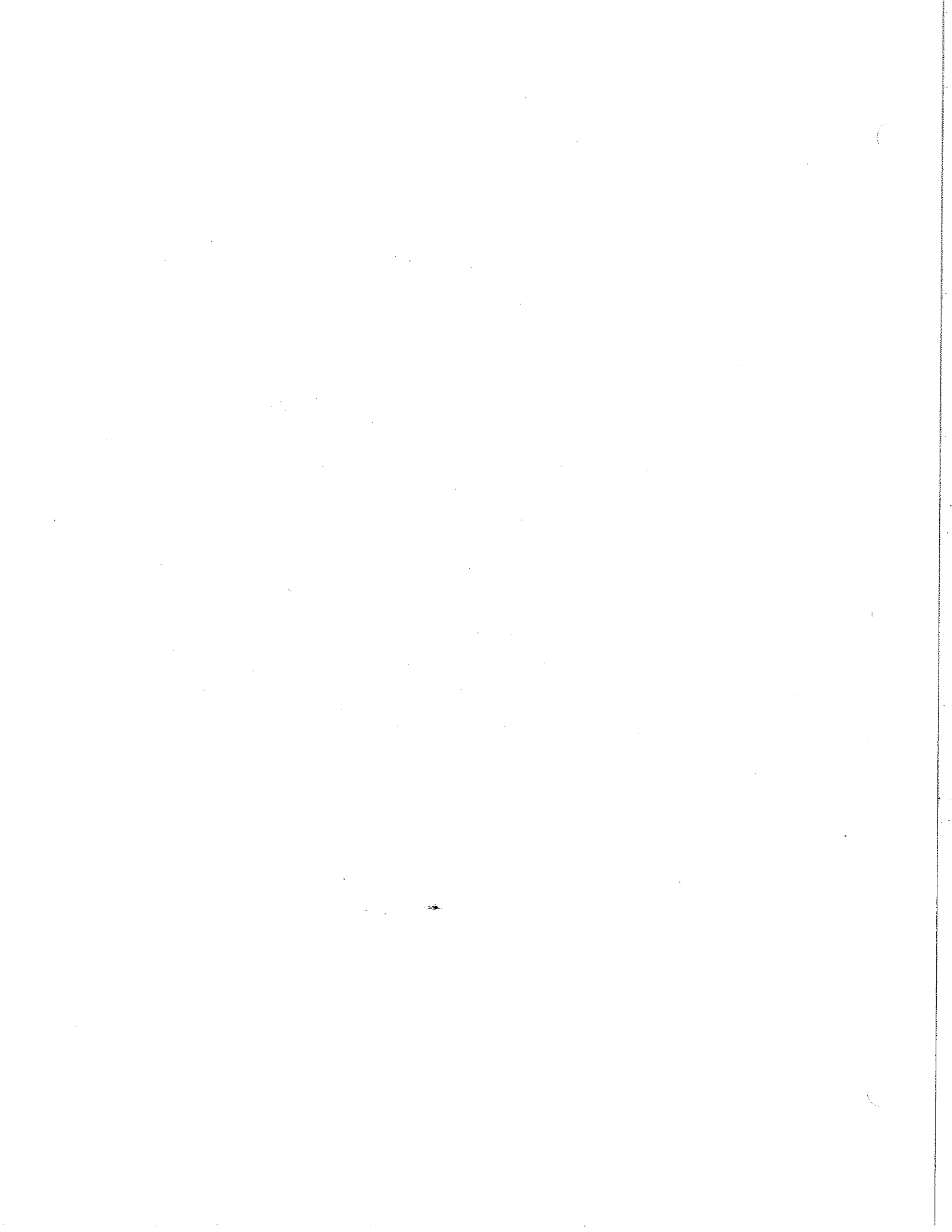
CASA had advocated for 100 percent subsidies rather than loans and urged the State Water Board to broaden the definition of economic disadvantage to include unemployment rates. The State Water Board has also released its "business plan" for implementing ARRA, known as the Intended Use Plan. Comments on the plan are due tomorrow, March 20, 2009.

IV. SENATE SUBCOMMITTEE HOLDS INFORMATIONAL HEARING ON PROPOSED WATER AND TRANSPORTATION MEASURES

Yesterday, the Senate Budget and Fiscal Review Subcommittee Number 2 on Resources, Environmental Protection, Energy, and Transportation held an informational hearing on SB

27(XXX), by Senator Gloria Negrete McLeod. The Senator's measure would make necessary changes in current state law to speed up the receipt and expenditure of Federal funds, for programs under the State Drinking Water Revolving Fund, administered by the Department of Public Health, and the State Water Pollution Control Revolving Fund, administered by the SWRCB. The committee also heard another significant measure, AB 20(XXX), by Assembly Speaker Karen Bass, relating to transportation. The Subcommittee Chair, Senator Joe Simitian, asked Dorothy Rice, SWRCB Executive Officer, to explain why urgency legislation was necessary to expend the \$283 million of Federal Stimulus Funds. Ms. Rice explained that the SWRCB wanted authority, among other things, to provide grants. She said the current SRF has been a loan program, and "of the \$4.5 billion that has moved through it over the last fifteen years, less than 10% has been given to disadvantaged communities." She added that the reason most of the money has gone to larger agencies is due to the fact that they have consultants, and other technical assistance that the disadvantaged communities do not have access to. Consequently, the State Board has directed staff to earmark 25% of the \$283 million for disadvantaged communities. If the disadvantaged communities are unable to complete their projects in a timely manner, these funds will be rolled back into the other categories, which include another 25% for grants with the remaining 50% available for traditional loans, but at a lower interest rate.

In response to questions from committee members Senators Alan Lowenthal and John Benoit, Dorothy Rice explained that the funds can also be used for storm water projects, recycling, and septic tank replacement. In response to requests made by constituents of Senator Lowenthal and supported by waste water agencies, that more of the money set aside for loans be shifted to grants, Committee Chair Simitian responded that keeping more funds in the loan program allows for continued circulation of SRF funds. At the conclusion of the hearing, Senator Simitian stated that the Legislative Analyst, legislative staff, and staff in the Republican and Democratic leadership offices would continue to work with the affected departments on the legislation, as it moves forward in the coming days. During the public comment period at the end of the hearing, CASA complimented the subcommittee for their early action on this important issue, and emphasized the critical need of receipt and expenditure of the \$283 million as quickly as possible, and noted that the Federal program allows for California to receive additional funds that may be recouped from other states unable to meet the Federal timelines. We also testified similarly before a three hour joint informational hearing in the Assembly on Wednesday.





**CENTRAL MARIN
SANITATION AGENCY**

Jason R. Dow, P.E.
General Manager
www.cmsa.us

1301 Andersen Drive, San Rafael, CA 94901-5339

Telephone No. (415) 459-1455

Fax No. (415) 459-3971

March 20, 2009

Judy Lafond
Kemira Water Solutions, Inc.
3211 Clinton Parkway Ct., #1
Lawrence, Kansas 66047

Subject: Unit Price Adjustment, Ferric Chloride Supply Contract (CMSA Contract No. 08-04)

Dear Ms. Lafond:

The subject contract contains periodic cost adjustment provisions, and CMSA staff has performed the cost analysis and adjustment calculations contained in them. Based on those calculations, the cost adjustment would be 0.292 per cent, as shown in the table below. The contract cost adjustment provisions stipulate that cost adjustments of less than 1.00% shall not be implemented. Therefore, there is no cost adjustment for ferric chloride at this time. Per the contract provisions, staff will use the September 2008 commodity indices to assess potential cost adjustments in September 2009.

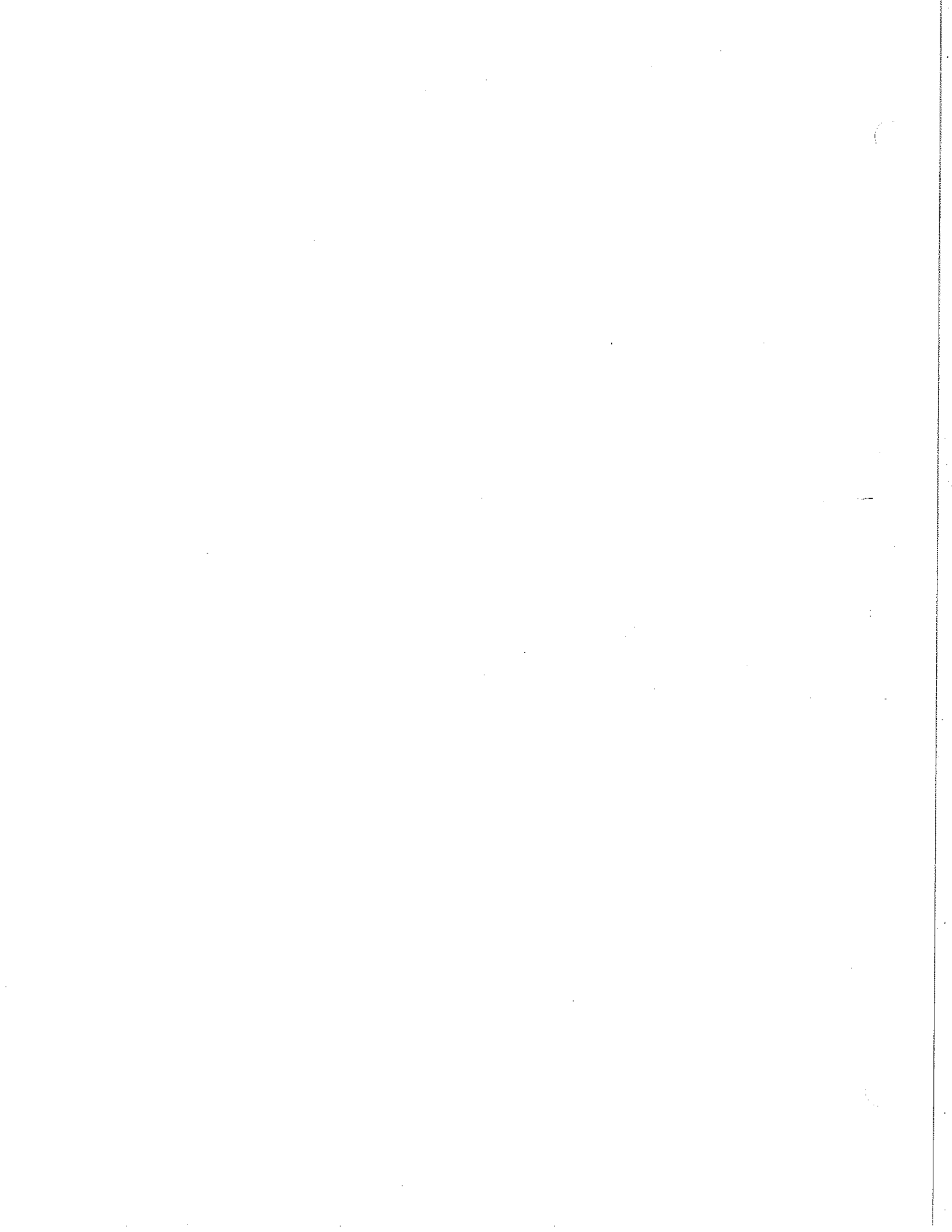
Contract Execution 09/08	Original Bid Price, Dry Ton, Before	Chlorine Mfg. Index	Raw Material Cost	Diesel Fuel Index	Transport Cost	Fixed Costs	Final Cost Before Tax	Tax Rate	Final Cost, Including Tax
Cost Fraction			40%		20%	40%			
	\$ 803.630	332.600	\$ 321.452	428.50	\$ 160.726	\$ 321.452	\$ 803.630	8.25%	\$ 869.929
First Semiannual Cost Analysis, 03/09		Chlorine Mfg. Index	Raw Material Cost	Diesel Fuel Index	Transport Cost	Fixed Costs	Final Cost Before Tax	Tax Rate, Effective 4/1/09	Final Cost, Including Tax
Previous Index		332.600		428.500					
Current Index		421.100		182.200					
Percent Change in Indices		26.61%		-57.48%					
New Commodity Fractions			\$ 406.986		\$ 68.341	\$ 321.452	\$ 796.779	9.50%	\$ 872.473
Overall cost Change									0.292%

If you have questions, please contact Ken Katen, CMSA's Senior Engineer, at 415-459-1455 extension 121 or via email at kkat@centralmarinsa.org.

Sincerely,

Jason R. Dow, P.E.
General Manager





S A S M
SEWERAGE AGENCY OF
SOUTHERN MARIN

A Joint Powers Agency

- Almonte S.D.
- Alto S.D.
- City of Mill Valley
- Homestead Valley S.D.
- Richardson Bay S.D.
- Tamalpais S.D.

March 23, 2009

Central Marin Sanitation Agency
1301 Andersen Drive
San Rafael, CA 95901-5339
Attn: Mr. Jason Dow

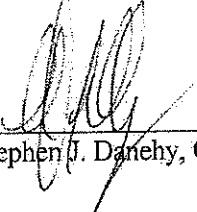
Subject: Collaborative Safety Program

Dear Jason:

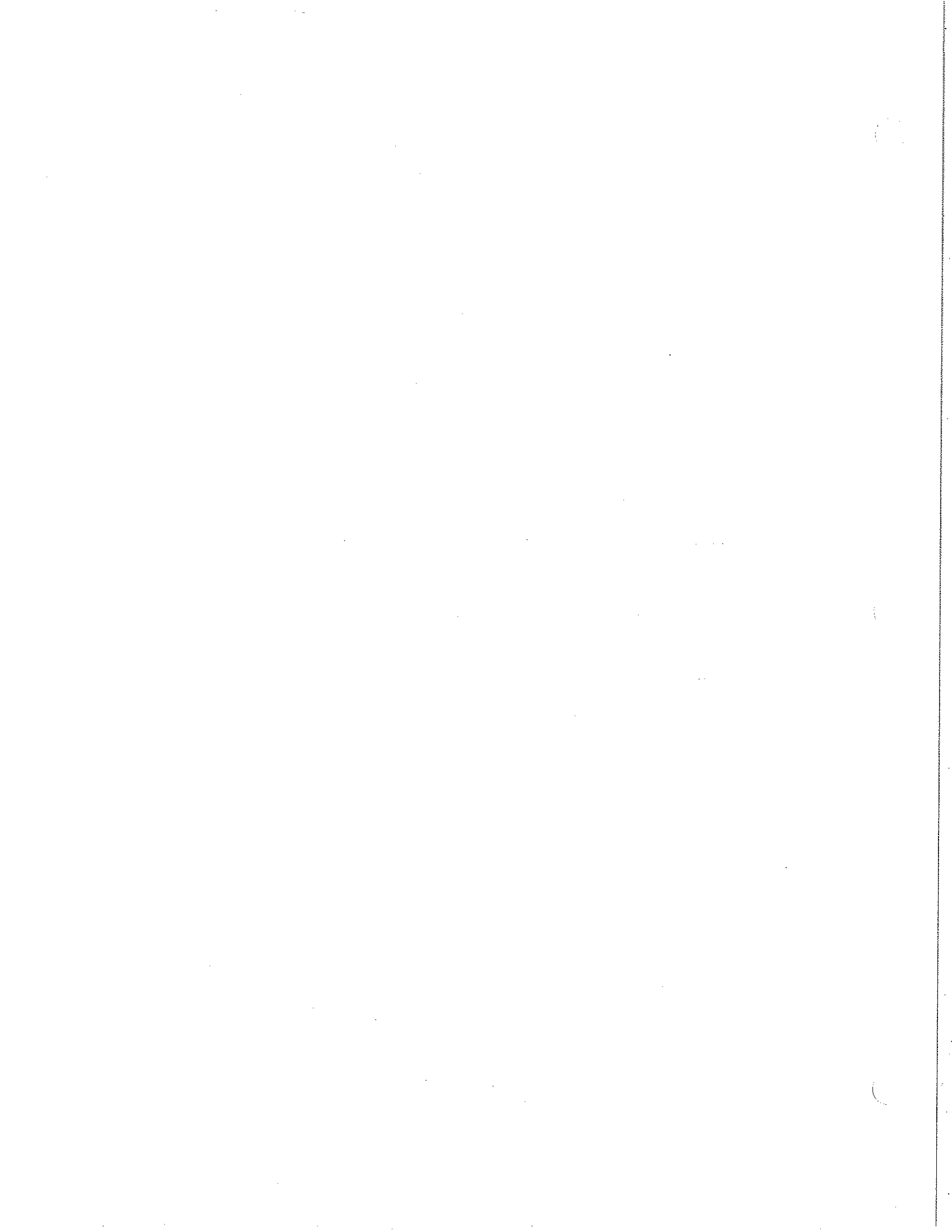
I would like to formally request that Sewerage Agency of Southern Marin be allowed to join in with this collaborative safety group. It is my understanding that for years, SASM had been invited to join this safety program but felt that it could "go it alone". However, since becoming the General Manager of SASM, I have not felt completely comfortable with the status of our safety program. This is why I requested to have the SASM safety program assessed at the same time as the other agencies. The assessment was very enlightening to say the least. I do not feel SASM should continue to be an island in this regulated world of ours, and therefore, I respectfully request that SASM be permitted to join.

Thanks to all for your consideration in allowing SASM to join with this group.

Sincerely,



Stephen J. Danehy, General Manager





CENTRAL MARIN SANITATION AGENCY

I-6

Jason R. Dow, P.E.
General Manager
www.cmsa.us

1301 Andersen Drive, San Rafael, CA 94901-5339

Telephone No. (415) 459-1455

Fax No. (415) 459-3971

March 27, 2009

California Regional Water Quality Control Board
San Francisco Bay Region
1515 Clay Street, Suite 1400
Oakland, CA 94612

Attention: Vince Christian

RE: Monthly Self-Monitoring Report (SMR) - Month of February 2009

Enclosed please find the monthly report for the Central Marin Sanitation Agency (CMSA) treatment plant for February 2009. There were no NPDES Permit violations in February.

Effluent results for Antimony, Lead, Selenium, and Cyanide have been "J-flagged" by Caltest Analytical Laboratory. This means that these constituents were detected and the concentration reported is equivalent to the DNQ Estimated Concentration. Note that in the electronic reporting, numerical J-flagged values will be reported and commented as DNQ. The Final Effluent results for Beryllium, Cadmium, and Thallium were reported as "ND" by Caltest Analytical Laboratory. This means that these compounds were not detected at or above the listed Method Detection Limit (MDL). Note that in the electronic reporting, constituents reported as ND will be reported as less than (<) the value listed as the MDL.

EPA Forms 3320-1 that reflect CMSA's NPDES Permit, Order #01-105, that went into effect on October 1, 2001 have been completed. As of the October 2004 monitoring period EPA Forms 3320-1 will be submitted to the State Water Resources Control Board as requested in the letter sent out by USEPA Region 9, Alexis Strauss, dated October 7, 2004. The 3320-1 forms will be sent starting with the June 2006 reporting period to the new address that was emailed on July 7, 2006 from the DMR Processing Center. New 2009 forms were emailed on February 18 and will be used for reporting.

CMSA also plans to submit this report electronically.

If there are any questions please contact me at (415) 459-1455, ext. 142. Quality assurance data are available for all test results cited in this report. Values reported are measured values and are each subject to analytical variability. CMSA reserves the right to question data in an enforcement proceeding.



I certify under penalty of law that this document and all attachments are prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who managed the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for known violations (40 CFR 122.22(d)).



Robert N. Cole
Environmental Services Manager

enclosures:

Caltest data
Routine DMR data (map, spreadsheets, forms, graphs)

cc: EPA Forms 3320-1
Division of Water Quality
c/o DMR Processing Center
1001 I Street, 15th Floor
Sacramento, CA 95814



CENTRAL MARIN SANITATION AGENCY

I-7

Jason R. Dow, P.E.
General Manager
www.cmsa.us

1301 Andersen Drive, San Rafael, CA 94901-5339

Telephone No. (415) 459-1455

Fax No. (415) 459-3971

March 30, 2009

Mark Jorgenson, President
Pacific Infrastructure Corporation
2134 Rheem Drive, Suite C
Pleasanton, CA 94588

**Subject: Notice to Proceed - Emergency Generator and Dechlorination System
Improvements Project, CMSA Contract No. 09-01**

Dear Mr. Jorgenson:

We have received and executed both copies of the subject contract, and one executed copy of the subject contract is enclosed for PIC's files. This letter serves as the Notice to Proceed, and, per Contract provisions, the contract completion date is July 8, 2009, 120 calendars days from today. The next step is to schedule the preconstruction conference and submit the Project Schedule, which will be reviewed at the preconstruction conference. The Project Schedule shall particularly address any proposed system shutdowns so that they can be coordinated with the work being performed for CMSA's Wet Weather Improvement Project.

We have reviewed the ACORD Additionally Insured certificate and find that the cancellation disclaimer still contains additional wording that needs to be stricken. Typically the additional wording is stricken out by the issuer, as depicted in the example below:

"Should any of the above described policies be cancelled before the expiration date thereof, the issuing insurer will ~~endeavor to mail 30 days' written notice to the certificate holder named to the left, but failure to do so shall impose no obligation or liability of any kind upon the insurer, its agents, or representatives.~~

Please ask your insurance provider to make the changes requested above; they can send the modified certificate directly to CMSA.

To schedule the preconstruction conference, or if you have any questions, please contact Ken Katen, CMSA's Senior Engineer, at the (415) 459-1455, extension 121, or by email at kkaten@centralmarinsa.org.

Sincerely,

Jason R. Dow, P.E.
General Manager



