

**MINUTES OF THE MEETING OF THE
BOARD OF DIRECTORS OF
UNION SANITARY DISTRICT/UNION SANITARY DISTRICT FINANCING
AUTHORITY
August 23, 2021**

Consistent with Executive Orders No. N-08-21 from the Executive Department of the State of California, and Alameda County Health Officer Order No. 21-01a, the Monday, August 23, 2021, Regular Board Meeting was not physically open to the public and all Board Members teleconferenced into the meeting. To maximize public safety while still maintaining transparency and public access, members of the public were able to observe the Board Meeting and provide public comment by sending comments to the Board Clerk.

CALL TO ORDER

President Kite called the meeting to order at 4:00 p.m. The regular meeting time was modified due to the COVID-19 emergency.

SALUTE TO THE FLAG

ROLL CALL

PRESENT: Pat Kite, President
Anjali Lathi, Vice President
Manny Fernandez, Secretary
Jennifer Toy, Director
Tom Handley, Director

STAFF: Paul Eldredge, General Manager/District Engineer
Karen Murphy, District Counsel
Mark Carlson, Business Services Manager/CFO
Sami Ghossain, Technical Services Manager
Armando Lopez, Treatment and Disposal Services Manager
James Schofield, Collection Services Manager
Robert Simonich, Fabrication, Maintenance, and Construction Manager
Ric Pipkin, Enhanced Treatment and Site Upgrade Program Manager
Jose Rodrigues, Collection Services Coach
Shawn Negis, Collection Services Coach
Jason Yeates, Organizational Performance Coordinator
Regina McEvoy, Executive Assistant to the General Manager/Board Clerk

APPROVE MINUTES OF THE UNION SANITARY DISTRICT BOARD MEETING OF AUGUST 9, 2021

It was moved by Director Handley, seconded by Vice President Lathi, to Approve the Minutes of the Board Meeting of August 9, 2021. Motion carried with the following vote:

AYES: Fernandez, Handley, Kite, Lathi, Toy
NOES: None
ABSTAIN: None

ABSENT: None

JULY 2021 MONTHLY OPERATIONS REPORT

This item was reviewed by the Budget & Finance and Legal/Community Affairs Committees. General Manager Eldredge provided an overview of the Odor Report and Work Group Reports, and Business Services Manager Carlson reviewed the financial reports included in the Board meeting packet.

FOURTH QUARTER FISCAL YEAR 2021 DISTRICT-WIDE BALANCED SCORECARD MEASURES

This item was reviewed by the Legal/Community Affairs Committee. Organizational Performance Coordinator Yeates provided an overview of the Balanced Scorecard included in the Board meeting packet and responded to Board member questions.

WRITTEN COMMUNICATIONS

There were no written communications.

PUBLIC COMMENT

There was no public comment.

CONSIDER A RESOLUTION DETERMINING THE ENHANCED TREATMENT AND SITE UPGRADE PHASE 1A – CAMPUS BUILDING PROJECT CONSISTENT WITH THE APPROVED INITIAL STUDY/MITIGATED NEGATIVE DECLARATION FOR THE ENHANCED TREATMENT AND SITE UPGRADE PHASE 1 PROGRAM AND APPROVING THE PROJECT

This item was reviewed by the Engineering and Information Technology Committee. Enhanced Treatment and Site Upgrade (ETSU) Program Manager Pipkin stated the California Environmental Quality Act (CEQA) requires the District complete an environmental review process for the ETSU Phase 1 Program. Hazen and Sawyer (Hazen) and their environmental subconsultant, Scheidegger and Associates, conducted the environmental review and prepared an Initial Study/Mitigated Negative Declaration (IS/MND) for the ETSU Phase 1 Program. The IS/MND concluded that while several potential significant environmental impacts could result from the ETSU Program, mitigation measures will effectively address these potential impacts. The Board adopted the Mitigated Negative Declaration by resolution on May 10, 2021. Concurrent with development of the Construction Documents for the Phase 1A – Campus Building Project, Scheidegger and Associates prepared an environmental compliance assessment. The assessment found the environmental effects of the Project were within the scope of the adopted Program IS/MND and no further environmental documents would be required. The draft resolution includes approval of the Project, which is required prior to the filing of a CEQA Notice of Determination. Staff recommended the Board consider adopting a resolution that would determine the environmental impacts of the Phase 1A – Campus Building Project, as defined by the Construction Documents, are within the scope and consistent with the approved Initial Study/Mitigated Negative Declaration for the ETSU Phase 1 Program, and no further environmental review would be required for the Project and approve the Project allowing staff to file a CEQA Notice of Determination.

It was moved by Director Toy, seconded by Director Handley, to Adopt Resolution No. 2934 Determining the Enhanced Treatment and Site Upgrade Phase 1A – Campus Building Project Consistent with the Approved Initial Study/Mitigated Negative Declaration for the Enhanced Treatment and Site Upgrade Phase 1 Program and Approving the Project. Motion carried with the following vote:

AYES: Fernandez, Handley, Kite, Lathi, Toy

NOES: None

ABSTAIN: None

ABSENT: None

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RESOLUTION NO. 2934

DETERMINING THE ENHANCED TREATMENT AND SITE UPGRADE PHASE 1A-CAMPUS BUILDING PROJECT (PROJECT) CONSISTENT WITH THE APPROVED INITIAL STUDY/MITIGATED NEGATIVE DECLARATION FOR THE ENHANCED TREATMENT AND SITE UPGRADE PHASE 1 PROGRAM AND APPROVING THE PROJECT

WHEREAS, on May 10, 2021, the Union Sanitary District Board of Directors (“Board”) adopted Resolution No. 2923 making the required findings and adopting an Initial Study and Mitigated Negative Declaration (“IS/MND”) of potential environmental impacts of the Enhanced Treatment and Site Upgrade (ETSU) Phase 1 Program, and a Mitigation and Monitoring Program (“MMRP”); and

WHEREAS, the Board, in adopting Resolution No. 2923, also approved the Enhanced Treatment and Site Upgrade Phase 1 Program, including the Phase 1A–AB Improvements Project; and

WHEREAS, the IS/MND determined that although the proposed project could have a significant effect on the environment, mitigation measures included in the IS/MND would reduce all of the impacts to a less than significant level; and

WHEREAS, the IS/MND analyzed the impacts of the ETSU Phase 1A – Campus Building Project (“Project”) on a programmatic level as the design of the Project was at 30 percent completion; and

WHEREAS, as the construction documents for the Project have now been prepared, the District has prepared an Environmental Compliance Assessment dated August 6, 2021 to determine whether additional environmental review is required for the Project; and

WHEREAS, the Environmental Compliance Assessment has determined that, as there are no changes to the Project, no additional environmental review is required and that the Project is within the scope of the IS/MND.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Union Sanitary District that:

1. The Board hereby makes the following findings and determinations with respect to the Campus Building:
 - a. As set forth in the Environmental Compliance Assessment, there are no substantial changes to the Project or circumstances under which the Project is undertaken or new information of substantial importance that would require a subsequent negative declaration under Section 15162.

- b. As set forth in the Environmental Compliance Assessment, as the construction documents have not produced any changes in the Project, the design is covered within the scope of the IS/MND, the environmental evaluation in the IS/MND remains valid, and no changes are necessary to the IS/MND. Therefore, no additional environmental review is required.
2. The Board hereby approves the Phase 1A – Campus Building Project. Mitigation measure included in the IS/MND will continue to apply to the Project.
3. The Board directs staff to file a notice of determination with the County Clerk of Alameda County.
4. Pursuant to CEQA Guidelines section 15091(e), the documents and other materials that constitute the record of proceedings upon which the Board of Directors has based its recommendations are located in and may be obtained from, the Office of the Union Sanitary District at 5072 Benson Road, Union City, 94587. The Board Clerk is the custodian of records for all matters before the Board.

CERTIFICATION

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the Board of Directors of the Union Sanitary District, in Alameda County, California, held on the 23rd day of August 2021.

AYES: Fernandez, Handley, Kite, Lathi, Toy

NOES: None

ABSTAIN: None

ABSENT: None

DocuSigned by:

Pat Kite

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PAT KITE

President, Board of Directors
Union Sanitary District

Attest:

DocuSigned by:

Manny Fernandez

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MANNY FERNANDEZ

Secretary, Board of Directors
Union Sanitary District

Certificate Of Completion

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Document Pages: 2

Signatures: 2

Envelope Originator:

Certificate Pages: 5

Initials: 0

Regina McEvoy

AutoNav: Enabled

5072 Benson Road

Envelope Stamping: Enabled

Union City, CA 94587

Time Zone: (UTC-08:00) Pacific Time (US & Canada)

Reginam@unionsanitary.ca.gov

IP Address: 50.227.238.26

Record Tracking

Status: Original

Holder: Regina McEvoy

Location: DocuSign

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Reginam@unionsanitary.ca.gov

Signer Events

Pat Kite

pkite@unionsanitary.ca.gov

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Signature

DocuSigned by:

Signature Adoption: Pre-selected Style

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Manny Fernandez

mfernandez@unionsanitary.ca.gov

Security Level: Email, Account Authentication (None)

DocuSigned by:

Signature Adoption: Pre-selected Style

Using IP Address: 162.236.9.252

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In Person Signer Events

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Editor Delivery Events

Status

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Agent Delivery Events

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Intermediary Delivery Events

Status

Timestamp

Certified Delivery Events

Status

Timestamp

Carbon Copy Events

Status

Timestamp

May Bautista

mayb@unionsanitary.ca.gov

Administrative Specialist 1

Union Sanitary District

Security Level: Email, Account Authentication (None)

COPIED

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Electronic Record and Signature Disclosure:

Not Offered via DocuSign

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| Notary Events | Signature | Timestamp |
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INFORMATION ITEMS:

COVID-19 Update

General Manager Eldredge provided an update regarding COVID-19 impacts on District operations and coordination efforts.

Check Register

Staff responded to Boardmember questions regarding the check register.

COMMITTEE MEETING REPORTS:

The Budget & Finance, Legal/Community Affairs, and Engineering and Information Technology Committees met.

GENERAL MANAGER'S REPORT:

- General Manager Eldredge stated staff would reach out to the Board to schedule the General Manager Check-in Board Workshop.
- The two closed sessions for the General Manager's annual evaluation will be scheduled in September and October.
- Assemblymember Alex Lee will tour the treatment plant on Monday, September 13, 2021. General Manager Eldredge asked the Board to notify staff if they plan to attend.

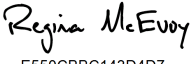
OTHER BUSINESS:

Vice President Lathi asked when staff planned to present information regarding a potential telecommute policy; General Manager Eldredge stated staff would present information at the first Board meeting in November.

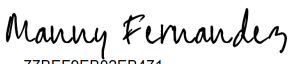
ADJOURNMENT:

The meeting was adjourned at 4:25 p.m. to the next Board Meeting to be held virtually on Monday, September 13, 2021, at 4:00 p.m.


SUBMITTED:

DocuSigned by:

E550CBBC143D4D7...
REGINA McEVOY
BOARD CLERK

ATTEST:

DocuSigned by:

77BEF9EB02EB471...
MANNY FERNANDEZ
SECRETARY

APPROVED:

DocuSigned by:

7EFE0DB9E7E0480...
PAT KITE
PRESIDENT

Adopted this 13th day of September 2021

Certificate Of Completion

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| Envelope Stamping: Enabled | Regina McEvoy |
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| | Union City, CA 94587 |
| | Reginam@unionsanitary.ca.gov |
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Record Tracking

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Signer Events

Pat Kite
pkite@unionsanitary.ca.gov
Security Level: Email, Account Authentication (None)

Signature

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Manny Fernandez
mfernandez@unionsanitary.ca.gov
Security Level: Email, Account Authentication (None)

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Regina McEvoy
reginam@unionsanitary.ca.gov
Assistant to GM
Union Sanitary District
Security Level: Email, Account Authentication (None)

DocuSigned by:

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Not Offered via DocuSign

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