

**MINUTES OF THE MEETING OF THE
BOARD OF DIRECTORS OF
UNION SANITARY DISTRICT
June 25, 2018**

CALL TO ORDER

President Kite called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

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

STAFF: Paul Eldredge, General Manager
Sergio Rudin, Special District Counsel
Sami Ghossain, Technical Services Manager
Armando Lopez, Treatment and Disposal Services Manager
James Schofield, Collection Services Manager
Robert Simonich, Fabrication, Maintenance, and Construction Manager
Laurie Brenner, Business Services Coach
Virginia Holslag, Accounting and Financial Analyst
Lily Moreno, Accounting and Financial Analyst
Regina McEvoy, Executive Assistant to the General Manager/Board Clerk

VISITORS: Alice Johnson, League of Women Voters
Roelle Balan, Tri-City Voice Newspaper

APPROVE MINUTES OF THE SPECIAL MEETING OF MAY 8, 2018

It was moved by Vice President Lathi, seconded by Secretary Fernandez, to approve the Minutes of the Special Meeting of May 8, 2018. Motion carried unanimously.

APPROVE MINUTES OF THE SPECIAL MEETING OF JUNE 4, 2018

It was moved by Director Toy, seconded by Secretary Fernandez to approve the Minutes of the Special Meeting of June 4, 2018. Motion carried unanimously.

APPROVE MINUTES OF THE SPECIAL MEETING OF JUNE 11, 2018

It was moved by Secretary Fernandez, seconded by Director Handley, to approve the Minutes of the Special Meeting of June 11, 2018. Motion carried unanimously.

APPROVE MINUTES OF THE REGULAR MEETING OF JUNE 11, 2018

It was moved by Director Toy, seconded by Vice President Lathi, to approve the Minutes of the Regular Meeting of June 11, 2018. Motion carried unanimously.

MAY 2018 MONTHLY OPERATIONS REPORT

This item was reviewed by the Budget & Finance and Legal/Community Affairs Committees. General Manager Eldredge provided details regarding two odor reports, and an overview of the May 2018 Monthly Operations Report included in the Board meeting packet. General Manager Eldredge noted the Collection Services work group recently began extending the cleaning and maintenance schedule from a six year cycle to a seven to eight year cycle using a phased in approach. Collection Services Manager Schofield stated the Collections work group had reached the annual goal for cleaning and maintenance two months ahead of schedule for the first time which allowed staff to catch up on other projects.

Business Services Coach Brenner provided an overview of the May 2018 financial reports. Vice President Lathi inquired about the District's investment activities. Business Services Coach Brenner stated the District will be issuing a Request for Proposals (RFP) for investment services and anticipate an award of contract as early as August. General Manager Eldredge stated an item will be presented to the Board following the RFP process.

WRITTEN COMMUNICATIONS

There were no written communications.

ORAL COMMUNICATIONS

There were no oral communications.

PUBLIC HEARING TO CONSIDER COLLECTION OF SEWER SERVICE CHARGES ON THE TAX ROLLS FOR FISCAL YEAR 2019 AND ADOPTION OF A RESOLUTION ELECTING TO COLLECT SEWER SERVICE CHARGES ON THE TAX ROLLS

This item was reviewed by the Budget & Finance Committee. General Manager Eldredge stated the Board approved sewer service charge rates for fiscal years 2017 – 2021 at its regular meeting held January 25, 2016. California Health and Safety Code Sections 5473 et seq. require the Board conduct a public hearing annually to enable the District to continue collecting sewer service charges on the general Alameda County tax rolls. The public hearing was scheduled at the June 4, 2018, Board meeting. Notice of the hearing was published in The Argus newspaper May 25 and June 1, 2018, and in the Tri-City Voice newspaper May 22 and May 29, 2018.

President Kite opened the public hearing. There were no speakers.

President Kite closed the public hearing.

The minimum number of protests needed to constitute a majority would have been 48,591. Since no protests were received, Board Clerk McEvoy determined the absence of a majority protest.

It was moved by Vice President Lathi, seconded by Director Handley, to Adopt Resolution No. 2830, Electing to Collect Sewer Service Charges on Tax Rolls for Fiscal Year 2019. Motion carried unanimously.

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RESOLUTION NO. 2830

RESOLUTION OF THE UNION SANITARY DISTRICT BOARD OF DIRECTORS ELECTING TO COLLECT SEWER SERVICE CHARGES ON TAX ROLLS FOR FISCAL YEAR 2019

WHEREAS, the Union Sanitary District ("District") has duly adopted Ordinance No. 31.39 which sets the sewer service charges for fiscal years 2017 through 2021; and

WHEREAS, California Health & Safety Code section 5473 provides that the District may elect to have such sewer service charges collected on the County property tax rolls; and

WHEREAS, the District Board of Directors directed the preparation of a written report on Sewer Service Charges for Collection on Tax Rolls for Fiscal Year 2019, which was duly prepared and filed with the Board Clerk (the "Report"); and

WHEREAS, the Board appointed the time and place of hearing for protests to the Report and notice was given in the manner provided by law as it appears by the Affidavits of Publication on file in the office of the Board Clerk; and

WHEREAS, the District Board of Directors, at its regular meeting of June 25, 2018, held a hearing on the Report, where the Board heard and considered all objections or protests, and protests from a majority of owners of separate parcels was not received.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. All recitals above are true and incorporated by reference herein.
2. The Board finds that objections to and protests against the Report were not made by the owners of a majority of the separate parcels of property within the District against which sewer service charges for the services and facilities provided by the District were fixed.
3. The Board further finds that all objections to and protests have been heard by this Board and that any objections and protests are hereby overruled.
4. The Report is hereby adopted in full without revision, change, reduction, or modification, and sewer service charges based upon these rates and the sewer service charges for fiscal year 2019 shall be collected on the tax roll of the County of Alameda in the manner provided by law.
5. The Board Clerk is hereby directed to file with the County Auditor of Alameda County, a certified copy of the Report and this Resolution stating that the Report has been adopted by the District Board of Directors.
6. The Auditor Controller of the County of Alameda shall, upon receipt of a copy of the Report showing the amounts of the charges based upon adopted rates, enter the amounts of the charges against the respective lots or parcels as they appear on the current assessment roll for fiscal year 2019.

I hereby certify that the foregoing Resolution was duly and regularly adopted and passed by the Board of Directors of the UNION SANITARY DISTRICT, Alameda County, California, at a meeting thereof held on the 25th day of June, 2018.

AYES: Fernandez, Handley, Kite, Lathi, Toy

NOES: None

ABSENT: None

ABSTAIN: None



PAT KITE
President, Board of Directors
Union Sanitary District

ATTEST:



MANNY FERNANDEZ,
Secretary, Board of Directors
Union Sanitary District

CONDUCT A PUBLIC HEARING TO RECEIVE COMMENTS ON THE INITIAL STUDY AND MITIGATED DECLARATION OF ENVIRONMENTAL IMPACTS FOR THE EMERGENCY OUTFALL IMPROVEMENTS PROJECT

This item was reviewed by the Engineering and Information Technology Committee. Technical Services Manager Ghossain stated the purpose of the Project is to make improvements to the District's Emergency Outfall to Old Alameda Creek, reduce maintenance activities associated with the flap gate, and increase reliability of outfall operation during wet weather events. Brown and Caldwell was selected as the design consultant for the Project that has entered the design and permitting phase with construction expected to begin in the Spring/Summer of 2019. Scheidegger and Associates, subconsultant to Brown and Caldwell, prepared the Initial Study for the Project. Pursuant to the California Environmental Quality Act, the consultant analyzed the Project's potential impact to various environmental factors and required mitigation measures to be included in the Project to mitigate impacts to the environment. It has been determined that a Mitigated Negative Declaration would be appropriate for the Project. Staff circulated the Initial Study and Mitigated Negative Declaration to local and state agencies for review during the period of June 8 through July 9, 2018. The "Notice of Document Availability and Intent to Adopt a Mitigated Negative Declaration" was published in the Tri-City Voice June 5 and June 12, 2018, and in The Argus on June 8, 2018. The public may comment in writing during the review period or during the public hearing.

President Kite opened the public hearing. There were no speakers.

President Kite closed the public hearing.

The Board will consider adoption of the Mitigated Negative Declaration at the Regular Board Meeting scheduled for July 23, 2018, at 7:00 p.m.

CONSIDER APPROVING FINAL OPERATING AND CIP BUDGETS FOR FISCAL YEAR 2019

This item was reviewed by the Budget & Finance Committee. General Manager Eldredge stated the Proposed Operating and CIP Budgets for Fiscal Year 2019 reflects the Board's input and information presented at the Board Budget Workshop held May 8, 2018. General Manager Eldredge introduced a desk item for page 2 of the budget document, page 66 of the Board packet, which included a paragraph under the "Revenues" subheading that was inadvertently excluded from the packet due to a technical glitch. The desk item will be added as the last page of the Board meeting packet available on the District's website.

Business Services Coach Brenner reviewed the changes made since the draft budget was presented at the Workshop, and the changes were noted in the staff report included in the Board meeting packet. Staff recommended the Board approve the Proposed Operating and CIP Budget for FY 2019.

It was moved by Vice President Lathi, seconded by Director Fernandez, to Approve the Proposed Operating and CIP Budget for Fiscal Year 2019. Motion carried unanimously.

REVIEW AND CONSIDER OPTIONS REGARDING THE EAST BAY DISCHARGERS AUTHORITY (EBDA) JOINT POWERS AUTHORITY (JPA)

General Manager Eldredge stated staff prepared this item to present options regarding next steps for the EBDA JPA. The options were outlined in the Board meeting packet.

It was moved by Director Toy, seconded by Vice President Fernandez, to direct staff to support a five-year extension of the current JPA.

AUTHORIZE THE GENERAL MANAGER TO EXECUTE TASK ORDER NO. 2 WITH WOODARD & CURRAN INC. FOR THE NEWARK BASIN SEWER MASTER PLAN UPDATE

This item was reviewed by the Engineering and Information Technology Committee. Technical Services Manager Ghossain stated the District developed the Newark Basin Sewer Master Plan in 2000. Staff executed an agreement and Task Order No. 1 with Woodard & Curran, Inc. for the Newark Basin Sewer Plan Update on January 8, 2018. Task Order No. 2 will include an update and expansion of the hydraulic model for the Newark basin collection system, calibration of the hydraulic model using the latest wet weather flow monitoring data, identification of capacity deficiencies and potential solutions to correct deficiencies, and preparation of the Newark Basin Sewer Master Plan Update report. Staff recommended the Board authorize the General Manager to execute Task Order No. 2 in the amount of \$234,070 with Woodard & Curran, Inc. for the Newark Basin Sewer Master Plan Update.

It was moved by Director Handley, seconded by Vice President Lathi, to Authorize the General Manager to Execute Task Order No. 2 with Woodard & Curran Inc. for the Newark Basin Sewer Master Plan Update. Motion carried unanimously.

INFORMATION ITEMS:

Report on the East Bay Dischargers Authority (EBDA) Meeting of May 17, 2018

Director Toy provided an overview of the May 17, 2018, EBDA Commission meeting.

Check Register

Staff answered Boardmember questions regarding the check register included in the Board meeting packet.

COMMITTEE MEETING REPORTS:

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

GENERAL MANAGER'S REPORT:

General Manager Eldredge reported the following:

- District offices will be closed for 4th of July holiday.
- The Regular Board meeting scheduled for July 9, 2018, was canceled. A Special Board Meeting has been scheduled for July 16, 2018, at 7:00 p.m.

- Reappointed Directors will be sworn in as the first item on the agenda at the July 16, 2018, Board meeting.
- General Manager Eldredge stated that due to the change to the regular Board meeting schedule, the Board item to finalize internal committee assignments will be presented at the August 13, 2018, Board meeting.

OTHER BUSINESS:

There was no other business.

ADJOURNMENT:

The meeting was adjourned at 7:42 p.m. to a Special Meeting in the Boardroom on Monday, July 16, 2018, at 7:00 p.m.

SUBMITTED:

ATTEST:


REGINA McEVOY
BOARD CLERK


MANNY FERNANDEZ
SECRETARY

APPROVED:


PAT KITE
PRESIDENT

Adopted this 16th day of July 2018