



**UNION SANITARY DISTRICT BOARD MEETING/
UNION SANITARY DISTRICT FINANCING AUTHORITY
AGENDA**

**Monday, October 25, 2021
Regular Meeting - 4:00 P.M.**

**Union Sanitary District
Administration Building
5072 Benson Road
Union City, CA 94587**

Directors
Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

Officers
Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

CORONAVIRUS (COVID-19) ADVISORY NOTICE

This meeting will be held pursuant to Government Code Section 54953 (as amended by AB 361), which authorizes teleconferenced meetings under the Brown Act during a proclaimed state of emergency. The Governor of California proclaimed a State of Emergency related to COVID-19 on March 4, 2020. Consistent with Government Code Section 54953, this meeting will not be physically open to the public and all Board Members will be teleconferencing into the meeting. **To maximize public safety while still maintaining transparency and public access, members of the public can observe the meeting by following the steps listed below, and may provide public comment by sending comments to the Board Clerk by email at assistanttogm@unionsanitary.ca.gov before or during the meeting or via voicemail by calling 510-477-7599 before 3:00 p.m. on the date of the meeting.** Comments will then be read into the record, with a maximum allowance of 3 minutes per individual comment, subject to the Board President's discretion. All comments should be a maximum of 500 words, which corresponds to approximately 3 minutes of speaking time. If a comment is received after the agenda item is heard but before the close of the meeting, the comment will still be included as a part of the record of the meeting but will not be read into the record.

Any member of the public who needs accommodations should email or call the Board Clerk, assistanttogm@unionsanitary.ca.gov or 510-477-7503, who will use their best efforts to provide reasonable accommodations to provide as much accessibility as possible while also maintaining public safety in accordance with the Union Sanitary District procedure for resolving reasonable accommodation requests.

To listen to this Regular Board Meeting:

Call: 1-888-788-0099 or 1-877-853-5247

Meeting ID: 834 6572 6723 #

Participant ID: #

Click the Zoom link below to watch and listen:

<https://us02web.zoom.us/j/83465726723>

	1.	Call to Order.
	2.	Salute to the Flag. (This item has been suspended due to the COVID-19 pandemic.)
	3.	Roll Call.
Motion	4.	Approve Minutes of the Union Sanitary District Special Board Meeting of October 5, 2021.
Motion	5.	Approve Minutes of the Union Sanitary District Board Meeting of October 11, 2021.
	6.	Written Communications.
	7.	Public Comment. Public Comment is limited to three minutes per individual, with a maximum of 30 minutes per subject. If the comment relates to an agenda item, the speaker should address the Board at the time the item is considered. Speaker cards will be available in the Boardroom and are requested to be completed prior to the start of the meeting.
Presentation	8.	Municipal Service Review of Countywide Water, Wastewater, Flood Control, and Stormwater Services Presentation by the Alameda Local Agency Formation Commission.
Motion	9.	Designate and Appoint the President and Vice President to the Annual Ad Hoc Subcommittee on General Manager Contract Negotiations.
Motion	10.	Consider Fifth Amended and Restated Employment Agreement between Union Sanitary District and Paul R. Eldredge.
Motion	11.	Consider Adoption of a Resolution Authorizing the Use of Teleconference Meetings in Compliance with AB 361 <i>(to be reviewed by the Legal/Community Affairs Committee)</i> .
Motion	12.	Consider a Resolution to Accept a Sanitary Sewer Easement for Tract 8286 – Innovation Village Phase 1, Located at Fremont Boulevard and South Grimmer Boulevard, in the City of Fremont <i>(to be reviewed by the Legal/Community Affairs Committee)</i> .
Information	13.	First Quarterly Report on the Enhanced Treatment and Site Upgrade Program for FY22 <i>(to be reviewed by the Engineering and Information Technology Committee)</i> .
Information	14.	Legislative Update on Issues of Interest to the Board <i>(to be reviewed by the Legislative Committee)</i> .
Information	15.	Board Expenses for 1 st Quarter of FY22 <i>(to be reviewed by the Budget & Finance Committee)</i> .
Information	16.	CAL-Card 1 st Quarter Activity Report <i>(to be reviewed by the Budget & Finance Committee)</i> .

Information	17.	Report on the East Bay Dischargers Authority Meeting of September 23, 2021.
Information	18.	COVID-19 Update.
Information	19.	Check Register.
Information	20.	<p>Committee Meeting Reports. <i>(No Board action is taken at Committee meetings):</i></p> <p>a. Budget & Finance Committee – Wednesday, October 20, 2021, at 10:30 a.m.</p> <ul style="list-style-type: none"> • Director Lathi and Director Toy <p>b. Legislative Committee – Thursday, October 21, 2021, at 1:00 p.m.</p> <ul style="list-style-type: none"> • Director Fernandez and Director Toy <p>c. Engineering and Information Technology Committee – Friday, October 22, 2021, at 10:00 a.m.</p> <ul style="list-style-type: none"> • Director Kite and Director Fernandez <p>d. Legal/Community Affairs Committee – Friday, October 22, 2021 at 11:00 a.m.</p> <ul style="list-style-type: none"> • Director Handley and Director Lathi <p>e. Personnel Committee – will not meet.</p>
Information	21.	General Manager’s Report. <i>(Information on recent issues of interest to the Board).</i>
	22.	<p>Other Business:</p> <p>a. Comments and questions. <i>Directors can share information relating to District business and are welcome to request information from staff.</i></p> <p>b. Scheduling matters for future consideration.</p>
	23.	Adjournment – The Board will adjourn to the next Regular Board Meeting to be held virtually on Monday, November 8, 2021, at 4:00 p.m.

The facilities at the District Offices are wheelchair accessible. Any attendee requiring special accommodations at the meeting should contact the General Manager’s office at (510) 477-7503 at least 24 hours in advance of the meeting.



BUDGET & FINANCE COMMITTEE MEETING
Committee Members: Director Lathi and Director Toy

Directors
Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

AGENDA
Wednesday, October 20, 2021
10:30 A.M.

Alvarado Conference Room
5072 Benson Road
Union City, CA 94587

Officers
Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

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1. Call to Order

2. Roll Call

3. Public Comment

Public Comment is limited to three minutes per individual, with a maximum of 30 minutes per subject. If the comment relates to an agenda item, the speaker should address the Board at the time the item is considered. Speaker cards will be available and are requested to be completed prior to the start of the meeting.

4. Items to be reviewed for the Regular Board meeting of October 25, 2021:

- Board Expenses for 1st Quarter of FY 22
- CAL-Card 1st Quarter Activity Report

5. Adjournment

Items reviewed at committee meetings will be included in the agenda packet for the upcoming Board meeting. No action will be taken at committee meetings.

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LEGISLATIVE COMMITTEE MEETING
Committee Members: Director Fernandez and Director Toy

AGENDA

Thursday, October 21, 2021
1:00 P.M.

Alvarado Conference Room
5072 Benson Road
Union City, CA 94587

Directors

Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

Officers

Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

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1. Call to Order

2. Roll Call

3. Public Comment

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4. Items to be reviewed for the Regular Board meeting of October 25, 2021:

- Legislative Update on Issues of Interest to the Board

5. Adjournment

Items reviewed at committee meetings will be included in the agenda packet for the upcoming Board meeting. No action will be taken at committee meetings.

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**ENGINEERING AND INFORMATION TECHNOLOGY
COMMITTEE MEETING**

Committee Members: Director Kite and Director Fernandez

Directors

Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

AGENDA

Friday, October 22, 2021

10:00 A.M.

Alvarado Conference Room

5072 Benson Road

Union City, CA 94587

Officers

Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

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1. Call to Order

2. Roll Call

3. Public Comment

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4. Items to be reviewed for the Regular Board meeting of October 25, 2021:

- First Quarterly Report on the Enhanced Treatment and Site Upgrade Program for FY22

5. Adjournment

Items reviewed at committee meetings will be included in the agenda packet for the upcoming Board meeting. No action will be taken at committee meetings.

The facilities at the District Offices are wheelchair accessible. Any attendee requiring special accommodations at the meeting should contact the General Manager's office at (510) 477-7503 at least 24 hours in advance of the meeting.



**LEGAL/COMMUNITY AFFAIRS
COMMITTEE MEETING**

Committee Members: Director Handley and Director Lathi

Directors

Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

AGENDA

Friday, October 22, 2021

11:00 A.M.

Alvarado Conference Room

5072 Benson Road

Union City, CA 94587

Officers

Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

This meeting will be held pursuant to Government Code Section 54953 (as amended by AB 361), which authorizes teleconferenced meetings under the Brown Act during a proclaimed state of emergency. The Governor of California proclaimed a State of Emergency related to COVID-19 on March 4, 2020. Consistent with Government Code Section 54953, this meeting will not be physically open to the public and all Board Members will be teleconferencing into the meeting via conference call. To maximize public safety while still maintaining public access, members of the public can observe the meeting by calling 510-477-6190 to listen to the committee meeting, and may provide public comment by sending comments to the Board Clerk by email anytime during the meeting at assistanttogm@unionsanitary.ca.gov or via voicemail by calling 510-477-7599 up to one hour before the scheduled meeting start time.

1. Call to Order

2. Roll Call

3. Public Comment

Public Comment is limited to three minutes per individual, with a maximum of 30 minutes per subject. If the comment relates to an agenda item, the speaker should address the Board at the time the item is considered. Speaker cards will be available and are requested to be completed prior to the start of the meeting.

4. Items to be reviewed for the Regular Board meeting of October 25, 2021:

- Consider Adoption of a Resolution Authorizing the Use of Teleconference Meetings in Compliance with AB 361
 - Consider a Resolution to Accept a Sanitary Sewer Easement for Tract 8286 – Innovation Village Phase 1, Located at Fremont Boulevard and South Grimmer Boulevard, in the City of Fremont
-

5. Adjournment

Items reviewed at committee meetings will be included in the agenda packet for the upcoming Board meeting. No action will be taken at committee meetings.

The facilities at the District Offices are wheelchair accessible. Any attendee requiring special accommodations at the meeting should contact the General Manager's office at (510) 477-7503 at least 24 hours in advance of the meeting.

**MINUTES OF THE SPECIAL MEETING OF THE
BOARD OF DIRECTORS OF
UNION SANITARY DISTRICT
October 5, 2021**

This meeting was held pursuant to Government Code Section 54953 (as amended by AB 361), which authorizes teleconferenced meetings under the Brown Act during a proclaimed state of emergency. The Governor of California proclaimed a State of Emergency related to COVID-19 on March 4, 2020. Consistent with Government Code Section 54953, this 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 special meeting to order at 4:00 p.m.

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
Gene Boucher, Human Resources Manager
Karen Murphy, District Counsel
Regina McEvoy, Executive Assistant to the General Manager/Board Clerk

PUBLIC COMMENT

There was no public comment.

CLOSED SESSION

The Union Sanitary District Board of Directors adjourned to closed session for the General Manager's Performance Evaluation:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to Government Code Section 54957
Title: General Manager

CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives: President Kite and Secretary Fernandez

Unrepresented employee: General Manager

There was no reportable action.

ADJOURNMENT:

The special meeting was adjourned at approximately 6:00 p.m. to the next Regular Meeting on Monday, October 11, 2021, at 4:00 p.m.

SUBMITTED:

ATTEST:

REGINA McEVOY
BOARD CLERK

MANNY FERNANDEZ
SECRETARY

APPROVED:

PAT KITE
PRESIDENT

Adopted this 25th day of October, 2021

**MINUTES OF THE MEETING OF THE
BOARD OF DIRECTORS OF
UNION SANITARY DISTRICT/UNION SANITARY DISTRICT FINANCING
AUTHORITY
October 11, 2021**

This meeting was held pursuant to Government Code Section 54953 (as amended by AB 361), which authorizes teleconferenced meetings under the Brown Act during a proclaimed state of emergency. The Governor of California proclaimed a State of Emergency related to COVID-19 on March 4, 2020. Consistent with Government Code Section 54953, this 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.

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
Jose Rodrigues, Collection Services Manager
Robert Simonich, Fabrication, Maintenance, and Construction Manager
Ric Pipkin, Enhanced Treatment and Site Upgrade Program Manager
Marcus Lee, Treatment and Disposal Services Coach
May Bautista, Administrative Specialist
Regina McEvoy, Executive Assistant to the General Manager/Board Clerk

**APPROVE MINUTES OF THE UNION SANITARY DISTRICT BOARD MEETING OF
SEPTEMBER 27, 2021**

It was moved by Secretary Fernandez, seconded by Director Handley, to Approve the Minutes of the Board Meeting of September 27, 2021. Motion carried with the following vote:

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

WRITTEN COMMUNICATIONS

There were no written communications.

PUBLIC COMMENT

There was no public comment.

AUTHORIZE THE GENERAL MANAGER TO EXECUTE AN AGREEMENT AND TASK ORDER NO. 1 WITH HAZEN AND SAWYER FOR THE THERMAL DRYER FEASIBILITY STUDY

This item was reviewed by the Engineering and Information Technology Committee. Technical Services Manager Ghossain stated the purpose of Task Order No. 1 is to authorize Hazen and Sawyer (Hazen) to conduct a study of the District's current infrastructure and determine the feasibility of adding a new thermal dryer process to the biosolids treatment process at the Alvarado Wastewater Treatment Plant (WWTP). The study will review dryers that will take the District's existing "Class B" biosolids composed of approximately 24% solids and generate "Class A" biosolids which could be up to 90% solids. The scope of services and fee were summarized in the Board meeting packet. Staff anticipates Hazen will complete the Study by Summer 2022. Staff recommended the Board authorize the General Manager to execute an agreement and Task Order No. 1 with Hazen and Sawyer in the amount of \$127,570 for the Thermal Dryer Feasibility Study.

It was moved by Director Handley, seconded by Director Toy, to Authorize the General Manager to Execute an Agreement and Task Order No. 1 with Hazen and Sawyer in the Amount of \$127,570 for the Thermal Dryer Feasibility Study. Motion carried with the following vote:

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

REVIEW PFM ASSET MANAGEMENT LLC PERFORMANCE AND PROVIDE DIRECTION REGARDING APPROVAL OF CONTINUATION OF SERVICES WITH PORTFOLIO EXPANSION

This item was reviewed by the Budget & Finance Committee. Business Services Manager Carlson stated PFM Asset Management has managed a portion of the District's assets since March 2019. The District also utilizes the Local Agency Investment Pool (LAIF) and the California Asset Management Program (CAMP) accounts to manage other assets; current performance prompted staff to evaluate the assets to see if they could be better serviced were they to be managed by PFM. Staff requested the Board provide direction regarding PFM Asset Management and the District's CAMP and LAIF accounts.

Vice President Lathi stated the Budget & Finance Committee recommended the Board direct staff to expand the District's portfolio with PFM Asset Management.

The Board directed staff to expand the District's portfolio with PFM Asset Management.

RECEIVE PRESENTATION OF CALPERS ACTUARIAL VALUATION AS OF JUNE 30, 2020, WITH PROJECTED FUTURE CONTRIBUTIONS AND PROVIDE DIRECTION ON TIMING OF FUTURE REPORTS

This item was reviewed by the Budget & Finance Committee. Business Services Manager Carlson stated the District annually receives a pension valuation from the California Public Employees' Retirement System (CalPERS) regarding the status of its pension plan. Staff requested the Board provide direction regarding the timing of future CalPERS reports.

Vice President Lathi inquired about the District's pension funded percentage as compared to other agencies. Business Services Manager/CFO Carlson stated staff would research and provide an update to the Board.

The Board directed staff to present future CalPERS Actuarial Updates during the month of April to coincide with the CalPERS GASB 68 valuation report and the District's annual budget process.

INFORMATION ITEMS:

Computer and Student Loan Annual Update

This item was reviewed by the Budget & Finance Committee. Business Services Manager Carlson stated there were 23 outstanding loans, totaling \$29,430, for the District's Computer Purchase Loan Program. Eleven new loans were granted, and nine loans were paid off the past year. The District's Student Loan Program had not been used to date.

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 and Engineering and Information Technology Committees met.

GENERAL MANAGER'S REPORT:

- District staff recently launched a pipe cleaning device, aka a "pig", into the transport system for cleaning purposes which is typical operating procedure. Thus far, the "pig" has not made its way through the transport system and options are being carried out to locate the cleaning device. Updates will be provided as more information becomes available.
- General Manager Eldredge wished Collection Services Manager Schofield a happy retirement.

- General Manager Eldredge welcomed Collection Services Manager Rodrigues to the District's Executive Team.

OTHER BUSINESS:

There was no other business.

ADJOURNMENT:

The meeting was adjourned at 4:30 p.m. to the next Regular Board Meeting to be held virtually on Monday, October 25, 2021, at 4:00 p.m.

SUBMITTED:

ATTEST:

REGINA McEVOY
BOARD CLERK

MANNY FERNANDEZ
SECRETARY

APPROVED:

PAT KITE
PRESIDENT

Adopted this 25th day of October 2021



ALAMEDA LOCAL AGENCY FORMATION COMMISSION

Executive Officer, Rachel Jones

PUBLIC DRAFT SUMMARY

**MUNICIPAL SERVICE REVIEW
COUNTYWIDE WATER, WASTEWATER,
FLOOD CONTROL, AND STORMWATER
SERVICES**

LOCAL AGENCY FORMATION COMMISSIONS (LAFCOs)

OVERVIEW

- **Local Agency Formation Commissions** or **LAFCOs** are regional service planning agencies of the State of California.
- LAFCOs are located in all 58 counties and exercise regulatory and planning powers in step with their prescribed directive to oversee the establishment, expansion, governance, and dissolution of local government agencies and their municipal service areas to meet current and future community needs.
- Ensure the delivery of efficient and effective public services

LOCAL AGENCY FORMATION COMMISSIONS (LAFCOs)

OVERVIEW

Jurisdiction

Includes:

- Counties, Cities, Special Districts

Does NOT Include:

- Joint Powers Authorities
- School Districts
- Air Pollution / Quality Management
- Community Facilities
- County Boundary Lines
- Special Assessment Districts
- Improvement Districts

- LAFCOs are **seven-member independent Commission** that includes...
- 2 County Supervisors
- 2 City Councilmembers
- 2 Special District Members
- 1 Public Member
- Alternates in each category
- All members are required by law to represent the interests of the entire public

Spheres of Influences (SOIs)



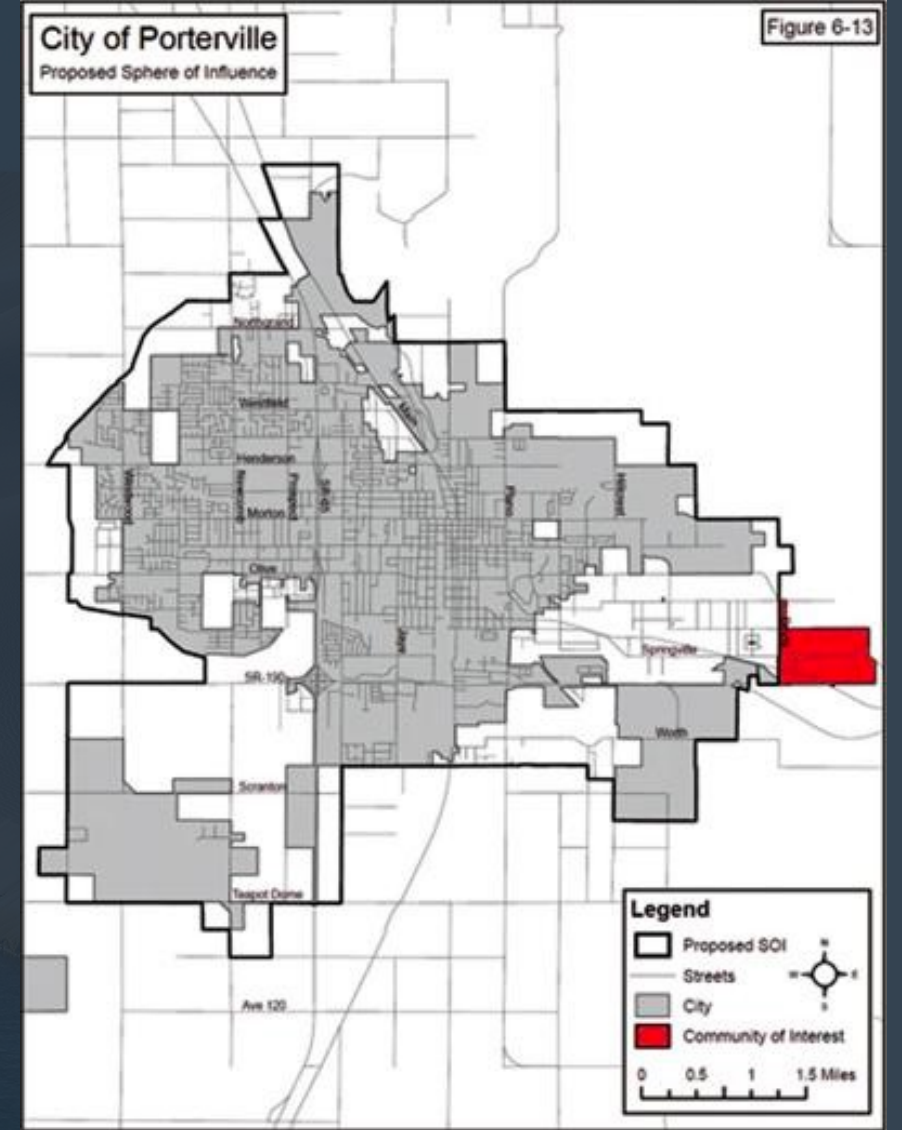
Only in **California** ...



Plan for the **probable** physical **boundaries** and **service area** of a local agency as determined by the Commission



Commission **develops** and **determines** the sphere of influence of **each local governmental agency** within the county and enacts policies designed to promote **logical** and **orderly** development of areas within the sphere



Municipal Service Reviews

- In order to prepare and update spheres of influence, the Commission must conduct a service review of the municipal services provided in the county or other appropriate area designated by the Commission

MSR Determinations

Contains information needed to support the SOI Update

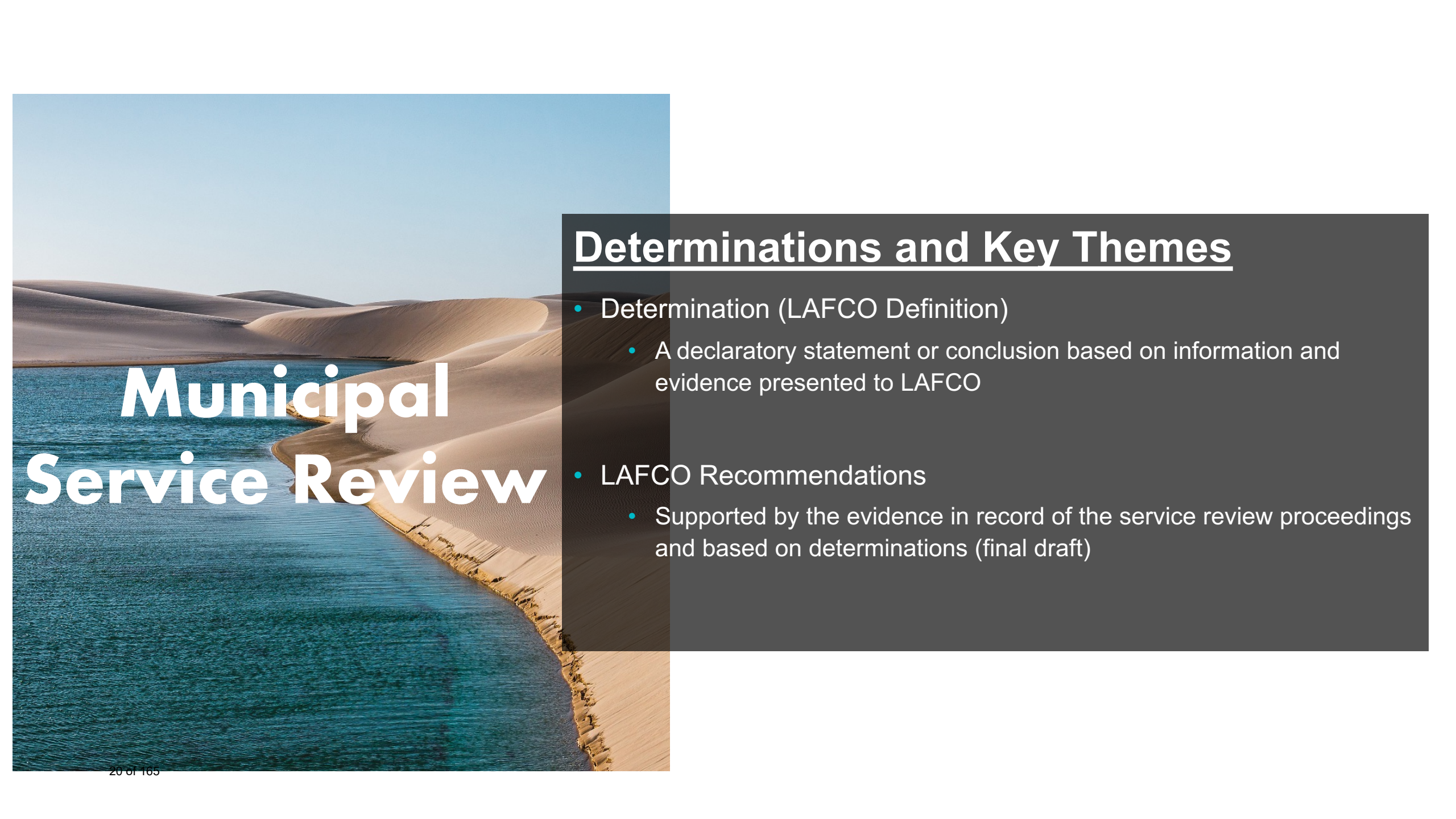
- Growth Projections
- Disadvantaged Unincorporated Communities (DUCs)
- Present and planned capacity
- Financial ability of agency
- Shared facilities
- Accountability
- Other Issues



Municipal Service Review

Countywide Municipal Service Review

- Water, Wastewater, Stormwater and Flood Control Services
- Prepared by Professional Planning Firm Quad Knopff Associates, Inc.
- Includes all Cities within Alameda County and 10 Special Districts
- No predetermined outcomes or conclusions
- Inform three actions
 - Sphere of influence updates
 - Future Boundary Changes
 - If merited, Reorganizations of Two or more agencies



Municipal Service Review

Determinations and Key Themes

- Determination (LAFCO Definition)
 - A declaratory statement or conclusion based on information and evidence presented to LAFCO
- LAFCO Recommendations
 - Supported by the evidence in record of the service review proceedings and based on determinations (final draft)



Determinations

Growth and Population

- Alameda County | Residential Population Growth
 - 2020 – 2040, 22 percent growth to a population of about 2.1 million
 - 45 percent of new growth in Oakland
- Alameda County | Job Growth
 - Increase from 859,000 in 2020 to 953,000 in 2040
 - Highest in Oakland, Fremont, Pleasanton and Dublin
- Promote Growth in Cities
 - Reduce the need to expand utility service lines



Determinations

Water Services

- Urban Water Demand
 - Affected by population and economic growth and water use efficiency
 - Population and economic growth lead to greater water use
- Potable Water in Alameda County
 - Majority is imported surface water
 - Mokelumne River and the State Water Project
- Water Reserves
 - Dublin San Ramon Services District (DSRSD) has 1.5 days (42.3 mgd) of storage capacity to accommodate average daily demand (27.5 mgd)

Wastewater Services



Determinations

- Wastewater Demand
 - Affected by population and economic growth, infiltration and inflow, and water use efficiency
 - Each wastewater treatment facility has available capacity for near-term growth
- Facility Sharing
 - DSRSD and East Bay Municipal Utility District (EBMUD) Regional Water Authority
 - Shared treatment and reclamation facilities
- Wastewater Collection Service
 - Available in most developed areas
 - Areas without public wastewater service include:
 - Sunol, Panoramic Hills (Oakland and Berkeley), parts of Castro Valley, Pleasanton and eastern Alameda County



Determinations

Flood Control Services

- Main Service Providers
 - Alameda County Flood Control and Water Conservation District (ACFWD) and Zone 7 Water Agency
 - Cities of Alameda, Albany, Berkeley and Piedmont
- Flood Control Service Demand
 - Precipitation levels and intensity, impervious surfaces, topography, and development in flood prone areas
- Flood Control System
 - Interconnected throughout County
 - Multiagency cooperation is important



Determinations

Stormwater Services

- Main Service Providers
 - Each Municipality
 - Alameda County Flood Control and Water Conservation District
- Stormwater Service Demand
 - Affected by amount of rainfall, storms, and increased commercial and industrial growth
 - Will likely keep pace with growth in next 15 years
- Infrastructure
 - Most have fair to good condition
 - Cities of Berkeley, Emeryville and Oakland need to update systems

Sphere of Influence Review

- Special Districts
 - Do not appear to require further review
- Cities
 - Do not appear to require further review
 - Exception of Pleasanton after it completes its Water Service Master Plan



Next Steps



Public Review and Comment Period

Monday, August 23rd



Final Draft Presentation and Recommendations

Alameda LAFCO's November 9th Regular Meeting

The background of the slide features a photograph of sand dunes and a body of water. The dunes are in the foreground and middle ground, with the water in the background. The sky is a clear blue. A grid of colored squares (blue, grey, white, teal, light blue) is overlaid on the right side of the image.

THANK YOU!

Questions, Comments, and Answers

ALAMEDA LOCAL AGENCY FORMATION COMMISSION

Rachel Jones, Executive Officer of Alameda LAFCO
lafco.acgov.org

**Directors**

Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

Officers

Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

**OCTOBER 25, 2021
BOARD OF DIRECTORS MEETING
AGENDA ITEM #9**

TITLE: **Designate and Appoint the President and Vice President to the Annual Ad Hoc Subcommittee on General Manager Contract Negotiations (*This is a Motion Item*)**

SUBMITTED: Karen W. Murphy, General Counsel

Recommendation

It is recommended that the Board designate and appoint the President and Vice President to the annual ad hoc subcommittee on the General Manager's contract negotiations.

Background

The Board conducts an annual performance evaluation and review of the General Manager's employment contract. This process has always required that the Board designate two Board members to serve as the Board's representatives for contract review and compensation negotiations with the General Manager. The Board member serving as President at the time of the annual review has served on the ad hoc subcommittee over the past few years. In order to streamline the process, staff is recommending that the Board formally designate the Board Members serving as President and Vice President to the annual subcommittee. This would provide a system for the rotation of members serving on the subcommittee and eliminate the need for a yearly agenda item and discussion on the designation of Board members.

Previous Board Action

The Board considers this action annually prior to scheduling the General Manager's performance evaluation.

**Directors**

Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

Officers

Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

**OCTOBER 25, 2021
BOARD OF DIRECTORS MEETING
AGENDA ITEM #10**

TITLE: Consider Fifth Amended and Restated Employment Agreement between Union Sanitary District and Paul R. Eldredge (*This is a Motion Item*)

SUBMITTED: Karen W. Murphy, General Counsel
Gene Boucher, Human Resources Manager

Recommendation

It is recommended that the Board approve the Fifth Amended and Restated Employment Agreement in the form attached.

Discussion

Section 4 of the current Amended and Restated Employment Agreement between the District and General Manager Paul R. Eldredge provides that the General Manager's base salary may be annually adjusted. Section 13(A) provides that the Board agrees to review the Manager's total compensation each year.

On September 27, the Board appointed an ad hoc subcommittee of President Kite and Secretary Fernandez to negotiate any contract amendments with Mr. Eldredge. The Board of Directors conducted Mr. Eldredge's 2021 annual performance evaluation on October 5. On October 5, the Board also met with its designated ad hoc subcommittee.

The following amendment was agreed upon: an increase in the General Manager's salary to \$309,986.61, or approximately 3.25 percent.

The attached Fifth Amended and Restated Employment Agreement incorporates this revision in one comprehensive agreement for ease of reference, similar to the prior Amended and Restated Employment Agreements. In addition, the attached agreement includes an additional clarifying revision. Revisions from the Fourth Amended and Restated Employment Agreement are shown in the attached redline.

Background

The Union Sanitary District entered into an Employment Agreement with Paul Eldredge to serve as General Manager/District Engineer on June 25, 2014.

The Employment Agreement was amended on September 28, 2015, to remove the automobile allowance and incorporate such amount into Mr. Eldredge's base salary, and to increase Mr. Eldredge's salary by \$7,250.00, or approximately three percent.

The Employment Agreement was amended a second time on November 14, 2016, to: (1) remove the termination date; (2) provide for a salary increase to \$261,697.25, or approximately three percent; and (3) increase matching deferred compensation from \$4,200.00 to \$14,363.00 annually.

On October 23, 2017, District and Manager entered into an Amended and Restated Employment Agreement to incorporate all amendments into one complete and conforming Amended and Restated Employment Agreement and to increase Manager's salary to \$275,436.09, or approximately five and a quarter percent.

On January 14, 2019, District and Manager entered into a Second Amended and Restated Employment Agreement, which (1) increased Manager's salary to \$279,595.04, or approximately one and a half percent; (2) provided Manager with a one-time payment of \$9,641.21, which will not be subject to PERS; and (3) provided Manager with a one-time contribution of 50 vacation hours

On October 28, 2019, District and Manager entered into a Third Amended and Restated Employment Agreement which: (1) increased Manager's salary to \$290,778.85, or approximately four percent; and (2) provided Manager with a one-time payment of \$8,387.85, which will not be subject to PERS.

On October 12, 2020, District and Manager entered into that certain Fourth Amended and Restated Employment Agreement which: (1) increased Manager's salary to \$300,229.16, or approximately 3.25 percent; and (2) provided Manager with a one-time payment of \$5,000.00, which will not be subject to PERS.

Previous Board Action

10/12/20 - The Board approved a Fourth Amended and Restated Employment Agreement with Paul R. Eldredge

Attachments:

- Fifth Amended and Restated Employment Agreement
- Redline between Fourth and Fifth Amended and Restated Employment Agreement

FIFTH AMENDED AND RESTATED EMPLOYMENT AGREEMENT

THIS FIFTH AMENDED AND RESTATED EMPLOYMENT AGREEMENT (the “**Agreement**”) is made and entered into on _____, 2021, by and between the UNION SANITARY DISTRICT, a public sanitary district (“**USD**” or “**District**”) and PAUL R. ELDREDGE (the “**Manager**”).

Recitals

A. USD desires to employ the services of Manager as General Manager and District Engineer of USD.

B. It is the desire of the Board of Directors of Union Sanitary District (the “**Board**”), to provide certain benefits, establish certain conditions of employment and to set working conditions of said Manager.

C. It is the desire of USD to (1) retain the services of Manager and to provide inducement for him to remain in such employment; (2) make possible full work productivity by assuring Manager’s morale and peace of mind with respect to future security; and, (3) provide a means of USD terminating Manager’s employment if so desired.

D. Manager desires to accept employment as General Manager and District Engineer of Union Sanitary District.

E. District and Manager entered into that certain Employment Agreement dated June 25, 2014, wherein District hired Manager and Manager accepted employment as General Manager and District Engineer of Union Sanitary District (the “**Employment Agreement**”).

F. The Employment Agreement was amended by that certain First Amendment to Employment Agreement between USD and Manager dated as of September 28, 2015 (the “**First Amendment**”). The First Amendment removed Manager’s automobile allowance and incorporated such amount into Manager’s base salary, and increased Manager’s salary by \$7,250.00, or approximately three percent.

G. The Employment Agreement as amended by the First Amendment was thereafter amended by that certain Second Amendment to Employment Agreement between USD and Manager dated as of November 14, 2016 (the “**Second Amendment**”). The Second Amendment (1) removed the termination date; (2) increased Manager’s salary to \$261,697.25, or approximately three percent; and (3) increased Manager’s deferred compensation from \$4,200.00 to \$14,363.00 annually.

H. On October 23, 2017, District and Manager entered into an Amended and Restated Employment Agreement to incorporate all amendments in one complete and conforming Amended and Restated Employment Agreement and to increase Manager’s salary to \$275,436.09, or approximately five and a quarter percent (“**Amended and Restated Agreement**”).

I. On January 14, 2019, District and Manager entered into a Second Amended and Restated Employment Agreement, which (1) increased Manager's salary to \$279,595.04, or approximately one and a half percent; (2) provided Manager with a one-time payment of \$9,641.21, which will not be subject to PERS; and (3) provided Manager with a one-time contribution of 50 vacation hours ("**Second Amended and Restated Agreement**").

J. On October 28, 2019, District and Manager entered into that certain Third Amended and Restated Employment Agreement which: (1) increased Manager's salary to \$290,778.85, or approximately four percent; and (2) provided Manager with a one-time payment of \$8,387.85, which will not be subject to PERS ("**Third Amended and Restated Agreement**").

K. On October 12, 2020, District and Manager entered into that certain Fourth Amended and Restated Employment Agreement which: (1) increased Manager's salary to \$300,229.16, or approximately 3.25 percent; and (2) provided Manager with a one-time payment of \$5,000.00, which will not be subject to PERS.

L. District and Manager now desire to enter into a Fifth Amended and Restated Employment Agreement to increase Manager's salary to \$309,986.61, or approximately 3.25 percent.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the parties agree as follows:

Section 1. Duties.

USD hereby agrees to employ Manager as General Manager and District Engineer of Union Sanitary District to perform the functions and duties of the chief executive officer at the District as specified in the regulations of USD, the Health and Safety Code and the Government Code of the State of California, and to perform other legally permissible and proper duties and functions as the Board shall from time to time assign.

Section 2. Term.

This Agreement is for a term commencing on August 11, 2014, and shall continue and remain in full force and effect until terminated by either party in the manner provided herein. Nothing in this Agreement shall prevent, limit or otherwise interfere with (a) Manager's at-will status; (b) the right of the Board to terminate the services of Manager as provided herein; and (c) the right of Manager to resign from his position as provided herein.

Section 3. Termination and Severance Pay.

A. In the event that Manager is terminated by a majority vote of the Board while Manager continues to be willing and able to perform his duties under the Agreement, USD agrees to pay Manager equal payments over an agreed upon period of time equal to Manager's monthly salary multiplied by nine (9). Manager shall also be compensated for all

accrued vacation time. The District agrees to continue medical, dental and vision benefits for six (6) months. Such severance pay and benefits shall not be due or payable if the Manager is terminated for willful misconduct, dishonesty, or fraud in office; willful destruction, theft, misappropriation or misuse of District property; or after being convicted of a felony; or any action involving moral turpitude. However, if Manager is terminated by a majority vote of the Board because of his commission of a felony, an act or action which constitutes moral turpitude for personal gain to him, is not in good standing due to acts which bring potential civil liability to the District or is unwilling or unable to adequately perform the duties of a General Manager, then in any of these events, USD shall have no obligation to pay the aggregate severance sum designated in this paragraph. It is specifically agreed that Manager serves at the pleasure of the Board as an at-will employee, subject to the termination and severance provisions contained herein.

B. Except for a termination involving the commission of any illegal act, or falling to remain in good standing as set forth in Section 3 A, above, the Manager may not be terminated by the USD within the three' (3) months preceding or following a General Election where one or more Board seats are contested on the ballot of such election (the "**election cool-off period**").

C. In the event the District terminates Manager for cause, the District and the Manager agree that neither Party shall make any written or oral statements to members of the public or press concerning the Manager's termination which are not factual, or which are of a slanderous nature.

D. If Manager is permanently disabled or is otherwise unable to perform his duties because of sickness, accident, injury, or mental incapacity for a period in excess of 6 months, the District shall have the option to terminate this agreement without further payment of compensation and benefits (except as required by State or Federal Law). Disability will preclude severance benefits.

Section 4. Salary.

USD agrees to pay Manager for his services rendered pursuant hereto an annual base salary of \$241,425.00 annually, payable in installments at the same time as other employees of USD are paid. Effective as of September 1, 2015, Manager's base salary is increased to \$254,075.00. Effective as of September 1, 2016, Manager's base salary is increased to \$261,697.25. Effective as of September 1, 2017, Manager's base salary is increased to \$275,436.09. Effective as of September 1, 2018, Manager's base salary is increased to \$279,595.04. Effective as of September 1, 2019, Manager's base salary is increased to \$290,778.85. Effective as of September 1, 2020, Manager's base salary is \$300,229.16. Effective as of September 1, 2021, Manager's base salary is \$309,986.61. Base salary is subject to adjustment annually and Manager may receive performance bonuses following the Manager's annual performance evaluation. Manager received a one-time payment of \$9,641.21 in 2018 pursuant to the Second Amended and Restated Agreement, a one-time payment of \$8,387.85 pursuant to the Third Amended and Restated Agreement and shall receive a one-

time payment of \$5,000.00 at the next pay period after execution of this Agreement. Manager may distribute his Base Salary between salary and his contributions to approved deferred compensation plan as he chooses, so long as such distribution conforms to all applicable State and Federal laws and regulations.

Section 5. Automobile.

As of September 1, 2015, Manager does not receive an automobile allowance. Prior to that date, USD paid the Manager a Four Hundred Fifty Dollars (\$450.00) per month automobile allowance.

Section 6. Holiday Benefits.

Manager shall be entitled to the same holidays as Work Group Managers of USD.

Section 7. Medical, Vision and Dental Benefits.

The Manager shall be entitled to all medical, dental, vision, life and disability insurance benefits provided non-represented employees of USD. Qualifying dependents will be eligible for medical, dental, vision and life insurance benefits.

Section 8. Deferred Compensation.

USD will match Manager's contributions to Deferred Compensation Plans up to a maximum of \$4,200 per year on a dollar-for-dollar basis. Effective as of September 1, 2016, USD will match Manager's contributions to Deferred Compensation Plans up to a maximum of \$14,363.00 per year on a dollar-for-dollar basis. This amount may be increased following the Manager's annual performance evaluation.

Section 9. Comprehensive Leave.

Manager's sick leave and administrative leave shall be the same as Work Group Managers of USD. The Manager shall earn four (4) weeks of vacation leave annually. Manager shall receive a one-time contribution of 50 hours of vacation as of September 1, 2018, or the payroll immediately following the execution of this Agreement.

Section 10. Retirement.

Manager shall be eligible to participate, in the Public Employees' Retirement System (PERS) under the 2.5% at age 55 formula and the Fourth Level 1959 survivor benefit. The terms of the contract between the District and CalPERS shall govern the eligibility for and level of benefits to which Manager is entitled.

Section 11. Dues and Subscriptions.

USD agrees to pay for the professional dues, licenses and subscriptions of Manager

necessary for his continuation and full participation in national, regional, state and local associations and organizations necessary and desirable for his continued professional participation, growth and advancement, and for the good of the District.

Section 12. Professional Development/Employee Recognition.

A. USD hereby agrees to pay the travel and subsistence expenses of Manager for professional and official travel, meetings and occasions adequate to continue the professional development of Manager and adequate to pursue necessary official and other functions for USD, including but not limited to, California Association of Sanitation Agencies, National Association of Clean Water Agencies and other professional associations. Travel related advances and reimbursement shall be on the same basis as other District employees.

B. USD also agrees to pay for the travel and subsistence expenses of Manager for short courses, institutes and seminars that are necessary for his professional development in the best interest of USD.

Section 13. Performance Evaluation.

A. The Board shall review and evaluate the performance of Manager once annually, in September. Said review and evaluation shall be in accordance with specific criteria developed jointly by the Board and Manager. Said criteria may be modified as the Board may from time to time determine after consultation with Manager. The Board agrees to review the Manager's total compensation in September of each year.

B. During the annual evaluation, the Board and Manager shall define such goals and performance objectives which they jointly determine necessary for the proper operation of the District and attainment of the Board's policy objectives; they shall also establish a relative priority among those various goals and objectives, and reduce said goals and objectives to writing. These goals and objectives shall generally be attainable within the time limitations as specified and the annual operating and capital budgets and appropriations provided.

Section 14. Indemnification.

A. Pursuant to the requirements of the California Government Code, including but not limited to sections 825, 995, 995.2, 995.8 and 996.4, as amended from time to time, and any other relevant Government Code sections pertaining to such matters, the District shall defend save harmless and indemnify Manager against any tort, professional liability claim and demand or other claim or legal action, whether groundless or otherwise, arising out of an alleged act or omission occurring in the course and scope of duties as General Manager. Said defense shall be provided by the District until such time as all legal action on the matter is concluded.

B. Should Manager be named as a defendant for any tort, professional

liability claim and demand or other claim or legal action, whether groundless or otherwise, arising out of an alleged act or omission occurring In the course and scope of duties as General Manager, District shall solicit and consider Manager's preference for legal representation, but District shall retain full discretion in the selection of counsel to the extent permitted by law.

Section 15. Other Terms and Conditions of Employment.

A. The Board, in consultation with the Manager, shall fix any such other terms and conditions of employment, as it may determine from time to time, relating to the performance of Manager, provided such terms and conditions are not inconsistent with or in conflict with the provisions of this Agreement or State or Federal law. Any terms or conditions changed shall be jointly agreed upon and in writing as provided by Section 16C, infra.

B. All provisions of the ordinances, regulations, policies and rules of the District relating to vacation and sick leave, retirement and pension system contributions, life insurance, holidays and other fringe benefits and working conditions as they now exist or thereafter may be amended, which apply to work group manager level District employees, except as otherwise set forth herein, also shall apply to Manager.

C. District agrees to pay Manager's reasonable consulting fees and travel expenses after employment concludes to serve as a material or expert witness, advisor or consultant to District for litigation or other disputes arising from Manager's service to the District.

Section 16. General Provisions.

A. The text herein shall constitute the entire Agreement between the parties.

B. The Agreement is dated as of the date set forth in the first paragraph above and its terms and provisions effective as of August 11, 2014.

C. No provision of this Agreement may be modified, waived or discharged unless such waiver, modification or discharge is agreed to in writing by USD and the Manager. No waiver of either party at any time of the breach of, or lack of compliance with, any condition or provision of this Agreement shall be deemed a waiver of any other provision or condition hereof.

D. This Agreement shall be binding upon, or shall inure to the benefit of the respective heirs, executors, administrators, successors and assigns of the parties provided, however, that Manager may not assign Manager's obligations hereunder.

E. This Agreement shall be governed by and construed in accordance with the laws of the State of California.

F. If any provision, or any portion thereof, contained in this Agreement is

held unconstitutional, invalid or unenforceable, the remainder of this Agreement, or portion thereof, shall be deemed severable, shall not be affected and shall remain in full force and effect.

Section 17. Criminal Background Check.

A. This Agreement is conditioned upon the District's receipt, within four (4) weeks of the date upon which this Agreement is effective, a criminal background check regarding Manager showing no criminal convictions. If the District does not receive within four (4) weeks a criminal background check regarding Manager showing no criminal convictions, and/or if the criminal background check of Manager contains criminal convictions, this Agreement shall be, null and void.

Section 18. Amendment and Restatement.

This Agreement amends and restates the Fourth Amended and Restated Agreement in its entirety.

IN WITNESS WHEREOF, the District and Manager have signed and executed this Agreement as of the day and year first above written.

UNION SANITARY DISTRICT

MANAGER

By _____
Pat Kite, President

By _____
Paul R. Eldredge

Attest:

Approved:

By _____
Manny Fernandez, Secretary

By _____
Karen Murphy, District General Counsel

~~FOURTH~~FIFTH AMENDED AND RESTATED EMPLOYMENT AGREEMENT

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Agreement”).

I. On January 14, 2019, District and Manager entered into a Second Amended and Restated Employment Agreement, which (1) increased Manager’s salary to \$279,595.04, or approximately one and a half percent; (2) provided Manager with a one-time payment of \$9,641.21, which will not be subject to PERS; and (3) provided Manager with a one-time contribution of 50 vacation hours (“**Second Amended and Restated Agreement**”).

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K. On October 12, 2020, District and Manager ~~now desire to enter~~ entered into a that certain Fourth Amended and Restated Employment Agreement ~~to which~~: (1) ~~increase~~ increased Manager’s salary to \$300,229.16, or approximately 3.25 percent; and (2) ~~provide~~ provided Manager with a one-time payment of \$5,000.00, which will not be subject to PERS.

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in 2018 pursuant to the Second Amended and Restated Agreement, a one-time payment of \$8,387.85 pursuant to the Third Amended and Restated Agreement and shall receive a one-time payment of \$5,000.00 at the next pay period after execution of this Agreement. Manager may distribute his Base Salary between salary and his contributions to approved deferred compensation plan as he chooses, so long as such distribution conforms to all applicable State and Federal laws and regulations.

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B. USD also agrees to pay for the travel and subsistence expenses of Manager for short courses, institutes and seminars that are necessary for his professional development in the best interest of USD.

Section 13. Performance Evaluation.

A. The Board shall review and evaluate the performance of Manager once annually, in September. Said review and evaluation shall be in accordance with specific criteria developed jointly by the Board and Manager. Said criteria may be modified as the Board may from time to time determine after consultation with Manager. The Board agrees to review the Manager's total compensation in September of each year.

B. During the annual evaluation, the Board and Manager shall define such goals and performance objectives which they jointly determine necessary for the proper operation of the District and attainment of the Board's policy objectives; they shall also establish a relative priority among those various goals and objectives, and reduce said goals and objectives to writing. These goals and objectives shall generally be attainable within the time limitations as specified and the annual operating and capital budgets and appropriations provided.

Section 14. Indemnification.

A. Pursuant to the requirements of the California Government Code, including but not limited to sections 825, 995, 995.2, 995.8 and 996.4, as amended from time to time, and any other relevant Government Code sections pertaining to such matters, the District shall defend save harmless and indemnify Manager against any tort, professional liability claim and demand or other claim or legal action, whether groundless or otherwise, arising out of an alleged act or omission occurring in the course and scope of duties as General Manager. Said defense shall be provided by the District until such time as all legal action on the matter is

concluded.

B. Should Manager be named as a defendant for any tort, professional liability claim and demand or other claim or legal action, whether groundless or otherwise, arising out of an alleged act or omission occurring in the course and scope of duties as General Manager, District shall solicit and consider Manager's preference for legal representation, but District shall retain full discretion in the selection of counsel to the extent permitted by law.

Section 15. Other Terms and Conditions of Employment.

A. The Board, in consultation with the Manager, shall fix any such other terms and conditions of employment, as it may determine from time to time, relating to the performance of Manager, provided such terms and conditions are not inconsistent with or in conflict with the provisions of this Agreement or State or Federal law. Any terms or conditions changed shall be jointly agreed upon and in writing as provided by Section 16C, *infra*.

B. All provisions of the ordinances, regulations, policies and rules of the District relating to vacation and sick leave, retirement and pension system contributions, life insurance, holidays and other fringe benefits and working conditions as they now exist or thereafter may be amended, which apply to work group manager level District employees, except as otherwise set forth herein, also shall apply to Manager.

C. District agrees to pay Manager's reasonable consulting fees and travel expenses after employment concludes to serve as a material or expert witness, advisor or consultant to District for litigation or other disputes arising from Manager's service to the District.

Section 16. General Provisions.

A. The text herein shall constitute the entire Agreement between the parties.

B. The Agreement is dated as of the date set forth in the first paragraph above and its terms and provisions effective as of August 11, 2014.

C. No provision of this Agreement may be modified, waived or discharged unless such waiver, modification or discharge is agreed to in writing by USD and the Manager. No waiver of either party at any time of the breach of, or lack of compliance with, any condition or provision of this Agreement shall be deemed a waiver of any other provision or condition hereof.

D. This Agreement shall be binding upon, or shall inure to the benefit of the respective heirs, executors, administrators, successors and assigns of the parties provided, however, that Manager may not assign Manager's obligations hereunder.

E. This Agreement shall be governed by and construed in accordance with

the laws of the State of California.

F. If any provision, or any portion thereof, contained in this Agreement is held unconstitutional, invalid or unenforceable, the remainder of this Agreement, or portion thereof, shall be deemed severable, shall not be affected and shall remain in full force and effect.

Section 17. Criminal Background Check.

A. This Agreement is conditioned upon the District's receipt, within four (4) weeks of the date upon which this Agreement is ~~signed by both parties~~effective, a criminal background check regarding Manager showing no criminal convictions. If the District does not receive within four (4) weeks a criminal background check regarding Manager showing no criminal convictions, and/or if the criminal background check of Manager contains criminal convictions, this Agreement shall be, null and void.

Section 18. Amendment and Restatement.

This Agreement amends and restates the ~~Third~~Fourth Amended and Restated Agreement in its entirety.

IN WITNESS WHEREOF, the District and Manager have signed and executed this Agreement as of the day and year first above written.

UNION SANITARY DISTRICT

MANAGER

By _____
~~Tom Handley~~Pat Kite, President

By _____
Paul R. Eldredge

Attest:

Approved:

By _____
~~Anjali~~LathiManny Fernandez,
Secretary

By _____
Karen Murphy, District General
Counsel

**Directors**

Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

Officers

Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

**OCTOBER 25, 2021
BOARD OF DIRECTORS MEETING
AGENDA ITEM #11**

TITLE: Consider Adoption of a Resolution Authorizing the Use of Teleconference Meetings in Compliance with AB 361 *(This is a Motion Item)*

SUBMITTED: Paul R. Eldredge, General Manager/District Engineer
Karen W. Murphy, General Counsel
Regina McEvoy, Executive Assistant to the General Manager/Board Clerk

Recommendation

Adopt the attached resolution authorizing the use of teleconference meetings in compliance with AB 361.

Discussion

AB 361 requires public agencies to make findings by majority vote within 30 days of the first teleconferenced meeting under AB 361 and every 30 days thereafter that a state of emergency still exists and continues to directly impact the ability of the members to meet safely in person, or that officials continue to impose or recommend measures to promote social distancing. As directed by the Board on September 27, 2021, the District is continuing to hold teleconferenced meetings as allowed under AB 361 due to the ongoing public health threat of COVID-19. The attached resolution includes the findings required by AB 361 to allow the District to hold teleconferenced meetings.

District staff will include a similar resolution to meetings at least every 30 days in order to allow the Board to continue to assess the need for teleconferenced meetings.

Background

AB 361 was signed into law by the Governor on September 16, 2021, and amends the Brown Act to allow local legislative bodies to continue using teleconferencing and virtual meeting technology as long as there is a “proclaimed state of emergency” by the Governor. This

allowance also depends on state or local officials imposing or recommending measures that promote social distancing or a legislative body finding that meeting in person would present an imminent safety risk to attendees.

Previous Board Action

9/17/21 Board Meeting – The Board directed staff to continue with teleconferenced meetings under AB 361.

RESOLUTION NO. __

**A RESOLUTION OF THE BOARD OF DIRECTORS AUTHORIZING THE
USE OF TELECONFERENCE MEETINGS IN COMPLIANCE WITH AB 361**

WHEREAS, the Union Sanitary District is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of Union Sanitary District's legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963); and

WHEREAS, the Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, Government Code 54953(e) permits teleconferencing in the event that a state of emergency is declared by the Governor pursuant to Government Code section 8625, and that either state or local officials have imposed or recommended measures to promote social distancing, or that the legislative body finds that meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the District; and

WHEREAS, on March 4, 2020, Governor Newsom issued a Proclamation of a State of Emergency in response to the rapid spread of the highly contagious disease known as COVID-19; and

WHEREAS, on August 3, 2021, the Health Officer of the County of Alameda adopted Order No. 21-03 stating that the Delta variant has been circulating in the County, is highly transmissible in indoor settings and requires multi-component prevention strategies to prevent spread, and that hospitalizations are increasing; and

WHEREAS, despite ongoing efforts to promote masking and vaccinations, COVID-19 continues to threaten the health and lives of the public, especially with the existence of the Delta variant, which is highly transmissible in indoor settings; and

WHEREAS, the increased risk of contracting COVID-19 associated with being indoors with others has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District.

NOW, THEREFORE, BE IT RESOLVED, BY THE UNION SANITARY DISTRICT BOARD OF DIRECTORS, AS FOLLOWS:

1. The above recitals are true and correct and are material to this Resolution and are incorporated into this Resolution as findings of the District Board.
2. The Union Sanitary District Board finds and declares that the circumstances set forth in Government Code section 54953(e)(1), exist because the State of Emergency continues

to exist and meeting in person would present imminent risks to the health and safety of attendees.

3. Pursuant to the requirements of Government Code Section 54953 (e)(3), the District Board makes the following findings:

- (a) The District Board has considered the circumstances of the continuing state of emergency;
- (b) The state of emergency continues to directly impact the ability of the members and the public to meet safely in person;
- (c) Due to COVID-19, holding meetings in person will present imminent risks to the health and safety to attendees; and
- (d) The District Board will continue to meet by teleconference in accordance with Government Code section 54953(e).

4. The aforementioned findings apply to all committees and subcommittees of the District which are classified as legislative bodies pursuant to Government Code Section 54952.

5. The District Board will reconsider, at least every 30 days, the circumstances of the emergency and review whether it continues to directly impact the ability of the members to meet safely in person.

6. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Resolution is, for any reason, held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Resolution. The Board hereby declares that it would have adopted this Resolution and each and every section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared unconstitutional.

7. This Resolution shall take effect immediately upon its adoption.

PASSED, APPROVED, AND ADOPTED this 25th day of October, 2021.

AYES:

NOES:

ABSENT:

Manny Fernandez, Secretary

Pat Kite, President

**Directors**

Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

Officers

Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

**OCTOBER 25, 2021
BOARD OF DIRECTORS MEETING
AGENDA ITEM # 12**

TITLE: Consider a Resolution to Accept a Sanitary Sewer Easement for Tract 8286 – Innovation Village Phase 1, Located at Fremont Boulevard and South Grimmer Boulevard, in the City of Fremont (*This is a Motion Item*)

SUBMITTED: Paul R. Eldredge, General Manager/District Engineer
Sami E. Ghossain, Technical Services Work Group Manager
Rollie Arbolante, Customer Service Team Coach
Rod Schurman, Associate Engineer

Recommendation

Staff recommends the Board consider a resolution to accept a sanitary sewer easement for Tract 8286 – Innovation Village Phase 1, located at Fremont Boulevard and South Grimmer Boulevard, in the City of Fremont.

Discussion

In September 2016 the City of Fremont approved the Final Map for Tract 8253 – Lennar Homes Warm Springs Development. The 111-acre area, located on the south side of South Grimmer Boulevard between Fremont Boulevard and Lopes Court, consisted of eight parcels for residential development, four parcels for commercial and industrial development, one parcel for a future school, one parcel for a park, five parcels for roadway and public park/plazas and one parcel for the public roadway network. Subsequently, four of the residential lots were subdivided and designated as Tracts 8286, 8478 and 8479, known as Innovation Phases 1 through 3. A vicinity map is attached.

Tract 8286 is one of the residential parcels consisting of 385 condominium units in forty buildings and is being constructed by Lennar Homes of California, Inc.

Sanitary sewer service for the residential development will be provided by new 8-inch sewer mains in the development's roadways that discharge to an existing 12-inch sewer main in Innovation Way. With the exception of Insight Street, the roadways within Tract 8286 do not meet the City of Fremont's street dimensions and structure setback requirements for public streets and were, therefore, designated as private. Lennar Homes of California, Inc. has constructed new 8-inch sewer mains within Insight Street and the private roadways, and has granted the District a sanitary sewer easement that provides for access and maintenance of the new sewer mains in the private roadways.

A legal description and plat map has been prepared for the Grant of Easement for Sanitary Sewer Purposes. District staff has reviewed the documents and recommends approval.

Background

None.

Previous Board Action

None.

PRE/SEG/RA/RS:mb

Attachments: Vicinity Map

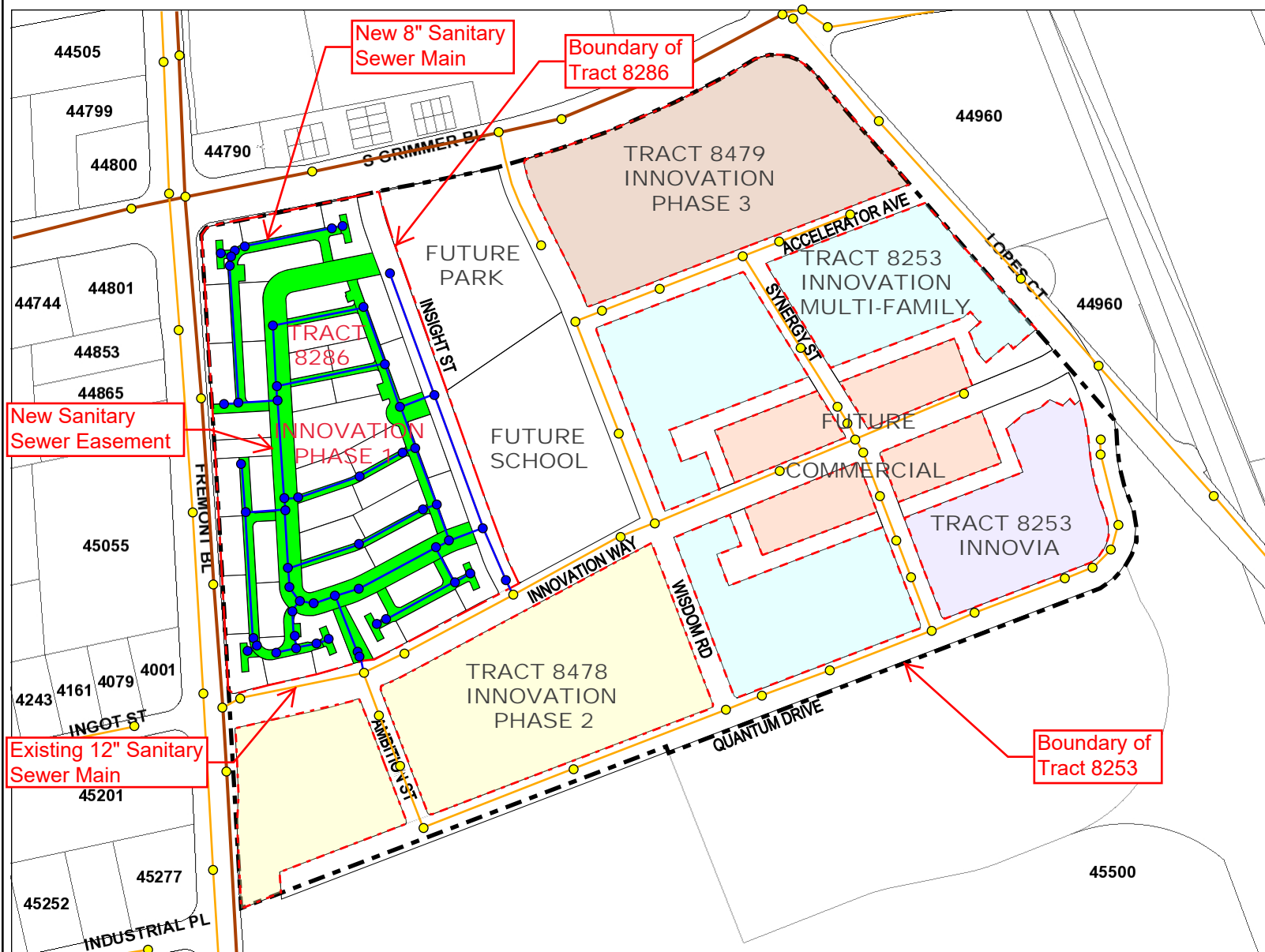
Resolution Accepting Grant of Easement

Grant of Easement Recording Request with Certificate of Acceptance

Grant of Easement for Sanitary Sewer Purposes with Exhibits A & B



Vicinity Map: Grant of SSE, Tract 8286 - Innovation Phase 1, Fremont Boulevard & South Grimmer Boulevard, Fremont



Legend

Sewer Manholes

- Drop manhole
- End Cap
- Junction structure
- Lamp pole
- Lift station
- Manhole
- New Manhole
- Riser

Sewer Mains

- New Gravity Main
- EBDA outfall
- Force main
- Gravity main
- Overflow main
- Siphons
- Trunk Main
- Public Right of Way
- Private Right of Way
- New Sewer Easement

Parcels

- Parcel (typical)
- ACFC&WCD

416.7 0 208.33 416.7 Feet

1: 5,000

Printed: 10/15/2019 1:05 PM



For USD use only

The information on this map is provided by Union Sanitary District (USD) for internal use only. Such information is derived from multiple sources which may not be current, be outside the control of USD, and may be of indeterminate accuracy. The information provided hereon may be inaccurate or out of date and any person or entity who relies on said information for any purpose whatsoever does so solely at their own risk.

Notes

RESOLUTION NO. _____

**ACCEPT A SANITARY SEWER EASEMENT FOR TRACT 8286 –
INNOVATION VILLAGE PHASE 1, LOCATED AT FREMONT BOULEVARD
AND SOUTH GRIMMER BOULEVARD, IN THE CITY OF FREMONT,
CALIFORNIA**

RESOLVED by the Board of Directors of UNION SANITARY DISTRICT, that it hereby accepts the Grant of Easement from LENNAR HOMES OF CALIFORNIA, INC., executed on April 3, 2019, as described in the Grant of Easement for Sanitary Sewer Purposes, and by the legal description and plat map, attached as Exhibit A and B, respectively.

FURTHER RESOLVED by the Board of Directors of UNION SANITARY DISTRICT that it hereby authorizes the General Manager/District Engineer, or his designee, to attend to the recordation thereof.

On motion duly made and seconded, this resolution was adopted by the following vote on October 25, 2021:

AYES:

NOES:

ABSENT:

ABSTAIN:

PAT KITE
President, Board of Directors
Union Sanitary District

Attest:

MANNY FERNANDEZ
Secretary, Board of Directors
Union Sanitary District

RECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:
Union Sanitary District
Attn: Regina McEvoy
5072 Benson Road
Union City, CA 94587

Record Without Fee
*Pursuant to Government Code
Section 27383*

Space Above Reserved for Recorder's Use Only

Documentary Transfer Tax \$0.00, consideration less than \$100 (R&T Code 11911)
This instrument is exempt from recording fees (Govt. Code 27383)

GRANT OF EASEMENT

BY AND BETWEEN

LENNAR HOMES OF CALIFORNIA, INC.

AND

UNION SANITARY DISTRICT

Effective Date: October 25, 2021

CERTIFICATE OF ACCEPTANCE

(Grant of Easement)

This is to certify that the interest in real property conveyed by the Grant of Sanitary Sewer Easement, dated April 3, 2019, from LENNAR HOMES OF CALIFORNIA, INC., to UNION SANITARY DISTRICT, an independent special district ("**District**"), is hereby accepted by the undersigned officer or agent on behalf of the District pursuant to authority conferred by Resolution No. _____, dated October 25, 2021, and the District consents to recordation thereof by its duly authorized officer.

Date: _____, 2021

District

UNION SANITARY DISTRICT

Paul R. Eldredge, P.E.
General Manager/District Engineer

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
) ss
County of Alameda)

On _____, 2021, before me, Regina Dyan McEvoy,
(Name of Notary)

notary public, personally appeared _____
 who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
 subscribed to the within instrument and acknowledged to me that he/she/they executed the same
 in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument
 the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

(Notary Signature)

GRANT OF EASEMENT

FOR SANITARY SEWER PURPOSES

THIS INDENTURE, made this 3rd day of April 2019, by and between LENNAR HOMES OF CALIFORNIA, INC., the Party/~~Parties~~ of the First Part, and UNION SANITARY DISTRICT, the Party of the Second Part,

WITNESSETH:

That said Party/~~Parties~~ of the First Part does hereby grant to the Party of the Second Part and to its successors and assigns forever, for the use and purposes herein stated, the rights of way and easements hereinafter described, located in the city of Fremont, county of Alameda, state of California:

See Exhibit "A" and Exhibit "B"

together with the right and privilege of constructing, reconstructing, cleaning, repairing and maintaining at any time, a sanitary sewer and appurtenances along, upon, over, in, through and across the above described property; together with free ingress and egress to and for the said Party of the Second Part, its successors and assigns, its agents and employees, workmen, contractors, equipment, vehicles and tools, along, upon, over, in, through and across said right of way; together with free ingress and egress over the land immediately adjoining the above described property for maintenance, repair and replacement of said sewer; and if any damage should occur in the easement area or adjoining property from such work, the Party of the Second Part agrees to restore the damaged property to its previous condition at no cost to the Party of the First Part and its successors and assigns.

IN WITNESS WHEREOF the said Party/~~Parties~~ of the First Part have executed this indenture the day and year first above written.



Signature

By: Kelley Stough, Vice President
(Print or type name and title of signatory)
Lennar Homes of California, Inc.

(Notarize)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

COUNTY OF Contra Costa

On April 3, 2019, before me, Lisa McRae, Notary Public
(here insert name and title of the officer)

personally appeared Kelley Stough,

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.


Signature

(SEAL)



EXHIBIT A
LEGAL DESCRIPTION
SANITARY SEWER EASEMENT CONVEYED TO UNION SANITARY DISTRICT
TRACT 8286
FREMONT, CALIFORNIA

ALL THAT REAL PROPERTY SITUATE IN THE INCORPORATED TERRITORY OF THE CITY OF FREMONT, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

BEING ALL OF PARCELS A, B, C, D, F, G, I, J, L, M, N, O, P, Q, S, T, AND U, AND ALSO BEING A PORTION OF LOTS 1, 4, 16, 18, 19 AND 22, LABELED AS PUE, PVAW - PUBLIC UTILITY EASEMENT, PRIVATE VEHICLE ACCESS EASEMENT OF TRACT 8286 RECORDED AUGUST 10, 2017 IN BOOK 349 OF MAPS, AT PAGES 36-64, ALAMEDA COUNTY RECORDS AND SHOWN ON EXHIBIT B - PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO UNION SANITARY DISTRICT.

CONTAINING 5.21 ACRES OF LAND, MORE OR LESS.

ATTACHED HERETO IS A PLAT TO ACCOMPANY LEGAL DESCRIPTION, AND BY THIS REFERENCE MADE A PART HEREOF.

END OF DESCRIPTION



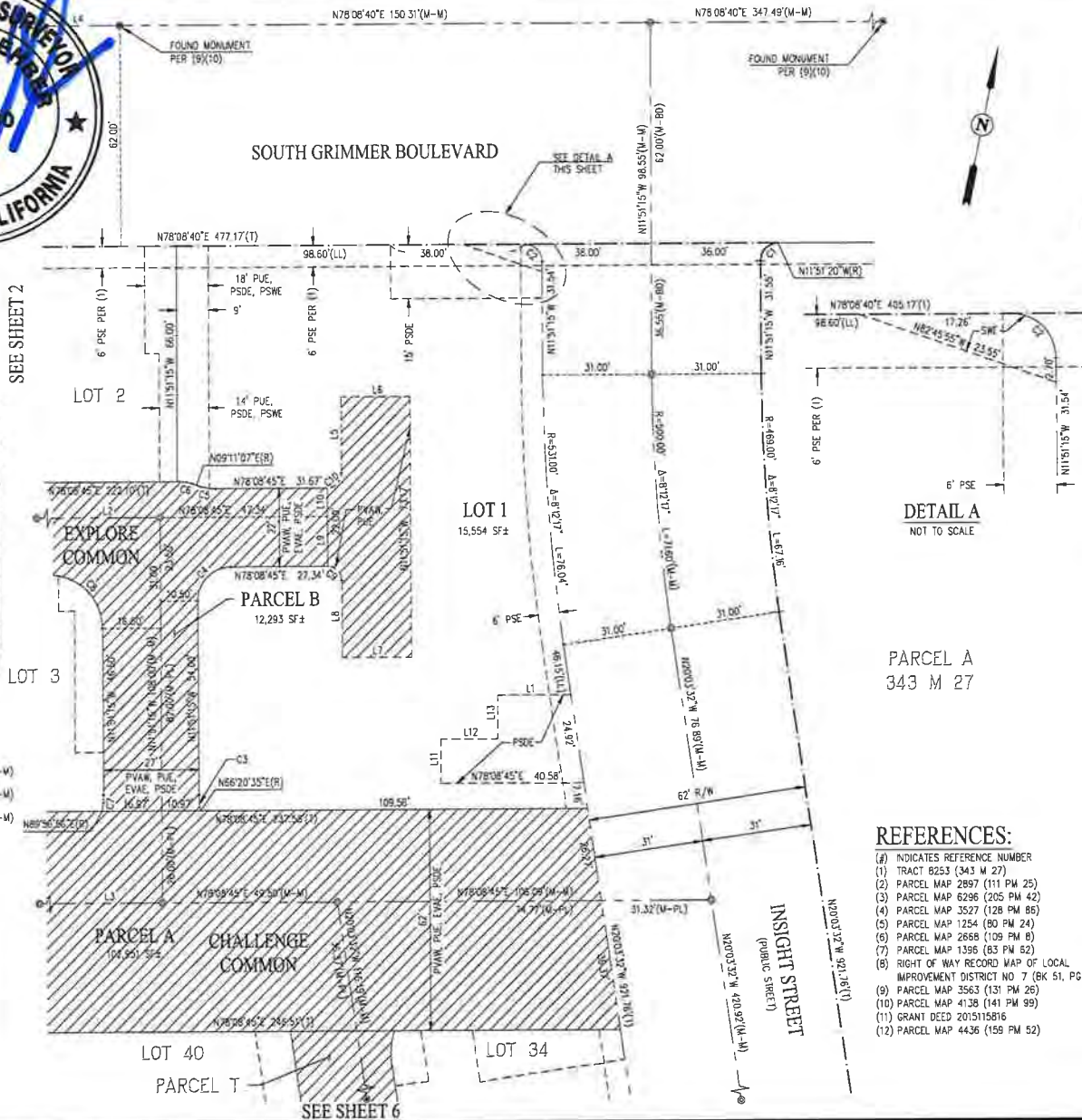
 4/1/19

MARK H. WEHBER, P.L.S.
L.S. NO. 7960



CURVE TABLE		
NO	RADIUS	DELTA
C1	5.00'	89°59'55"
C2	5.00'	90°00'05"
C3	22.00'	11°48'10"
C4	9.50'	90°00'00"
C5	15.00'	21°02'22"
C6	15.00'	21°02'22"
C7	22.00'	11°48'11"
C8	15.00'	90°00'00"
C9	4.00'	90°00'00"
C10	4.00'	90°00'00"

LINE TABLE		
NO	BEARING	LENGTH
L1	N78°08'45"E	20.86
L2	N78°08'45"E	217.21'
L3	N78°08'45"E	117.05'
L4	N78°08'40"E	370.83'
L5	N11°51'15"W	21.58'
L6	N78°08'45"E	19.58'
L7	N78°08'45"E	19.58'
L8	N11°51'15"W	21.58'
L9	N11°51'15"W	14.00'
L10	N11°51'15"W	6.00'
L11	N11°51'15"W	12.67'
L12	N78°08'45"E	16.17'
L13	N11°51'15"W	12.00'



TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253
RECORDED IN BOOK 343 OF MAPS, AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbée & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°08'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

- SUBDIVISION BOUNDARY LINE
- RIGHT OF WAY LINE
- EASEMENT LINE
- LOT LINE / PARCEL LINE
- MONUMENT LINE
- TIE LINE PER NOTE 2
- (T) TOTAL
- (R) RADIAL
- (LL) LOT LINE / PARCEL LINE
- (M-W) MONUMENT TO MONUMENT
- (M-PL) MONUMENT TO PROPERTY LINE
- (ML-BO) MONUMENT LINE TO BOUNDARY LINE
- FOUND STANDARD STREET MONUMENT AS NOTED
- SET STANDARD CITY STREET MONUMENT, LS 7960
- SET 5/8" REBAR AND CAP, OR NAIL AND TAG, LS 7960
- STANDARD CITY MONUMENT SET PER (1)
- EVAE EMERGENCY VEHICLE ACCESS EASEMENT
- (CALC) CALCULATED
- PSOE PRIVATE STORM DRAIN EASEMENT
- PSC PUBLIC SERVICE EASEMENT
- PSWE PRIVATE SIDEWALK EASEMENT
- PUE PUBLIC UTILITY EASEMENT
- PVAW PRIVATE VEHICLE ACCESSWAY
- SWE SIDEWALK EASEMENT
- SANITARY SEWER EASEMENT AREA

REFERENCES:

- (#) INDICATES REFERENCE NUMBER
- (1) TRACT 8253 (343 M 27)
- (2) PARCEL MAP 2897 (111 PM 25)
- (3) PARCEL MAP 6296 (205 PM 42)
- (4) PARCEL MAP 3527 (128 PM 85)
- (5) PARCEL MAP 1254 (80 PM 24)
- (6) PARCEL MAP 2658 (109 PM 8)
- (7) PARCEL MAP 1358 (83 PM 52)
- (8) RIGHT OF WAY RECORD MAP OF LOCAL IMPROVEMENT DISTRICT NO. 7 (BK 51, PG 30)
- (9) PARCEL MAP 3563 (131 PM 26)
- (10) PARCEL MAP 4138 (141 PM 99)
- (11) GRANT DEED 201515816
- (12) PARCEL MAP 4436 (159 PM 52)

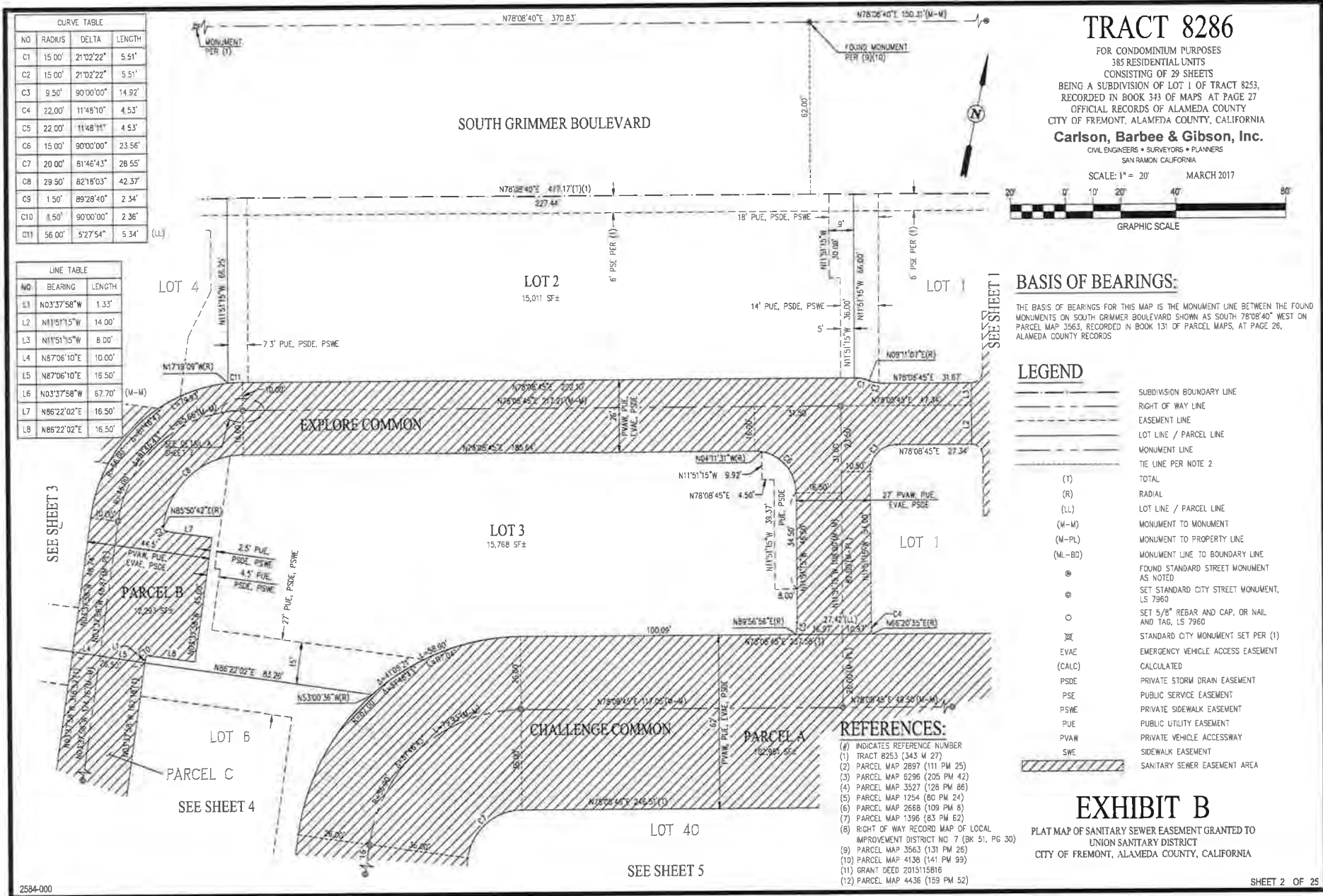
EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

2584-000

SHEET 1 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587



Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253,
RECORDED IN BOOK 343 OF MAPS, AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

Carlson, Barbee & Gibson, Inc.

CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°09'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

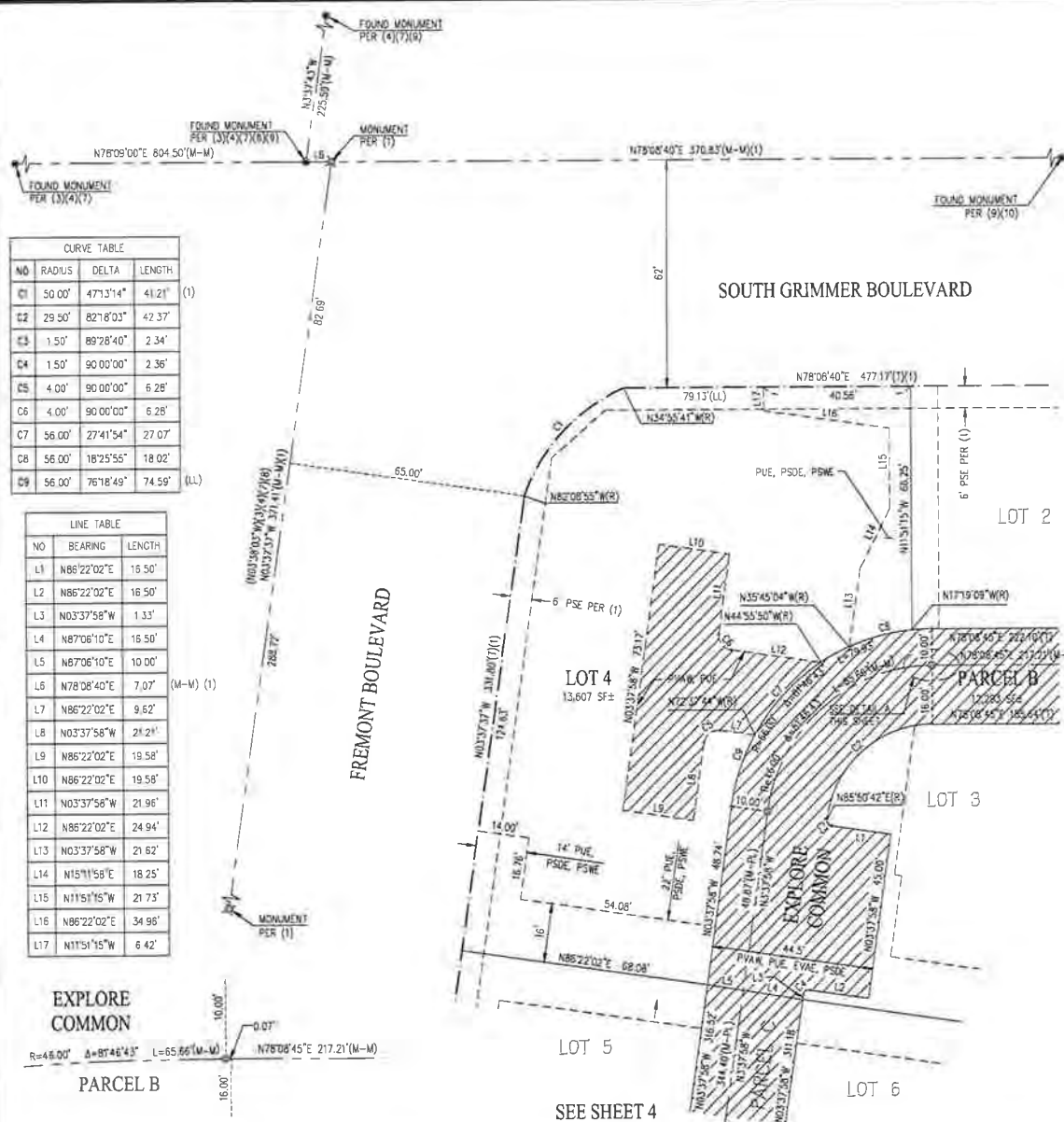
	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
	TOTAL
	RADIAL
	LOT LINE / PARCEL LINE
	MONUMENT TO MONUMENT
	MONUMENT TO PROPERTY LINE
	MONUMENT LINE TO BOUNDARY LINE
	FOUND STANDARD STREET MONUMENT AS NOTED
	SET STANDARD CITY STREET MONUMENT, LS 7960
	SET 5/8" REBAR AND CAP, OR NAIL AND TAG, LS 7960
	STANDARD CITY MONUMENT SET PER (1)
	EMERGENCY VEHICLE ACCESS EASEMENT
	CALCULATED
	PRIVATE STORM DRAIN EASEMENT
	PUBLIC SERVICE EASEMENT
	PRIVATE SIDEWALK EASEMENT
	PUE
	PUBLIC UTILITY EASEMENT
	PRIVATE VEHICLE ACCESSWAY
	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

REFERENCES:

- (#) INDICATES REFERENCE NUMBER
- (1) TRACT 8253 (343 M 27)
- (2) PARCEL MAP 2897 (111 PM 25)
- (3) PARCEL MAP 6296 (205 PM 42)
- (4) PARCEL MAP 3527 (128 PM 86)
- (5) PARCEL MAP 1254 (80 PM 24)
- (6) PARCEL MAP 2668 (109 PM 8)
- (7) PARCEL MAP 1396 (83 PM 62)
- (8) RIGHT OF WAY RECORD MAP OF LOCAL IMPROVEMENT DISTRICT NO. 7 (BK 51, PG 30)
- (9) PARCEL MAP 3563 (131 PM 26)
- (10) PARCEL MAP 4138 (141 PM 99)
- (11) GRANT DEED 2015115816
- (12) PARCEL MAP 4436 (159 PM 52)

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA



CURVE TABLE			
NO	RADIUS	DELTA	LENGTH
C1	50.00'	47°13'14"	41.21'
C2	29.50'	82°18'03"	42.37'
C3	1.50'	89°28'40"	2.34'
C4	1.50'	90°00'00"	2.36'
C5	4.00'	90°00'00"	6.28'
C6	4.00'	90°00'00"	6.28'
C7	56.00'	27°41'54"	27.07'
C8	56.00'	18°25'55"	18.02'
C9	56.00'	76°18'49"	74.59'

LINE TABLE		
NO	BEARING	LENGTH
L1	N86°22'02"E	16.50'
L2	N86°22'02"E	16.50'
L3	N03°37'58"W	1.33'
L4	N87°06'10"E	16.50'
L5	N87°06'10"E	10.00'
L6	N78°08'40"E	7.07'
L7	N86°22'02"E	9.62'
L8	N03°37'58"W	21.21'
L9	N86°22'02"E	19.58'
L10	N86°22'02"E	19.58'
L11	N03°37'58"W	21.96'
L12	N86°22'02"E	24.94'
L13	N03°37'58"W	21.62'
L14	N15°11'58"E	18.25'
L15	N11°51'15"W	21.73'
L16	N86°22'02"E	34.96'
L17	N11°51'15"W	6.42'

DETAIL A
NOT TO SCALE

2584-000

SHEET 3 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253,
RECORDED IN BOOK 343 OF MAPS AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



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LEGEND

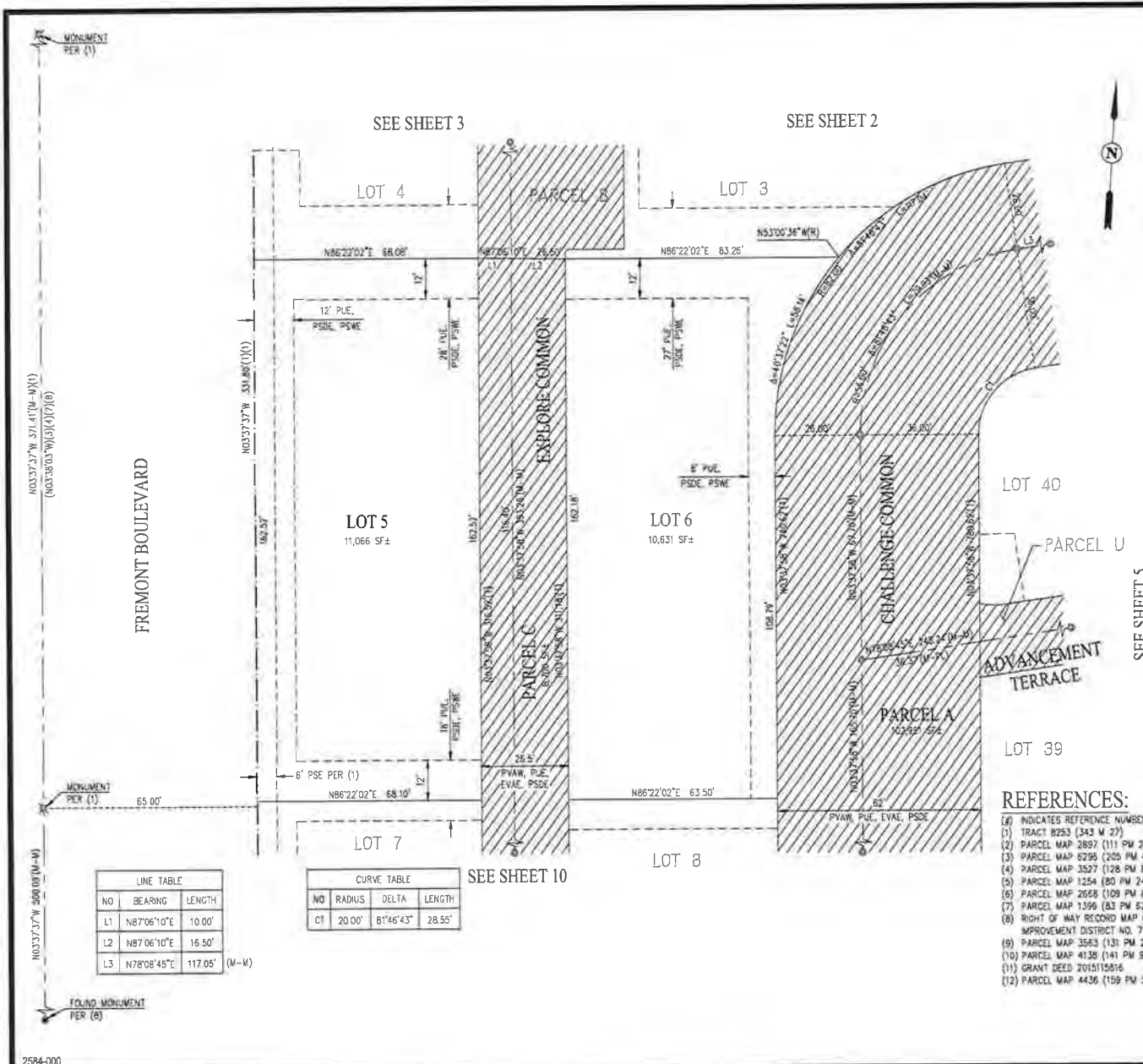
	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
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	TIE LINE PER NOTE 2
(T)	TOTAL
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	EMERGENCY VEHICLE ACCESS EASEMENT
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	PUBLIC UTILITY EASEMENT
	PRIVATE VEHICLE ACCESSWAY
	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

REFERENCES:

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- (3) PARCEL MAP 2897 (111 PM 25)
- (4) PARCEL MAP 6795 (205 PM 42)
- (5) PARCEL MAP 3527 (128 PM 86)
- (6) PARCEL MAP 1254 (80 PM 24)
- (7) PARCEL MAP 2668 (109 PM 8)
- (8) PARCEL MAP 1596 (83 PM 62)
- (9) RIGHT OF WAY RECORD MAP OF LOCAL IMPROVEMENT DISTRICT NO. 7 (BK 51, PG. 30)
- (10) PARCEL MAP 3563 (131 PM 26)
- (11) PARCEL MAP 4138 (141 PM 99)
- (12) GRANT DEED 2013115816
- (13) PARCEL MAP 4436 (159 PM 32)

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA



NO	BEARING	LENGTH
L1	N87°06'10"E	10.00'
L2	N87°06'10"E	16.50'
L3	N78°08'45"E	117.05' (M-M)

NO	RADIUS	DELTA	LENGTH
C1	20.00'	81°46'43"	28.55'

2584-000

SHEET 4 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 S-EETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253,
RECORDED IN BOOK 343 OF MAPS AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°08'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS.

LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
	TOTAL
	RADIAL
	LOT LINE / PARCEL LINE
	MONUMENT TO MONUMENT
	MONUMENT TO PROPERTY LINE
	MONUMENT LINE TO BOUNDARY LINE
	FOUND STANDARD STREET MONUMENT AS NOTED
	SET STANDARD CITY STREET MONUMENT, L.S. 7960
	SET 5/8" REBAR AND CAP, OR NAIL AND TAG, L.S. 7960
	STANDARD CITY MONUMENT SET PER (1)
	EVAE
	EMERGENCY VEHICLE ACCESS EASEMENT
	CALC
	CALCULATED
	PRIVATE STORM DRAIN EASEMENT
	PSDE
	PUBLIC SERVICE EASEMENT
	PSWE
	PRIVATE SIDEWALK EASEMENT
	PUE
	PUBLIC UTILITY EASEMENT
	PVAW
	PRIVATE VEHICLE ACCESSWAY
	SWE
	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

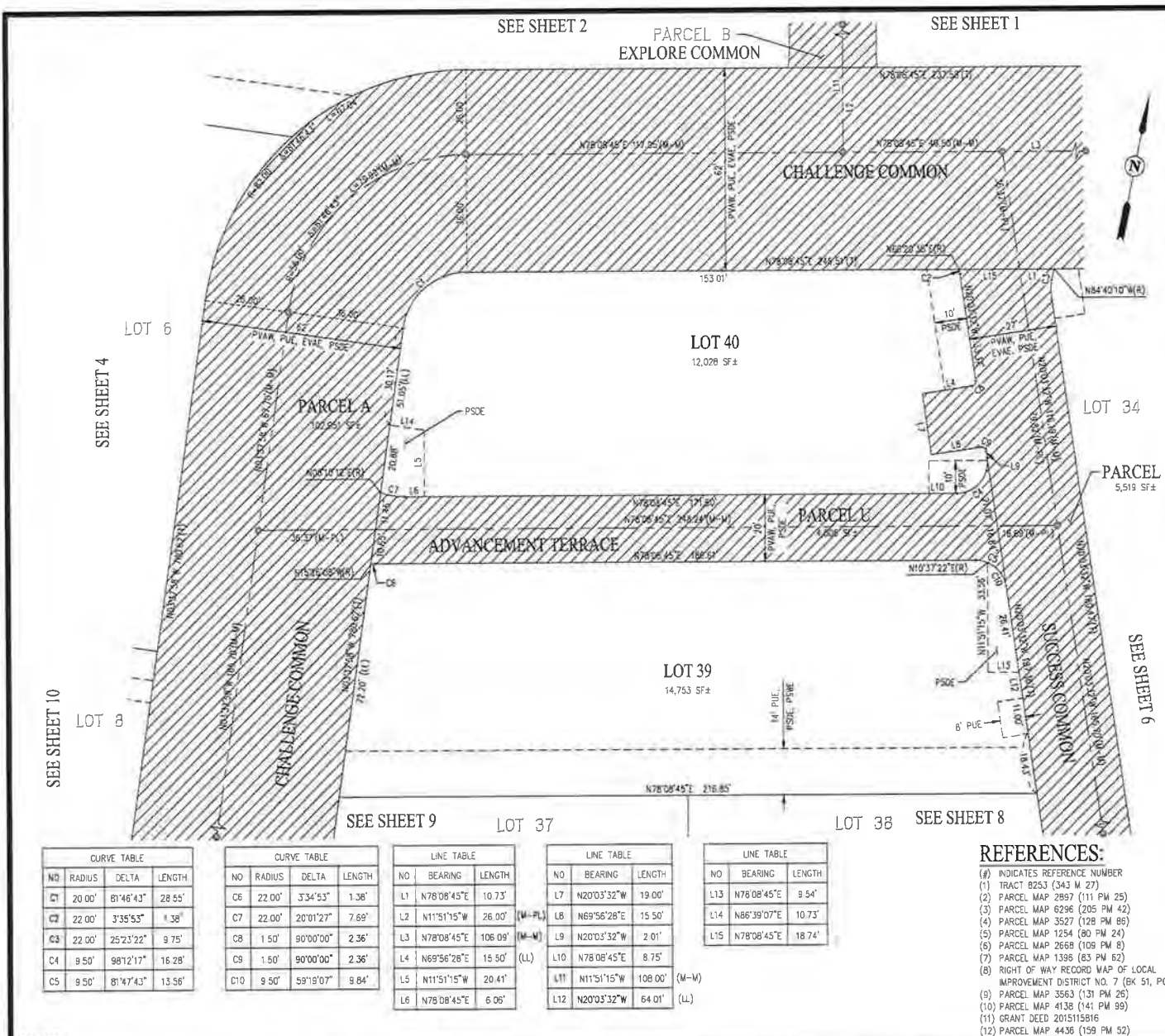
REFERENCES:

- (#) INDICATES REFERENCE NUMBER
(1) TRACT 8253 (343 M. 27)
(2) PARCEL MAP 2897 (111 PM 25)
(3) PARCEL MAP 6296 (205 PM 42)
(4) PARCEL MAP 3527 (128 PM 86)
(5) PARCEL MAP 1254 (80 PM 24)
(6) PARCEL MAP 2668 (109 PM 8)
(7) PARCEL MAP 1398 (83 PM 62)
(8) RIGHT OF WAY RECORD MAP OF LOCAL IMPROVEMENT DISTRICT NO. 7 (BK 51, PG 30)
(9) PARCEL MAP 3563 (131 PM 26)
(10) PARCEL MAP 4138 (141 PM 99)
(11) GRANT DEED 2015115816
(12) PARCEL MAP 4436 (159 PM 52)

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

SHEET 5 OF 25



NO	RADIUS	DELTA	LENGTH
C1	20.00'	81°46'43"	28.55'
C2	22.00'	3°35'53"	1.38'
C3	22.00'	25°23'22"	9.75'
C4	9.50'	98°12'17"	16.28'
C5	9.50'	81°47'43"	13.56'

NO	RADIUS	DELTA	LENGTH
C6	22.00'	3°34'53"	1.36'
C7	22.00'	20°01'27"	7.69'
C8	1.50'	90°00'00"	2.36'
C9	1.50'	90°00'00"	2.36'
C10	9.50'	59°19'07"	9.84'

NO	BEARING	LENGTH
L1	N78°08'45"E	10.73'
L2	N11°51'15"W	26.00'
L3	N78°08'45"E	106.09'
L4	N69°56'28"E	15.50'
L5	N11°51'15"W	20.41'
L6	N78°08'45"E	6.06'

NO	BEARING	LENGTH
L7	N20°03'32"W	19.00'
L8	N69°56'28"E	15.50'
L9	N20°03'32"W	2.01'
L10	N78°08'45"E	8.75'
L11	N11°51'15"W	108.00'
L12	N20°03'32"W	64.01'

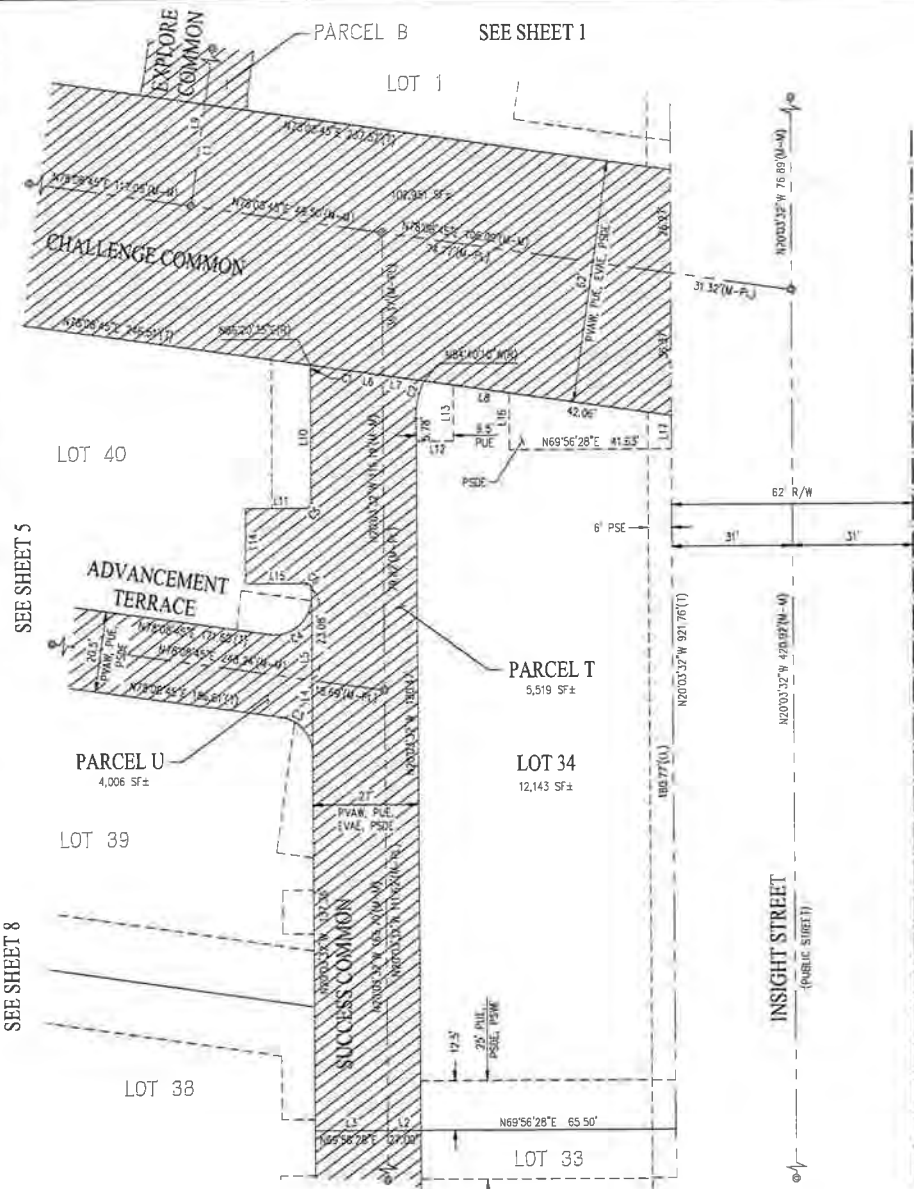
NO	BEARING	LENGTH
L13	N78°08'45"E	9.54'
L14	N86°39'07"E	10.73'
L15	N78°08'45"E	18.74'

2584-000

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

CURVE TABLE			
NO	RADIUS	DELTA	LENGTH
C1	22.00'	3°35'53"	1.38'
C2	22.00'	25°23'22"	9.75'
C3	9.50'	81°47'43"	13.56'
C4	9.50'	96°12'11"	16.28'
C5	1.50'	90°00'00"	2.36'
C6	1.50'	90°00'00"	2.36'

LINE TABLE		
NO	BEARING	LENGTH
L1	N11°51'15"W	26.00' (M-PL)
L2	N69°56'28"E	8.50'
L3	N69°56'28"E	18.50'
L4	N20°03'32"W	18.84'
L5	N20°03'32"W	21.07'
L6	N78°08'45"E	18.74'
L7	N78°08'45"E	10.73'
L8	N78°08'45"E	64.03' (LL)
L9	N11°51'15"W	108.00'
L10	N20°03'32"W	33.37'
L11	N69°56'28"E	15.50' (LL)
L12	N69°56'28"E	9.50'
L13	N20°03'32"W	14.15'
L14	N20°03'32"W	19.00'
L15	N69°56'28"E	15.50'
L16	N20°03'32"W	14.43'
L17	N20°03'32"W	8.43'



TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253,
RECORDED IN BOOK 343 OF MAPS, AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbée & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRAMER BOULEVARD SHOWN AS SOUTH 78°08'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
(R)	RADIAL
(LL)	LOT LINE / PARCEL LINE
(M-M)	MONUMENT TO MONUMENT
(M-PL)	MONUMENT TO PROPERTY LINE
(ML-BD)	MONUMENT LINE TO BOUNDARY LINE
	FOUND STANDARD STREET MONUMENT AS NOTED
	SET STANDARD CITY STREET MONUMENT, LS 7860
	SET 5/8" REBAR AND CAP, OR NAIL AND TAG, LS 7960
	STANDARD CITY MONUMENT SET PER (1)
	EMERGENCY VEHICLE ACCESS EASEMENT CALCULATED
	PRIVATE STORM DRAIN EASEMENT
	PUBLIC SERVICE EASEMENT
	PRIVATE SIDEWALK EASEMENT
	PUBLIC UTILITY EASEMENT
	PRIVATE VEHICLE ACCESSWAY
	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

REFERENCES:

- (#) INDICATES REFERENCE NUMBER
- (1) TRACT 8253 (343 M 27)
- (2) PARCEL MAP 2897 (111 PM 25)
- (3) PARCEL MAP 6296 (205 PM 42)
- (4) PARCEL MAP 3527 (128 PM 86)
- (5) PARCEL MAP 1254 (80 PM 24)
- (6) PARCEL MAP 2668 (109 PM 8)
- (7) PARCEL MAP 1396 (83 PM 62)
- (8) RIGHT OF WAY RECORD MAP OF LOCAL IMPROVEMENT DISTRICT NO. 7 (BK 51, PG 30)
- (9) PARCEL MAP 3563 (131 PM 26)
- (10) PARCEL MAP 4138 (141 PM 99)
- (11) GRANT DEED 201515816
- (12) PARCEL MAP 4436 (159 PM 52)

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

2584-000

SHEET 5 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253,
RECORDED IN BOOK 343 OF MAPS, AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°04'00" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
(R)	RADIAL
(LL)	LOT LINE / PARCEL LINE
(M-V)	MONUMENT TO MONUMENT
(M-PL)	MONUMENT TO PROPERTY LINE
(ML-BD)	MONUMENT LINE TO BOUNDARY LINE
●	FOUND STANDARD STREET MONUMENT AS NOTED
⊙	SET STANDARD CITY STREET MONUMENT, LS 7960
○	SET 5/8" REBAR AND CAP, OR NAIL AND TAG, LS 7960
⊗	STANDARD CITY MONUMENT SET PER (1)
EVAE	EMERGENCY VEHICLE ACCESS EASEMENT
(CALC)	CALCULATED
PSDE	PRIVATE STORM DRAIN EASEMENT
PSE	PUBLIC SERVICE EASEMENT
PSWE	PRIVATE SIDEWALK EASEMENT
PUE	PUBLIC UTILITY EASEMENT
PVAW	PRIVATE VEHICLE ACCESSWAY
SWE	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

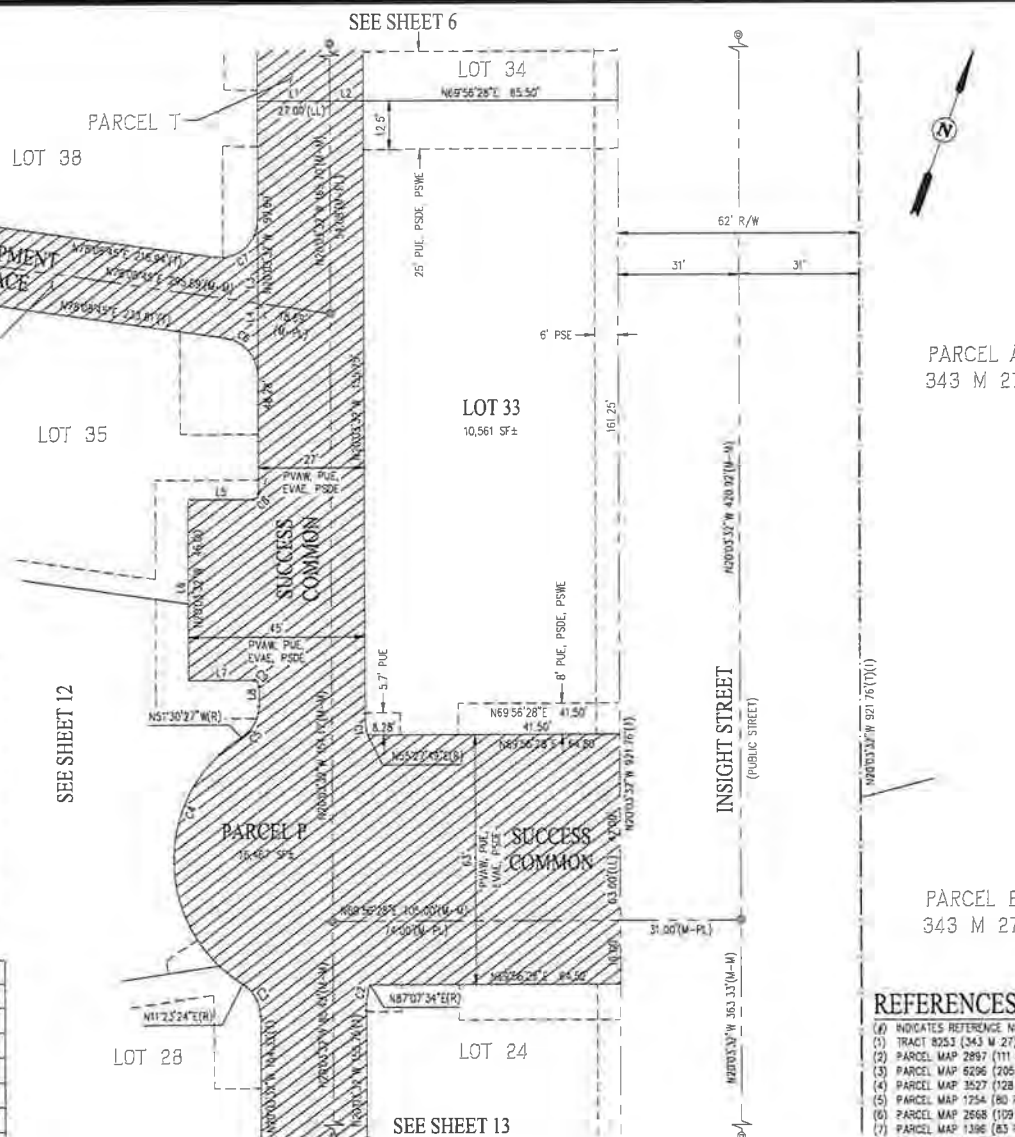
REFERENCES:

- (1) INDICATES REFERENCE NUMBER
- (2) TRACT 8253 (343 M 27)
- (3) PARCEL MAP 2897 (111 PM 25)
- (4) PARCEL MAP 6296 (205 PM 42)
- (5) PARCEL MAP 3527 (128 PM 88)
- (6) PARCEL MAP 1254 (80 PM 24)
- (7) PARCEL MAP 2668 (109 PM 8)
- (8) PARCEL MAP 1396 (85 PM 62)
- (9) RIGHT OF WAY RECORD MAP OF LOCAL IMPROVEMENT DISTRICT NO. 7 (BK 51, PG 30)
- (10) PARCEL MAP 3563 (131 PM 26)
- (11) PARCEL MAP 4138 (141 PM 99)
- (12) GRANT DEED 2015115816
- (13) PARCEL MAP 4436 (159 PM 52)

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

SEE SHEET 12



LINE TABLE		
NO	BEARING	LENGTH
L1	N69°56'28"E	18.50'
L2	N69°56'28"E	8.50'
L3	N20°03'32"W	21.07'
L4	N20°03'32"W	18.33'
L5	N69°56'28"E	16.50'
L6	N20°03'32"W	26.43'
L7	N69°56'28"E	16.50'
L8	N20°03'32"W	5.00'

CURVE TABLE		
NO	RADIUS	DELTA
C1	22.00'	14°28'39"
C2	22.00'	17°11'05"
C3	9.50'	58°33'04"
C4	36.50'	117°06'09"
C5	9.50'	58°33'04"
C6	9.50'	81°47'43"
C7	9.50'	98°12'17"
C8	1.50'	90°00'00"
C9	1.50'	90°00'00"

2584-000

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253,
RECORDED IN BOOK 343 OF MAPS, AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°08'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
(R)	RADIAL
(LL)	LOT LINE / PARCEL LINE
(M-M)	MONUMENT TO MONUMENT
(M-PL)	MONUMENT TO PROPERTY LINE
(ML-BD)	MONUMENT LINE TO BOUNDARY LINE
	FOUND STANDARD STREET MONUMENT AS NOTED
	SET STANDARD CITY STREET MONUMENT, LS 7960
	SET 5/8" REBAR AND CAP, OR NAIL AND TAG, LS 7960
	STANDARD CITY MONUMENT SET PER (1)
	EMERGENCY VEHICLE ACCESS EASEMENT
(CALC)	CALCULATED
PSDE	PRIVATE STORM DRAIN EASEMENT
PSE	PUBLIC SERVICE EASEMENT
PSWE	PRIVATE SIDEWALK EASEMENT
PUE	PUBLIC UTILITY EASEMENT
PVAW	PRIVATE VEHICLE ACCESSWAY
SWE	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

EXHIBIT B

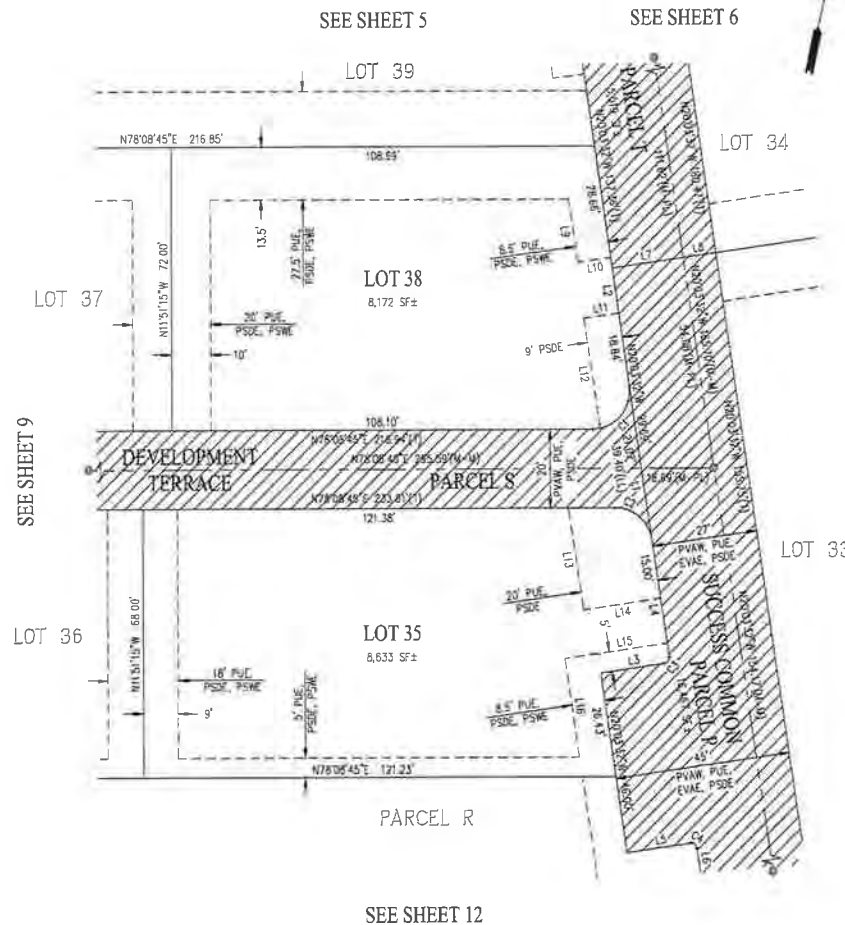
PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

CURVE TABLE		
NO	RADIUS	DELTA
C1	9.50'	98°12'17"
C2	9.50'	81°47'43"
C3	1.50'	90°00'00"
C4	1.50'	90°00'00"

LINE TABLE		
NO	BEARING	LENGTH
L1	N20°03'32"W	18.33'
L2	N20°03'32"W	61.78'
L3	N69°56'28"E	16.50'
L4	N20°03'32"W	29.95'
L5	N69°56'28"E	16.50'
L6	N20°03'32"W	5.00'
L7	N69°56'28"E	18.50'
L8	N69°56'28"E	8.50'
L9	N20°03'32"W	16.25'
L10	N69°56'28"E	8.50'
L11	N69°56'28"E	9.00'
L12	N20°03'32"W	28.33'
L13	N20°03'32"W	25.11'
L14	N69°56'28"E	20.00'
L15	N69°56'28"E	26.50'
L16	N20°03'32"W	25.16'

REFERENCES:

- (#) INDICATES REFERENCE NUMBER
- (1) TRACT 8253 (343 M 27)
- (2) PARCEL MAP 2897 (111 PM 25)
- (3) PARCEL MAP 6296 (205 PM 42)
- (4) PARCEL MAP 3527 (128 PM 85)
- (5) PARCEL MAP 1254 (80 PM 24)
- (6) PARCEL MAP 2668 (109 PM 8)
- (7) PARCEL MAP 1396 (83 PM 62)
- (8) RIGHT OF WAY RECORD MAP OF LOCAL IMPROVEMENT DISTRICT NO 7 (BK 51, PG 30)
- (9) PARCEL MAP 3563 (131 PM 26)
- (10) PARCEL MAP 4138 (141 PM 99)
- (11) GRANT DEED 2015115816
- (12) PARCEL MAP 4436 (159 PM 52)



TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253,
RECORDED IN BOOK 343 OF MAPS, AT PAGE 27
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CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA
SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°08'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
(R)	RADIAL
(LL)	LOT LINE / PARCEL LINE
(M-M)	MONUMENT TO MONUMENT
(M-PL)	MONUMENT TO PROPERTY LINE
(ML-BD)	MONUMENT LINE TO BOUNDARY LINE
	FOUND STANDARD STREET MONUMENT AS NOTED
	SET STANDARD CITY STREET MONUMENT, LS 7960
	SET 5/8" REBAR AND CAP, OR NAIL AND TAG, LS 7960
	STANDARD CITY MONUMENT SET PER (1)
	EMERGENCY VEHICLE ACCESS EASEMENT
	CALCULATED
	PRIVATE STORM DRAIN EASEMENT
	PUBLIC SERVICE EASEMENT
	PRIVATE SIDEWALK EASEMENT
	PUBLIC UTILITY EASEMENT
	PRIVATE VEHICLE ACCESSWAY
	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

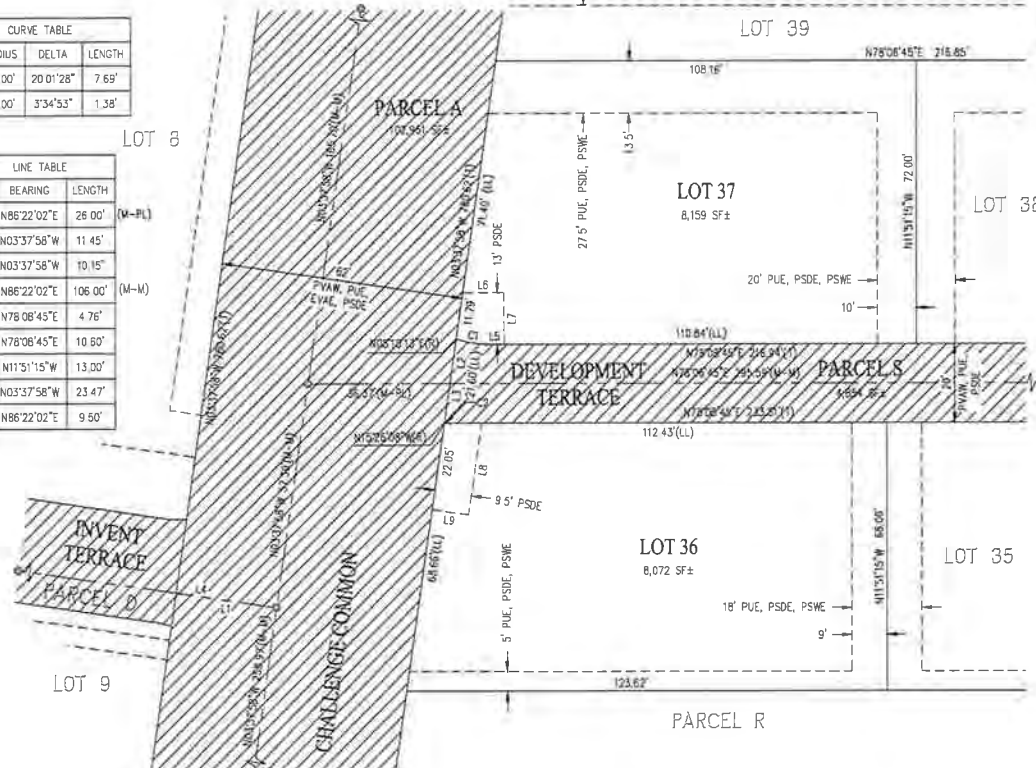
EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

CURVE TABLE			
NO	RADIUS	DELTA	LENGTH
C1	22.00'	20.01°28'	7.69'
C2	22.00'	3°34'53"	1.38'

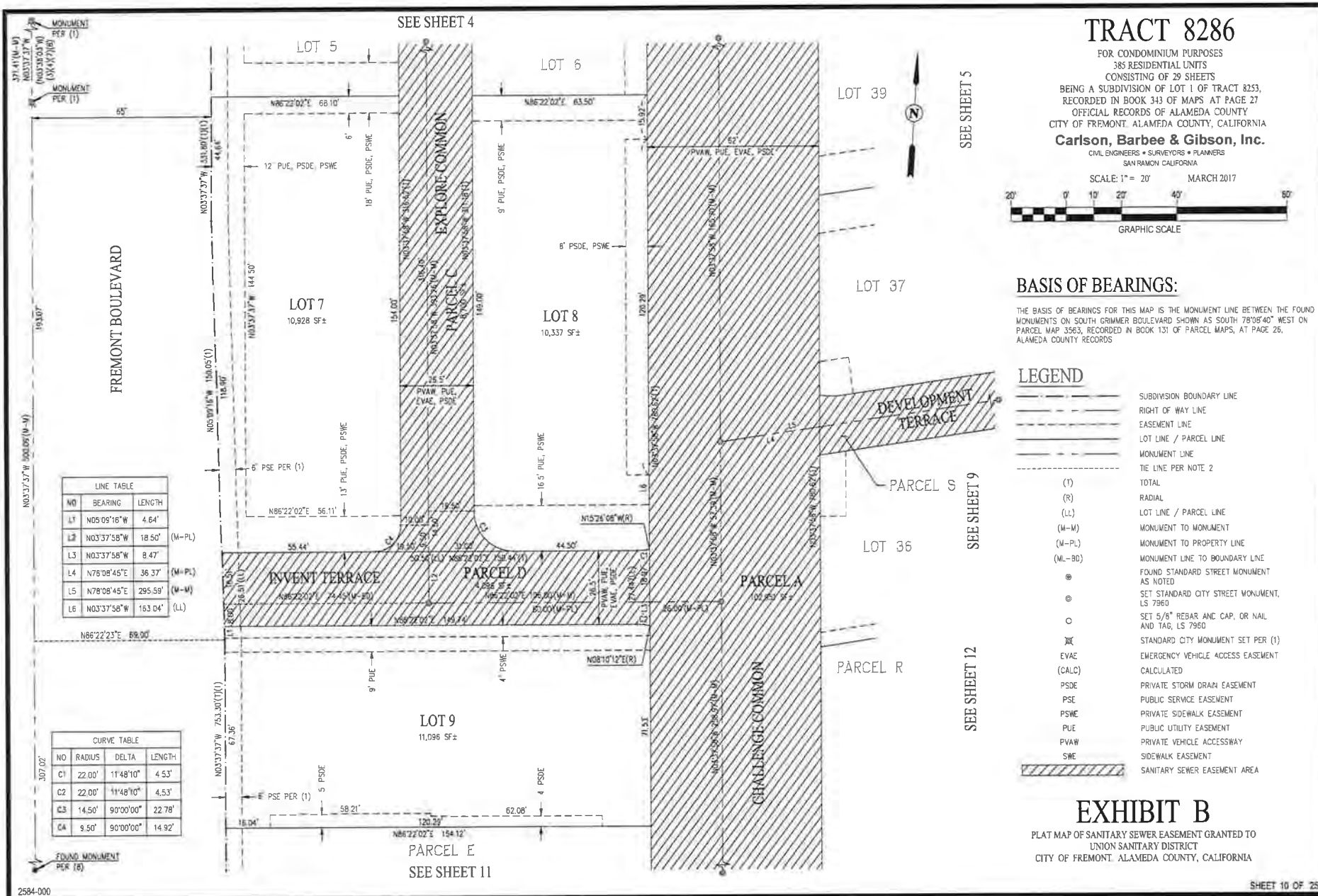
LINE TABLE		
NO	BEARING	LENGTH
L1	N86°22'02"E	26.00'
L2	N03°37'58"W	11.45'
L3	N03°37'58"W	10.15'
L4	N86°22'02"E	108.00'
L5	N78°08'45"E	4.76'
L6	N78°08'45"E	10.60'
L7	N11°51'15"W	13.00'
L8	N03°37'58"W	23.47'
L9	N86°22'02"E	9.50'

SEE SHEET 10



SEE SHEET 8

SEE SHEET 12



Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253,
RECORDED IN BOOK 343 OF MAPS, AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbée & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

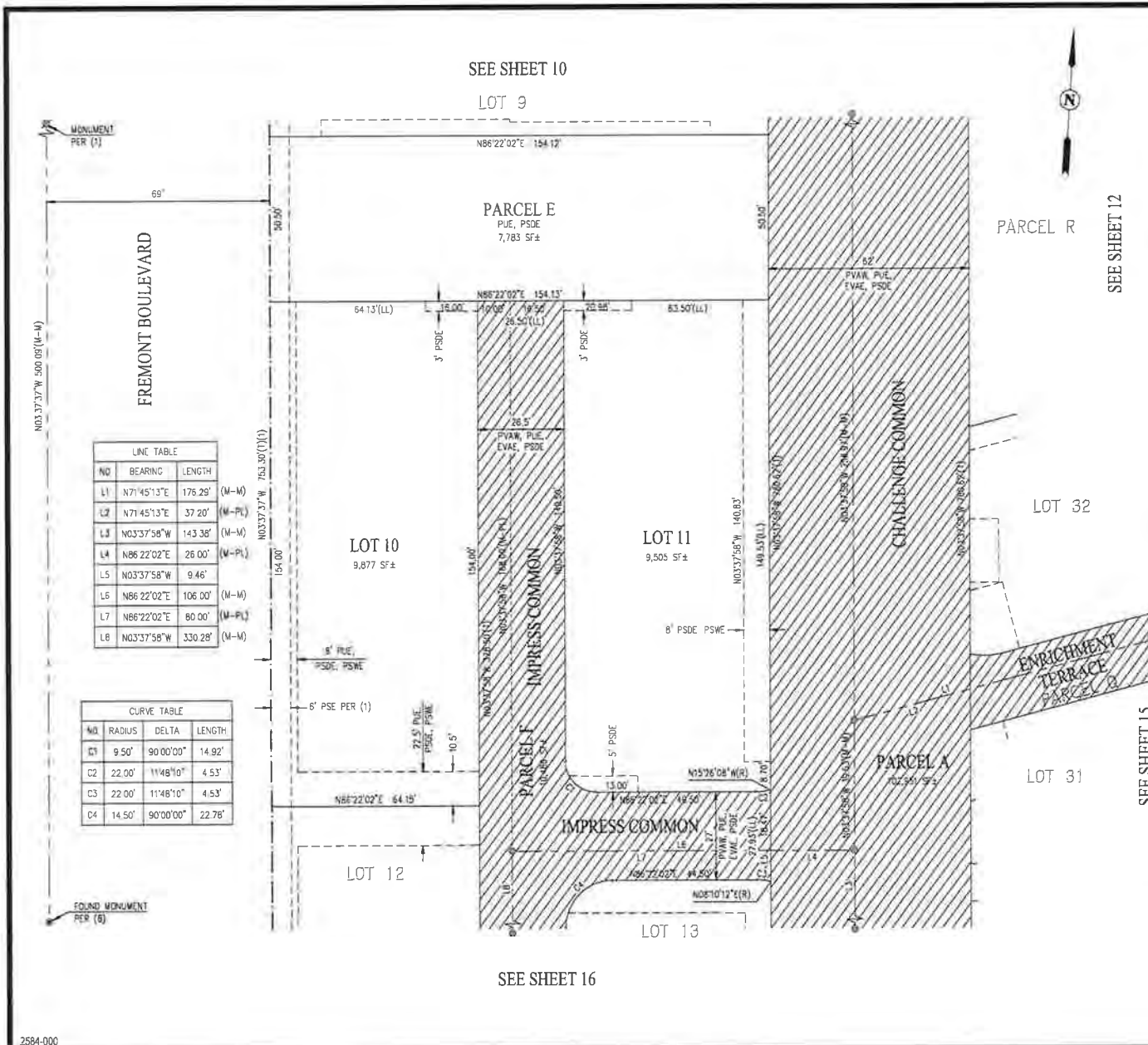
THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°08'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
(R)	RADIAL
(LL)	LOT LINE / PARCEL LINE
(M-M)	MONUMENT TO MONUMENT
(M-PL)	MONUMENT TO PROPERTY LINE
(ML-BO)	MONUMENT LINE TO BOUNDARY LINE
●	FOUND STANDARD STREET MONUMENT AS NOTED
○	SET STANDARD CITY STREET MONUMENT, LS 7960
○	SET 5/8" REBAR AND CAP, OR NAIL AND TAG, LS 7960
⊗	STANDARD CITY MONUMENT SET PER (1)
EVAE	EMERGENCY VEHICLE ACCESS EASEMENT
(CALC)	CALCULATED
PSDE	PRIVATE STORM DRAIN EASEMENT
PSE	PUBLIC SERVICE EASEMENT
PSWE	PRIVATE SIDEWALK EASEMENT
PUE	PUBLIC UTILITY EASEMENT
PVAW	PRIVATE VEHICLE ACCESSWAY
SWE	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA



2584-000

SHEET 11 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

CURVE TABLE			
NO	RADIUS	DELTA	LENGTH
C1	9.50'	58°33'04"	9.71'
C2	22.00'	14°28'39"	5.56'
C3	22.00'	17°11'05"	6.60'
C4	9.50'	58°33'04"	9.71'
C5	36.50'	11°06'09"	74.60'
C6	36.50'	105°11'22"	67.01'
C7	1.50'	90°00'00"	2.36'

CURVE TABLE			
NO	RADIUS	DELTA	LENGTH
CB	1.50'	90°00'00"	2.36'
CB	36.50'	13°44'05"	8.75'

LINE TABLE		
NO	BEARING	LENGTH
L1	N69°56'28"E	64.80' (T)
L2	N69°56'28"E	64.52' (T)
L3	N20°03'32"W	155.75' (T)
L4	N20°03'32"W	154.33' (T)
L5	N69°56'28"E	105.00' (M-M)
L6	N20°03'32"W	85.43' (M-M)
L7	N86°22'02"E	26.00' (M-PL)

LINE TABLE		
NO	BEARING	LENGTH
L8	N03°37'58"W	57.39' (M-M)
L9	N20°03'32"W	19.57' (T)
L10	N69°56'28"E	16.50'
L11	N20°03'32"W	5.00'
L12	N85°22'02"E	106.00' (M-M)
L13	N20°03'32"W	46.00'
L14	N69°56'28"E	16.50'

LINE TABLE		
NO	BEARING	LENGTH
L15	N20°03'32"W	99.69' (T)
L16	N28°27'48"W	3.51'



TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253,
RECORDED IN BOOK 343 OF MAPS AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 30' MARCH 2017



SEE SHEET 9

SEE SHEET 8

SEE SHEET 7

BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°08'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
(R)	RADIAL
(LL)	LOT LINE / PARCEL LINE
(M-M)	MONUMENT TO MONUMENT
(M-PL)	MONUMENT TO PROPERTY LINE
(ML-BD)	MONUMENT LINE TO BOUNDARY LINE
⊙	FOUND STANDARD STREET MONUMENT AS NOTED
⊙	SET STANDARD CITY STREET MONUMENT, LS 7960
⊙	SET 5/8" REBAR AND CAP, OR NAIL AND TAG, LS 7960
⊗	STANDARD CITY MONUMENT SET PER (1)
EVAE	EMERGENCY VEHICLE ACCESS EASEMENT
(CALC)	CALCULATED
PSDE	PRIVATE STORM DRAIN EASEMENT
PSE	PUBLIC SERVICE EASEMENT
PSME	PRIVATE SIDEWALK EASEMENT
PUE	PUBLIC UTILITY EASEMENT
PVAW	PRIVATE VEHICLE ACCESSWAY
SWE	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

2584-000

SHEET 12 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

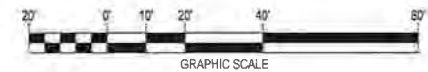
CURVE TABLE			
NO	RADIUS	DELTA	LENGTH
1	100.00'	180.00°	157.08'
2	100.00'	180.00°	157.08'

LINE TABLE		
NO	BEARING	LENGTH
L1	N61°32'12"E	172.47' (M-V)
L2	N61°32'12"E	18.70' (M-PL)
L3	N69°56'28"E	16.50'
L4	N20°03'32"W	5.00'
L5	N20°03'32"W	0.21'
L6	N69°57'17"E	9.22'
L7	N20°03'32"W	6.71'

TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253,
RECORDED IN BOOK 343 OF MAPS, AT PAGE 27
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CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°08'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

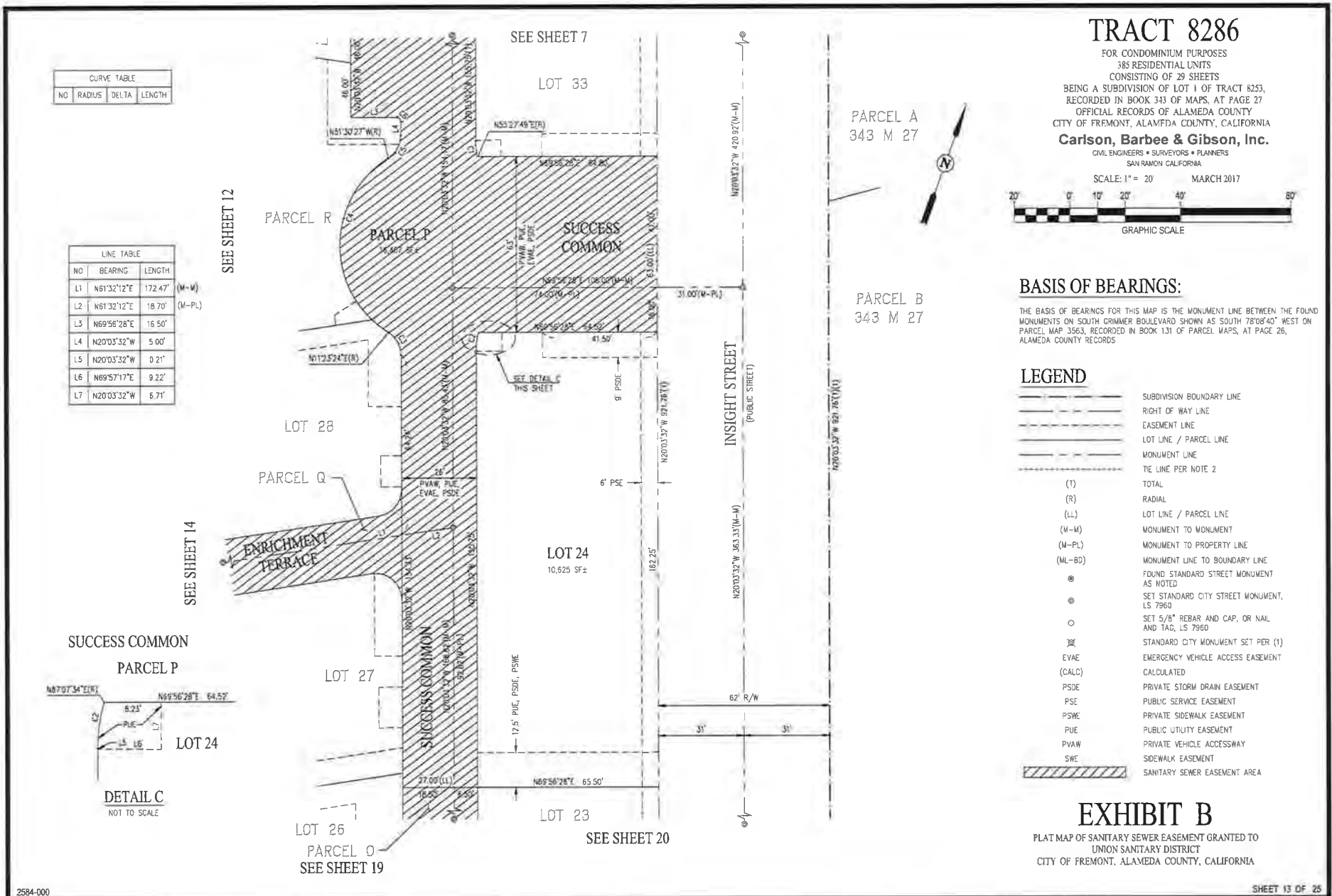
LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
(R)	RADIAL
(LL)	LOT LINE / PARCEL LINE
(V-M)	MONUMENT TO MONUMENT
(M-PL)	MONUMENT TO PROPERTY LINE
(ML-BD)	MONUMENT LINE TO BOUNDARY LINE
●	FOUND STANDARD STREET MONUMENT AS NOTED
○	SET STANDARD CITY STREET MONUMENT, LS 7960
⊙	SET 5/8" REBAR AND CAP, OR NAIL AND TAG, LS 7960
⊗	STANDARD CITY MONUMENT SET PER (1)
EVAE	EMERGENCY VEHICLE ACCESS EASEMENT
(CALC)	CALCULATED
PSDE	PRIVATE STORM DRAIN EASEMENT
PSE	PUBLIC SERVICE EASEMENT
PSME	PRIVATE SIDEWALK EASEMENT
PUE	PUBLIC UTILITY EASEMENT
PVAW	PRIVATE VEHICLE ACCESSWAY
SWE	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

SHEET 13 OF 25



Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253
RECORDED IN BOOK 343 OF MAPS AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON CALIFORNIA
SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

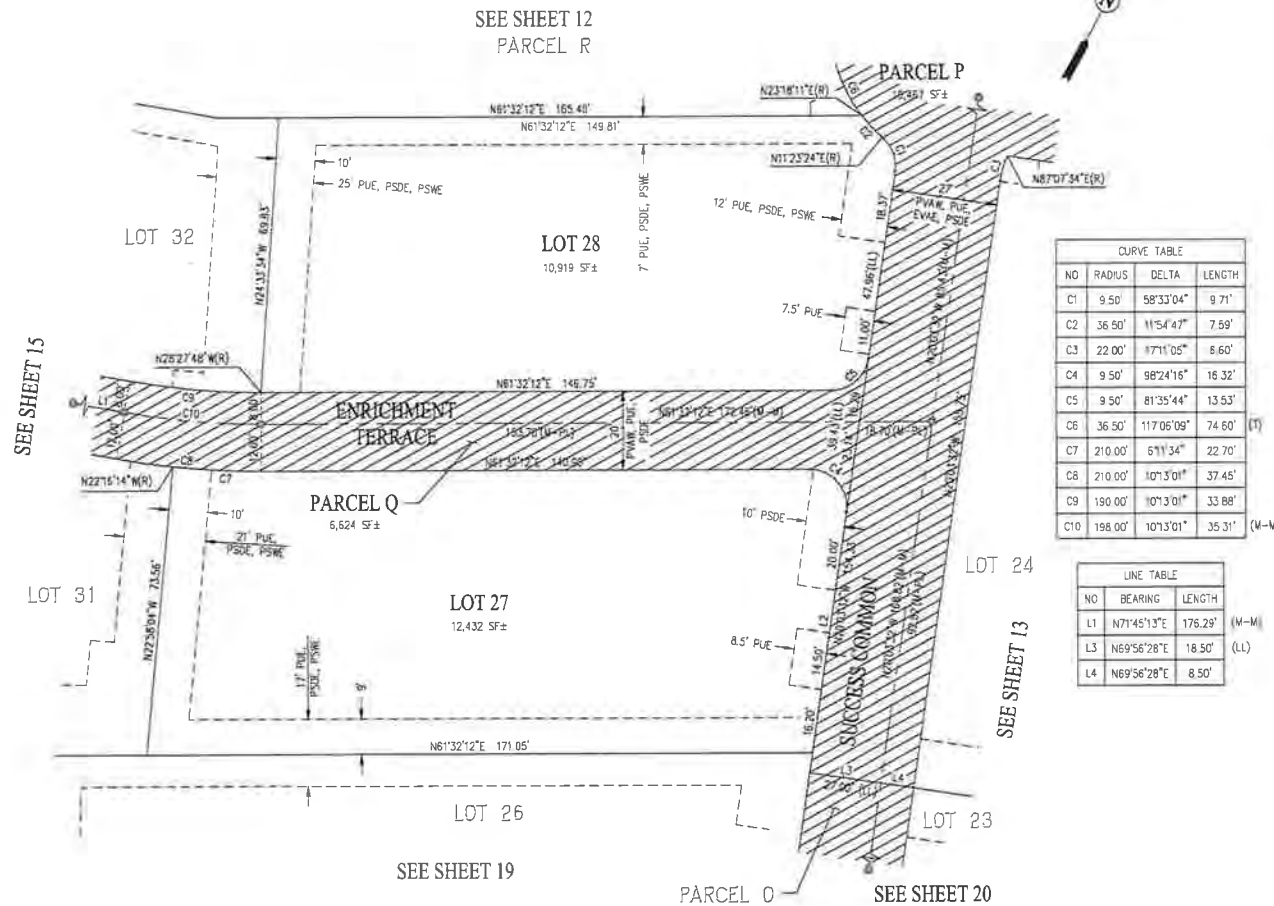
THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°08'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
(R)	RADIAL
(LL)	LOT LINE / PARCEL LINE
(M-M)	MONUMENT TO MONUMENT
(M-PL)	MONUMENT TO PROPERTY LINE
(ML-BO)	MONUMENT LINE TO BOUNDARY LINE
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⊙	SET STANDARD CITY STREET MONUMENT, LS 7960
○	SET 5/8" REBAR AND CAP, OR NAIL AND TAG, LS 7960
⊠	STANDARD CITY MONUMENT SET PER (1)
EVAE	EMERGENCY VEHICLE ACCESS EASEMENT
(CALC)	CALCULATED
PSDE	PRIVATE STORM DRAIN EASEMENT
PSE	PUBLIC SERVICE EASEMENT
PSWE	PRIVATE SIDEWALK EASEMENT
PUE	PUBLIC UTILITY EASEMENT
PVAW	PRIVATE VEHICLE ACCESSWAY
SWE	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA



CURVE TABLE			
NO	RADIUS	DELTA	LENGTH
C1	9.50'	58°33'04"	9.71'
C2	36.50'	11°54'47"	7.59'
C3	22.00'	17°11'05"	6.60'
C4	9.50'	98°24'16"	16.32'
C5	9.50'	81°35'44"	13.53'
C6	36.50'	117°06'09"	74.60' (T)
C7	210.00'	6°11'34"	22.70'
C8	210.00'	10°13'01"	37.45'
C9	190.00'	10°13'01"	33.88'
C10	198.00'	10°13'01"	35.31'

LINE TABLE		
NO	BEARING	LENGTH
L1	N71°45'13"E	176.29' (M-M)
L3	N69°56'28"E	18.50' (LL)
L4	N69°56'28"E	8.50'

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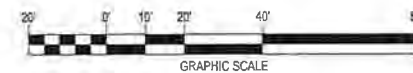
SHEET 14 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253,
RECORDED IN BOOK 343 OF MAPS AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

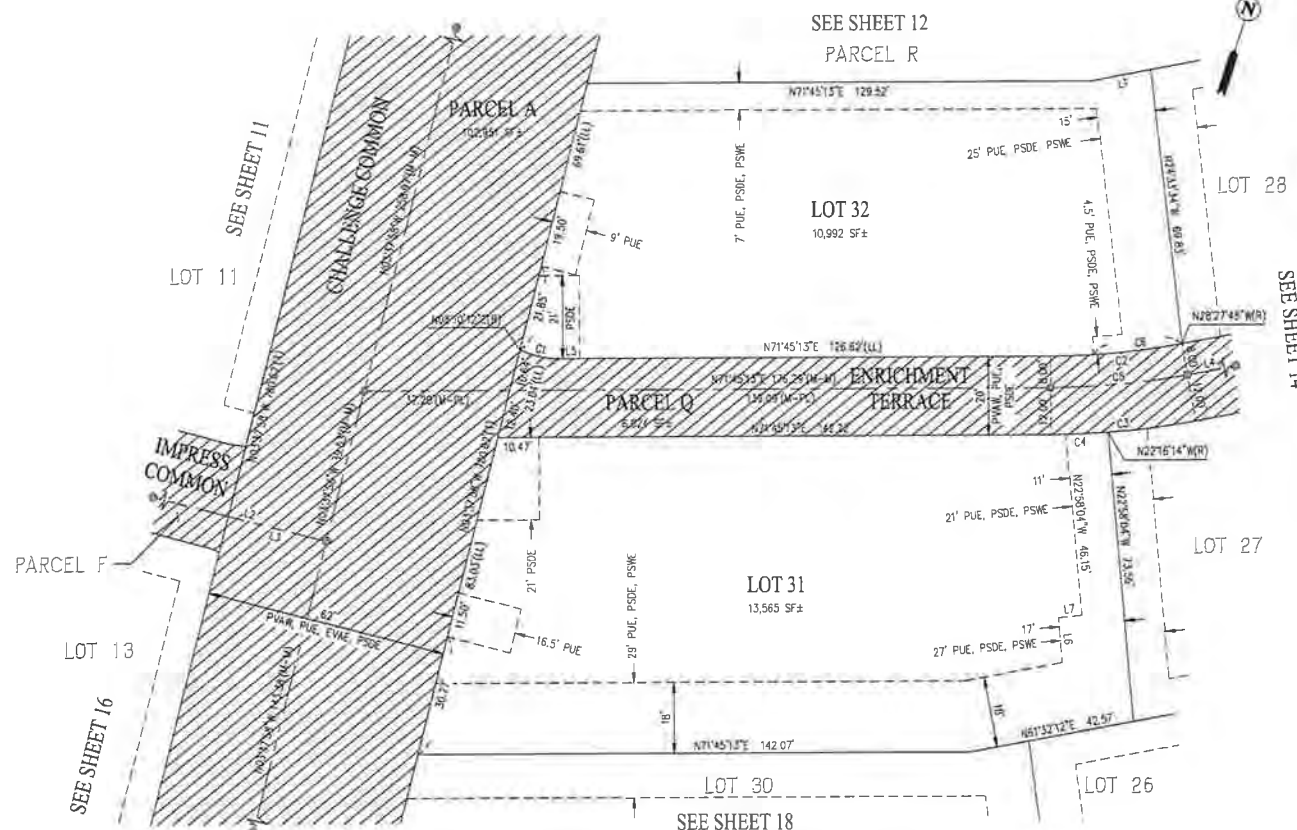
THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°09'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
(R)	RADIAL
(LL)	LOT LINE / PARCEL LINE
(M-M)	MONUMENT TO MONUMENT
(M-PL)	MONUMENT TO PROPERTY LINE
(ML-BD)	MONUMENT LINE TO BOUNDARY LINE
	FOUND STANDARD STREET MONUMENT AS NOTED
	SET STANDARD CITY STREET MONUMENT, LS 7960
	SET 5/8" REBAR AND CAP, OR NAIL AND TAG, LS 7960
	STANDARD CITY MONUMENT SET PER (1)
	EVAE
(CALC)	CALCULATED
PSDE	PRIVATE STORM DRAIN EASEMENT
PSE	PUBLIC SERVICE EASEMENT
PSWE	PRIVATE SIDEWALK EASEMENT
PUE	PUBLIC UTILITY EASEMENT
PVAW	PRIVATE VEHICLE ACCESSWAY
SWE	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA



NO	BEARING	LENGTH
L1	N61°32'12"E	15.59'
L2	N86°22'02"E	106.00' (M-V)
L3	N86°22'02"E	26.00' (M-PL)
L4	N61°32'12"E	172.47' (M-V)
L5	N71°45'13"E	5.46'
L6	N22°58'04"W	11.39'
L7	N67°01'56"E	6.00'

NO	RADIUS	DELTA	LENGTH
C1	22.00'	26°24'58"	10.14' (LL)
C2	190.00'	10°13'01"	33.88'
C3	210.00'	10°13'01"	37.45'
C4	210.00'	4°01'27"	14.75'
C5	198.00'	10°13'01"	35.31' (M-V)
C6	190.00'	10°13'01"	33.88'

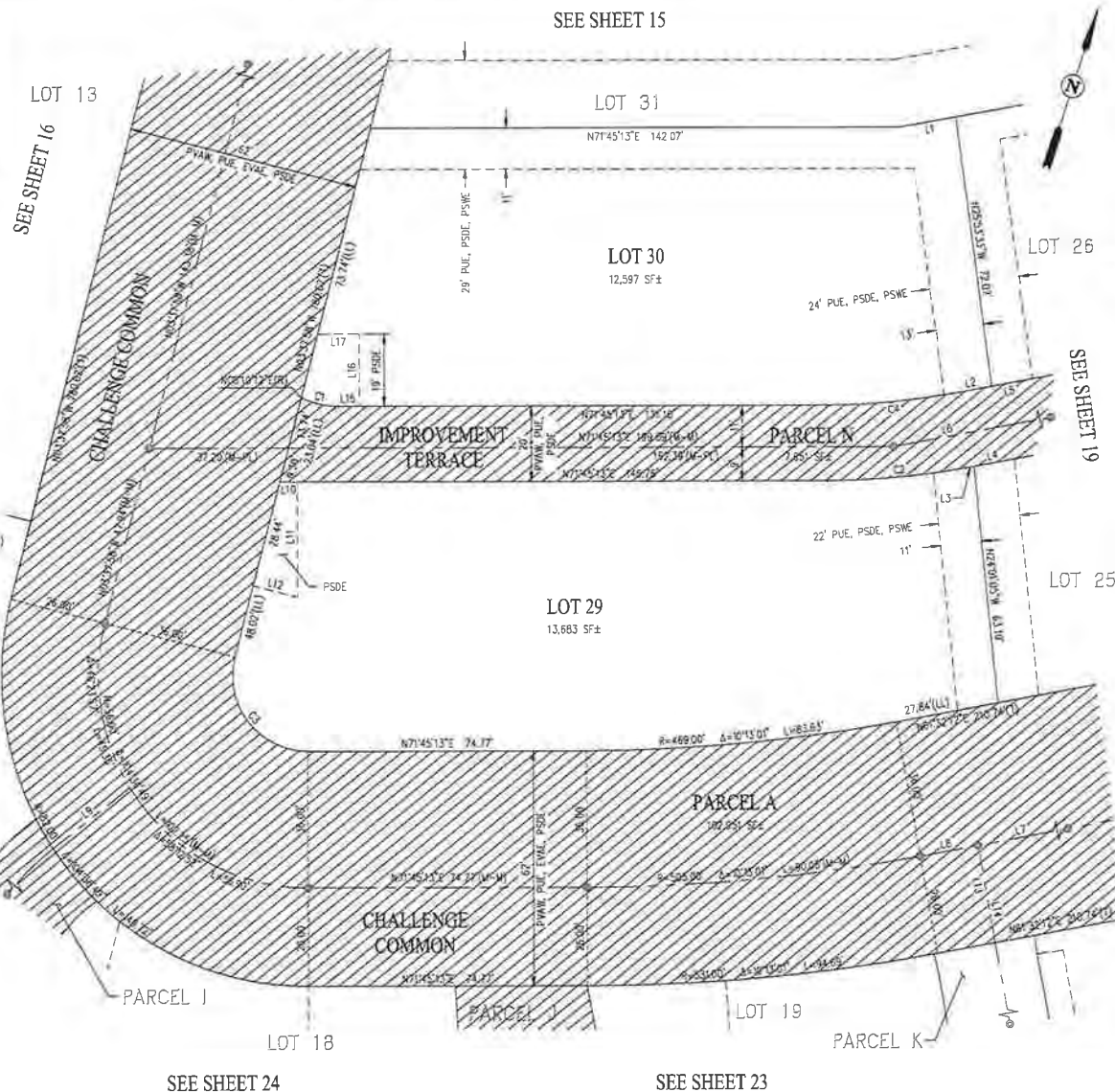
2584-000

SHEET 15 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

CURVE TABLE			
NO	RADIUS	DELTA	LENGTH
C1	22.00'	26°24'59"	10.14'
C2	210.00'	10°13'01"	37.45'
C3	20.00'	104°36'49"	36.52'
C4	190.00'	10°13'01"	33.88'

LINE TABLE		
NO	BEARING	LENGTH
L1	N61°32'12"E	15.18'
L2	N61°32'12"E	10.71'
L3	N61°32'12"E	2.26'
L4	N61°32'12"E	187.79'
L5	N61°32'12"E	193.63'
L6	N61°32'12"E	236.80'
L7	N61°32'12"E	175.31'
L8	N61°32'12"E	15.80'
L9	N34°03'38"E	26.09'
L10	N71°45'13"E	4.66'
L11	N16°14'47"W	30.61'
L12	N86°22'02"E	12.23'
L13	N28°27'48"W	26.00'
L14	N28°27'48"W	101.50'
L15	N71°45'13"E	5.69'
L16	N16°14'47"W	19.00'
L17	N71°45'13"E	11.12'



TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253,
RECORDED IN BOOK 343 OF MAPS AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°08'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
(R)	RADIAL
(LL)	LOT LINE / PARCEL LINE
(M-M)	MONUMENT TO MONUMENT
(M-PL)	MONUMENT TO PROPERTY LINE
(ML-BD)	MONUMENT LINE TO BOUNDARY LINE
●	FOUND STANDARD STREET MONUMENT AS NOTED
⊙	SET STANDARD CITY STREET MONUMENT, LS 7960
⊙	SET 5/8" REBAR AND CAP, OR NAIL AND TAG, LS 7960
⊙	STANDARD CITY MONUMENT SET PER (1)
⊙	EMERGENCY VEHICLE ACCESS EASEMENT
(CALC)	CALCULATED
PSDE	PRIVATE STORM DRAIN EASEMENT
PSE	PUBLIC SERVICE EASEMENT
PSWE	PRIVATE SIDEWALK EASEMENT
PUE	PUBLIC UTILITY EASEMENT
PVAW	PRIVATE VEHICLE ACCESSWAY
SWE	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

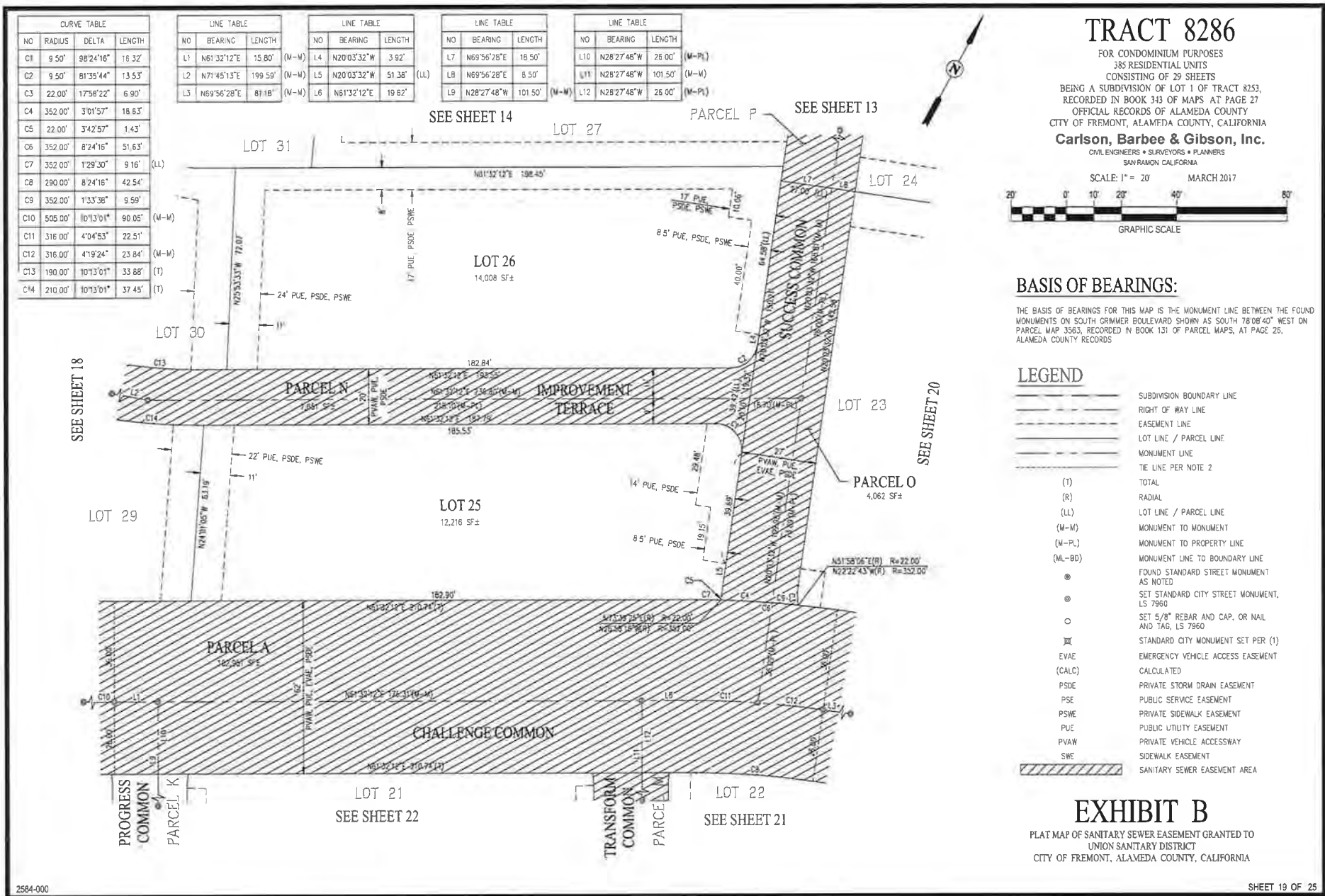
EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

2584-000

SHEET 18 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587



Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253
RECORDED IN BOOK 343 OF MAPS, AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

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LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
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EVAE	EMERGENCY VEHICLE ACCESS EASEMENT
(CALC)	CALCULATED
PSDE	PRIVATE STORM DRAIN EASEMENT
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PSWE	PRIVATE SIDEWALK EASEMENT
PUE	PUBLIC UTILITY EASEMENT
PVAW	PRIVATE VEHICLE ACCESSWAY
SWC	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

LINE TABLE		
NO	BEARING	LENGTH
L1	N69°56'28"E	18.50'
L2	N69°56'28"E	8.50'
L3	N20°03'32"W	76.00' (M-PL)
L4	N20°03'32"W	168.81' (M-M)
L5	N61°32'12"E	18.70' (M-PL)
L6	N61°32'12"E	236.80' (M-M)
L7	N61°32'12"E	19.62'
L8	N28°27'48"W	26.00' (M-PL)
L9	N28°27'48"W	101.50' (M-M)

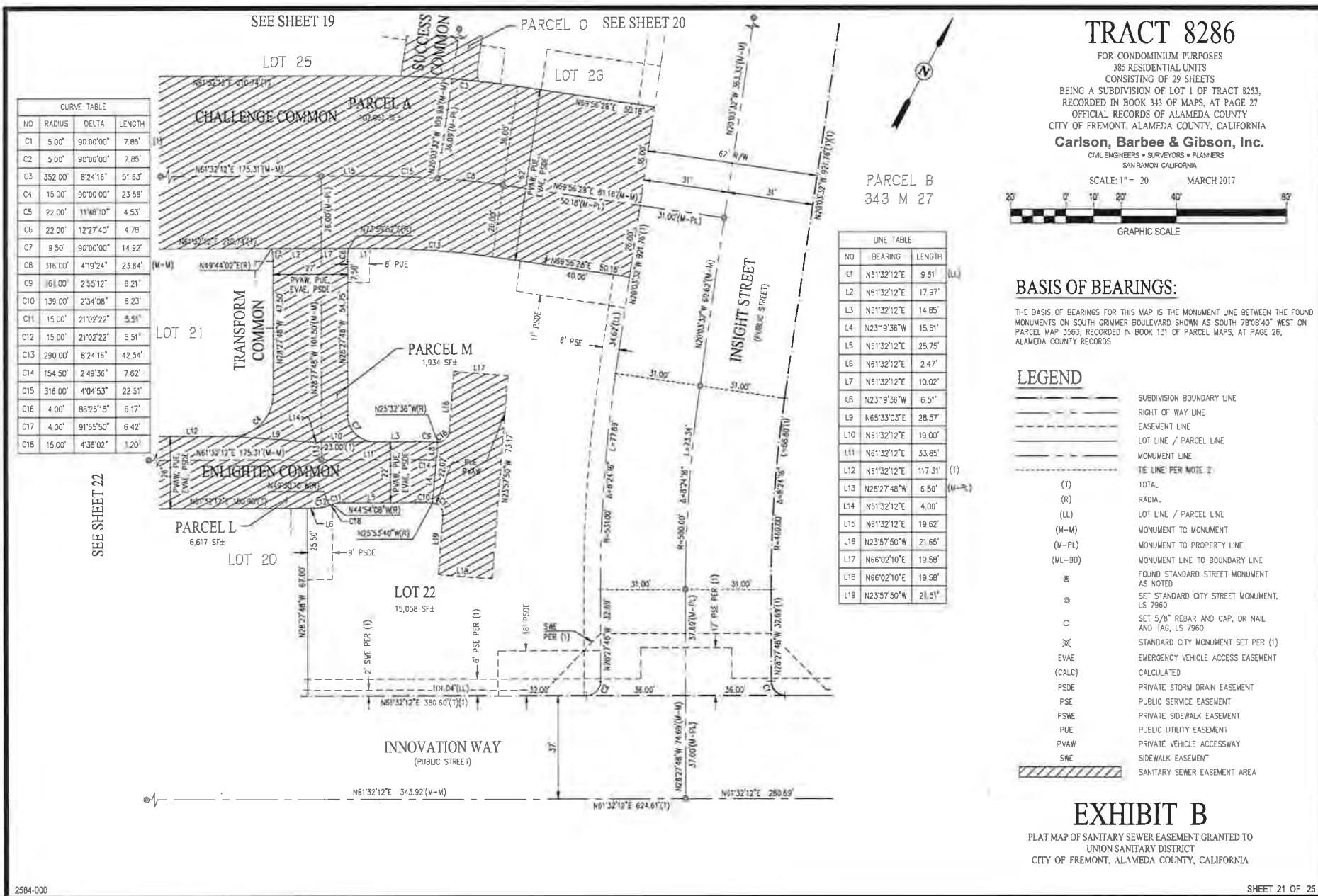
CURVE TABLE		
NO	RADIUS	DELTA
C1	22.00'	3°42'57"
C2	352.00'	3°01'57"
C3	22.00'	17°58'22"
C4	352.00'	2°19'31"
C5	352.00'	8°24'16"
C6	290.00'	8°24'16"
C7	352.00'	1°33'38"
C8	316.00'	4°04'53"
C9	316.00'	4°19'24"
C10	500.00'	8°24'16"

SEE SHEET 19

SEE SHEET 13

SEE SHEET 21

PARCEL B
343 M 27

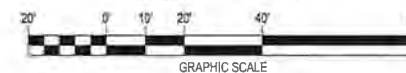


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TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253
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CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°08'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
(R)	RADIAL
(LL)	LOT LINE / PARCEL LINE
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SWE	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

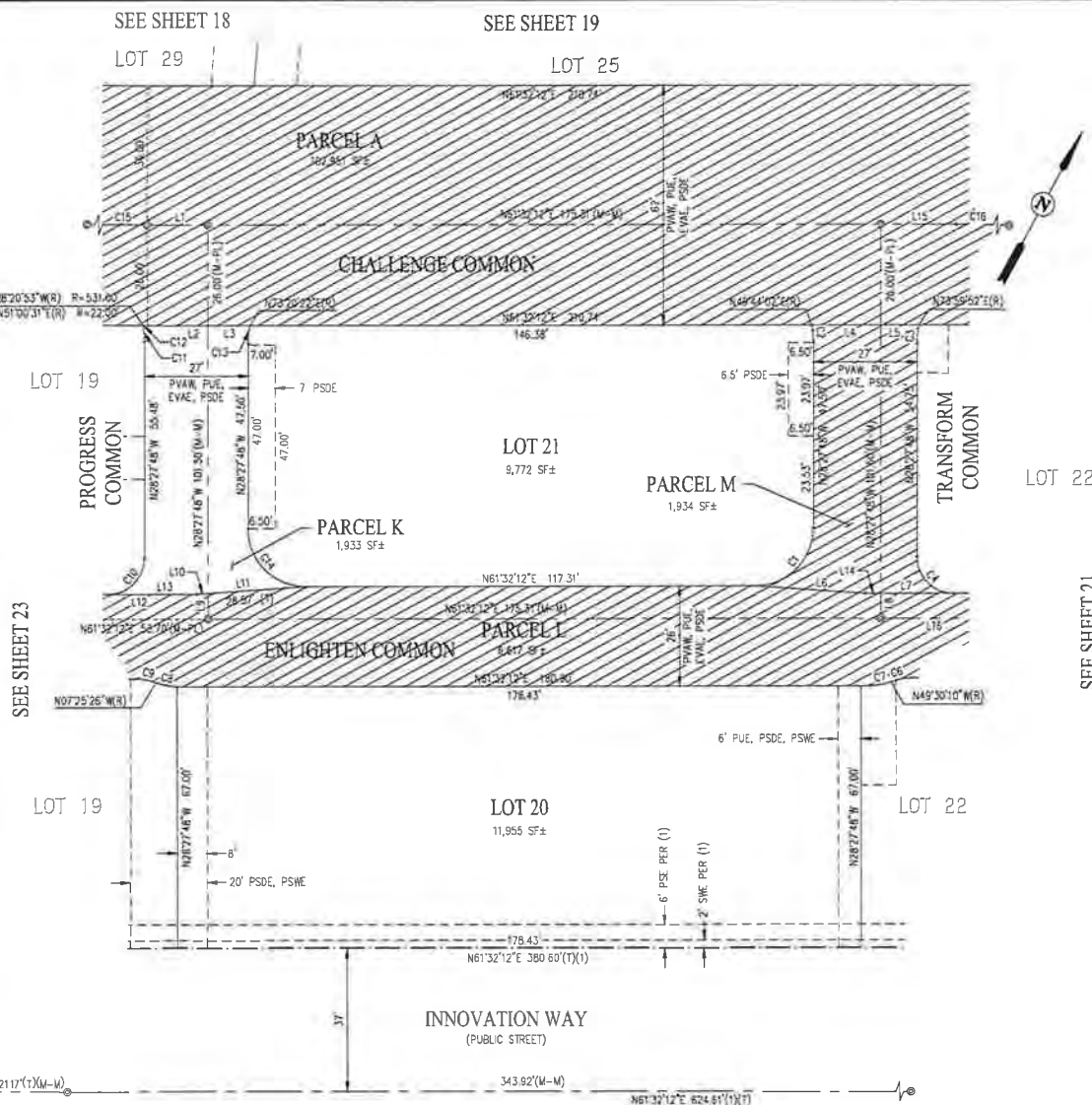
EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

NO	BEARING	LENGTH	
L1	N61°32'12"E	15.80'	(M-M)
L2	N61°32'12"E	15.80'	
L3	N61°32'12"E	10.97'	
L4	N61°32'12"E	17.97'	
L5	N61°32'12"E	10.02'	
L6	N65°33'03"E	28.57'	
L7	N61°32'12"E	19.00'	
L8	N28°27'48"W	5.50'	(M-PL)
L9	N28°27'48"W	5.71'	(M-PL)
L10	N57°31'21"E	3.01'	
L11	N57°31'21"E	25.56'	
L12	N61°32'12"E	50.70'	(T)
L13	N61°32'12"E	23.00'	
L14	N61°32'12"E	4.00'	
L15	N61°32'12"E	19.62'	
L16	N61°32'12"E	33.85'	

CURVE TABLE			
NO	RADIUS	DELTA	LENGTH
C1	15.00'	90°00'00"	23.56'
C2	22.00'	11°48'10"	4.53'
C3	22.00'	12°27'40"	4.78'
C4	9.50'	90°00'00"	14.92'
C6	15.00'	21°02'22"	5.51'
C7	15.00'	21°02'22"	5.51'
C8	15.00'	21°02'22"	5.51'
C9	15.00'	21°02'22"	5.51'
C10	9.50'	90°00'00"	14.92'
C11	22.00'	10°31'41"	4.04'
C12	531.00'	0°06'55"	1.07"
C13	22.00'	11°48'10"	4.53'
C14	15.00'	90°00'00"	23.56'
C15	505.00'	107°13'01"	90.03'
C16	316.00'	4°04'53"	22.51'

(M-M) (T)



2584-000

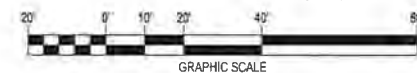
SHEET 22 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253
RECORDED IN BOOK 343 OF MAPS AT PAGE 27
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CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
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CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS MAP IS THE MONUMENT LINE BETWEEN THE FOUND MONUMENTS ON SOUTH GRIMMER BOULEVARD SHOWN AS SOUTH 78°08'40" WEST ON PARCEL MAP 3563, RECORDED IN BOOK 131 OF PARCEL MAPS, AT PAGE 26, ALAMEDA COUNTY RECORDS

LEGEND

	SUBDIVISION BOUNDARY LINE
	RIGHT OF WAY LINE
	EASEMENT LINE
	LOT LINE / PARCEL LINE
	MONUMENT LINE
	TIE LINE PER NOTE 2
(T)	TOTAL
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(LL)	LOT LINE / PARCEL LINE
(M-M)	MONUMENT TO MONUMENT
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⊕	EMERGENCY VEHICLE ACCESS EASEMENT
(CALC)	CALCULATED
	PRIVATE STORM DRAIN EASEMENT
PSDE	PUBLIC SERVICE EASEMENT
PSE	PRIVATE SIDEWALK EASEMENT
PSWE	PUBLIC UTILITY EASEMENT
PUE	PRIVATE VEHICLE ACCESSWAY
PVAV	SIDEWALK EASEMENT
SWE	SANITARY SEWER EASEMENT AREA

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

SEE SHEET 18

LOT 29

LOT 25

LINE NO	BEARING	LENGTH
L1	N61°32'12"E	10.97'
L2	N61°32'12"E	15.80'
L3	N61°32'12"E	15.80'
L4	N61°32'12"E	19.58'
L5	N28°27'48"W	21.58'
L6	N28°27'48"W	6.50'
L7	N61°32'12"E	34.67'
L8	N28°27'48"W	6.71'
L9	N28°27'48"W	21.58'
L10	N57°31'21"E	25.56'
L11	N71°45'13"E	74.77'
L12	N61°32'12"E	19.58'
L13	N28°27'48"W	15.50'
L14	N57°31'21"E	3.01'

(M-M)

(M-PL)

(M-M)

LOT 18

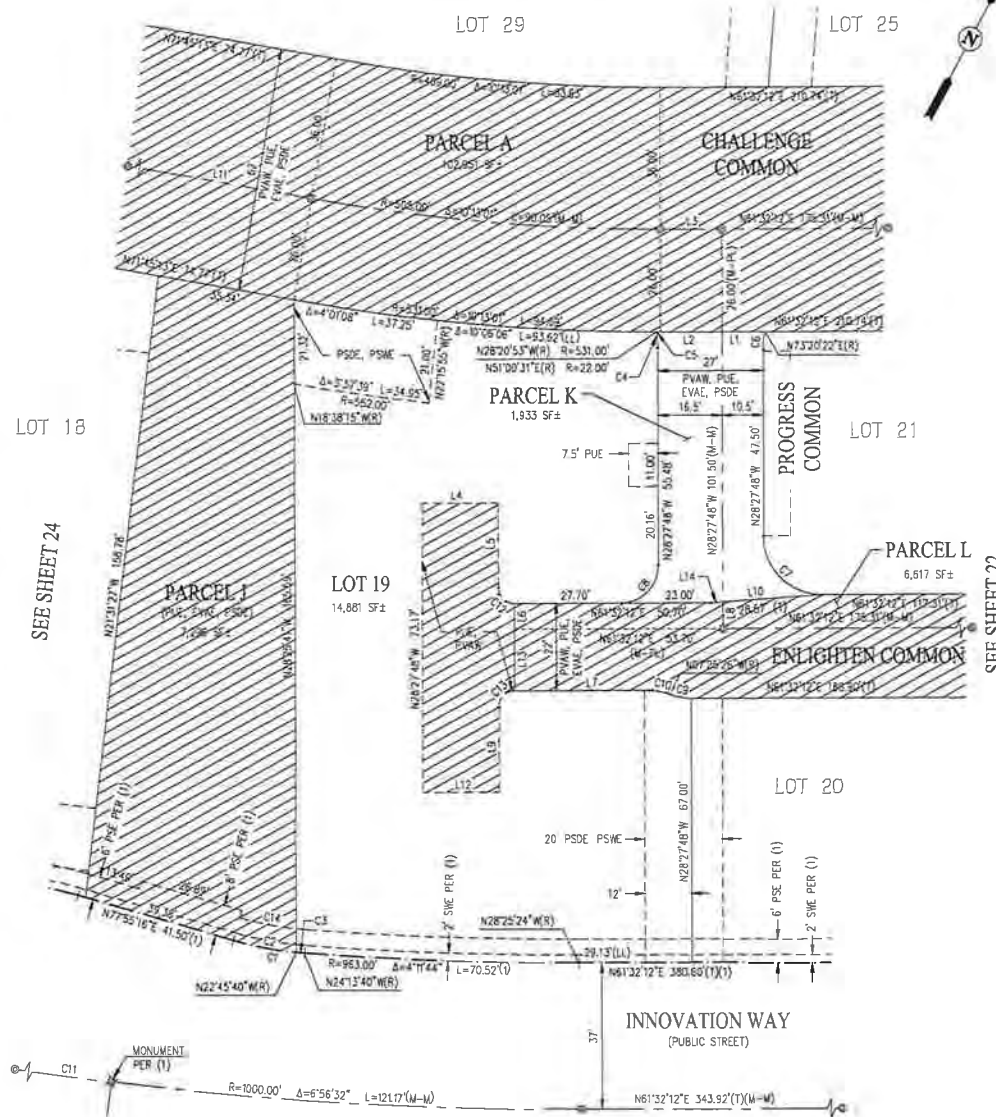
CURVE NO	RADIUS	DELTA	LENGTH
C1	88.00'	120°8'56"	16.66'
C2	88.00'	10°40'56"	16.41'
C3	88.00'	11°28'00"	2.25'
C4	22.00'	10°31'41"	4.04'
C5	531.00'	0°06'55"	1.07'
C6	22.00'	11°48'10"	4.53'
C7	15.00'	90°00'00"	23.56'
C8	9.50'	90°00'00"	14.92'
C9	15.00'	21°02'22"	5.51'
C10	15.00'	21°02'22"	5.51'
C11	1000.00'	91°5'15"	181.51'
C12	4.00'	90°00'00"	6.28'
C13	4.00'	90°00'00"	6.28'
C14	82.00'	10°15'59"	14.69'

(1)

(LL)

(M-M)

SEE SHEET 24



SEE SHEET 22

2684-000

SHEET 23 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

LINE TABLE		
NO	BEARING	LENGTH
L1	N21°31'27"W	22.00'
L2	N68°28'33"E	6.22'
L3	N21°31'27"W	14.00'
L4	N68°28'33"E	6.22'
L5	N77°44'03"E	1.53'
L6	N34°03'38"E	2.65'
L7	N34°03'38"E	2.23'
L8	N21°31'27"W	8.00'
L9	N68°28'33"E	6.22'
L10	N77°44'03"E	42.07'
L11	N03°37'58"W	8.67'
L12	N86°22'02"E	15.50'
L13	N03°37'58"W	37.00'
L14	N86°22'02"E	15.50'
L15	N03°37'58"W	1.93'

LINE TABLE		
NO	BEARING	LENGTH
L16	N34°03'38"E	1.51'
L17	N34°03'38"E	26.08'
L18	N03°37'58"W	16.24'
L19	N78°28'11"E	34.40'
L20	N78°28'11"E	4.54'
L21	N77°44'03"E	24.71'
L22	N77°44'03"E	22.51'
L23	N21°31'27"W	6.79'
L24	N03°37'58"W	25.71'
L25	N21°31'27"W	22.08'
L26	N68°28'33"E	19.58'
L27	N68°28'33"E	19.58'
L28	N21°31'27"W	21.08'
L29	N77°44'03"E	10.11'
L30	N77°55'16"E	2.12'

CURVE TABLE			
NO	RADIUS	DELTA	LENGTH
C1	112.00'	74°15'52"	15.05'
C2	15.50'	23°34'27"	6.38'
C3	14.50'	23°12'08"	5.87'
C4	161.00'	6°53'12"	24.97'
C5	139.00'	9°15'30"	22.46'
C6	15.00'	21°02'22"	5.51'
C7	15.00'	21°02'22"	5.51'
C8	9.50'	98°37'59"	16.35'
C9	29.50'	81°22'01"	41.89'
C10	66.50'	37°41'36"	43.75'
C11	82.00'	6°20'30"	9.08'
C12	39.50'	37°41'36"	25.99'
C13	82.00'	12°36'45"	18.05'
C14	1.50'	90°00'00"	2.36'
C15	1.50'	90°00'00"	2.35'
C16	57.50'	37°41'36"	37.83'
C17	46.00'	98°37'59"	79.19'
C18	153.00'	9°15'30"	24.72'
C19	4.00'	90°00'00"	6.28'
C20	4.00'	90°00'00"	6.28'
C21	82.00'	5°45'42"	9.33'
C22	82.00'	18°57'15"	27.13'

SEE SHEET 18

TRACT 8286

FOR CONDOMINIUM PURPOSES
385 RESIDENTIAL UNITS
CONSISTING OF 29 SHEETS
BEING A SUBDIVISION OF LOT 1 OF TRACT 8253
RECORDED IN BOOK 343 OF MAPS, AT PAGE 27
OFFICIAL RECORDS OF ALAMEDA COUNTY
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA
Carlson, Barbee & Gibson, Inc.
CIVIL ENGINEERS • SURVEYORS • PLANNERS
SAN RAMON, CALIFORNIA

SCALE: 1" = 20' MARCH 2017



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EVAE	EMERGENCY VEHICLE ACCESS EASEMENT
(CALC)	CALCULATED
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PSWE	PRIVATE SIDEWALK EASEMENT
PUE	PUBLIC UTILITY EASEMENT
PVAW	PRIVATE VEHICLE ACCESSWAY
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EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA

2584-000

SHEET 24 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

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SAN RAMON, CALIFORNIA
SCALE: 1" = 20' MARCH 2017



BASIS OF BEARINGS:

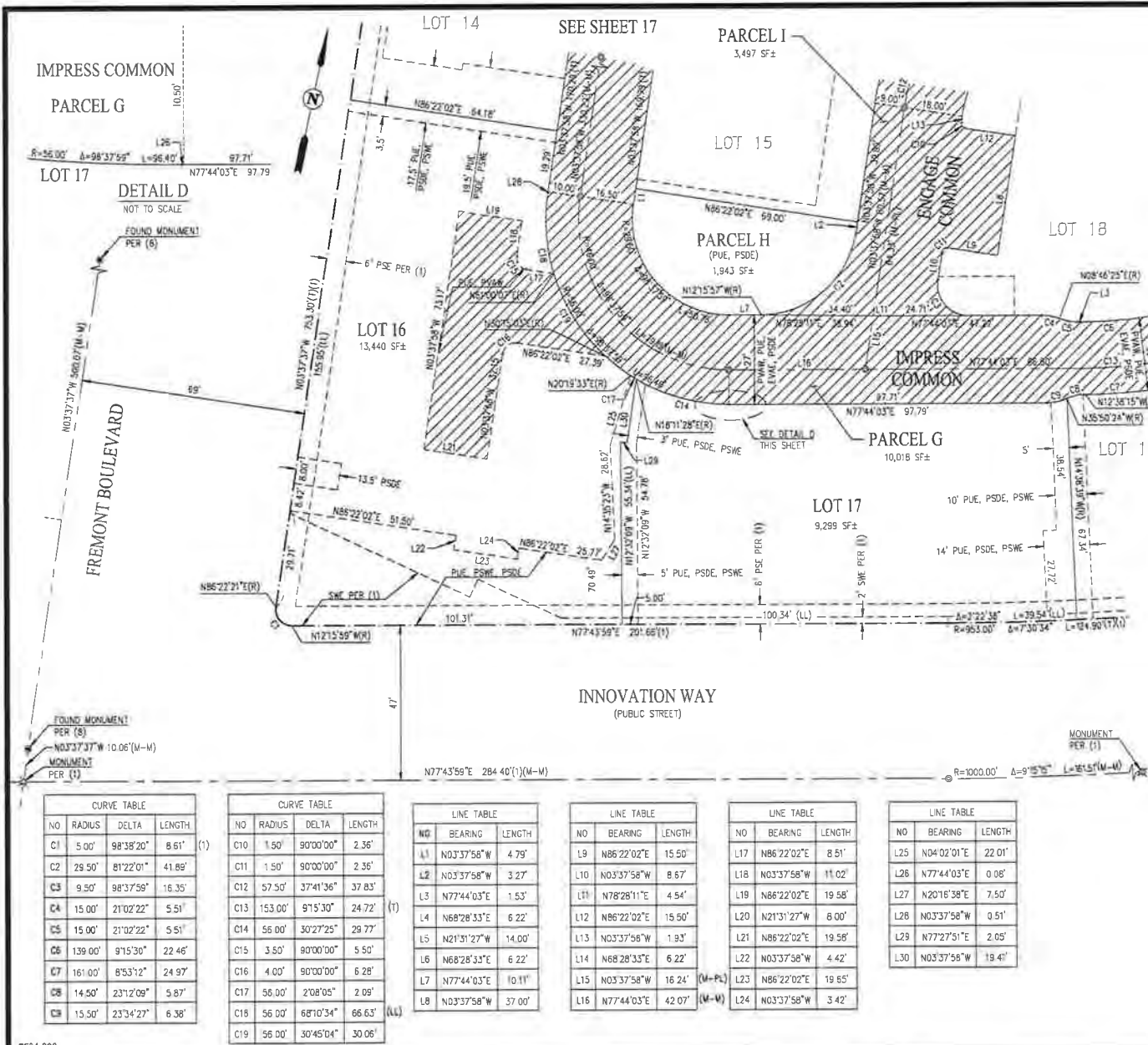
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	PRIVATE STORM DRAIN EASEMENT
PSD	PUBLIC SERVICE EASEMENT
PSW	PRIVATE SIDEWALK EASEMENT
PUE	PUBLIC UTILITY EASEMENT
PVAW	PRIVATE VEHICLE ACCESSWAY
SWE	SIDEWALK EASEMENT
	SANITARY SEWER EASEMENT AREA

EXHIBIT B

PLAT MAP OF SANITARY SEWER EASEMENT GRANTED TO
UNION SANITARY DISTRICT
CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA



NO	RADIUS	DELTA	LENGTH
C1	5.00'	98°38'20"	8.61'
C2	29.50'	81°22'01"	41.89'
C3	9.50'	98°37'59"	16.35'
C4	15.00'	21°02'22"	5.51'
C5	15.00'	21°02'22"	5.51'
C6	139.00'	91°53'30"	22.46'
C7	161.00'	8°53'12"	24.97'
C8	14.50'	23°12'09"	5.87'
C9	15.50'	23°34'27"	6.38'

NO	RADIUS	DELTA	LENGTH
C10	1.50'	90°00'00"	2.36'
C11	1.50'	90°00'00"	2.36'
C12	57.50'	37°41'36"	37.83'
C13	153.00'	91°53'30"	24.72'
C14	56.00'	30°27'25"	29.77'
C15	3.50'	90°00'00"	5.50'
C16	4.00'	90°00'00"	6.28'
C17	55.00'	2°08'05"	2.09'
C18	56.00'	68°10'34"	66.63'
C19	56.00'	30°45'04"	30.06'

NO	BEARING	LENGTH
L1	N03°37'58"W	4.79'
L2	N03°37'58"W	3.27'
L3	N77°44'03"E	1.53'
L4	N68°28'33"E	6.22'
L5	N21°31'27"W	14.00'
L6	N68°28'33"E	6.22'
L7	N77°44'03"E	10.11'
L8	N03°37'58"W	37.00'

NO	BEARING	LENGTH
L9	N86°22'02"E	15.50'
L10	N03°37'58"W	8.67'
L11	N78°28'11"E	4.54'
L12	N86°22'02"E	15.50'
L13	N03°37'58"W	1.93'
L14	N68°28'33"E	6.22'
L15	N03°37'58"W	16.24'
L16	N77°44'03"E	42.07'

NO	BEARING	LENGTH
L17	N86°22'02"E	8.51'
L18	N03°37'58"W	11.02'
L19	N86°22'02"E	19.58'
L20	N21°31'27"W	6.00'
L21	N86°22'02"E	19.58'
L22	N03°37'58"W	4.42'
L23	N86°22'02"E	19.55'
L24	N03°37'58"W	3.42'

NO	BEARING	LENGTH
L25	N04°02'01"E	22.01'
L26	N77°44'03"E	0.08'
L27	N20°16'38"E	7.50'
L28	N03°37'58"W	0.51'
L29	N77°27'51"E	2.05'
L30	N03°37'58"W	19.47'

2584-000

SHEET 25 OF 25

Original map may be found at USD, 5072 Benson Road, Union City, CA 94587

**Directors**

Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

Officers

Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

**OCTOBER 25, 2021
BOARD OF DIRECTORS MEETING
AGENDA ITEM # 13**

TITLE: First Quarterly Report on the Enhanced Treatment and Site Upgrade Program for FY22 (This is an information item)

SUBMITTED: Paul R. Eldredge, General Manager/District Engineer
Ric Pipkin, Enhanced Treatment and Site Upgrade Program Manager
Curtis Bosick, Enhanced Treatment and Site Upgrade Assistant PM
ETSU Steering Committee (Armando Lopez, Sami Ghossain, Robert Simonich)

Recommendation

Information only.

Discussion

Staff and its consultants developed the “Alvarado Wastewater Treatment Plant (WWTP) Enhanced Treatment and Site Upgrade (ETSU) Quarterly Program Management (PM) Report” to provide the Board and interested public an overview document for tracking the progress of the ETSU program. This report looks at five key performance indicators, which include:

- Schedule
- Progress
- Budget
- Cashflow
- Reportable accidents

The format for the Alvarado WWTP ETSU Quarterly PM Report was developed with input from both the ETSU Steering Committee and the ETSU Ad Hoc Board Committee. The report includes an informational dashboard which is posted on the District’s website at the following address: <https://unionsanitary.ca.gov/ETSU>.

The ETSU Ad Hoc Board Committee supported the format and the information contained in the report and recommended staff begin utilizing this beginning with the first Quarter of FY 22. Subsequent ETSU quarterly reports will then be coordinated to coincide with the CIP quarterly reports.

Background

The ETSU Program is the culmination of the District's planning efforts and is based on the outcomes and findings of the Plant Solids System/Capacity Assessment – Phases 1 and 2, Administration/Control/FMC Buildings Evaluation, the Effluent Management Study and the Secondary Treatment Process Improvements evaluation. The program includes projects recommended for implementation that will be phased to address both immediate drivers (poor sludge settleability, treatment capacity, effluent disposal and aging infrastructure), while preparing for future requirements such as nutrient regulations for discharge in the Bay that are currently being considered by the Regional Water Quality Control Board.

The Phase 1 and 2 projects included in this program were presented to the Board during the workshop held on May 8, 2019, and are summarized in the Final Report which was approved by the Board on August 26, 2019. A third phase of projects was briefly outlined that covered the timeframe from 2040 to 2058 and included potentially stricter nutrient limits in the more distant future. The projects identified in the ETSU Program and modified by the 30% design report to be implemented in the near-term (the next seven to ten years) are included in Phase 1 and are summarized in the table below.

Phase 1A	Aeration Basin Modifications	Retrofitting existing Aeration Basins 1 through 7 and construction of an 8 th aeration basin with the flexibility to operate initially with an anaerobic selector during the implementation phase and transitioning to a biological nutrient removal (BNR) process following completion of the Phase 1B Project.
Phase 1A	Campus Building (Admin, FMC, Ops)	Construction of a new combined Campus Building, including associated site and utility improvements.
Phase 1B	Secondary Clarifiers	Construction of four new 160-foot diameter secondary clarifiers, mixed liquor control box, and centralized RAS pump station.
Phase 1B	Effluent Facilities	Construction of new chlorination/dechlorination contact basins, effluent pump stations, and relocation of existing effluent force main.
Phase 1C	Plant Equalization Storage	Retrofitting existing Secondary Clarifiers 1 through 4 to operate as primary effluent equalization basins.

The full version of the ETSU Program report, including appendices, can be found at the following link: <https://unionsanitary.ca.gov/ETSU>.

Previous Board Action

December 12, 2016, the Board authorized the General Manager to execute an agreement and Task Order No. 1 with Woodard & Curran (formerly RMC Water and Environment) in the amount of \$265,217 to study, review and assess the District's near- and long-term projects.

January 9, 2017, the Board authorized the General Manager to execute Task Order No. 2 with Carollo Engineers in the amount of \$279,698 for the Plant Solids System/Capacity Assessment – Phase 2.

March 27, 2017, the Board authorized the General Manager to execute Task Order No. 2 with Woodard & Curran in the amount of \$69,877 for the Effluent Management Study.

July 11, 2017, the Board held Workshop No. 1 on the background and analysis of the Administration and Control Buildings and cost comparison of the retrofit and new building alternatives.

January 22, 2018, the Board authorized the General Manager to execute Amendment No. 2 to Task Order No. 2 with Woodard & Curran in the amount of \$74,518 to evaluate strategies for early adoption of nutrient removal process at the Plant and at the Hayward Marsh during the Effluent Management Study.

March 19, 2018, the Board held Workshop No. 2 on the retrofit vs. new options for the Administration and Control Buildings, the options for secondary process improvements, and the need to vet the membrane bioreactor treatment technology.

May 8, 2019, the Board held Workshop No. 3 on results from the secondary process evaluation, the alternatives and phasing of the secondary treatment process improvements, the new campus building alternative, and the capital and O&M cost updates.

July 22, 2019, the Board approved the Enhanced Treatment & Site Upgrade Program Manager (Limited Duration) and Enhanced Treatment & Site Upgrade Assistant Program Manager (Limited Duration) Job Descriptions and Salary Ranges.

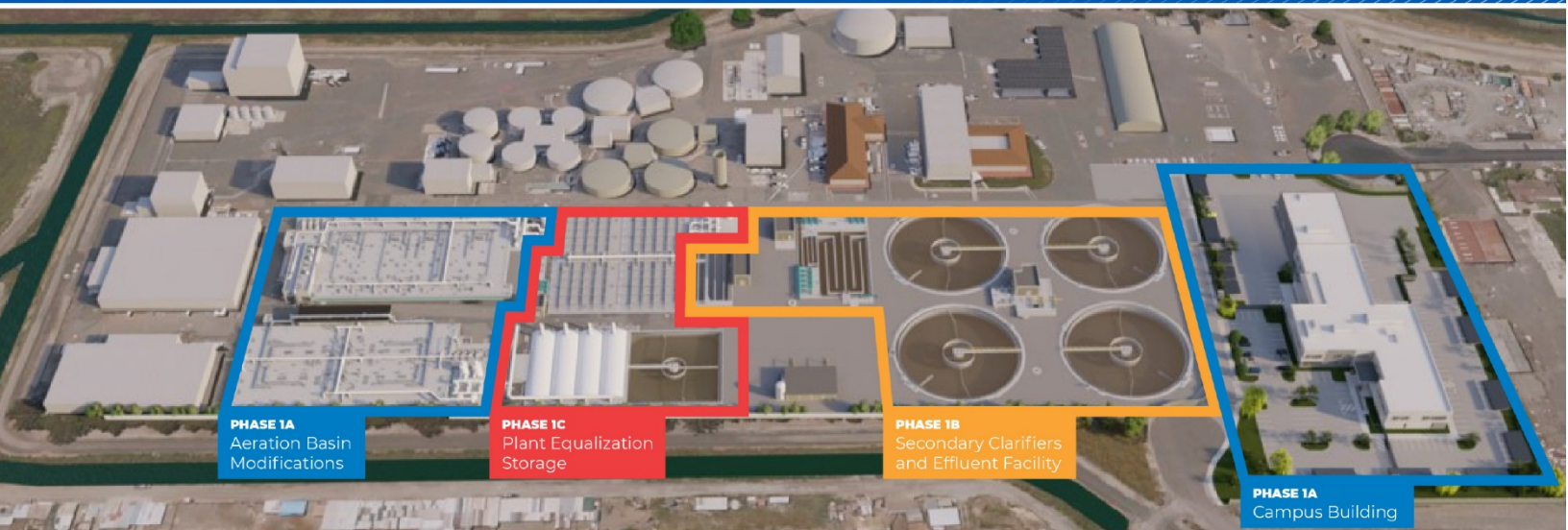
August 26, 2019, the Board Adopted Resolution 2864 Approving the District's Final Report for the Enhanced Treatment & Site Upgrade Program.

PRE/RP/CB

Attachment: Alvarado WWTP ETSU Quarterly PM Report for Fiscal Year 22 Quarter No. 1



Alvarado Wastewater Treatment Plant Enhanced Treatment and Site Upgrade Quarterly Program Management Report



Fiscal Year 2022 – Quarter No. 1

Report Contents

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1.1 Program Management Status Summary	4
1.1.1 Schedule	5
1.1.2 Progress	6
1.1.3 Budget.....	7
1.1.4 Funding	7
1.1.5 Reportable Accidents.....	8
1.2 Major Accomplishments During Reporting Period	9
1.3 Program Management Key Concerns	9
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2.2 Program Milestone Schedule	11
3. Program Key Performance Indicator Descriptions	12



Enhanced Treatment and Site Upgrade Program

Program Budget

\$348M

Spent to Date

\$9.8M (2.8%)

Work Hours on Program to Date

58,190

Actual Spent Reporting Period

\$1.1M

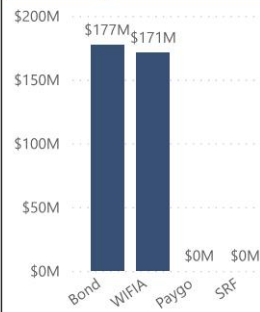
Projected Spent Reporting Period

\$1M

Anticipated Funding by Source

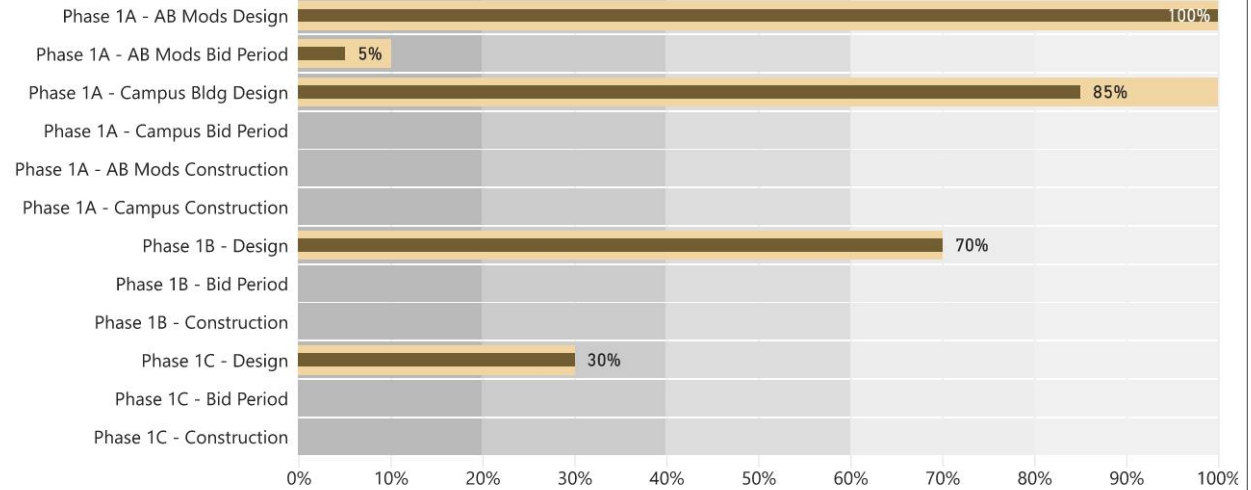


Anticipated Financing by Method



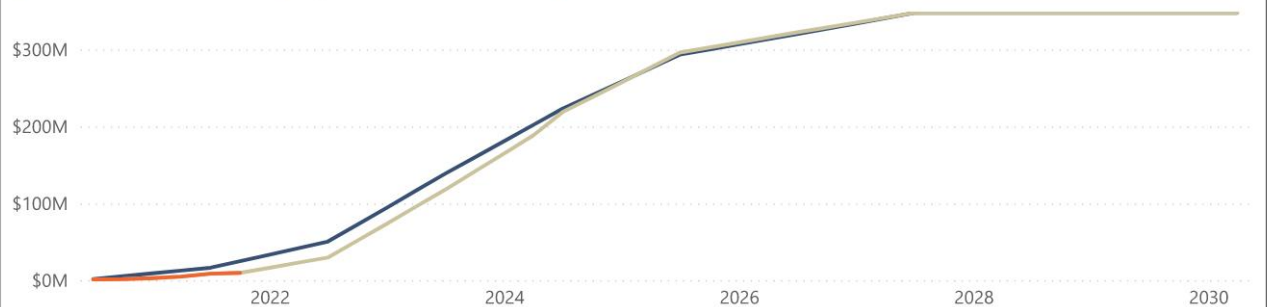
Progress to Date (Actual Versus Planned)

● Actual Progress ● Planned Progress



Cash Flow Analysis






● Baseline Cashflow Cumulative ● Projected Cashflow Cumulative ● Actual



1.1 Program Management Status Summary

Table 1-1 provides a summary of the ETSU Program as of Fiscal Year 2022 – Quarter No. 1.

Table 1-1: Program Summary

Key Performance Indicator	Description	Current	Variance	Status	Comment
1. Schedule	Relationship between planned and actual schedule	Slightly delayed	2 months		Start of Campus Building design was delayed by COVID-19
2. Progress	Progress to Date	In progress	N/A		Bid period for Aeration Basin Modifications in progress
3. Budget	Relationship between planned and actual budget	Within budget	None		Funds spent to date for are within planned budget
4. Cashflow	Actual funds spent to date versus projected	Less than projected	< 10%		Actual contract amounts for professional services less than projected
5. Reportable Accidents	Number of OSHA reportable accidents	0	N/A		There are no reportable accidents to date

-  *Complete*
-  *In Progress*
-  *Not Started*

1.1.1 Schedule

A summary of the program schedule is presented in Table 1-2.

Table 1-2: Program Schedule Summary

Program Phase Milestone	Planned Milestone Start Date	Variance	Status	Actual Milestone Start Date
Phase 1A – Aeration Basin Modifications (AB Mods) Design	January 2020	None	■	January 2020
Phase 1A – Campus Building Design	March 2020	2 months	■	May 2020
Phase 1A – AB Mods Bid Period	September 2021	None	■	September 2021
Phase 1A – Campus Building Bid Period	December 2021	None	■	TBD
Phase 1A – AB Mods Construction	January 2022	None	■	TBD
Phase 1A – Campus Building Construction	March 2022	None	■	TBD
Phase 1B – Secondary Clarifiers and Effluent Facilities (SC and EF) Design	January 2021	None	■	January 2021
Phase 1B – SC and EF Bid Period	December 2023	None	■	TBD
Phase 1B – SC and EF Bid Construction	March 2024	None	■	TBD
Phase 1C – Primary Effluent Equalization (PE EQ) Design	March 2024	None	■	TBD
Phase 1C – PE EQ Bid Period	March 2027	None	■	TBD
Phase 1C – PE EQ Construction	June 2027	None	■	TBD

■ Milestone on schedule













■ Milestone within 2 months of schedule

■ Milestone >2 months behind schedule

1.1.2 Progress

Table 1-3 summarizes the progress of the ETSU Program as of Fiscal Year 2022 – Quarter No. 1.

Table 1-3: Program Progress





Program Phase Milestone	Progress to Date	Status
Phase 1A – AB Mods Design	100%	
Phase 1A – Campus Building Design	85%	
Phase 1A – AB Mods Bid Period	5%	
Phase 1A – Campus Building Bid Period	0%	
Phase 1A – AB Mods Construction	0%	
Phase 1A – Campus Building Construction	0%	
Phase 1B – SC and EF Design	70%	
Phase 1B – SC and EF Bid Period	0%	
Phase 1B – SC and EF Bid Construction	0%	
Phase 1C – PE EQ Design	30%	
Phase 1C – PE EQ Bid Period	0%	
Phase 1C – PE EQ Construction	0%	

-  *Complete*
-  *In Progress*
-  *Not Started*

1.1.3 Budget

Table 1-4 summarizes the budgeted amounts and funds spent to date for the ETSU Program.

Table 1-4: Program Budget Summary

Program Phase	Funds Spent to Date	Program Budget	Funds Spent vs. Baseline Budget to Date	Budget Status
Phase 1A – Aeration Basin Modifications	\$6.4M	\$83.3M	7.7%	
Phase 1A – Campus Building	\$2.7M	\$78.7M	3.4%	
Phase 1B – SC and EF	\$0.7M	\$153.7M	0.5%	
Phase 1C – PE EQ	\$0	\$32.0M	0%	



Estimated cost within planned budget



Estimated cost within 5% of planned budget



Estimated cost greater than 5% of planned budget

1.1.4 Funding

Table 1-5 summarizes the anticipated funding sources and funds spent to date for the ETSU Program.

Table 1-5: Summary of Funding Sources

Funding Source	Funds Spent to Date from Sources	Anticipated Funding Amount (Percent of Total Funding)	Comments
District Funds	\$9.8M	\$0 (0%)	District funds have been used to pay for planning and design services to date.
Bonds	\$0	\$177M (51%)	Bond funding is assumed to be baseline funding source.
CWSRF	\$0	\$0 (0%)	CWSRF applications for Phases 1A, 1B, and 1C to be resubmitted in Dec. 2021.
WIFIA	\$0	\$171 (49%)	WIFIA LOI submitted in Oct. 2020; application for funding 49% of program was submitted in March 2021.

1.1.5 Reportable Accidents

Table 1-6 summarizes the OSHA reportable accidents during the duration of the ETSU program.

Table 1-6 Reportable Accidents

Reportable Accident	Program Phase	Incident Description	Date Reported	Cause	Resolution	Follow Up Status
Issue No. 1	N/A	N/A	N/A	N/A	N/A	N/A

 *Follow Up Complete*

 *Follow Up in Progress*

 *Follow Up Required*

1.2 Major Accomplishments During Reporting Period

Table 1-7 summarizes major program accomplishments during Fiscal Year 2022 – Quarter No. 1.

Table 1-7: Major Program Accomplishments

Activity	Status	Next Milestone
Phase 1A – Aeration Basin Modifications	Staff began advertising the project for bids in September.	Board consideration for award of Project scheduled for December 2021.
Phase 1A – Campus Building	Draft construction documents submitted for staff review in July. Review by the City of Union City and construction management consultant completed in September.	Final construction documents to be submitted for bid advertisement in December 2021.
Phase 1B– Secondary Clarifier and Effluent Facilities	Hazen submitted 50% design in June. Hazen conducting several design workshops with staff throughout September.	Hazen to submit 90% design for Phase 1B in December 2021.

1.3 Program Management Key Concerns

Table 1-8 summarizes the status of key program elements that could impact the overall success of the ETSU Program.

Table 1-8: Program Key Concerns

Activity	Status	Comments
CEQA Process	Adoption of the project specific CEQA documents for the Campus Building occurred in August 2021.	Completion of the CEQA process is required prior to bidding each project. Both Phase 1A - Aeration Basin Modifications and Campus Building CEQA processes are now complete.
Air Permitting (BAAQMD)	Various meetings and discussions have taken place between staff and the Bay Area Air Quality Management District (BAAQMD) regarding the air permit application for Phase 1A – Aeration Basin Modifications Project. These correspondences remain ongoing.	Authority to Construct (ATC) from BAAQMD required prior to awarding construction contract.
Building Permit (City of Union City)	Building permit plan set was submitted to the City of Union City in July 2021; comments were received in September.	Building permit from the City of Union City required prior to bidding project.

2. Detailed Program Management Information

2.1 Detailed Program Costs

The following tables show the detailed costs to date for contracts for each element of the ETSU Program.

Table 2-1: Planning Phase Cost Summary (through September 2021)

Consultant / Contractor	Phase	Actual Expenditures to Date	Total Contracted Cost	Contract Expended to Date (%)
Woodard & Curran (ETSU Program Report)	Planning	\$664,910	\$665,082	100%
Hazen and Sawyer (Secondary Treatment Process Improvements)	Planning	\$565,282	\$585,282	100%

Table 2-2: Phase 1A – Aeration Basin Modifications Cost Summary (through March 2021)

Consultant / Contractor	Phase	Actual Expenditures to Date	Total Contracted Cost	Contract Expended to Date (%)
Hazen and Sawyer	Design	\$6,249,895	\$7,601,955	82.2%
Jacobs Engineering	Design	\$10,703	\$10,703	100%
Psomas	Design/Construction	\$111,390	\$6,777,552	1.6%

Table 2-3: Phase 1A – Campus Building Cost Summary (through March 2021)

Consultant / Contractor	Phase	Actual Expenditures to Date	Total Contracted Cost	Contract Expended to Date (%)
Hazen and Sawyer (Burks Toma Architects)	Design	\$2,563,885	\$3,737,412	68.6%
Psomas	Design/Construction	\$78,284	\$4,208,731	1.9%

Table 2-4: Phase 1B – SC and EF Cost Summary (through March 2021)

Consultant / Contractor	Phase	Actual Expenditures to Date	Total Contracted Cost	Contract Expended to Date (%)
Hazen and Sawyer	Design	\$710,924	\$7,960,952	8.9%

2.2 Program Milestone Schedule

Phase	2020	2021	2022	2023	2024	2025	2026	2027	2028
1A - AB Mods Design									
1A - AB Mods Bid Period									
1A - AB Mods Construction									
1A - Campus Design									
1A - Campus Bid Period									
1A - Campus Construction									
1B - Design									
1B - Bid Period									
1B - Construction									
1C - Design									
1C - Bid Period									
1C - Construction									




3. Program Key Performance Indicator Descriptions

Five (5) KPIs were established to gauge the progress of the program. These KPIs represent various success factors associated with program management and delivery phases and are summarized in Figure 3-1 and Table 3-1.



Figure 3-1: Key Performance Indicators of the ETSU Program

Table 3-1: Key Performance Indicator Metrics

Key Performance Indicator	Description	Overall Program Status		
				
1. Schedule	Relationship between planned and actual schedule	Milestone on schedule	Milestone within 2 months of schedule	Milestone >2 months behind schedule
2. Progress	Progress to Date	Complete	In Progress	Not Started
3. Budget	Relationship between planned and actual budget	Funds spent are within planned Budget	Funds spent are within 5% of planned Budget	Funds spent are >5% above planned Budget
4. Cashflow	Actual funds spent to date versus projected	Funds spent are within +/- 10% of projected spent	Funds spent are within +/- 20% of projected spent	Funds spent are more than +/- 20% of projected spent
5. Reportable Accidents	Number of OSHA reportable accidents	0	1-2	>2



Directors
Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

Officers
Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

**OCTOBER 25, 2021
BOARD OF DIRECTORS MEETING
AGENDA ITEM #14**

TITLE: Legislative Update on Issues of Interest to the Board
(This is an Information Item)

SUBMITTED: Paul R. Eldredge, General Manager/District Engineer
Michelle Powell, Communications and Intergovernmental Relations
Coordinator

Recommendation

Information only.

Background

The Board was last comprehensively updated on state and national issues at its January 11, 2021, meeting. A report on regional issues was presented at the December 14, 2020 Board meeting. Direction was received from the Board at the July 12, 2021 Board meeting to consolidate the regional and state/federal reports into one report to be presented twice annually. If there is any additional information or a different format desired by the Board, staff will incorporate feedback into future reports.

Following are summaries of information staff believes would be most significant to the Board. Attached is a list of state legislation tracked in 2021 by the California Association of Sanitation Agencies (CASA). This Agenda item and the attached list contain the most updated information available as of the publishing date of this staff report.

Redistricting

Redistricting is the once-in-a-decade process of redrawing district lines based on Census data. Changes in population can affect district boundary lines. Entities that used district-based election systems must review the boundaries of these voting districts and re-adopt boundaries based on current census data. The purpose of this redistricting process is to ensure that voting districts remain substantially equal in population and still protect the rights of members of communities of interests to vote for the candidates of their choice.

California

California's Congressional and State Legislative District maps will be redrawn based on results of the 2020 census.

- Following the 2020 United States Census, California was apportioned 52 congressional seats, one less than the number it had after the 2010 census.
- California's State Assembly is made up of 80 districts; California's State Senate is made up of 40 districts.
- In California, a commission draws both congressional and state legislative district lines. In November 2008, California voters passed the Voters FIRST Act, authorizing the creation of the Independent Citizens Redistricting Commission to draw new district lines, taking the job out of the hands of the California Legislature and transferring it to the citizens. In 2010, the VOTERS FIRST Act for Congress added the responsibility of drawing Congressional districts to the Commission.

Alameda County

- The County is undergoing its redistricting process which must be completed by December 15, 2021. A Public Input meeting was held on October 12, 2021, and draft maps will be drawn at the Tuesday, October 26, 2021, regular Board of Supervisors meeting. Draft map feedback meetings will be held in during several meetings starting at 6 p.m. on 11/2, 11/4, 11/16, 11/23, and 12/2, with the first reading of the adoption of final Districts at noon December 7, 2021, and second reading at noon on December 14, 2021.

Alameda County Water District:

- ACWD scheduled Financial Workshops to discuss a variety of topics, including water rates and drought-specific surcharges that could be implemented if there is a need to declare a water shortage emergency. The third and final workshop will be held at 4:00 p.m. on October 28, 2021.
- On Tuesday, September 28, 2021, the League of Women Voters head a virtual zoom conversation with ACWD leaders. ACWD's presenters were General Manager Ed Stevenson, Board of Directors President Aziz Akbari, and Director of Water Resources Laura Hidas, with additional Board members observing.

During the meeting, a question was asked regarding how ACWD is cooperating with other entities, including cities and other utilities, regarding water conservation. ACWD's General Manager noted briefly that the water district is working with USD regarding Indirect Potable Reuse (IPR). A League member subsequently contacted USD with questions about the definition of IPR and the nature of the ACWD/USD partnership. The member received information about the District's current partnership with ACWD on the Purified Water Feasibility Evaluation explaining that it is a multi-year study evaluating the feasibility of various alternatives for indirect potable reuse of treated wastewater. This information was disseminated via staff email and a telephone conversation with USD's General Manager.

City of Fremont:

- City Council unanimously appointed Karena Shackelford as City Manager on October 12, 2021 and will formally vote on her employment contract with the City at council's regularly scheduled meeting Tuesday, October 19, 2021. Shackelford is a long-time employee of the City, holding several positions before serving as Assistance City Manager for the past three years. She will be the City's ninth City Manager and will become the first African American to hold the position in the City's history.

Council accepted City Manager Mark Danaj's resignation during a special closed session meeting on September 28, 2021, effective the next day. Assistant City Manager Brian Stott was appointed as acting city manager and will serve until Shackelford officially takes the post.

- On September 17, 2021, the City announced its Preapproved ADU Program. Using a preapproved plan cuts the permit review time in half and significantly reduces design review and plan check fees. However, all preapproved plans still require additional site-specific plans, studies, and engineering, as applicable.

The City is now preapproving plans for detached accessory dwelling units (ADUs) that are submitted by designers, architects, builders, and other qualified professionals. Preapproved ADU plans can be used throughout Fremont with an expedited plan review timeline and lower permitting costs.

- The City is in the process of updating Fremont's Affordable Housing Ordinance. The purpose of the ordinance is to address the need for affordable housing related to market-rate housing production and to foster an adequate supply of housing in Fremont for all persons at all economic levels. On October 12, 2021, the City Council voted 5-2 to approve the City's proposed update. The second reading of the updated ordinance is scheduled for the City Council meeting on Tuesday, November 2, 2021.

The update includes a revision of In-Lieu fees. Fees would be \$44 per square foot after a three-step phase-in period, with the full fee taking effect January 2024. Fees for stacked flats and rental housing are proposed to remain unchanged.

Other revisions include those to the current “hybrid” option whereby developers produce on-site moderate-income units and submit a partial fee payment and several technical revisions regarding the timing and approval process for affordable housing development plans.

- The City is redrawing its current District boundaries as required in response to results of the 2020 census. The purpose of this redistricting process is to ensure that voting districts for City Council representatives remain substantially equal in population, with the Mayor continuing to be elected at-large by city voters. Redistricting Public Hearing #1 was held on September 21, 2021. Additional hearings will be held on December 7, 2021, and February 15, 2022, to discuss and revise draft maps, discuss election sequencing, and identify focus maps. At a Public Hearing scheduled for April 5, 2022, a preferred map will be identified and adopted.

City of Newark:

- On September 23, 2021, City Council held a Public Hearing and approved an amendment to the Newark General Plan land use and Zoning Map by applying the Old Town Overlay District to all parcels within the Old Town Newark Specific Plan Area. Certain properties will be rezoned from Residential Medium Density and Residential Low Density to Commercial Mixed Use and Residential Medium Density. The Old Town Specific Plan boundaries are generally identified by Elm Street, Dairy Avenue, Cherry Street and Graham Avenue. A Staff report noted the changes would result in a net gain of 29,000 square feet of commercial space and 400 residential units.

At its September 9, 2021, meeting, City Council adopted an ordinance establishing a Planned Development Overlay District within the NewPark Place Specific Plan Area. Newpark Mall, LP, NewPark Mall Phase A Development, LLC and Costco Wholesale Corporation (collectively “Applicant”) requested approval for a residential and commercial development that would require implementation of the NewPark Specific Plan through a General Plan Amendment, Specific Plan Amendment, and Planned Development Overlay District. The Applicant also requested Design Review, Alternative Means of Compliance to Payment of Housing Impact Fee and Vesting Tentative Map with the City of Newark to allow the development within the NewPark Place Specific Plan area.

City of Union City:

- The City is undergoing its redistricting process as required in response to results of the 2020 census. The purpose of this redistricting process is to ensure that voting districts

for City Council representatives remain substantially equal in population, with the Mayor continuing to be elected at-large by city voters. At the time of this report, City staff noted that impacts to districts established two years ago are not known yet and are expected to unfold as a demographer evaluates census data.

Tri-City Development Data through September 2021:

	Planning			Entitled			Under Construction		
	Fremont	Union City	Newark	Fremont	Union City	Newark	Fremont	Union City	Newark
Single Family Dwelling Units (SFD)	29	6	530	19	37	11	174	46	614
Multi-Family Dwelling Units (MFD)	2,008	1,523	151	1,026		469	4,252	36	673
Accessory Dwelling Units (ADU)				5	5	1	12	4	
Comm/Ind (SQ FT)	1,771,356	42,801	168,440	1,762,194	15,989	164,655	642,137	6,608	

State Information and Legislation:

COVID-19 Fiscal Relief for Special Districts:

The 2021 Budget Act appropriated \$100 million one-time funds to provide fiscal relief to independent special districts for revenue losses and or unanticipated costs incurred due to the COVID-19 public health emergency. Funds are reserved for districts that have not received other forms of COVID-19 fiscal relief directly from the state or federal government.

Each qualifying district that applies will receive an allocation based on its proportionate share of the total unanticipated costs and revenue losses incurred by all districts during the following eligible periods:

- Revenue Losses—Revenue losses, from all fund sources, incurred due to the COVID-19 public health emergency during the 2020-21 state fiscal year, compared to the revenue

from all fund sources in the 2018-19 state fiscal year (July 1 through June 30—which serves as the base period to which the revenues will be compared).

- Unanticipated Costs—Unanticipated costs incurred due to the COVID-19 public health emergency during the period starting March 4, 2020 and ending June 15, 2021. This aligns with similar federal fiscal reporting timeframes.

The District has submitted an application for these funds.

California Water and Wastewater Arrearage Payment Program:

Through \$985 million in federal funding allocated by the state legislature, the State Water Resources Control Board (SWRCB) is creating a new program to provide relief to community water and wastewater systems for unpaid bills related to the pandemic. The funding will cover water debt from residential and commercial customers accrued between March 4, 2020, and June 15, 2021.

The Program will initially prioritize drinking water residential and commercial arrearages. Funding to community water systems will be disbursed through January 31, 2022. It was noted that if the Program still had funding available after the initial disbursements, it would extend to wastewater residential and commercial arrearages by February 2022.

The SWRCB disseminated to a survey to 2,844 community water systems statewide which gathered data about the pandemic's financial impacts on water systems due to customer non-payments. During the SWRCB's monthly Board meeting on Tuesday, September 22, 2021, water board staff presented results of the survey and determined the fund can cover 100% of the arrearages claimed on the survey. The total amount of arrearages reported was \$315,400,661. Of this number:

- 86 percent reflects residential accounts
- 14 percent reflects commercial accounts
- \$101 million represents the total for accounts less than \$600 in arrearages
- \$214 million represents the total for accounts greater than \$600 in arrearages

Disbursement of funds under this program is scheduled to begin no later than November 1, 2021, and to be completed by January 31, 2022. SWRCB staff noted that since it is now known that the fund will have a significant amount of money unused by drinking water systems, those unused funds can support a wastewater arrearages program. SWRCB staff reported that this program is currently in design and will be established no later than February 1, 2022.

NOTE: Special Districts applying for the State's COVID-19 Fiscal Relief for Special Districts funds are not eligible to apply for the Arrearage Payment Program.

California Supreme Court Decision: Expansion of Prevailing Wages Laws for Special Districts - *Kaanaana v. Barrett Business Services, Inc.*

Summary:

The California Supreme Court issued a decision in *Kaanaana v. Barrett Business Services, Inc.* (2021) 11 Cal.5th 158, holding contract workers who sort recyclables for a sanitation district are performing work that falls within the definition of public works, and therefore, the private contracting company was required to pay its workers prevailing wages.

- Any tasks performed for special districts under contract, and exceeding \$1,000, are now subject to prevailing wage requirements. To the extent the special district is an awarding body, the special district may also need to comply with other applicable prevailing wages laws.
- Special districts may request a wage clarification and wage rates from the Director for the California Department of Industrial Relations (“DIR”) to ensure workers are properly classified.
- The Association of California Water Agencies (ACWA), California Association of Sanitation Agencies (CASA) and California Special District Association (CSDA) are working toward a legislative correction. The DIR is said to be “studying the issue,” but it is highly unlikely that a legislative fix will occur this year or even next year.

SB 323 (Caballero) Local government: water or sewer service: legal actions

Approved by the Governor 9/22/21

Update to bill information:

Currently, ratepayers can challenge rates within one year of the rates being imposed and paid. Since rates are imposed repeatedly (monthly, bi-monthly, bi-annually or annually, depending on the agency), this means rate schedules and rate methodologies can be challenged at any time. It also means that an agency’s rates are subject to challenge for up to a year after they’ve adopted new rates. Conversely, under SB 323, ratepayers can only challenge the rates within 120 days of adoption. This means that, after the 120day period is over, the rates and the rate methodologies are insulated from judicial review. Ratepayers may still challenge the application of the rates to their parcel (examples: an inaccurate meter reading or an inaccurate EDU assignment), but they cannot challenge the rates themselves or the underlying rate methodology.

SB 323 only applies to rates that were adopted after January 1, 2022, so would not apply to challenges to the District’s current rates. However, it will limit any challenges to the District’s next rate schedule, once that is adopted.

California State Legislature 2021-2022 Legislative Session:

Budget Bills:

AB 128 – Chaptered into law 6/28/21, effective immediately

AB 148 – Chaptered into law 7/22/21, effective immediately

AB 148 is a Budget Trailer Bill that includes, among many other provisions, statutory language to implement the distribution of approximately \$1 billion in water utility arrearages that was appropriated in the main Budget bill, AB 128.

Climate Package:

On September 23, 2021, Governor Newsom signed a \$15 billion climate package outlining investments in the package to build wildfire and forest resilience, support immediate drought response and long-term water resilience and directly protect communities across the state from multi-faceted climate risks, including extreme heat and sea level rise.

Included is a Water and Drought Resilience Package investing \$5.2 billion over three years to support immediate drought response and long-term water resilience, including funding for emergency drought relief projects to secure and expand water supplies; support for drinking water and wastewater infrastructure, with a focus on small and disadvantaged communities; Sustainable Groundwater Management Act implementation to improve water supply security and quality; and projects to support wildlife and habitat restoration efforts, among other nature-based solutions.

The Climate Resilience Package includes \$3.7 billion over three years to build resilience against the state's multi-faceted climate risks, including extreme heat and sea level rise. Investments to address the impacts of extreme heat include urban greening projects, grants to support community resilience centers and projects that reduce the urban heat island effect, and funding to advance the Extreme Heat Framework as part of the state's Climate Adaptation Strategy. The package also supports coastal protection and adaptation measures, efforts to protect and conserve California's diverse ecosystems, and community-based investments to build resilience, such as grants to support environmental justice-focused initiatives and funding for the California Climate Action Corps, which supports local climate action projects in disadvantaged communities.

CONSUMER BILLS

AB 818 (Bloom) Solid waste: premoistened nonwoven disposable wipes.**Position: CASA - Sponsor****Status: Passed; Approved by the Governor 10/6/21****Summary:**

This bill would 1) require premoistened nonwoven disposable wipes manufactured on or after July 1, 2022, to be labeled clearly and conspicuously with the phrase “Do Not Flush” and a related symbol, 2) prohibit a covered entity from making a representation about the flushable attributes, benefits, performance, or efficacy of premoistened nonwoven disposable wipes, 3) establish enforcement provisions, including authorizing a civil penalty not to exceed \$2,500 per day, up to a maximum of \$100,000 per violation, and 4) create the California Consumer Education and Outreach Program, under which covered entities would be required to participate for the purpose of gaining understanding of consumer behavior and to conduct a comprehensive multimedia education and outreach program in the state. The bill would require covered entities to annually report to specified legislative committees and the State Water Resources Control Board on their activities under the program and would require the state board to post the reports on its internet website.

AB 1200 (Ting) Plant-based food packaging: cookware: hazardous chemicals.**Position: CASA - Support****Status: Approved by the Governor 10/5/21****Summary:**

This bill would prohibit, beginning January 1, 2023, any person from distributing, selling, or offering for sale in the state any food packaging that contains prohibited perfluoroalkyl and polyfluoroalkyl substances or PFAS, as defined. The bill would require a manufacturer to use the least toxic alternative when replacing PFAS chemicals. The bill would define “food packaging,” in part, to mean a nondurable package, packaging component, or food service ware that is comprised, in substantial part, of paper, paperboard, or other materials originally derived from plant fibers.

The bill requires consumer warning labels on all cookware sold in California that contains chemicals of concern (as identified by the Department of Toxic Substances Control), and also prohibits the use of PFAS in plant-based food packaging after January 1, 2023.

WATER QUALITY/WATER RATES**SB 273 (Hertzberg) Water quality: municipal wastewater agencies. (7/16)****Position: CASA – Sponsor; CSDA – Support 3****Status: Approved by the Governor 9/23/21**

Summary:

This bill would authorize a municipal wastewater agency, as defined, to enter into agreements with entities responsible for stormwater management for the purpose of managing stormwater and dry weather runoff, as defined, to acquire, construct, expand, operate, maintain, and provide facilities for specified purposes relating to managing stormwater and dry weather runoff, and to levy taxes, fees, and charges consistent with the municipal wastewater agency's existing authority in order to fund projects undertaken pursuant to the bill. The bill would require the exercise of any new authority granted under the bill to comply with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000. The bill would require a municipal wastewater agency that enters into or amends one of these agreements after January 1, 2022, to file a copy of the agreement or amendment with the local agency formation commission in each county where any part of the municipal wastewater agency's territory is located but would exempt those agreements and amendments from local agency formation commission approval except as required by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

SB 222 (Dodd) Water Rate Assistance Program.

Position: CASA – work with Author; CSDA – Neutral as of 9/3 (after amendments); ACWA – Watch (after amendments)

Status: Ordered to inactive file on request of Assembly Member Robert Rivas.

Summary:

Would establish the Water Rate Assistance Fund in the State Treasury to help provide water affordability assistance, for both drinking water and wastewater services, to low-income ratepayers and ratepayers experiencing economic hardship in California. The bill would require the Department of Community Services and Development to develop and administer the Water Rate Assistance Program established by the bill.

The bill would authorize the department to enter into agreements with local publicly owned electric utilities and local publicly owned gas utilities to regularly share specified customer data with the department, subject to certain confidentiality protections.

SB 323 (Caballero) Local government: water or sewer service: legal actions

Position: CASA – Support; CSDA – Support 3

Status: Approved by the Governor 9/22/21

Summary:

This Association of California Water Agencies (ACWA) - sponsored measure sets the statute of limitations to challenge water and sewer rates changes to be the same 120 day currently placed on capacity and connections charges. By applying the same judicial actions, procedures and timelines, this bill would provide agencies with an expedited, conclusive, and binding determination about the validity of the agency's action. By obtaining a speedy resolution, the

agency can act in reliance on the action, without the threat of lawsuits years later.

HOUSING AND DEVELOPMENT

AB 602 (Grayson) Development fees: impact fee nexus study.

Position: CASA – Neutral, as amended; CSDA – Oppose unless amended 2

Status: Approved by the Governor 9/28/21

Summary:

This measure requires a local agency to produce a nexus study prior to the imposition of any impact fee or other exaction and that study be updated every 8 years and noticed 30 days in advance before adoption. It requires that nexus study to identify the existing level of service for each assessed impact, identify the proposed new level of service, and include a finding of why the new level of service is necessary. Prior versions would have required that a fee levied or imposed on a housing development project by a local agency be proportionate to the square footage of the proposed unit or units and sought to link local agency projects to a capital development or capital investment plan and included connection and capacity charges to the mandates.

Additionally, it requires the Housing and Community Development Department to create an impact fee nexus study template that includes a housing development feasibility study be included and could very likely be produced on contract with the University of California's Turner Center.

Amendments removed capacity and connections charges, limited the capital improvement plan requirements to large counties and the cities within them, created conditional exceptions to the square footage requirement and technical and clarifying changes. It also then added in a new process to challenge any proposed fee schedule at the agency's board of directors, who can then review the challenge and act or not act.

SB 9 (Atkins) Housing development: approvals.

Position: CSDA - Watch

Status: Approved by the Governor 9/16/21

Summary:

The Planning and Zoning Law provides for the creation of accessory dwelling units by local ordinance, or, if a local agency has not adopted an ordinance, by ministerial approval, in accordance with specified standards and conditions. This bill, among other things, would require a proposed housing development containing no more than 2 residential units within a single-family residential zone to be considered ministerially, without discretionary review or hearing, if the proposed housing development meets certain requirements, including, but not limited to, that the proposed housing development would not require demolition or alteration of housing that is subject to a recorded covenant, ordinance, or law that restricts rents to levels affordable to persons and families of moderate, low, or very low income, that the proposed housing development does not allow for the

demolition of more than 25% of the existing exterior structural walls, except as provided, and that the development is not located within a historic district, is not included on the State Historic Resources Inventory, or is not within a site that is legally designated or listed as a city or county landmark or historic property or district.

SB 10 (Wiener) Planning and zoning: housing development: density.

Position: CSDA - Watch

Status: Approved by the Governor 9/16/21

Summary:

Would, notwithstanding any local restrictions on adopting zoning ordinances, authorize a local government to adopt an ordinance to zone any parcel for up to 10 units of residential density per parcel, at a height specified in the ordinance, if the parcel is located in a transit-rich area or an urban infill site, as those terms are defined. The bill would prohibit a local government from adopting an ordinance pursuant to these provisions on or after January 1, 2029. The bill would specify that an ordinance adopted under these provisions, and any resolution to amend the jurisdiction's General Plan, ordinance, or other local regulation adopted to be consistent with that ordinance, is not a project for purposes of the California Environmental Quality Act. The bill would prohibit an ordinance adopted under these provisions from superseding a local restriction enacted or approved by a local initiative that designates publicly owned land as open-space land or for park or recreational purposes.

ENERGY AND ORGANICS

AB 843 (Aguiar-Curry) California Renewables Portfolio Standard Program: renewable feed-in tariff: Bioenergy Market Adjusting Tariff program: community choice aggregators.

Position: CASA – Support; CSDA - Watch

Status: Approved by the Governor 9/23/21

Summary:

The California Renewables Portfolio Standard Program requires the Public Utilities Commission to establish a renewables portfolio standard requiring all retail sellers, defined as including electrical corporations, community choice aggregators, and electric service providers, to procure a minimum quantity of electricity products from eligible renewable energy resources, as defined, so that the total kilowatt hours of those products sold to their retail end-use customers achieves 33% of retail sales by December 31, 2020, 44% by December 31, 2024, 52% by December 31, 2027, and 60% by December 31, 2030. The California Renewables Portfolio Standard Program requires every electrical corporation to file with the commission a standard tariff for electricity generated by an electric generation facility, as defined, that qualifies for the tariff, is owned and operated by a retail customer of the electrical corporation, and is located within the service territory of, and developed to sell electricity to, the electrical corporation. The commission refers to this requirement as the renewable feed-in tariff. This bill would provide that the renewable feed-in

tariff would apply to a qualifying electric generation facility that is developed to sell electricity to the electrical corporation or, for a bioenergy electric generation facility, to an electrical corporation or a community choice aggregator within the electrical corporation's service territory.

AB 322 (Salas) Energy: Electric Program Investment Charge program: biomass.

Position: CASA - Support

Status: Approved by the Governor 9/23/21

Summary:

Current law creates in the State Treasury the Electric Program Investment Charge Fund to be administered by the State Energy Resources Conservation and Development Commission and requires the PUC to forward to the Energy Commission, at least quarterly, moneys for those EPIC programs the PUC has determined should be administered by the Energy Commission for deposit in the fund. Current law requires the Energy Commission, in administering moneys in the fund for research, development, and demonstration programs, to develop and implement the EPIC program for the purpose of awarding funds to projects that may lead to technological advancement and breakthroughs to overcome barriers that prevent the achievement of the state's statutory energy goals and that may result in a portfolio of projects that are strategically focused and sufficiently narrow to make advancement on the most significant technological challenges. Current law, until January 1, 2023, requires the Energy Commission to expend certain percentages of the moneys appropriated from the fund for technology demonstration and deployment at sites that benefit certain communities. This bill would require the Energy Commission to consider, in the investment planning process for the EPIC program, funding for eligible biomass conversion to energy projects, as specified.

SB 619 (Laird) Organic Waste: reduction regulations.

Position: CASA – Support; CSDA – Watch

Status: Approved by the Governor 10/5/21

Summary:
Current law requires the Department of Resources Recycling and Recovery, in consultation with the state board, to adopt regulations to achieve those targets for reducing organic waste in landfills, and authorizes those regulations to require local jurisdictions to impose requirements on generators or other relevant entities within their jurisdiction, to authorize local jurisdictions to impose penalties on generators for noncompliance, and to include penalties to be imposed by the department for noncompliance. Current law provides that those regulations shall take effect on or after January 1, 2022, except that the imposition of penalties by local jurisdictions pursuant to the regulations shall not take effect until 2 years after the effective date of the regulations. This bill, until January 1, 2023, would require the department to only impose a penalty on a local jurisdiction, and would require a penalty to only accrue, for a violation of the regulations if the local jurisdiction did not make a reasonable effort, as determined by the department, to comply with the regulations.

AB 1086 (Aguiar-Curry) Organic waste: implementation strategy: report.

Position: CASA – Referred to ACE Committee; CSDA - Watch

Status: 2-Year bill - May be acted upon Jan 2022

Summary:

Would request that the California Council on Science and Technology, in consultation with its academic and research partners and specified state agencies, undertake and, within 12 months of entering into a contract, complete a report that provides an implementation strategy to achieve the state's organic waste, and related climate change and air quality, mandates, goals, and targets. If the council agrees to undertake and complete the report, the bill would require the council to provide the report to the relevant state agencies after peer review in order for one or more of the relevant state agencies to conduct at least one public meeting and publish the draft implementation strategy on its internet website. The bill would also require the council, if it agrees to undertake and complete the report, to submit the report to the Legislature. The bill would require the implementation strategy to include, among other things, recommendations on policy and funding support for the beneficial reuse of organic waste.

GOVERNANCE

AB 339 (Lee) Local government: open and public meetings

Position: CSDA – neutral

Status: Vetoed by Governor 10/7/21

Summary:

The Ralph M. Brown Act requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. Under existing law, a member of the legislative body who attends a meeting where action is taken in violation of this provision, with the intent to deprive the public of information that the member knows the public is entitled to, is guilty of a crime. This bill would require local agencies to conduct meetings subject to the act consistent with applicable state and federal civil rights laws, as specified. **As amended, this bill no longer applies to special districts.** Instead, it would require cities and counties with more than 250,000 residents to provide a call-in or internet-based option to participate in public hearings of their governing boards.

The Governor's veto message included the following: "While I appreciate the author's intent to increase transparency and public participation in certain local government meetings, this bill would set a precedent of tying public access requirements to the population of jurisdictions. This patchwork approach may lead to public confusion. Further, AB 339 limits flexibility and increases costs for the affected local jurisdictions trying to manage their meetings. Additionally, this bill requires in-person participation during a declared state of emergency unless there is a law prohibiting in-person meetings in those situations. This could put the health and safety of

the public and employees at risk depending on the nature of the declared emergency.”

AB 361 (Robert Rivas) Open meetings: local agencies: teleconferences

Position: CSDA – Sponsor

Status: Chaptered by Secretary of State 9/16/21

Summary:

Under existing law, the Ralph M. Brown Act requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. This bill, until January 1, 2024, would authorize a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body of a local agency holds a meeting during a declared state of emergency, as that term is defined, when state or local health officials have imposed or recommended measures to promote social distancing during a proclaimed state of emergency held for the purpose of determining, by majority vote, whether meeting in person would present imminent risks to the health or safety of attendees, and during a proclaimed state of emergency when the legislative body has determined that meeting in person would present imminent risks to the health or safety of attendees, as provided.

This bill allows local agencies to continue to operate and conduct the people's business during formally-declared state emergencies while instituting measures to promote standardization, transparency, and accountability.

AB 361 permits local agencies to meet under modified Brown Act requirements in the event the state declares a state of emergency and the nature of that emergency would prohibit meeting in person safely.

AB 361 makes modifications to the Brown Act similar to the various Executive Orders (N-25-20, N-29-20, N-35-20) issued by Governor Newsom in response to the COVID-19 pandemic. Specifically, in the event that the state declares a state of emergency and the nature of that emergency would prohibit meeting in person safely, AB 361 would allow local agencies to meet remotely via teleconference without having to post agendas at all teleconference locations, without each teleconference location identified in the notice and agenda of the meeting or proceeding, without each teleconference location made accessible to the public, and without a quorum of the members participating remotely from locations within the boundaries of the local agency. Agencies looking to rely on AB 361's provisions must first refer to and observe the procedural requirements established under its terms.

In notable departures from the Governor Newsom's Executive Orders, AB 361 contains various access requirements agencies are required to observe. For example, agencies are explicitly required to ensure that, in the event of a technical disruption that prevents members of the public from accessing a meeting, the local agency take no further action on agenda items until that access is restored. As another example, local agencies are required to ensure that members of the public be allowed to offer their comments in real-time, and local agencies cannot require that comments

be submitted in advance of the hearing; local agencies are required to allow members of the public the opportunity to register/sign up for public comment until that comment period is formally closed. AB 361 contains additional provisions unique and distinct from those found in the Executive Orders.

CSDA has drafted an AB 361 Implementation Guide which was first published to its membership the day after AB 361 was signed into law. Additional updates have subsequently been published as developments have arisen.

SB 274 (Wieckowski) Local government meetings: agenda and documents.

Position: CASA – Watch; CSDA – Watch

Status: Approved by the Governor 10/9/21

Summary:

The Ralph M. Brown Act requires meetings of the legislative body of a local agency to be open and public and also requires regular and special meetings of the legislative body to be held within the boundaries of the territory over which the local agency exercises jurisdiction, with specified exceptions. Current law authorizes a person to request that a copy of an agenda, or a copy of all the documents constituting the agenda packet, of any meeting of a legislative body be mailed to that person. This bill would require a local agency with an internet website, or its designee, to email a copy of, or website link to, the agenda or a copy of all the documents constituting the agenda packet if the person requests that the items be delivered by email. If a local agency determines it to be technologically infeasible to send a copy of the documents or a link to a website that contains the documents by email or by other electronic means, the bill would require the legislative body or its designee to send by mail a copy of the agenda or a website link to the agenda and to mail a copy of all other documents constituting the agenda packet, as specified.

PROPOSED CALIFORNIA CONSTITUTION AMENDMENT

ACA-1 (Aguiar-Curry) Local government financing: affordable housing and public infrastructure: voter approval.

Position: CASA – Watch; CSDA – Support2

Status: In Assembly Committee (Could be taken up in 2022)

Summary:

The California Constitution prohibits the ad valorem tax rate on real property from exceeding 1% of the full cash value of the property, subject to certain exceptions. This measure would create an additional exception to the 1% limit that would authorize a city, county, city and county, or special district to levy an ad valorem tax to service bonded indebtedness incurred to fund the construction, reconstruction, rehabilitation, or replacement of public infrastructure, affordable housing, or permanent supportive housing, or the acquisition or lease of real property for those purposes, if the proposition proposing that tax is approved by 55% of the voters of the city, county, or city and county, as applicable, and the proposition includes specified accountability requirements. This is a

Constitutional Amendment and will require a 2/3rds majority vote in each house of the legislature as well as a vote of the people in 2022 to take effect. This measure was not taken up in 2021 but it has no deadlines.

Federal Legislative Update:

Continuing Resolution passed by Congress:

The U.S. House of Representatives and the U.S. Senate passed a continuing resolution to continue federal appropriations through December 3, 2021, on Thursday, September 30, 2021. President Biden signed the bill ahead of the midnight ET deadline to prevent a government shutdown.

Included in the resolution is an additional \$28.6 billion for federal response to the recent hurricanes that hit the Gulf and East coasts, wildfires, ongoing COVID-19 response, as well as \$6.3 billion to assist with resettling Afghan evacuees.

The House and Senate agreed to terms of the continuing resolution after Democratic leadership decided to remove a provision to suspend the nation's debt limit. Originally, the measure failed in the Senate after Senate Republicans opposed linking the two issues in the same bill. Congress will need to pass all appropriations bills prior to December 3, 2021; otherwise lawmakers will need to pass another continuing resolution. Fiscal Year (FY) 2022 earmarks requested through the new Community Project Fund program will not take effect until Congress passes, and the president signs, the relevant FY22 appropriations bills in which they are contained.

Debt Ceiling:

On October 14, 2021, President Biden signed a bill raising the nation's debt ceiling into December 2021. Biden administration officials had warned the nation would default if the debt limit was not raised by Oct. 18, 2021.

The House interrupted its scheduled recess and voted earlier in the day to raise the debt limit into December, when lawmakers will again have to raise the ceiling to avoid catastrophic economic consequences.

The Senate passed a short-term debt ceiling extension on October 7, 2021. The Senate vote followed a standoff between Democrats and Republicans over raising the debt limit. After the Senate vote, Minority Leader Mitch McConnell stated the GOP would not assist Democrats with raising the debt ceiling further when it has to be done again in December. The pledge may force Democrats to contend with the possibility of raising it through budget reconciliation.

Budget Reconciliation:

Budget reconciliation is a special parliamentary procedure of the United States Congress set up to expedite the passage of certain budgetary legislation in the United States Senate. The procedure overrides the filibuster rules in the Senate, which may otherwise require a 60-vote supermajority for the passage by the Senate. Bills described as reconciliation bills can pass the Senate by a simple majority of 51 votes or 50 votes plus the Vice President as the tie-breaker. The reconciliation procedure also applies to the House of Representatives, but it has minor significance there, as the House does not have a supermajority requirement. Budget reconciliation bills can deal with spending, revenue, and the federal debt limit, and the Senate can pass one bill per year affecting each subject. Congress can thus pass a maximum of three reconciliation bills per year, though in practice it has often passed a single reconciliation bill affecting both spending and revenue. Policy changes that are extraneous to the budget are limited by the "Byrd Rule", which also prohibits reconciliation bills from increasing the federal deficit after a ten-year period or making changes to Social Security.

Congressional leadership is expected to trim the current \$3.5 trillion Budget bill to around \$2 trillion over a decade in an effort to please fiscally moderate Democrats like Sens. Joe Manchin III of West Virginia and Kyrsten Sinema of Arizona. It is thought that as the scope of the bill grows smaller, choices will be made between putting smaller amounts of money into more programs, or funding fewer programs at higher levels.

H.R. 3684 – Infrastructure Investment and Jobs Act

(Also known as Investing in a New Vision for the Environment and Surface Transportation in America Act or the INVEST in America Act)

On August 10, the U.S. Senate voted 69-30 and passed H.R. 3684, its bipartisan infrastructure package totaling \$1.2 Trillion dollars. In taking this action, the Senate inserted its provisions into the earlier House-passed H.R. 3684.

The Senate-passed bill includes \$51.25 billion for Wastewater Infrastructure:

- Authorizes \$40 billion for the Clean Water State Revolving Fund, the primary source of federal funding for clean water infrastructure.
- Includes \$2 billion for projects to capture, treat, or reuse sewer overflows or stormwater—helping keep pollution out of local rivers and lakes—and \$2.5 billion for state water pollution control programs.
- Includes \$7.5 billion for Electric Vehicle infrastructure.
- Permanently codifies the clean water “green reserve” to prioritize investments in green infrastructure, water- and energy-efficiency, and other efforts to make utilities more resilient to climate change. Also dedicates \$1 billion toward alternative water source and water recycling projects to augment existing water supplies.
- Provides critical technical assistance to small, rural, and Tribal communities that often struggle to afford the costs of planning new infrastructure projects and to address local water quality challenges.

- Establishes a new clean water grant program to invest in communities with failing septic systems and prioritizes funding to those communities that lack access to adequate sewage treatment systems.

In August, water sector stakeholder groups sent a letter of opposition to House and Senate leadership expressing concern with Division G, Title IX of the Infrastructure Investment and Jobs Act, the “Build America, Buy America” domestic content mandate relating to the use of manufactured products in the water and wastewater sector.

The letter specifically cites sections 70912 and 70913 of the legislation that expand existing Buy American mandates that apply to EPA’s State Revolving Fund or WIFIA programs to include “manufactured products” used in drinking water and wastewater projects, and their concern that the sections will inadvertently exclude cutting edge water and wastewater products, which have been proven to improve energy efficiency, reduce carbon emissions, conserve water, and increase water use efficiency. The group urges that final legislation leaves intact the current Buy American rules that apply to EPA’s drinking water and wastewater infrastructure funding and omits the problematic “manufactured products” provision for the water sector.

Emergency Water and Wastewater Assistance Program

Congress appropriated \$638M in the Consolidated Appropriations Act of 2021, and an additional \$500M in the American Rescue Plan Act (ARP) of 2021 for a new emergency water and wastewater assistance program. The legislation provides emergency assistance to low-income households, particularly those with the lowest incomes, that pay a high proportion of household income for drinking water and wastewater services. Grantees must provide funds directly to owners or operators of public water systems or treatment works to reduce arrearages of and rates charged to such households for such services. There is no permanent authorization for the Low Income Household Water Assistance Program (LIHWAP)

Communication at the state level indicates the LIHWAP program is still in development and may be available in early 2022. Payments will be prioritized to serve customers with drinking water and wastewater arrearages that leave them in jeopardy of being disconnected or who have been disconnected. These funds are separate from other federal funds made available to states for the Water and Wastewater Arrearage Payment Program and include potential assistance toward future water or wastewater bills.

H.R. 2467: PFAS Action Act of 2021

The House passed H.R. 2467 in late July, as amended, on a vote of 241 - 183. The House approved an “enblock amendment” offered by Representative Paul Tonko (D-NY) that packaged together ten amendments. The bill now goes to the Senate. It still uncertain how the Senate will legislatively address PFAS contamination, including whether Senators will approve the same CERCLA designation provision as the House did in H.R. 2467.

The bill contains provisions requiring USEPA to designate measurable PFAS and PFOA as hazardous substances under CERCLA (Superfund). Efforts to amend the bill by providing an exemption for clean water agencies failed to be adopted. Clean water industry associations continue

- USEPA must list within 150 days of bill enactment, and revise every two years, those treatment technologies determined to be most effective at removing PFAS from drinking water
- Establish a priority for grants assistance to drinking water systems:
 - serves a disadvantaged community
 - 10% cost-share
 - demonstrates ability to maintain treatment system
 - treatment occurs within an area that an aquifer is the sole or principal drinking water source
- Require effluent limitations guidelines and standards for PFAS water quality standards within three years of enactment
- Sets out priority industries for final standards setting within four years
- Provides \$200 million per year (2022-2026) grants assistance to support POTW implementation of pretreatment programs, but a provision is included that any awarded assistance cannot be used as a support for payment or security related to tax-exempt securities
- Eliminates the ability to incinerate PFAS/PFOA as a treatment technology

USEPA Assistant Administrator for the Office of Water Radhika Fox will testify before the Senate Committee on Environment and Public Works at a hearing regarding PFAS scheduled on October 20, 2021. District staff will receive summaries of the hearing from industry associations after the hearing if new information arises.

USEPA's PFAS Strategic Roadmap:

On Monday, October 18, 2021, USEPA released its PFAS Strategic Roadmap, outlining how the Agency will take a wholistic approach to address PFAS pollution. Upon the roadmap's release, USEPA Administrator Michael Regan stated that the roadmap will deliver protections to the public by advancing actions that address the full lifecycle of these forever chemicals. USEPA will engage with stakeholders to identify collaborative solutions.

Of importance to wastewater agencies are the roadmap's actions to address and manage PFAS contamination in wastewater, under CERCLA, and establishing national PFAS testing and monitoring methods. Staff will monitor the roadmap as actions move forward.

H.R. 4602: Wastewater Infrastructure Pollution Prevention and Environmental Safety (WIPPES) Act

On July 21, 2021, Representatives Alan Lowenthal (D-CA) and Lisa McClain (R-MI) introduced H.R. 4602, the bipartisan Wastewater Infrastructure Pollution Prevention and Environmental Safety (WIPPES) Act. The bill has been referred to the Committee on Energy and Commerce.

Below is a summary of the WIPPES Act's key provisions:

- Not later than 2 years after date of enactment, the Federal Trade Commission (FTC), in consultation with USEPA, will issue regulations to require wipes manufacturers to print clear and visible "Do Not Flush" label notices on non-flushable wet wipes product packaging.
- Prohibition on the representation or marketing of flushable attributes, performance, or efficacy benefits for non-flushable wipes products.
- FTC may bring penalty fines of not more than \$2,500 for each day a manufacturer fails to comply with labeling requirements. Total fine amount may not exceed \$100,000 for a single violation.
- FTC will develop guidance for manufacturers to conduct education and outreach campaigns on new labeling requirements and provide consumers with the following information:
 - presence of the new label notice on product packaging
 - what products have the new label notice
 - intended effects of label notice on consumer behavior regarding the disposal of the products
 - outreach may not promote, advocate, or depict wipes other than the wipes products defined by legislation

EPA Rescinds January 2021 Maui Guidance Document

In a memorandum sent September 15, 2021, to the EPA Regions and Water Division Directors, EPA Assistant Administrator for the Office of Water Radhika Fox revoked the previous administration's January 2021 guidance document, "Applying the Supreme Court's *County of Maui v. Hawaii Wildlife Fund* Decision in the Clean Water Act Section 402 National Pollutant Discharge Elimination System Permit (NPDES) Program."

Citing to both substantive flaws and a lack of sufficient interagency coordination, the two-page memorandum takes the long-anticipated step of rescinding the Trump-era guidance on how to apply the landmark *Maui* decision, in which the Supreme Court outlined seven factors to consider when determining if indirect discharges from a point source to "waters of the United States" require NPDES coverage because they are "functionally equivalent" to direct discharges.

The now-rescinded guidance had been derided by environmental organizations as creating loopholes for dischargers to evade Clean Water Act permitting requirements, particularly its identification of system design and performance as an "eighth factor" to consider in any "functional equivalent" analysis.

EPA's new memo states that considering system design and performance in a *Maui* analysis inappropriately "introduces an element of intent" that is not consistent with the Supreme Court's decision. NACWA had supported consideration of the design and performance of features such as green infrastructure in proactively determining whether NPDES permits are necessary, and noted it is unclear how the statements in EPA's memo could impact on-the-ground permitting determinations.

The guidance also reiterates EPA's position that, consistent with the *Maui* decision, the existence of a state groundwater program that may regulate a discharge does not obviate the need for applying the *Maui* test to determine whether an NPDES permit is required. Such language appears to be intended to address claims made by industry in on-going litigation that discharges subject to regulation under state groundwater programs categorically do not require NPDES coverage.

The memo states that EPA is evaluating appropriate next steps and will for the time being make NPDES determinations on a case-by-case basis, which had long been agency practice prior to the issuance of the *Maui* decision.

Previous Board Action

January 11, 2021 - The USD Board received a legislative update on state and national issues.

December 14, 2020 – The USD Board received a legislative update on regional issues.

Attachment

CASA October 2021 Bill Positions List

CASA Bill Positions 10/12/2021

[AB 72](#)

(Petrie-Norris D) Environmental protection: coastal adaptation projects: natural infrastructure: regulatory review and permitting: report.

Current Text: Chaptered: 9/29/2021 [html](#) [pdf](#)

Introduced: 12/7/2020

Last Amend: 6/28/2021

Status: 9/28/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 369, Statutes of 2021.

Location: 9/28/2021-A. CHAPTERED

Summary: Would enact the Coastal Adaptation Permitting Act of 2021. The bill would require the Natural Resources Agency to explore, and authorize it to implement, options within the agency's jurisdiction to establish a more coordinated and efficient regulatory review and permitting process for coastal adaptation projects that use natural infrastructure, as defined. The bill would require the agency to submit, by July 1, 2023, a report to the Legislature with suggestions and recommendations for improving and expediting the coordination between appropriate agencies in their regulatory review and permitting process for coastal adaptation projects that use natural infrastructure.

Position

Refer to ACE
Committee

Assigned

CASA ACE Cmte,
Jessica

Subject

[AB 128](#)

(Ting D) Budget Act of 2021.

Current Text: Chaptered: 6/29/2021 [html](#) [pdf](#)

Introduced: 1/8/2021

Last Amend: 6/10/2021

Status: 6/28/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 21, Statutes of 2021.

Location: 6/28/2021-A. CHAPTERED

Summary: Would make appropriations for the support of state government for the 2021-22 fiscal year. This bill would declare that it is to take effect immediately as a Budget Bill.

Position

Work w/Author

Assigned

Jessica

Subject

[AB 129](#)

(Ting D) Budget Act of 2021.

Current Text: Amended: 6/25/2021 [html](#) [pdf](#)

Introduced: 1/8/2021

Last Amend: 6/25/2021

Status: 9/10/2021-Failed Deadline pursuant to Rule 61(a)(15). (Last location was BUDGET & F.R. on 8/16/2021)(May be acted upon Jan 2022)

Location: 9/10/2021-S. 2 YEAR

Summary: The Budget Act of 2021 made appropriations for the support of state government for the 2021-22 fiscal year. This bill would amend the Budget Act of 2021 by amending and adding items of appropriation and making other changes. This bill would declare that it is to take effect immediately as a Budget Bill.

Position

Watch

Assigned

Subject

[AB 148](#)

(Committee on Budget) Public resources.

Current Text: Chaptered: 7/23/2021 [html](#) [pdf](#)

Introduced: 1/8/2021

Last Amend: 7/11/2021

Status: 7/22/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 115, Statutes of 2021.

Location: 7/22/2021-A. CHAPTERED

Summary: Current law, including the General Corporation Law and the Nonprofit Public Benefit Corporation Law, specifies the formal requirements for filing corporate names and articles of incorporation with the Secretary of State. Current law authorizes the Governor, or the Governor's designee, to incorporate Golden State Energy as a nonprofit public benefit corporation for the purpose of owning, controlling, operating, or managing electrical and gas services for its ratepayers and for the benefit of all Californians. This bill would prohibit the Secretary of State from reserving a corporate name or filing articles of incorporation using the name Golden State Energy unless those articles are for Golden State Energy, incorporated and operating as specified.

Position

Assigned

Subject

AB 284 (Rivas, Robert D) California Global Warming Solutions Act of 2006: climate goal: natural and working lands.

Current Text: Amended: 7/14/2021 [html](#) [pdf](#)

Introduced: 1/21/2021

Last Amend: 7/14/2021

Status: 9/10/2021-Failed Deadline pursuant to Rule 61(a)(15). (Last location was INACTIVE FILE on 9/2/2021)(May be acted upon Jan 2022)

Location: 9/10/2021-S. 2 YEAR

Summary: Would require the State Air Resources Board, as part of the next scoping plan update, in collaboration with the Natural Resources Agency and other relevant state agencies and departments and no later than January 1, 2023, to identify a 2045 climate goal, with interim milestones, for the state's natural and working lands, as defined, and to integrate into the scoping plan update recommendations developed by the Natural Resources Agency and the Department of Food and Agriculture regarding practices, policy and financial incentives, market needs, and potential reductions in barriers that would help achieve the 2045 climate goal, among other recommendations. The bill would require the state board, in collaboration with the Natural Resources Agency and other relevant state agencies and departments, to include this information in each subsequent update to the scoping plan and update that information, as appropriate.

Position	Assigned	Subject
Refer to ACE Committee	CASA ACE Cmte, Jessica	

AB 322 (Salas D) Energy: Electric Program Investment Charge program: biomass.

Current Text: Chaptered: 9/23/2021 [html](#) [pdf](#)

Introduced: 1/26/2021

Last Amend: 8/18/2021

Status: 9/23/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 229, Statutes of 2021.

Location: 9/23/2021-A. CHAPTERED

Summary: Current law creates in the State Treasury the Electric Program Investment Charge Fund to be administered by the State Energy Resources Conservation and Development Commission and requires the PUC to forward to the Energy Commission, at least quarterly, moneys for those EPIC programs the PUC has determined should be administered by the Energy Commission for deposit in the fund. Current law requires the Energy Commission, in administering moneys in the fund for research, development, and demonstration programs, to develop and implement the EPIC program for the purpose of awarding funds to projects that may lead to technological advancement and breakthroughs to overcome barriers that prevent the achievement of the state's statutory energy goals and that may result in a portfolio of projects that are strategically focused and sufficiently narrow to make advancement on the most significant technological challenges. Current law, until January 1, 2023, requires the Energy Commission to expend certain percentages of the moneys appropriated from the fund for technology demonstration and deployment at sites that benefit certain communities. This bill would require the Energy Commission to consider, in the investment planning process for the EPIC program, funding for eligible biomass conversion to energy projects, as specified.

Position	Assigned	Subject
Support	CASA ACE Cmte, Jessica	Climate Change/Energy Workgroup

AB 345 (Quirk-Silva D) Accessory dwelling units: separate conveyance.

Current Text: Chaptered: 9/29/2021 [html](#) [pdf](#)

Introduced: 1/28/2021

Last Amend: 6/16/2021

Status: 9/28/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 343, Statutes of 2021.

Location: 9/28/2021-A. CHAPTERED

Summary: The Planning and Zoning Law authorizes a local agency to provide, by ordinance, for the creation of accessory dwelling units in single-family and multifamily residential zones and requires a local agency that has not adopted an ordinance to ministerially approve an application for an accessory dwelling unit, and sets forth required ordinance standards, including that the ordinance prohibit the sale or conveyance of the accessory dwelling unit separately from the primary residence. Current law, notwithstanding the prohibition described above, authorizes a local agency to, by ordinance, allow an accessory dwelling unit to be sold or conveyed separately from the primary residence to a qualified buyer if certain conditions are met. This bill would require each local agency to allow an accessory dwelling unit to be sold or conveyed separately from the primary residence to a qualified buyer if the above-described conditions are met.

	Position	Assigned	Subject
	Watch	Alma	
<u>AB 377</u>	(Rivas, Robert D) Water quality: impaired waters.		
	Current Text: Amended: 4/13/2021 html pdf		
	Introduced: 2/1/2021		
	Last Amend: 4/13/2021		
	Status: 5/25/2021-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/19/2021)(May be acted upon Jan 2022)		
	Location: 5/25/2021-A. 2 YEAR		
	Summary: Would require, by January 1, 2023, the State Water Resources Control Board and regional boards to prioritize enforcement of all water quality standard violations that are causing or contributing to an exceedance of a water quality standard in a surface water of the state. The bill would require the state board and regional boards, by January 1, 2025, to evaluate impaired state surface waters and report to the Legislature a plan to bring all water segments into attainment by January 1, 2050. The bill would require the state board and regional boards to update the report with a progress summary to the Legislature every 5 years. The bill would create the Waterway Recovery Account in the Waste Discharge Permit Fund and would make moneys in the Waterway Recovery Account available for the state board to expend, upon appropriation by the Legislature, to bring impaired water segments into attainment in accordance with the plan.		
	Position	Assigned	Subject
	Oppose	Jessica	
<u>AB 473</u>	(Chau D) California Public Records Act.		
	Current Text: Chaptered: 10/7/2021 html pdf		
	Introduced: 2/8/2021		
	Last Amend: 8/16/2021		
	Status: 10/7/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 614, Statutes of 2021.		
	Location: 10/7/2021-A. CHAPTERED		
	Summary: The California Public Records Act requires state and local agencies to make their records available for public inspection, unless an exemption from disclosure applies. This bill would recodify and reorganize the provisions of the act. The bill would include provisions to govern the effect of recodification and state that the bill is intended to be entirely nonsubstantive in effect. The bill would contain related legislative findings and declarations. The bill would become operative on January 1, 2023.		
	Position	Assigned	Subject
	Watch		
<u>AB 602</u>	(Grayson D) Development fees: impact fee nexus study.		
	Current Text: Chaptered: 9/29/2021 html pdf		
	Introduced: 2/11/2021		
	Last Amend: 8/26/2021		
	Status: 9/28/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 347, Statutes of 2021.		
	Location: 9/28/2021-A. CHAPTERED		
	Summary: Current law requires a city, county, or special district that has an internet website to make available on its internet website certain information, as applicable, including its current schedule of fees and exactions. This bill, among other things, would require, on and after January 1, 2022, a local agency that conducts an impact fee nexus study to follow specific standards and practices, including, but not limited to, (1) that prior to the adoption of an associated development fee, an impact fee nexus study be adopted, (2) that the study identify the existing level of service for each public facility, identify the proposed new level of service, and include an explanation of why the new level of service is necessary, and (3) if the study is adopted after July 1, 2022, either calculate a fee levied or imposed on a housing development project proportionately to the square footage of the proposed units, or make specified findings explaining why square footage is not an appropriate metric to calculate the fees.		
	Position	Assigned	Subject
	Neutral, As Amended		
<u>AB 652</u>	(Friedman D) Product safety: juvenile products: chemicals: perfluoroalkyl and polyfluoroalkyl substances.		
	Current Text: Chaptered: 10/6/2021 html pdf		
	Introduced: 2/12/2021		
	Last Amend: 8/18/2021		

Status: 10/5/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 500, Statutes of 2021.

Location: 10/5/2021-A. CHAPTERED

Summary: Would, on and after July 1, 2023, prohibit a person, including a manufacturer, from selling or distributing in commerce in this state any new, not previously owned, juvenile product, as defined, that contains regulated perfluoroalkyl and polyfluoroalkyl substances (PFAS), as defined. The bill would require a manufacturer to use the least toxic alternative when replacing PFAS chemicals in a juvenile product.

Position
Watch

Assigned
Jessica

Subject

AB 818

(Bloom D) Solid waste: premoistened nonwoven disposable wipes.

Current Text: Chaptered: 10/6/2021 [html](#) [pdf](#)

Introduced: 2/16/2021

Last Amend: 7/1/2021

Status: 10/6/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 590, Statutes of 2021.

Location: 10/6/2021-A. CHAPTERED

Summary: Would require, except as provided, certain premoistened nonwoven disposable wipes manufactured on or after July 1, 2022, to be labeled clearly and conspicuously with the phrase "Do Not Flush" and a related symbol, as specified. The bill would prohibit a covered entity, as defined, from making a representation about the flushable attributes, benefits, performance, or efficacy of those premoistened nonwoven disposable wipes, as provided. The bill would establish enforcement provisions, including authorizing a civil penalty not to exceed \$2,500 per day, up to a maximum of \$100,000 per violation, to be imposed on a covered entity who violates those provisions.

Position
Support/Co-
Sponsor

Assigned
Jessica

Subject

AB 843

(Aguilar-Curry D) California Renewables Portfolio Standard Program: renewable feed-in tariff: Bioenergy Market Adjusting Tariff program: community choice aggregators.

Current Text: Chaptered: 9/23/2021 [html](#) [pdf](#)

Introduced: 2/17/2021

Last Amend: 7/5/2021

Status: 9/23/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 234, Statutes of 2021.

Location: 9/23/2021-A. CHAPTERED

Summary: The California Renewables Portfolio Standard Program requires the Public Utilities Commission to establish a renewables portfolio standard requiring all retail sellers, defined as including electrical corporations, community choice aggregators, and electric service providers, to procure a minimum quantity of electricity products from eligible renewable energy resources, as defined, so that the total kilowatthours of those products sold to their retail end-use customers achieves 33% of retail sales by December 31, 2020, 44% by December 31, 2024, 52% by December 31, 2027, and 60% by December 31, 2030. The California Renewables Portfolio Standard Program requires every electrical corporation to file with the commission a standard tariff for electricity generated by an electric generation facility, as defined, that qualifies for the tariff, is owned and operated by a retail customer of the electrical corporation, and is located within the service territory of, and developed to sell electricity to, the electrical corporation. The commission refers to this requirement as the renewable feed-in tariff. This bill would provide that the renewable feed-in tariff would apply to a qualifying electric generation facility that is developed to sell electricity to the electrical corporation or, for a bioenergy electric generation facility, to an electrical corporation or a community choice aggregator within the electrical corporation's service territory.

Position
Support

Assigned
CASA ACE Cmte,
Jessica

Subject

AB 1066

(Bloom D) Priority inland water-contact recreation sites: water quality monitoring.

Current Text: Chaptered: 10/8/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 6/24/2021

Status: 10/8/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 711, Statutes of 2021.

Location: 10/8/2021-A. CHAPTERED

Summary: Current law requires the State Department of Public Health, by regulation and in consultation with the State Water Resources Control Board, local health officers, and the public, to establish, maintain, and amend, as necessary, minimum standards for the sanitation of public beaches.

Current law provides for the establishment of the California Water Quality Monitoring Council, which is administered by the state board, and requires the council to undertake various actions relating to water quality data collection and to review existing water quality monitoring, assessment, and reporting efforts and recommend specific actions and funding needs necessary to coordinate and enhance those efforts. This bill would require, on or before July 1, 2022, the council to direct a new or existing working group to study water recreation hazards at priority water-contact recreation sites, as specified.

Position	Assigned	Subject
Watch Close		

AB 1200 (Ting D) Plant-based food packaging: cookware: hazardous chemicals.

Current Text: Chaptered: 10/6/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 8/23/2021

Status: 10/5/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 503, Statutes of 2021.

Location: 10/5/2021-A. CHAPTERED

Summary: Would prohibit, beginning January 1, 2023, any person from distributing, selling, or offering for sale in the state any food packaging that contains regulated perfluoroalkyl and polyfluoroalkyl substances or PFAS, as defined. The bill would require a manufacturer to use the least toxic alternative when replacing PFAS chemicals. The bill would define "food packaging," in part, to mean a nondurable package, packaging component, or food service ware that is comprised, in substantial part, of paper, paperboard, or other materials originally derived from plant fibers.

Position	Assigned	Subject
Support	Jessica	

AB 1261 (Burke D) State Air Resources Board: greenhouse gas emissions: incentive programs.

Current Text: Chaptered: 10/8/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Last Amend: 8/26/2021

Status: 10/8/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 714, Statutes of 2021.

Location: 10/8/2021-A. CHAPTERED

Summary: Would require the State Air Resources Board to establish specified processes to assist the state in achieving its greenhouse gas emissions reduction goals, including a process to identify any overlap among its incentive programs, as defined, that share the same objectives and a process to define, collect, and evaluate data on the behavioral changes that result from each of its incentive programs. The bill would require the state board to use the information collected pursuant to these processes to refine the greenhouse gas emissions estimates for its incentive programs in its annual reports to the Legislature, its funding plans or any long-term planning documents or reports. The bill would require the state board to develop a process to define, collect, and evaluate data that will translate to metrics demonstrating the socioeconomic benefits that result from each of its incentive programs, and to use this data to make funding and design recommendations in its annual reports to the Legislature and or funding plans, as provided.

Position	Assigned	Subject
Refer to ACE Committee	CASA ACE Cmte	

AB 1581 (Committee on Local Government) Local government: omnibus.

Current Text: Chaptered: 6/29/2021 [html](#) [pdf](#)

Introduced: 3/9/2021

Last Amend: 4/19/2021

Status: 6/28/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 31, Statutes of 2021.

Location: 6/28/2021-A. CHAPTERED

Summary: The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 provides the authority and procedure for the initiation, conduct, and completion of changes of organization, reorganization, and sphere of influence changes for cities and districts, as specified. Current law requires a local agency formation commission to develop and determine the sphere of influence of each city and each special district within the county and enact policies designed to promote the logical and orderly development of areas within each sphere. Current law requires, when a proposed change of organization or reorganization applies to 2 or more affected counties, that exclusive jurisdiction vest in the commission of the principal county, unless certain things occur. This bill would add the determination of a sphere of influence to the types of proposed changes for which exclusive jurisdiction may or may not vest in a principal county.

Position	Assigned	Subject
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ACA 1 (Aguiar-Curry D) Local government financing: affordable housing and public infrastructure: voter approval.**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)**Introduced:** 12/7/2020**Status:** 4/22/2021-Referred to Coms. on L. GOV. and APPR.**Location:** 4/22/2021-A. L. GOV.

Summary: The California Constitution prohibits the ad valorem tax rate on real property from exceeding 1% of the full cash value of the property, subject to certain exceptions. This measure would create an additional exception to the 1% limit that would authorize a city, county, city and county, or special district to levy an ad valorem tax to service bonded indebtedness incurred to fund the construction, reconstruction, rehabilitation, or replacement of public infrastructure, affordable housing, or permanent supportive housing, or the acquisition or lease of real property for those purposes, if the proposition proposing that tax is approved by 55% of the voters of the city, county, or city and county, as applicable, and the proposition includes specified accountability requirements.

Position	Assigned	Subject
Watch	Jessica	

SB 1 (Atkins D) Coastal resources: sea level rise.**Current Text:** Chaptered: 9/23/2021 [html](#) [pdf](#)**Introduced:** 12/7/2020**Last Amend:** 6/24/2021**Status:** 9/23/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 236, Statutes of 2021.**Location:** 9/23/2021-S. CHAPTERED

Summary: The California Coastal Act of 1976 establishes the California Coastal Commission and provides for planning and regulation of development in the coastal zone, as defined. The act requires the commission, within 90 days after January 1, 1977, to adopt, after public hearing, procedures for the preparation, submission, approval, appeal, certification, and amendment of a local coastal program, including a common methodology for the preparation of, and the determination of the scope of, the local coastal programs, as provided. This bill would also include, as part of the procedures the commission is required to adopt, recommendations and guidelines for the identification, assessment, minimization, and mitigation of sea level rise within each local coastal program, as provided. The bill would delete the timeframe specified above by which the commission is required to adopt these procedures.

Position	Assigned	Subject
Refer to ACE Committee	CASA ACE Cmte, Jessica	

SB 7 (Atkins D) Environmental quality: Jobs and Economic Improvement Through Environmental Leadership Act of 2021.**Current Text:** Chaptered: 5/20/2021 [html](#) [pdf](#)**Introduced:** 12/7/2020**Last Amend:** 2/18/2021**Status:** 5/20/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 19, Statutes of 2021.**Location:** 5/20/2021-S. CHAPTERED

Summary: Would enact the Jobs and Economic Improvement Through Environmental Leadership Act of 2021, which would reenact the former leadership act, with certain changes, and would authorize the Governor, until January 1, 2024, to certify projects that meet specified requirements for streamlining benefits related to CEQA. The bill would additionally include housing development projects, as defined, meeting certain conditions as projects eligible for certification. The bill would, except for those housing development projects, require the quantification and mitigation of the impacts of a project from the emissions of greenhouse gases, as provided. The bill would revise and recast the labor-related requirements for projects undertaken by both public agencies and private entities. The bill would provide that the Governor is authorized to certify a project before the lead agency certifies the final EIR for the project.

Position	Assigned	Subject
Watch	Jessica	

SB 27 (Skinner D) Carbon sequestration: state goals: natural and working lands: registry of projects.**Current Text:** Chaptered: 9/23/2021 [html](#) [pdf](#)**Introduced:** 12/7/2020**Last Amend:** 8/30/2021**Status:** 9/23/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 237, Statutes

of 2021.

Location: 9/23/2021-S. CHAPTERED

Summary: Would require, no later than July 1, 2023, the Natural Resources Agency, in coordination with the California Environmental Protection Agency, the State Air Resources Board, the Department of Food and Agriculture, and other relevant state agencies, to establish the Natural and Working Lands Climate Smart Strategy and, in developing the strategy, to create a framework to advance the state's climate goals. The bill would require the state board, as part of its scoping plan, to establish specified carbon dioxide removal targets for 2030 and beyond.

Position	Assigned	Subject
Refer to ACE Committee	CASA ACE Cmte, Jessica	

SB 52

(Dodd D) State of emergency: local emergency: planned power outage.

Current Text: Chaptered: 10/6/2021 [html](#) [pdf](#)

Introduced: 12/7/2020

Last Amend: 8/26/2021

Status: 10/6/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 597, Statutes of 2021.

Location: 10/6/2021-S. CHAPTERED

Summary: Would define a 'deenergization event' as a planned power outage, as specified, and would make a deenergization event one of those conditions constituting a local emergency, with prescribed limitations.

Position	Assigned	Subject
Watch	Jessica	

SB 83

(Allen D) Sea Level Rise Revolving Loan Program.

Current Text: Vetoed: 10/7/2021 [html](#) [pdf](#)

Introduced: 12/15/2020

Last Amend: 6/29/2021

Status: 10/7/2021-Vetoed by the Governor. In Senate. Consideration of Governor's veto pending.

Location: 10/7/2021-S. VETOED

Summary: Current law establishes in state government the Ocean Protection Council. Current law requires the council to, among other things, establish policies to coordinate the collection, evaluation, and sharing of scientific data related to coastal and ocean resources among agencies. Current law establishes the State Coastal Conservancy with prescribed powers and responsibilities for implementing and administering various programs intended to preserve, protect, and restore the state's coastal areas. This bill would require the council, in consultation with the conservancy, to develop the Sea Level Rise Revolving Loan Program for purposes of providing low-interest loans to local jurisdictions for the purchase of coastal properties in their jurisdictions identified as vulnerable coastal property, as provided.

Position	Assigned	Subject
Refer to ACE Committee	CASA ACE Cmte, Jessica	

SB 128

(Skinner D) Budget Act of 2021.

Current Text: Amended: 6/10/2021 [html](#) [pdf](#)

Introduced: 1/8/2021

Last Amend: 6/10/2021

Status: 9/10/2021-Failed Deadline pursuant to Rule 61(a)(15). (Last location was BUDGET on 1/8/2021)(May be acted upon Jan 2022)

Location: 9/10/2021-A. 2 YEAR

Summary: This bill would make appropriations for the support of state government for the 2021-22 fiscal year. This bill would declare that it is to take effect immediately as a Budget Bill.

Position	Assigned	Subject
Work w/Author	Jessica	

SB 222

(Dodd D) Water Rate Assistance Program.

Current Text: Amended: 8/30/2021 [html](#) [pdf](#)

Introduced: 1/14/2021

Last Amend: 8/30/2021

Status: 9/10/2021-Failed Deadline pursuant to Rule 61(a)(15). (Last location was INACTIVE FILE on 9/3/2021)(May be acted upon Jan 2022)

Location: 9/10/2021-A. 2 YEAR

Summary: Would establish the Water Rate Assistance Fund in the State Treasury to help provide water affordability assistance, for both drinking water and wastewater services, to low-income

ratepayers and ratepayers experiencing economic hardship in California. The bill would require the Department of Community Services and Development to develop and administer the Water Rate Assistance Program established by the bill.

Position	Assigned	Subject
Work w/Author	Jessica	

SB 273 (Hertzberg D) Water quality: municipal wastewater agencies.

Current Text: Chaptered: 9/23/2021 [html](#) [pdf](#)

Introduced: 1/29/2021

Last Amend: 6/21/2021

Status: 9/23/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 241, Statutes of 2021.

Location: 9/23/2021-S. CHAPTERED

Summary: Would authorize a municipal wastewater agency, as defined, to enter into agreements with entities responsible for stormwater management for the purpose of managing stormwater and dry weather runoff, as defined, to acquire, construct, expand, operate, maintain, and provide facilities for specified purposes relating to managing stormwater and dry weather runoff, and to levy taxes, fees, and charges consistent with the municipal wastewater agency's existing authority in order to fund projects undertaken pursuant to the bill. The bill would require the exercise of any new authority granted under the bill to comply with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000. The bill would require a municipal wastewater agency that enters into or amends one of these agreements after January 1, 2022, to file a copy of the agreement or amendment with the local agency formation commission in each county where any part of the municipal wastewater agency's territory is located, but would exempt those agreements and amendments from local agency formation commission approval except as required by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

Position	Assigned	Subject
Support/Sponsor	Jessica	

SB 274 (Wieckowski D) Local government meetings: agenda and documents.

Current Text: Chaptered: 10/9/2021 [html](#) [pdf](#)

Introduced: 1/29/2021

Last Amend: 4/5/2021

Status: 10/9/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 763, Statutes of 2021.

Location: 10/9/2021-S. CHAPTERED

Summary: The Ralph M. Brown Act requires meetings of the legislative body of a local agency to be open and public and also requires regular and special meetings of the legislative body to be held within the boundaries of the territory over which the local agency exercises jurisdiction, with specified exceptions. Current law authorizes a person to request that a copy of an agenda, or a copy of all the documents constituting the agenda packet, of any meeting of a legislative body be mailed to that person. This bill would require a local agency with an internet website, or its designee, to email a copy of, or website link to, the agenda or a copy of all the documents constituting the agenda packet if the person requests that the items be delivered by email. If a local agency determines it to be technologically infeasible to send a copy of the documents or a link to a website that contains the documents by email or by other electronic means, the bill would require the legislative body or its designee to send by mail a copy of the agenda or a website link to the agenda and to mail a copy of all other documents constituting the agenda packet, as specified.

Position	Assigned	Subject
Watch	Alma	

SB 297 (Durazo D) Subsurface installations: penalties.

Current Text: Chaptered: 10/8/2021 [html](#) [pdf](#)

Introduced: 2/3/2021

Last Amend: 8/19/2021

Status: 10/8/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 726, Statutes of 2021.

Location: 10/8/2021-S. CHAPTERED

Summary: Would enact the Wade Kilpatrick Gas Safety and Workforce Adequacy Act of 2021. The bill would prescribe a civil penalty of up to \$100,000 to be imposed on an operator or excavator, as specified, who knowingly and willfully violates provisions relating to excavations and subsurface installations and damages a gas or hazardous liquid pipeline subsurface installation in a way that results in the escape of any flammable, toxic, or corrosive gas or liquid.

Position	Assigned	Subject
Watch	Jessica	

SB 323**(Caballero D) Local government: water or sewer service: legal actions.****Current Text:** Chaptered: 9/23/2021 [html](#) [pdf](#)**Introduced:** 2/5/2021**Last Amend:** 8/16/2021**Status:** 9/23/2021-Chaptered by Secretary of State. Chapter 216, Statutes of 2021.**Location:** 9/22/2021-S. CHAPTERED

Summary: Current law prohibits a local agency from imposing fees for specified purposes, including fees for water or sewer connections, as defined, that exceed the estimated reasonable cost of providing the service for which the fee is charged, unless voter approval is obtained. Existing law provides that a local agency levying a new water or sewer connection fee or increasing a fee must do so by ordinance or resolution. Current law requires, for specified fees, including water or sewer connection fees, any judicial action or proceeding to attack, review, set aside, void, or annul an ordinance, resolution, or motion adopting a new fee or service charge or modifying an existing fee or service charge to be commenced within 120 days of the effective date of the ordinance, resolution, or motion according to specified procedures for validation proceedings. Except as provided, this bill would require any judicial action or proceeding to attack, review, set aside, void, validate, or annul an ordinance, resolution, or motion adopting, modifying, or amending water or sewer service fees or charges adopted after January 1, 2022, to be commenced within 120 days of the effective date or the date of final passage, adoption, or approval of the ordinance, resolution, or motion, whichever is later.

Position

Support

Assigned

Alma

Subject**SB 372****(Leyva D) Medium- and heavy-duty fleet purchasing assistance program: zero-emission vehicles.****Current Text:** Chaptered: 10/7/2021 [html](#) [pdf](#)**Introduced:** 2/10/2021**Last Amend:** 7/12/2021**Status:** 10/7/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 639, Statutes of 2021.**Location:** 10/7/2021-S. CHAPTERED

Summary: Current law establishes the Air Quality Improvement Program that is administered by the State Air Resources Board for purposes of funding projects related to, among other things, the reduction of criteria air pollutants and improvement of air quality. Pursuant to its existing statutory authority, the state board has established the Clean Vehicle Rebate Project, as a part of the Air Quality Improvement Program, to promote the use of zero-emission vehicles by providing rebates for the purchase of new zero-emission vehicles. Current law, the California Pollution Control Financing Authority Act, establishes the California Pollution Control Financing Authority, with specified powers and duties, and authorizes the authority to approve financing for projects or pollution control facilities to prevent or reduce environmental pollution. This bill would establish the Medium- and Heavy-Duty Zero-Emission Vehicle Fleet Purchasing Assistance Program within the Air Quality Improvement Program to make financing tools and nonfinancial supports available to operators of medium- and heavy-duty vehicle fleets to enable those operators to transition their fleets to zero-emission vehicles.

PositionRefer to ACE
Committee**Assigned**CASA ACE Cmte,
Jessica**Subject****SB 378****(Gonzalez D) Local government: broadband infrastructure development project permit processing: microtrenching permit processing ordinance.****Current Text:** Chaptered: 10/8/2021 [html](#) [pdf](#)**Introduced:** 2/10/2021**Last Amend:** 6/29/2021**Status:** 10/8/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 677, Statutes of 2021.**Location:** 10/8/2021-S. CHAPTERED

Summary: Would require a local agency to allow, except as provided, microtrenching for the installation of underground fiber if the installation in the microtrench is limited to fiber. The bill would also require, to the extent necessary, a local agency with jurisdiction to approve excavations to adopt or amend existing policies, ordinances, codes, or construction rules to allow for microtrenching. The bill would provide that these provisions do not supersede, nullify, or otherwise alter the requirements to comply with specified safety standards. The bill would authorize a local agency to impose a fee for its reasonable costs on an application for a permit to install fiber, as provided. By imposing new duties on local agencies with regard to the installation of fiber, the bill would impose a state-mandated local program.

Position

Work w/Author

Assigned

Jessica

Subject**SB 418****(Laird D) Sea level rise planning: database.**

Current Text: Amended: 3/17/2021 [html](#) [pdf](#)

Introduced: 2/12/2021

Last Amend: 3/17/2021

Status: 9/10/2021-Failed Deadline pursuant to Rule 61(a)(15). (Last location was INACTIVE FILE on 9/3/2021)(May be acted upon Jan 2022)

Location: 9/10/2021-A. 2 YEAR

Summary: Current law requires the Natural Resources Agency, in collaboration with the Ocean Protection Council, to create, update biannually, and post on an internet website a Planning for Sea Level Rise Database describing steps being taken throughout the state to prepare for, and adapt to, sea level rise. Current law further requires that various public agencies and private entities provide to the agency, on a biannual basis, sea level rise planning information, as defined, that is under the control or jurisdiction of the public agencies or private entities, and requires the agency to determine the information necessary for inclusion in the database, as prescribed. Current law repeals these provisions on January 1, 2023. This bill would extend the sunset date for the above provisions until January 1, 2028.

Position	Assigned	Subject
Refer to ACE Committee	Alma, CASA ACE Cmte	

SB 426 (Rubio D) Municipal separate storm sewer systems: financial capability analysis.

Current Text: Amended: 3/1/2021 [html](#) [pdf](#)

Introduced: 2/12/2021

Last Amend: 3/1/2021

Status: 6/4/2021-Failed Deadline pursuant to Rule 61(a)(8). (Last location was INACTIVE FILE on 6/1/2021)(May be acted upon Jan 2022)

Location: 6/4/2021-S. 2 YEAR

Summary: Would require the State Water Resources Control Board, by July 1, 2022, to establish financial capability assessment guidelines for municipal separate storm sewer system permittees that are adequate and consistent when considering the costs to local jurisdictions. The bill would require the state board and the regional boards to continue using available regulatory tools and other approaches to foster collaboration with permittees to implement permit requirements in light of the costs of implementation.

Position	Assigned	Subject
Support	Jessica	

SB 582 (Stern D) Climate Emergency Mitigation, Safe Restoration, and Just Resilience Act of 2021.

Current Text: Amended: 5/20/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 5/20/2021

Status: 6/4/2021-Failed Deadline pursuant to Rule 61(a)(8). (Last location was INACTIVE FILE on 6/3/2021)(May be acted upon Jan 2022)

Location: 6/4/2021-S. 2 YEAR

Summary: Would require the State Air Resources Board to ensure that statewide greenhouse gas emissions are reduced to at least 40% and up to 80% below the 1990 level by 2030. By expanding the scope of a crime, this bill would imposed a state-mandated local program. The bill would adopt a state policy to lead a global effort to restore oceanic and atmospheric concentrations of greenhouse gas emissions to preindustrial levels as soon as possible to secure a safe climate for all, and to restore community health and reverse the impacts from the damage and injustice climate change is causing to the people, the economy, and the environment of California. The bill would require the Secretary of the Natural Resources Agency, in coordination with the Secretary for Environmental Protection and the State Air Resources Board, and concurrent with the scoping plan, to develop a climate restoration plan that specifies carbon removal targets, before 2035, as necessary to facilitate achievement of those goals.

Position	Assigned	Subject
Spot Bill		

SB 594 (Glazer D) Elections: redistricting.

Current Text: Chaptered: 9/27/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 8/26/2021

Status: 9/27/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 320, Statutes of 2021.

Location: 9/27/2021-S. CHAPTERED

Summary: The California Constitution establishes the Citizens Redistricting Commission for the purpose of drawing district lines for the election of Members of the State Senate, Assembly, Congress, and the State Board of Equalization, and requires the commission to do so by August 15 in each year

ending in the number one thereafter. For redistricting occurring in 2021, the Supreme Court of California, by peremptory writ of mandate in *Legislature of State of California v. Padilla* (2020) 9 Cal.5th 867, extended that deadline to December 15, 2021, or to a later date if specified conditions are met, due to a delay in the release of federal census data caused by the COVID-19 pandemic. This bill would, for the June 7, 2022, statewide direct primary election, make various changes, as specified, to existing law relating to candidate nominations and compilation of registered voter data in order to accommodate the extended state redistricting deadline.

Position	Assigned	Subject
Watch	Alma, Jessica	

SB 619 (Laird D) Organic waste: reduction regulations: local jurisdiction compliance.

Current Text: Chaptered: 10/5/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 9/3/2021

Status: 10/5/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 508, Statutes of 2021.

Location: 10/5/2021-S. CHAPTERED

Summary: Current law requires the State Air Resources Board to complete, approve, and implement a comprehensive strategy to reduce emissions of short-lived climate pollutants in the state to achieve, among other things, a reduction in the statewide emissions of methane by 40%. Current law requires the methane emissions reduction goals to include specified targets to reduce the landfill disposal of organics. Current law requires the Department of Resources Recycling and Recovery, in consultation with the state board, to adopt regulations to achieve those targets for reducing organic waste in landfills, and authorizes those regulations to require local jurisdictions to impose requirements on generators or other relevant entities within their jurisdiction, to authorize local jurisdictions to impose penalties on generators for noncompliance, and to include penalties to be imposed by the department for noncompliance. This bill would authorize a local jurisdiction facing continuing violations that commence during the 2022 calendar year of those regulations to submit to the department no later than March 1, 2022, a notification of intent to comply, as prescribed.

Position	Assigned	Subject
Support	Alma, CASA ACE Cmte, Jessica	

SB 776 (Gonzalez D) Safe drinking water and water quality.

Current Text: Chaptered: 9/16/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Last Amend: 8/30/2021

Status: 9/16/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 187, Statutes of 2021.

Location: 9/16/2021-S. CHAPTERED

Summary: Thee California Safe Drinking Water Act requires the State Water Resources Control Board to administer provisions relating to the regulation of drinking water to protect public health. Current law provides that the California Safe Drinking Water Act does not apply to small state water systems, except as specified. This bill would expand the application of the act to small state water systems, as specified.

Position	Assigned	Subject
Watch	Jessica	

SB 791 (Cortese D) California Surplus Land Unit.

Current Text: Chaptered: 9/28/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Last Amend: 8/30/2021

Status: 9/28/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 366, Statutes of 2021.

Location: 9/28/2021-S. CHAPTERED

Summary: Would, upon appropriation by the Legislature, establish the California Surplus Land Unit within the Department of Housing and Community Development with the primary purpose of facilitating the development and construction of residential housing on local surplus land, as defined. In this regard, the bill would authorize the unit to, among other things, facilitate agreements between housing developers and local agencies that seek to dispose of surplus land; provide advice, technical assistance, and consultative and technical service to local agencies with surplus land and developers that seek to develop housing on the surplus land; and collaborate with specified state agencies to assist housing developers and local agencies with obtaining grants, loans, tax credits, credit enhancements, and other types of financing that facilitate the construction of housing on surplus land.

Position	Assigned	Subject
Watch Close	Alma, Jessica	

Total Measures: 38
Total Tracking Forms: 38



Directors
Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

Officers
Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

**OCTOBER 25, 2021
BOARD OF DIRECTORS MEETING
AGENDA ITEM #15**

TITLE: **Board Expenses for 1st Quarter of Fiscal Year 2022 (*This is an Information Item*)**

SUBMITTED: Paul R. Eldredge, General Manager/District Engineer
Mark Carlson, Business Services Manager/CFO
Laurie Brenner, FAST Team Coach

Recommendation
Information only.

Previous Board Action
None

Background
Please see attached the Board of Directors Quarterly Travel and Training Expenditure Report for the 1st quarter of Fiscal Year 2022.

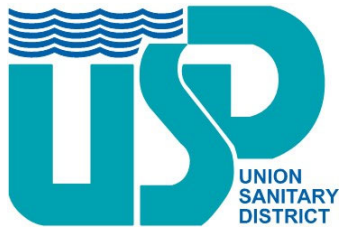
BOARD OF DIRECTORS

QUARTERLY TRAVEL AND TRAINING EXPENDITURE REPORT

1ST QTR, FISCAL YEAR 2022

Board Members	Description	1st Qtr	2nd Qtr	3rd Qtr	4th Qtr	Beginning Balance	Y-T-D Expense	Balance Available
FERNANDEZ, MANNY								
	TOTAL	0.00	0.00	0.00	0.00	5000.00	0.00	5000.00
HANDLEY, TOM								
	TOTAL	0.00	0.00	0.00	0.00	5000.00	0.00	5000.00
HARRISON, JENNIFER								
	TOTAL	0.00	0.00	0.00	0.00	5000.00	0.00	5000.00
KITE, PAT								
	TOTAL	0.00	0.00	0.00	0.00	5000.00	0.00	5000.00
LATHI, ANJALI								
	TOTAL	0.00	0.00	0.00	0.00	5000.00	0.00	5000.00
GRAND TOTAL		0.00	0.00	0.00	0.00	25000.00	0.00	25000.00

The Board of Directors' Quarterly Expenditure Report is attached as part of the check register in accordance with Board Member Business Expense policy adopted September 5, 1991



Directors
Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

Officers
Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

**OCTOBER 25, 2021
BOARD OF DIRECTORS
MEETING AGENDA ITEM #16**

TITLE: CAL-Card Quarterly Merchant Activity Report (*This is an Information Item*)

SUBMITTED: Paul R. Eldredge, General Manager/District Engineer
Mark Carlson, Work Group Manager
Laurie Brenner, Team Coach
Skip Calvo, Purchasing Agent

Recommendation
Information only.

Discussion
Information only.

Background
The attached CAL-Card Merchant Spend Analysis details the CAL-Card activity for the first quarter of FY 2022. This covers transactions from the CAL-Card billing period July 23, 2021 through September 22, 2021. During this quarter, we had 243 transactions totaling \$77,561.67.

Previous Board Action
None.

Attachments: Merchant Spend Analysis Report

Merchant Spend Analysis - Detail

MCCG	Merchant Category Code Group Description	MCC	Merchant Name	Merchant City	Merchant State/ Province	Debit Amount	Nbr of Debit Trans	Average Spend per Debit Trans	Credit Amount	Nbr of Credit Trans	Total Spend	% of Total Spend	Nbr of Trans	Total Sales Tax
47979	WHOLESALE TRADE	5085	DYSTAR	704-561-2917	NC	\$ 3,377.60	1	\$ 3,377.60	\$ 0.00	0	\$ 3,377.60	4.35%	1	\$ 0.00
373183	misc	5047	IN *DATA SUPPORT COMPANY,	818-9887499	CA	3,236.75	1	3,236.75	0.00	0	3,236.75	4.17%	1	311.75
47979	WHOLESALE TRADE	5200	THE HOME DEPOT #6964	NEWARK	CA	6,208.49	4	1,552.12	2,983.42	1	3,225.07	4.16%	5	884.28
47970	OFFICE SERVICES	7379	CONTROL TECHNOLOGY I	865-5840440	TN	2,695.19	1	2,695.19	0.00	0	2,695.19	3.47%	1	0.00
47963	BUSINESS EXPENS	4900	BAY AREA AIR QUALITY MANA	415-771-6000	CA	2,658.00	1	2,658.00	0.00	0	2,658.00	3.43%	1	0.00
47970	OFFICE SERVICES	8911	YORKE ENGINEERING	949-248-8490	CA	2,396.00	2	1,198.00	0.00	0	2,396.00	3.09%	2	0.00
373183	misc	7392	PALMERPLANNING.COM	PALMERPLANNIN	GA	2,298.00	2	1,149.00	100.00	1	2,198.00	2.83%	3	0.00
388846	Olivia	8299	SQ *WELDING SKILLS TEST A	GOSQ.COM	CA	2,008.99	1	2,008.99	0.00	0	2,008.99	2.59%	1	155.69
47979	WHOLESALE TRADE	5200	THE HOME DEPOT #0635	UNION CITY	CA	1,934.25	2	967.13	0.00	0	1,934.25	2.49%	2	186.08
378973	4899	5300	WWW COSTCO COM	800-955-2292	WA	1,894.90	3	631.63	0.00	0	1,894.90	2.44%	3	0.00
47963	BUSINESS EXPENS	8220	CSUH	800-3398131	CA	1,850.00	1	1,850.00	0.00	0	1,850.00	2.39%	1	0.00
373694	8699	8699	WEF MAIN	703-684-2400	VA	1,595.00	5	319.00	0.00	0	1,595.00	2.06%	5	0.00
47970	OFFICE SERVICES	7311	CA NEWSPAPERS ADV S	888-454-9588	CA	1,500.00	1	1,500.00	0.00	0	1,500.00	1.93%	1	0.00
373183	misc	5047	IDEXX DISTRIBUTION INC	800-814-1147	ME	1,424.87	4	356.22	0.00	0	1,424.87	1.84%	4	129.06
47979	WHOLESALE TRADE	5085	HACH COMPANY	970-6631377	CO	1,401.56	3	467.19	0.00	0	1,401.56	1.81%	3	132.98
373526	Redwing 7372	7372	BLUEBEAM INC	626-7884100	CA	1,396.00	2	698.00	0.00	0	1,396.00	1.80%	2	0.00
47961	AUTO/RV DEALERS	5511	GOLDEN GATE TRUCK CENTER	559-486-4310	CA	1,347.32	1	1,347.32	0.00	0	1,347.32	1.74%	1	53.89
47973	OTHER TRAVEL	4722	PRICELN*DOUBLET REE BY	800-774-2354	CT	1,267.74	1	1,267.74	0.00	0	1,267.74	1.63%	1	0.00

Merchant Spend Analysis - Detail

MCCG	Merchant Category Code Group Description	MCC	Merchant Name	Merchant City	Merchant State/ Province	Debit Amount	Nbr of Debit Trans	Average Spend per Debit Trans	Credit Amount	Nbr of Credit Trans	Total Spend	% of Total Spend	Nbr of Trans	Total Sales Tax
47979	WHOLESALE TRADE	5169	ENVIRONMENTAL RESOURCE	303-431-8454	CO	\$ 1,222.76	1	\$ 1,222.76	\$ 0.00	0	\$ 1,222.76	1.58%	1	\$ 85.31
373694	8699	8699	CALIFORNIA WATER ENVIRON	510-382-7800	CA	1,215.00	10	121.50	0.00	0	1,215.00	1.57%	10	111.41
47973	OTHER TRAVEL	4468	ANCHOR EXPRESS	866-888-2624	MA	1,208.24	1	1,208.24	0.00	0	1,208.24	1.56%	1	0.00
388846	Olivia	8299	IN *MITCH'S CERTIFIED CLA	916-7837176	CA	1,200.00	1	1,200.00	0.00	0	1,200.00	1.55%	1	0.00
371673	8398	8398	PAYPAL *CWEA	402-935-7733	CA	1,090.00	2	545.00	0.00	0	1,090.00	1.41%	2	0.00
47963	BUSINESS EXPENS	9399	CITY OF FREMONT ACC WEB	510-494-4790	CA	1,080.00	1	1,080.00	0.00	0	1,080.00	1.39%	1	0.00
373694	8699	8699	AMERICAN PAYROLL ASSOC	210-226-4600	TX	1,050.00	2	525.00	0.00	0	1,050.00	1.35%	2	0.00
47963	BUSINESS EXPENS	4814	ZOOM.US 888-799-9666	WWW.ZOOM.US	CA	976.32	3	325.44	0.00	0	976.32	1.26%	3	46.50
47963	BUSINESS EXPENS	8220	PENN STATE	814-8674973	PA	895.00	1	895.00	0.00	0	895.00	1.15%	1	0.00
47979	WHOLESALE TRADE	5065	BOLD RENEWABLES LLC	970-407-6237	CO	819.78	1	819.78	0.00	0	819.78	1.06%	1	0.00
47970	OFFICE SERVICES	8734	NSI LAB SOLUTIONS INC	919-7893000	NC	791.00	1	791.00	0.00	0	791.00	1.02%	1	0.00
47971	OFFICE SUPPLIES	5942	AMAZON.COM*213 GD1GI2 AMZN	AMZN.COM/BILL	WA	790.80	1	790.80	0.00	0	790.80	1.02%	1	70.26
47963	BUSINESS EXPENS	8249	TAIT TRAINING	TAIT.COMTRAIN	TX	758.00	2	379.00	0.00	0	758.00	0.98%	2	0.00
47979	WHOLESALE TRADE	5072	C H BULL COMPANY	6508378400	CA	749.78	1	749.78	0.00	0	749.78	0.97%	1	0.00
47979	WHOLESALE TRADE	5200	THE HOME DEPOT 635	UNION CITY	CA	734.83	1	734.83	0.00	0	734.83	0.95%	1	71.33
47971	OFFICE SUPPLIES	5734	NEOGOV	HTTPSWWW.NEO G	CA	704.00	5	140.80	0.00	0	704.00	0.91%	5	0.00
384466	Computer	5045	HP *HP.COM STORE	888-345-5409	CA	702.54	1	702.54	0.00	0	702.54	0.91%	1	0.00
47967	MEDICAL	8071	BIOMERIEUX, INC.	630-6286055	NC	679.65	2	339.82	0.00	0	679.65	0.88%	2	0.00
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*295XK4F12	AMZN.COM/BILL	WA	673.84	1	673.84	0.00	0	673.84	0.87%	1	65.40

Merchant Spend Analysis - Detail

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373694	8699	8699	ASQ ECOMMERCE	414-2728575	WI	\$ 665.50	3	\$ 221.83	\$ 0.00	0	\$ 665.50	0.86%	3	\$ 0.00
47970	OFFICE SERVICES	7361	ZIPRECRUITER, INC.	855-747-5493	CA	638.00	2	319.00	0.00	0	638.00	0.82%	2	0.00
47978	VEHICLE EXPENSE	5533	THERO* RUNNING BOARD W	WWW.REALTRUCK	FL	568.09	1	568.09	0.00	0	568.09	0.73%	1	55.14
47979	WHOLESALE TRADE	5200	LOWES #01132*	UNION CITY	CA	526.98	5	105.40	0.00	0	526.98	0.68%	5	52.48
388846	Olivia	8299	PESTICIDE APPLICATORS PRO	831-4423536	CA	525.00	4	131.25	0.00	0	525.00	0.68%	4	0.00
47972	OTHER	4214	IN *PENINSULA MESSENGER S	559-7346328	CA	505.00	1	505.00	0.00	0	505.00	0.65%	1	0.00
373183	misc	5046	SP * AERIAL EQUIP PART	HTTSPAERIALEQ	MO	465.63	1	465.63	0.00	0	465.63	0.60%	1	0.00
397200	SPATT	5311	EBAY O*10-07617-53114	408-3766151	CA	443.00	1	443.00	0.00	0	443.00	0.57%	1	0.00
47972	OTHER	5999	WECO INDUSTRIES LLC	707-446-6661	CA	438.53	1	438.53	0.00	0	438.53	0.57%	1	0.00
47969	MRO SUPPLIES	5969	AMERICAN PUBLIC WORKS	8164726100	MO	425.00	1	425.00	0.00	0	425.00	0.55%	1	0.00
388846	Olivia	8299	PAYPAL *PIPEUSERSGR	402-935-7733	CA	400.00	1	400.00	0.00	0	400.00	0.52%	1	0.00
289779	COMPUTER	5968	WEB*NETWORKSOLUTIONS	888-6429675	FL	398.82	1	398.82	0.00	0	398.82	0.51%	1	0.00
47979	WHOLESALE TRADE	5039	PLUG-IT PRODUCTS, CORP.	209-3344904	CA	425.53	1	425.53	35.72	1	389.81	0.50%	2	0.00
371673	8398	8398	AMERICAN RED CROSS	800-733-2767	DC	384.00	2	192.00	0.00	0	384.00	0.50%	2	0.00
47965	HOTELS	3562	COMFORT INN & SUITES	9099487000	CA	383.52	1	383.52	0.00	0	383.52	0.49%	1	0.00
47979	WHOLESALE TRADE	5198	SPRAY MART II	408-2243830	CA	383.29	1	383.29	0.00	0	383.29	0.49%	1	22.29
373526	Redwing 7372	7372	YOURMEMBER-CA REERS	727-497-6565	FL	379.00	1	379.00	0.00	0	379.00	0.49%	1	0.00
373183	misc	8999	IN *BRANDON	574-2017704	IN	375.00	1	375.00	0.00	0	375.00	0.48%	1	0.00

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373183	misc		CONLEY TRAINI											
388846	Olivia	8641	OWPSACSTATE	916-278-6142	CA	372.06	3	124.02	0.00	0	372.06	0.48%	3	0.00
47978	VEHICLE EXPENSE	5599	PETERSON TRUCKS SL	510-357-6200	CA	361.14	1	361.14	0.00	0	361.14	0.47%	1	0.00
373183	misc	5099	TEKTON INC	616-243-2443	MI	351.96	3	117.32	0.00	0	351.96	0.45%	3	0.00
373694	8699	8699	NASSCO INC	410-442-7473	MD	350.00	1	350.00	0.00	0	350.00	0.45%	1	0.00
388846	Olivia	8641	THE NELAC INSTITUTE	817-5981624	TX	350.00	1	350.00	0.00	0	350.00	0.45%	1	0.00
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*251OP0WH1 AM	AMZN.COM/BILL	WA	345.42	1	345.42	0.00	0	345.42	0.45%	1	33.52
384466	Computer	5045	CDW GOVT #J604385	800-808-4239	IL	338.34	1	338.34	0.00	0	338.34	0.44%	1	32.84
47972	OTHER	5732	BESTBUYCOM8064 75793606	RICHFIELD	MN	332.19	1	332.19	0.00	0	332.19	0.43%	1	21.37
373526	Redwing 7372	7372	VENNGAGE.COM	TORONTO	ON	327.60	1	327.60	0.00	0	327.60	0.42%	1	0.00
47970	OFFICE SERVICES	7361	ZIPRECRUITER, INC.	855-747-5493	CA	319.00	1	319.00	0.00	0	319.00	0.41%	1	0.00
388846	Olivia	8299	CA-NV SECTION, AWWA	909-481-7200	CA	305.00	1	305.00	0.00	0	305.00	0.39%	1	0.00
47979	WHOLESALE TRADE	5085	GIH*GLOBALINDUS TRIALEQ	800-645-2986	FL	296.26	1	296.26	0.00	0	296.26	0.38%	1	26.32
47979	WHOLESALE TRADE	5085	ZORO TOOLS INC	855-2899676	IL	277.57	1	277.57	0.00	0	277.57	0.36%	1	0.00
47963	BUSINESS EXPENS	9311	CALIFORNIA DEPARTMENT OF	800-5007115	CA	272.94	1	272.94	0.00	0	272.94	0.35%	1	0.00
373183	misc	5047	BOEKEL INDUSTRIES INC.	215-396-8200	PA	255.70	1	255.70	0.00	0	255.70	0.33%	1	0.00
373694	8699	8699	HYDRAULIC INSTITUTE	973-267-9700	NJ	238.00	1	238.00	0.00	0	238.00	0.31%	1	0.00
47979	WHOLESALE TRADE	5200	HOMEDEPOT.COM	800-430-3376	GA	237.01	2	118.50	0.00	0	237.01	0.31%	2	23.01
47971	OFFICE SUPPLIES	5942	AMAZON.COM*2E0 P47EH0	AMZN.COM/BILL	WA	236.58	1	236.58	0.00	0	236.58	0.31%	1	22.97
47972	OTHER	5732	BESTBUYCOM8064	RICHFIELD	MN	232.48	2	116.24	0.00	0	232.48	0.30%	2	14.96

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47972	OTHER		83030591											
388846	Olivia	4899	AUTOPAY/DISH NTWK	800-333-3474	CO	227.97	3	75.99	0.00	0	227.97	0.29%	3	0.00
47979	WHOLESALE TRADE	5072	ROBERT BROOKE & ASSOCIATE	800-6422403	MI	225.63	1	225.63	0.00	0	225.63	0.29%	1	0.00
397200	SPATT	5311	EBAY O*22-07249-44370	408-3766151	CA	219.50	1	219.50	0.00	0	219.50	0.28%	1	0.00
417985	FTBEC1	3066	SOUTHWES 5261413480632	800-435-9792	TX	216.96	1	216.96	0.00	0	216.96	0.28%	1	0.00
414319	Rental Car Grp	3405	ENTERPRISE RENT-A-CAR	ONTARIO	CA	213.09	1	213.09	0.00	0	213.09	0.27%	1	0.00
47961	AUTO/RV DEALERS	5511	GOLDEN GATE TRUCK CENTER	5594864310	CA	211.90	1	211.90	0.00	0	211.90	0.27%	1	19.70
373183	misc	5099	BRADY WORLDWIDE INC.	888-272-3946	WI	211.56	2	105.78	0.00	0	211.56	0.27%	2	19.20
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2P1IP2212 AM	AMZN.COM/BILL	WA	210.41	1	210.41	0.00	0	210.41	0.27%	1	20.42
373183	misc	8999	DAILY JOURNAL CORPORATION	213-2295300	CA	193.44	1	193.44	0.00	0	193.44	0.25%	1	1.93
373183	misc	5099	ACCUFORM.COM	8002371001	IL	193.24	1	193.24	0.00	0	193.24	0.25%	1	0.00
373694	8699	8699	NATIONAL INSITUTE OF GOVE	703-7368900	VA	190.00	1	190.00	0.00	0	190.00	0.24%	1	0.00
47970	OFFICE SERVICES	7311	WATER/WASTEWATER JOBS	WATERANDWASTE	FL	185.00	1	185.00	0.00	0	185.00	0.24%	1	0.00
397200	SPATT	5311	EBAY O*23-07515-13807	408-3766151	CA	184.12	1	184.12	0.00	0	184.12	0.24%	1	0.00
47979	WHOLESALE TRADE	5039	OWEN EQUIPMENT COMPANY	503-2559055	OR	245.03	2	122.52	66.44	1	178.59	0.23%	3	21.54
47971	OFFICE SUPPLIES	5942	AMAZON.COM*254 DB8OZO	AMZN.COM/BILL	WA	173.87	1	173.87	0.00	0	173.87	0.22%	1	16.88
371673	8398	8398	AMERICAN RED CROSS	800-733-2767	DC	160.00	1	160.00	0.00	0	160.00	0.21%	1	0.00
373183	misc	5047	TELEDYNE INSTRUMENTS INC	402-4640231	CA	159.48	1	159.48	0.00	0	159.48	0.21%	1	0.00

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388846	Olivia	8299	WWW.GRCIQ.COM	HTTPSWWW.GRCI	CA	\$ 159.00	1	\$ 159.00	\$ 0.00	0	\$ 159.00	0.20%	1	\$ 0.00
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*251271KU0	AMZN.COM/BILL	WA	158.33	1	158.33	0.00	0	158.33	0.20%	1	15.37
373183	misc	7392	IN *JPR SYSTEMS	800-4741002	CA	158.21	1	158.21	0.00	0	158.21	0.20%	1	14.19
371673	8398	8398	NACE INTERNATIONAL	800-797-6223	TX	150.00	1	150.00	0.00	0	150.00	0.19%	1	0.00
373694	8699	8699	GOVERNMENT FINANCE OFFIC	CHICAGO	IL	150.00	1	150.00	0.00	0	150.00	0.19%	1	0.00
47972	OTHER	5992	TLF*LIVERMORE VALLEY FLOR	925-4433450	CA	148.13	2	74.06	0.00	0	148.13	0.19%	2	13.15
47979	WHOLESALE TRADE	5051	FECHOMETAL USA LLC	855-522-7289	FL	138.54	1	138.54	0.00	0	138.54	0.18%	1	9.67
47979	WHOLESALE TRADE	5200	HOMEDEPOT.COM	800-430-3376	GA	137.00	1	137.00	0.00	0	137.00	0.18%	1	13.30
47969	MRO SUPPLIES	5969	THE BUSINESS JOURNALS	866-853-3661	NC	135.00	1	135.00	0.00	0	135.00	0.17%	1	0.00
47971	OFFICE SUPPLIES	5734	NEOGOV	HTTPSWWW.NEO G	CA	130.00	1	130.00	0.00	0	130.00	0.17%	1	0.00
373694	8699	8699	MISAC	714-738-5309	CA	130.00	1	130.00	0.00	0	130.00	0.17%	1	10.46
		8699	CALIFORNIA ASSOCIATION OF	800-592-1970	CA	130.00	1	130.00	0.00	0	130.00	0.17%	1	8.79
		8699	NATIONAL PROCUREMENT INST	702-9898095	NV	130.00	1	130.00	0.00	0	130.00	0.17%	1	10.05
384466	Computer	5045	CDW GOVT #J708128	800-808-4239	IL	126.85	1	126.85	0.00	0	126.85	0.16%	1	12.31
47979	WHOLESALE TRADE	5039	DEL CITY	800-6544757	WI	125.32	2	62.66	0.00	0	125.32	0.16%	2	0.00
397200	SPATT	5311	EBAY O*03-07605-31009	408-3766151	CA	121.26	1	121.26	0.00	0	121.26	0.16%	1	0.00
47979	WHOLESALE TRADE	5085	GRAINGER	877-2022594	IL	120.87	1	120.87	0.00	0	120.87	0.16%	1	9.28
47973	OTHER TRAVEL	4722	CCI*HOTEL RESERVATION	855-707-6654	TX	117.06	1	117.06	0.00	0	117.06	0.15%	1	0.00

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371673	8398	8398	ISA	919-549-8411	NC	\$ 114.08	1	\$ 114.08	\$ 0.00	0	\$ 114.08	0.15%	1	\$ 0.00
373183	misc	5047	UNIMED GOVERNMENT SERVICE	202-6703711	MN	112.37	1	112.37	0.00	0	112.37	0.14%	1	0.00
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2P8GS6E30	AMZN.COM/BILL	WA	109.60	1	109.60	0.00	0	109.60	0.14%	1	10.65
397986	Hydrogen Fuel	5542	CHEVRON 0098168	NEWARK	CA	106.91	1	106.91	0.00	0	106.91	0.14%	1	15.28
373183	misc	7399	CSDA CAREER CENTER	HTTPSNAYLOR.C	MD	105.00	1	105.00	0.00	0	105.00	0.14%	1	0.00
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2P9U71JX0	AMZN.COM/BILL	WA	104.03	1	104.03	0.00	0	104.03	0.13%	1	10.08
47979	WHOLESALE TRADE	5065	GORDON ELECTRIC SUPPLY I	815-936-4700	IL	103.43	1	103.43	0.00	0	103.43	0.13%	1	0.00
47979	WHOLESALE TRADE	5200	THE HOME DEPOT 6964	NEWARK	CA	99.63	1	99.63	0.00	0	99.63	0.13%	1	9.67
47971	OFFICE SUPPLIES	5942	AMAZON.COM*2E1 A88AY1 AMZN	AMZN.COM/BILL	WA	98.66	1	98.66	0.00	0	98.66	0.13%	1	9.17
373183	misc	8999	QUICK SEARCH	214-358-2880	TX	98.55	1	98.55	0.00	0	98.55	0.13%	1	0.00
47979	WHOLESALE TRADE	5399	CHEMETRICS.COM	540-7889026	VA	88.65	1	88.65	0.00	0	88.65	0.11%	1	0.00
47964	EATING/DRINKIN G	5812	GRUBHUBTOGOS	GRUBHUB.COM	NY	87.75	1	87.75	0.00	0	87.75	0.11%	1	0.00
47972	OTHER	5732	BESTBUYCOM8064 78480122	RICHFIELD	MN	83.00	1	83.00	0.00	0	83.00	0.11%	1	5.34
47979	WHOLESALE TRADE	5085	INDUSTRIAL SALES	800-583-9813	OH	82.44	1	82.44	0.00	0	82.44	0.11%	1	0.00
47979	WHOLESALE TRADE	5085	MOTION INDUSTRIES CA24	205-956-1122	CA	82.09	1	82.09	0.00	0	82.09	0.11%	1	0.00
47979	WHOLESALE TRADE	5193	FLOWER SHOP NETWORK	877-376-7363	AR	78.52	1	78.52	0.00	0	78.52	0.10%	1	0.00
384466	Computer	5045	PAYMENTUS CORP	980-272-3788	NC	78.41	1	78.41	0.00	0	78.41	0.10%	1	0.00
47979	WHOLESALE TRADE	5085	U.S. PLASTIC CORPORATION	419-2282242	OH	78.38	1	78.38	0.00	0	78.38	0.10%	1	0.00
360474	VTAAOtherTravel	7523	PARK N FLY	800-404-7275	GA	78.27	1	78.27	0.00	0	78.27	0.10%	1	0.00

Merchant Spend Analysis - Detail

MCCG	Merchant Category Code Group Description	MCC	Merchant Name	Merchant City	Merchant State/ Province	Debit Amount	Nbr of Debit Trans	Average Spend per Debit Trans	Credit Amount	Nbr of Credit Trans	Total Spend	% of Total Spend	Nbr of Trans	Total Sales Tax
360474	VTAAOtherTravel		RESERVATIONS											
235401	REGISTRATION	8111	LIEBERTCASS	310-981-2000	CA	75.00	1	75.00	0.00	0	75.00	0.10%	1	0.00
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*251C16Q92	AMZN.COM/BILL	WA	74.16	1	74.16	0.00	0	74.16	0.10%	1	7.20
373183	misc	5099	CABLE & WIRELESS TECHN	888-797-3697	CA	73.39	1	73.39	0.00	0	73.39	0.09%	1	0.00
373183	misc	5047	ENVIRONMENTAL EXPRESS	999-9999999	SC	73.07	1	73.07	0.00	0	73.07	0.09%	1	0.00
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2P5QE5Y12	AMZN.COM/BILL	WA	71.62	1	71.62	0.00	0	71.62	0.09%	1	6.96
47971	OFFICE SUPPLIES	5734	EVENT* MSA SAN FRANCIS	HTTPSWWW.CVE N	VA	68.22	1	68.22	0.00	0	68.22	0.09%	1	0.00
47970	OFFICE SERVICES	7311	FACEBK AYVFT334A2	650-5434800	CA	66.72	1	66.72	0.00	0	66.72	0.09%	1	0.00
47972	OTHER	5732	BESTBUYCOM8064 78497222	RICHFIELD	MN	55.35	1	55.35	0.00	0	55.35	0.07%	1	3.57
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2P33N2BL0	AMZN.COM/BILL	WA	54.90	1	54.90	0.00	0	54.90	0.07%	1	5.32
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2P8VR7292 AM	AMZN.COM/BILL	WA	52.98	1	52.98	0.00	0	52.98	0.07%	1	5.13
47970	OFFICE SERVICES	8931	LSL CPAS	714-6720022	CA	50.00	1	50.00	0.00	0	50.00	0.06%	1	0.00
47971	OFFICE SUPPLIES	5734	FS *TECHSMITH	877-3278914	CA	49.99	1	49.99	0.00	0	49.99	0.06%	1	0.00
47979	WHOLESALE TRADE	5200	HOMEDEPOT.COM	800-430-3376	GA	49.84	1	49.84	0.00	0	49.84	0.06%	1	4.84
47963	BUSINESS EXPENS	8220	CASHNET*SERVICE FEE	800-3398131	CA	49.02	1	49.02	0.00	0	49.02	0.06%	1	0.00
47970	OFFICE SERVICES	7333	STK*BIGSTOCKPH OTO.COM	855-272-5125	NY	49.00	1	49.00	0.00	0	49.00	0.06%	1	0.00
47979	WHOLESALE TRADE	5399	WWW.DKFSOLUTIO NS.COM	WWW.DKFSOLUTI	CA	49.00	1	49.00	0.00	0	49.00	0.06%	1	0.00
47979	WHOLESALE TRADE	5200	THE HOME DEPOT #1017	HAYWARD	CA	47.91	1	47.91	0.00	0	47.91	0.06%	1	4.65

Merchant Spend Analysis - Detail

MCCG	Merchant Category Code Group Description	MCC	Merchant Name	Merchant City	Merchant State/ Province	Debit Amount	Nbr of Debit Trans	Average Spend per Debit Trans	Credit Amount	Nbr of Credit Trans	Total Spend	% of Total Spend	Nbr of Trans	Total Sales Tax
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2E9N81PF2	AMZN.COM/BILL	WA	\$ 47.28	1	\$ 47.28	\$ 0.00	0	\$ 47.28	0.06%	1	\$ 4.59
47978	VEHICLE EXPENSE	5533	WWW.EMANUALON LINE.COM	SCARBOROUGH	ON	42.99	1	42.99	0.00	0	42.99	0.06%	1	0.00
47961	AUTO/RV DEALERS	5511	ANYTHINGTRUCK.C OM	309-757-1200	IL	42.95	1	42.95	0.00	0	42.95	0.06%	1	0.00
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*255B74SG0	AMZN.COM/BILL	WA	41.65	1	41.65	0.00	0	41.65	0.05%	1	4.04
47970	OFFICE SERVICES	7311	FACEBK 2EH754P4A2	650-5434800	CA	40.00	1	40.00	0.00	0	40.00	0.05%	1	0.00
47972	OTHER	5661	SP * TINGLEY RUBBER US	HTTPSTINGLEYR	NJ	38.17	1	38.17	0.00	0	38.17	0.05%	1	0.00
47972	OTHER	5999	MISC AND SPECIALTY RET	888-355-8368	TX	38.09	1	38.09	0.00	0	38.09	0.05%	1	0.00
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*295WQ9970	AMZN.COM/BILL	WA	36.44	1	36.44	0.00	0	36.44	0.05%	1	3.54
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2G1I89CR1	AMZN.COM/BILL	WA	29.85	1	29.85	0.00	0	29.85	0.04%	1	2.90
397200	SPATT	5311	EBAY O*05-07527-87378	SAN JOSE	CA	27.63	1	27.63	0.00	0	27.63	0.04%	1	0.00
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2E10P3VH2	AMZN.COM/BILL	WA	23.26	1	23.26	0.00	0	23.26	0.03%	1	2.26
47970	OFFICE SERVICES	7311	FACEBK 4SJZT4T3A2	650-5434800	CA	20.00	1	20.00	0.00	0	20.00	0.03%	1	0.00
47971	OFFICE SUPPLIES	5734	A&K SYSTEMS - A1K1.COM	WWW.A1K1.COM	CA	20.00	1	20.00	0.00	0	20.00	0.03%	1	0.00
373694	8699	8699	CAPIO - CA ASSOCIATION OF	530-9245444	CA	20.00	1	20.00	0.00	0	20.00	0.03%	1	0.00
47971	OFFICE SUPPLIES	5942	AMAZON.COM*2D4 TP5H00 AMZN	AMZN.COM/BILL	WA	18.74	1	18.74	0.00	0	18.74	0.02%	1	1.82
47965	HOTELS	7011	HOTELBOOKINGSE RVFEE	8007279059	UT	14.99	1	14.99	0.00	0	14.99	0.02%	1	0.00
289779	COMPUTER	5968	AMAZON PRIME*2D0WD8XW2	AMZN.COM/BILL	WA	14.39	1	14.39	0.00	0	14.39	0.02%	1	1.40

Merchant Spend Analysis - Detail

MCCG	Merchant Category Code Group Description	MCC	Merchant Name	Merchant City	Merchant State/ Province	Debit Amount	Nbr of Debit Trans	Average Spend per Debit Trans	Credit Amount	Nbr of Credit Trans	Total Spend	% of Total Spend	Nbr of Trans	Total Sales Tax
289779	COMPUTER	5968	AMAZON PRIME*2E43K35A0	AMZN.COM/BILL	WA	\$ 14.39	1	\$ 14.39	\$ 0.00	0	\$ 14.39	0.02%	1	\$ 1.40
		5968	AMAZON PRIME*2G4J61HC2	AMZN.COM/BILL	WA	14.39	1	14.39	0.00	0	14.39	0.02%	1	1.40
378973	4899	5310	WAL-MART #2031	UNION CITY	CA	14.34	2	7.17	0.00	0	14.34	0.02%	2	1.39
289779	COMPUTER	5968	AMAZON PRIME*214LJ9KG1	AMZN.COM/BILL	WA	14.26	1	14.26	0.00	0	14.26	0.02%	1	1.27
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2G2AY4DG1 AM	AMZN.COM/BILL	WA	14.05	1	14.05	0.00	0	14.05	0.02%	1	1.36
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2G0QK7BK1	AMZN.COM/BILL	WA	13.23	1	13.23	0.00	0	13.23	0.02%	1	1.28
		5942	AMZN MKTP US*2G0QO1B91	AMZN.COM/BILL	WA	13.23	1	13.23	0.00	0	13.23	0.02%	1	1.28
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2P4VC9RM2	AMZN.COM/BILL	WA	12.17	1	12.17	0.00	0	12.17	0.02%	1	1.18
47971	OFFICE SUPPLIES	5942	AMZN MKTP US*2D9X33P90	AMZN.COM/BILL	WA	12.01	1	12.01	0.00	0	12.01	0.02%	1	1.17
397986	Hydrogen Fuel	5542	76 - ONTARIO MILLS 76	ONTARIO	CA	12.00	1	12.00	0.00	0	12.00	0.02%	1	0.03
47963	BUSINESS EXPENS	9399	OPC CROS R2 PYMNT FEE	800-4874567	NE	6.28	1	6.28	0.00	0	6.28	0.01%	1	0.00
47971	OFFICE SUPPLIES	5734	2CO.COM*PLUMSAI L.COM 1629	AMSTERDAM		599.00	1	599.00	599.00	1	0.00	0.00%	2	0.00
373694	8699	8699	HYDRAULIC INSTITUTE	9732679700	NJ	0.00	0	0.00	47.60	1	(47.60)	0.00%	1	0.00
373694	8699	8699	NASSCO INC	FREDERICK	MD	0.00	0	0.00	200.00	1	(200.00)	0.00%	1	0.00

MCCG	Merchant Category Code Group Description	MCC	Merchant Name	Merchant City	Merchant State/ Province	Debit Amount	Nbr of Debit Trans	Average Spend per Debit Trans	Credit Amount	Nbr of Credit Trans	Total Spend	% of Total Spend	Nbr of Trans	Total Sales Tax
47965	HOTELS	3504	HILTON HOTEL SAN DIEGO	619-5643333	CA	\$ 0.00	0	\$ 0.00	\$ 309.98	1	\$ (309.98)	0.00%	1	\$ 0.00
Total						\$81,903.83			\$4,342.16		\$77,561.67		243	\$ 2,955.25

Total Number of Records: 177

End of Report

Merchant Spend Analysis - Detail Output Parameter Page

Cycle Close Date Range: 07/2021 to 09/2021
Report Type: Detail
Merchant Profile Source: Association
Merchant Names: All
Merchant Category Code Group: All
Merchant States: All

Sort Report By: (1) Total Spend, (2) No Sort, (3) No Sort, (4) No Sort
Break/Subtotal Level: No Break/Subtotal

Processing Hierarchy Position:	Bank	Agent	Company	Division	Department
	1425	3135	51756	All	All



**Summary of the EBDA Commission Meeting
Thursday, September 23, 2021, at 9:30 a.m.**

- Commissioners Cutter, Duncan, Johnson, Andrews, and Toy were present. This meeting was conducted telephonically and the dial-in information for the meeting was provided in the agenda.
- Commissioner Johnson moved to approve the Commission Meeting Minutes of July 15, 2021; List of Disbursements for July and August 2021; and Treasurer's Report for July and August 2021. The motion was seconded by Commissioner Toy and carried 5-0.
- The Commission unanimously approved the reports from the Managers Advisory, Regulatory Affairs, Financial Management, and Operations & Maintenance Committees. The following items were discussed:
- **Hayward Area Shoreline Planning Agency (HASPA) Presentation**
The General Manager (GM) suggested the Commission receive the HASPA presentation out of order. With no further discussion, the Chair proceeded to take Item No. 10 out of order.

A presentation was given by the HASPA Chair, Elisa Marquez; Erik Pearson, Hayward Environmental Services Manager; and Taylor Richard, Hayward Assistant Planner on the benefits of EBDA joining the HASPA JPA. The Commission directed staff to continue the discussion with HASPA to define EBDA's possible role.

- **General Managers Report**
The General Manager (GM) shared that the Oro Loma and Castro Valley Sanitary Districts were awarded outstanding capital project for the Nutrient Optimization Project at the recent CASA Conference. It was also noted that the City of San Leandro is applying for Measure AA grant funding for implementation of the Treatment Wetland Pilot.

The GM advised the Commission that Governor Newsom signed AB361 authorizing agencies to continue remote meetings. EBDA's Legal Counsel advised the Commission of the compliance requirements, including a standing agenda item to continue teleconference meetings by resolution. The Commission then directed staff to continue remote meetings for the Commission and Committees in October.
- **Managers Advisory Committee (MAC)**
The GM provided an update on the status of EBDA's NPDES permit renewal application.
- **Regulatory Affairs Committee**
The GM reported on the Regulatory Affairs Committee, which met on September 20, 2021. The GM reviewed EBDA compliance data, adding that work continues on the Disinfection Master Plan to optimize chlorine use to prevent future bacteria outbreaks. The Committee then discussed the Bay Area Clean Water Agencies' key regulatory issue summary and the status of negotiations on the next nutrient

watershed permit. The Committee received an update on the blanket permit amendment for chlorine residual, which is scheduled for adoption in October by the Regional Water Board. The Committee also discussed the regional study related to per- and polyfluoroalkyl substances (PFAS). Finally, the Committee discussed the BayAdapt Joint Platform for regional sea level rise adaptation collaboration and state funding for climate resilience.

- **Financial Management Committee**

The GM reported on the Financial Management Committee, which met on September 20, 2021, and reviewed the Treasurer's report and disbursements. The Committee discussed fiscal yearend expenses. The Finance Committee recommended that the Budget Policy include language on year-end close. Lastly, the Committee reviewed the CalPERS Valuation reports. The Authority's projected funded ratio at June 30, 2021, is 101.5%; therefore, the Committee recommended approval of the motion to rescind an additional discretionary payment of \$65,861 to the Authority's Pension Plan.

- **Motion to Rescind Additional Discretionary Payment of \$65,861 to Reduce the Unfunded Accrued Liability of the Authority's Pension Plan**

Commissioner Andrews moved to approve the item. The motion was seconded by Commissioner Toy and carried unanimously 5-0, by roll call vote.

Ayes: Commissioners Johnson, Andrews, Toy, Duncan, Chair Cutter

Noes: None

Absent: None

Abstain: None

- **Operations and Maintenance Committee**

The O&M Manager reported on the Operations and Maintenance Committee, which met on September 21, 2021. The Committee reviewed compliance data and discussed the status of current projects. The O&M Manager noted that the breakers for the OLEPS main electrical switchboard upgrade project are delayed due to COVID-19 related shipping issues. Additionally, the O&M Manager expressed his appreciation to Jeff Schier (Gus) with the OLSD Maintenance Department for his dedication and hard work. Lastly, the GM provided an update on the Cargill Brine Project.

- **Resolution to Contribute \$1000 per year for Five Years to the California Association of Sanitation Agencies Education Foundation toward the Creation of a Bruce Wolfe Memorial Scholarship**

Commissioner Johnson moved to approve the item. The motion was seconded by Commissioner Duncan and carried unanimously 5-0, by roll call vote.

Ayes: Commissioners Johnson, Andrews, Toy, Duncan, Chair Cutter

Noes: None

Absent: None

Abstain: None

- **Items from Commission and Staff**

Commissioner Johnson expressed his gratitude to the Commission and staff for establishing the Bruce Wolfe Memorial Scholarship.

**Directors**

Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

Officers

Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

**OCTOBER 25, 2021
BOARD OF DIRECTORS MEETING
AGENDA ITEM # 18**

TITLE: COVID-19 Update (*This is an Information Item*)

SUBMITTED: Paul R. Eldredge, General Manager/District Engineer

Recommendation

Information only.

Discussion

None.

Background

General Manager Eldredge will provide an update on the District's COVID-19 response and staffing levels.

Previous Board Action

None.

**UNION SANITARY DISTRICT
CHECK REGISTER
10/02/2021-10/15/2021**

Check No.	Date	Dept	Invoice No.	Vendor	Description	Invoice Amt	Check Amt
178786	10/7/2021	114	201180047	HAZEN AND SAWYER	ETSU PHASE 1B PROJECT	\$122,359.07	\$630,988.49
	10/7/2021	114	2011800316		CAMPUS BUILDINGS (ADMIN, FMC, OPS)	\$250,499.26	
	10/7/2021	114	2011800220		MP - AERATION BASIN MODIFICATIONS	\$258,130.16	
178789	10/7/2021	143	800501.13	KIEWIT INFRASTRUCTURE WEST CO	ALVARADO INFLUENT PS PUMPS AND VFDS	\$568,252.54	\$568,252.54
178788	10/7/2021	143	W8Y07900008	JACOBS ENGINEERING GROUP, INC	PUMP STATIONS CHEMICAL SYSTEM IMPROVEMENTS	\$106,460.73	\$106,460.73
178832	10/14/2021	143	11419388	BROWN & CALDWELL CONSULTANTS	PRIMARY DIGESTER NO. 7	\$22,125.87	\$100,462.10
	10/14/2021	143	11419485		STANDBY POWER SYSTEM UPGRADE	\$43,953.10	
	10/14/2021	143	11419384		EMERGENCY OUTFALL OUTLET IMPROVEMENTS	\$34,383.13	
178815	10/7/2021	110	470000623	USP TECHNOLOGIES	4328 GALS HYDROGEN PEROXIDE	\$19,346.16	\$84,983.64
	10/7/2021	110	470000614		4248 GALS HYDROGEN PEROXIDE	\$18,988.56	
	10/7/2021	110	470000709		4342 GALS HYDROGEN PEROXIDE	\$19,408.74	
	10/7/2021	110	470000615		2550 GALS HYDROGEN PEROXIDE	\$11,398.50	
	10/7/2021	110	470000624		3544 GALS HYDROGEN PEROXIDE	\$15,841.68	
178866	10/14/2021	110	470000904	USP TECHNOLOGIES	4372 GALS HYDROGEN PEROXIDE	\$19,542.84	\$77,143.26
	10/14/2021	110	470001048		4344 GALS HYDROGEN PEROXIDE	\$19,417.68	
	10/14/2021	110	470000869		4554 GALS HYDROGEN PEROXIDE	\$20,356.38	
	10/14/2021	110	470000870		3988 GALS HYDROGEN PEROXIDE	\$17,826.36	

**UNION SANITARY DISTRICT
CHECK REGISTER
10/02/2021-10/15/2021**

Check No.	Date	Dept	Invoice No.	Vendor	Description	Invoice Amt	Check Amt
178813	10/7/2021	143	221215	TANNER PACIFIC INC	AERATION BLOWER 11 & CENTRIFUGE BLDG IMPROV	\$19,862.50	\$63,370.00
	10/7/2021	143	221213		ALVARADO INFLUENT PS PUMPS AND VFDS	\$43,507.50	
178858	10/14/2021	114	176640	PSOMAS CORP	AERATION BASIN MODIFICATIONS	\$61,788.65	\$61,788.65
178820	10/7/2021	170	4281388	WESTERN ENERGY SYSTEMS	1 COGEN GENERATOR	\$58,144.07	\$58,144.07
178781	10/7/2021	173	10506096070	DELL MARKETING LP C/O DELL USA	FY21 Q4 LAPTOPS	\$26,657.24	\$24,749.76
	10/7/2021	173	60129151113		CREDIT: FY21 Q4 LAPTOPS	\$-1,559.49	
	10/7/2021	173	60128767736		CREDIT: FY21 Q4 LAPTOPS	\$-347.99	
178857	10/14/2021	170	761520211001	PACIFIC GAS AND ELECTRIC	SERV TO 09/26/21 NEWARK PS	\$21,163.41	\$21,163.41
178854	10/14/2021	150	71424	NACWA	FY2021 MEMBERSHIP DUES 10/1/21 - 9/30/22	\$20,725.00	\$20,725.00
178865	10/14/2021		533620210922	US BANK CORP PAYMENT SYSTEM	MONTHLY CAL-CARD REPORT - SEP 2021	\$20,567.33	\$20,567.33
178840	10/14/2021		16979	FONG & FONG PRINTERS & LITHO	POSTAGE FOR NEWSLETTER	\$19,717.27	\$19,717.27
178868	10/14/2021	143	194959	WOODARD & CURRAN INC	IRVINGTON BASIN RCP REHABILITATION	\$18,181.25	\$18,181.25
178798	10/7/2021	110	3000020649	OLIN CORPORATION	4914 GALS SODIUM HYPOCHLORITE	\$3,831.35	\$15,037.22
	10/7/2021	110	3000019773		4920 GALS SODIUM HYPOCHLORITE	\$3,836.03	
	10/7/2021	110	3000018734		4654 GALS SODIUM HYPOCHLORITE	\$3,628.64	
	10/7/2021	110	3000021606		4798.386 GALS SODIUM HYPOCHLORITE	\$3,741.20	
178767	10/7/2021	143	2000539953	AECOM TECHNICAL SERVICES INC	CENTRIFUGE BUILDING IMPROVEMENTS	\$7,913.83	\$13,540.40
	10/7/2021	143	2000514183		CENTRIFUGE BUILDING IMPROVEMENTS	\$1,863.24	
	10/7/2021	171	2000538449		HAZMAT CONSULTING SERVICES	\$3,763.33	

**UNION SANITARY DISTRICT
CHECK REGISTER
10/02/2021-10/15/2021**

Check No.	Date	Dept	Invoice No.	Vendor	Description	Invoice Amt	Check Amt
178768	10/7/2021	110	4071037120210922	ALAMEDA COUNTY WATER DISTRICT	SERV TO: 09/19/21-BENSON ROAD	\$1,837.01	\$12,431.13
	10/7/2021	110	4071038120210922		SERV TO: 09/19/21-BENSON ROAD	\$108.19	
	10/7/2021	110	4071036120210921		SERV TO: 09/19/21-BENSON ROAD	\$10,485.93	
178791	10/7/2021		37432220211001	LINCOLN NATIONAL LIFE INS COMP	LIFE & DISABILITY INSURANCE - OCT 2021	\$9,582.25	\$9,582.25
178790	10/7/2021		147405	KNAPP POLLY PIG INC	1 PIG	\$8,803.45	\$8,803.45
178848	10/14/2021		2116049716	ICONIX WATERWORKS INC	22 MANHOLE FRAMES AND COVERS	\$8,462.28	\$8,462.28
178837	10/14/2021	150	1545	EAST BAY MUNI UTILITY DISTRICT	FY22 BACWA PARTICIPATION FEES	\$8,250.00	\$8,250.00
178780	10/7/2021	143	14763	CAROLLO ENGINEERS	AERATION BLOWER 11 (HIGH SPEED)	\$1,912.80	\$7,567.91
	10/7/2021	143	14758		ALVARADO INFLUENT PS PUMPS AND VFDS	\$5,655.11	
178856	10/14/2021	110	3000024896	OLIN CORPORATION	4746.778 GALS SODIUM HYPOCHLORITE	\$3,700.97	\$7,365.92
	10/14/2021	110	3000024894		4700.584 GALS SODIUM HYPOCHLORITE	\$3,664.95	

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Check No.	Date	Dept	Invoice No.	Vendor	Description	Invoice Amt	Check Amt
178824	10/14/2021	170	4047286120211006	ALAMEDA COUNTY WATER DISTRICT	SERV TO: 10/04/21 - PASEO PADRE	\$61.21	\$6,337.92
	10/14/2021	120	4110541020211001		SERV TO: 09/30/21-MTR HYD B15000284	\$681.18	
	10/14/2021	120	4110541320211001		SERV TO: 09/30/21-MTR HYD B16435275	\$667.39	
	10/14/2021	120	4110541120211001		SERV TO: 09/30/21-MTR HYD B34041338	\$667.39	
	10/14/2021	120	4110552220211001		SERV TO: 09/30/21-MTR HYD B29389779	\$759.31	
	10/14/2021	120	4110541620211001		SERV TO: 09/30/21-MTR HYD B15001102	\$727.14	
	10/14/2021	120	4110552320211001		SERV TO: 09/30/21-MTR HYD B32896066	\$667.39	
	10/14/2021	120	4110540720211001		SERV TO: 09/30/21-MTR HYD B16484398	\$814.46	
	10/14/2021	120	4110540920211001		SERV TO: 09/30/21-MTR HYD B14830349	\$1,292.45	
178803	10/7/2021	110	1576963	POLYDYNE INC	42,140 LBS CLARIFLOC WE-539	\$6,281.78	\$6,281.78
178807	10/7/2021	170	2731	ROCKWELL SOLUTIONS INC	PRIMARY SCUM CHOPPER PUMP PARTS	\$5,405.46	\$5,405.46
178852	10/14/2021	113	2109643	MCCAMPBELL ANALYTICAL	LAB SAMPLE ANALYSIS	\$718.00	\$4,604.00
	10/14/2021	113	2109507		LAB SAMPLE ANALYSIS	\$1,071.00	
	10/14/2021	113	2109803		LAB SAMPLE ANALYSIS	\$853.00	
	10/14/2021	113	2109816		LAB SAMPLE ANALYSIS	\$856.00	
	10/14/2021	113	2109646		LAB SAMPLE ANALYSIS	\$1,106.00	
178828	10/14/2021		17074300	AT&T	SERV: 08/20/21 - 09/19/21	\$3,567.67	\$3,829.45
	10/14/2021		17074298		SERV: 08/20/21 - 09/19/21	\$23.40	
	10/14/2021		17074322		SERV: 08/20/21 - 09/19/21	\$238.38	

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178779	10/7/2021		99135828	CALTROL INC	ASTD GAUGES	\$3,605.17	\$3,605.17
178855	10/14/2021	141	921000213	NBS	SEWER SERVICE CHARGE DATA SERV OCT - DEC 2021	\$3,437.33	\$3,437.33
178805	10/7/2021	120	916004689668	REPUBLIC SERVICES #916	RECYCLE & ROLL OFF - OCT 2021	\$3,423.03	\$3,423.03
178843	10/14/2021	170	96107129	H & E EQUIPMENT SERVICES INC	EQUIPMENT RENTAL 09/08/2021 - 10/05/21	\$3,346.30	\$3,346.30
178834	10/14/2021		20210916	CALIBER COLLISION CENTERS	THIRD PARTY CLAIM	\$3,255.57	\$3,255.57
178817	10/7/2021		9888900614	VERIZON WIRELESS	WIRELESS SERV 08/21/21-09/20/21	\$3,082.63	\$3,082.63
178801	10/7/2021		24043	PAN-CAL CORPORATION	REFUND # 41024	\$2,500.00	\$2,500.00
178802	10/7/2021		6651	PARSONS	REFUND # 41012	\$2,500.00	\$2,500.00
178797	10/7/2021	170	135298	NEW IMAGE LANDSCAPING CO	LANDSCAPE MAINTENANCE - FMC - SEPT 2021	\$2,469.17	\$2,469.17
178819	10/7/2021		48254	WECO INDUSTRIES LLC	CAMERA REPAIRS	\$2,306.38	\$2,306.38
178831	10/14/2021	121	182284	BRENNTAG PACIFIC INC	5104 LBS SODIUM HYDROXIDE	\$1,527.29	\$2,294.40
	10/14/2021	121	182285		2552 LBS SODIUM HYDROXIDE	\$767.11	
178867	10/14/2021		520491	VALLEY OIL COMPANY	BULK OIL AND 12 TUBES GREASE	\$2,202.99	\$2,202.99
178835	10/14/2021	150	5548	CASA	GSI ENVIRONMENTAL CONTRIBUTION	\$2,000.00	\$2,000.00
178861	10/14/2021		734000538001	STAPLES CONTRACT & COMMERCIAL	JANITORIAL & BREAKROOM SUPPLIES	\$350.61	\$1,990.35
	10/14/2021		733990243801		JANITORIAL & BREAKROOM SUPPLIES	\$434.10	
	10/14/2021		733894287401		JANITORIAL & BREAKROOM SUPPLIES	\$524.99	
	10/14/2021		733882068401		JANITORIAL & BREAKROOM SUPPLIES	\$287.89	
	10/14/2021		733939754201		JANITORIAL & BREAKROOM SUPPLIES	\$392.76	

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178793	10/7/2021	113	2109497	MCCAMPBELL ANALYTICAL	LAB SAMPLE ANALYSIS	\$386.00	\$1,845.00
	10/7/2021	113	2109305		LAB SAMPLE ANALYSIS	\$176.00	
	10/7/2021	113	2109391		LAB SAMPLE ANALYSIS	\$1,283.00	
178771	10/7/2021		14492	APGN INC	60 FILTERS	\$1,682.11	\$1,682.11
178860	10/14/2021	110	21092129	S&S TRUCKING	GRIT HAULING 09/13 & 09/17/2021	\$1,681.55	\$1,681.55
178795	10/7/2021	170	2191322	MOBILE MODULAR MANAGEMENT CORP	FMC TRAILER RENTAL - OCT 2021	\$1,379.94	\$1,379.94
178859	10/14/2021	143	27912	RMC WATER AND ENVIRONMENT	FORCE MAIN CONDITION ASSESSMENT	\$1,218.50	\$1,218.50
178776	10/7/2021	143	82168	BEECHER ENGINEERING	PUMP STATIONS CHEMICAL SYSTEM IMPROVEMENTS	\$1,200.00	\$1,200.00
178796	10/7/2021		24121420	MOTION INDUSTRIES INC	10 MESH VEST	\$215.57	\$1,164.52
	10/7/2021		24121560		10 MESH VEST	\$127.71	
	10/7/2021		24122152		ASTD PARTS & MATERIALS	\$20.58	
	10/7/2021	170	24120623		ASTD PARTS & MATERIALS	\$800.66	
178833	10/14/2021	143	262284	BURKE, WILLIAMS & SORENSON LLP	CIP - AUG 2020	\$1,098.24	\$1,098.24
178774	10/7/2021		17045496	AT&T	SERV: 08/13/21 - 09/12/21	\$43.20	\$949.10
	10/7/2021		17045498		SERV: 08/13/21 - 09/12/21	\$88.14	
	10/7/2021		17045494		SERV: 08/13/21 - 09/12/21	\$751.30	
	10/7/2021		17045497		SERV: 08/13/21 - 09/12/21	\$66.46	

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178784	10/7/2021	111	9038540176	GRAINGER INC	CREDIT: ASTD PARTS & MATERIALS	\$-66.15	\$926.78
	10/7/2021		9041526162		3 V-BELTS	\$132.57	
	10/7/2021	111	9038540168		ASTD PARTS & MATERIALS	\$110.50	
	10/7/2021	170	9038111754		ASTD PARTS & MATERIALS	\$162.92	
	10/7/2021	122	9037540375		ASTD PARTS & MATERIALS	\$9.70	
	10/7/2021	122	9038527710		ASTD PARTS & MATERIALS	\$327.80	
	10/7/2021		9041526154		ASTD PARTS & MATERIALS	\$249.44	
178809	10/7/2021	110	21091549	S&S TRUCKING	GRIT HAULING 09/08/2021	\$917.96	\$917.96
178770	10/7/2021		20210910	AMAZON.COM LLC	09/21 - ASTD OFFICE SUPPLIES	\$782.59	\$915.49
	10/7/2021		473488979573		1 DISINFECTANT SPRAY	\$132.90	
178778	10/7/2021	113	625006	CALTEST ANALYTICAL LABORATORY	13 LAB SAMPLE ANALYSIS	\$899.75	\$899.75
178853	10/14/2021		66015758	MCMASTER SUPPLY INC	ASTD PARTS & MATERIALS	\$280.95	\$897.51
	10/14/2021	170	65293023		ASTD PARTS & MATERIALS	\$51.76	
	10/14/2021	170	65229150		ASTD PARTS & MATERIALS	\$296.99	
	10/14/2021		66093124		ASTD PARTS & MATERIALS	\$146.92	
	10/14/2021	170	66104051		ASTD PARTS & MATERIALS	\$120.89	
178773	10/7/2021		3186684607	AT&T	SERV: 08/11/21 - 09/10/21	\$882.85	\$882.85

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Check No.	Date	Dept	Invoice No.	Vendor	Description	Invoice Amt	Check Amt
178818	10/7/2021	113	8806053856	VWR INTERNATIONAL LLC	LAB SUPPLIES	\$316.40	\$877.19
	10/7/2021	113	8806066217		LAB SUPPLIES	\$56.29	
	10/7/2021	113	8806022098		LAB SUPPLIES	\$242.22	
	10/7/2021	113	8806052692		LAB SUPPLIES	\$262.28	
178775	10/7/2021	136	2522413573	BANK OF NEW YORK	AUG 2021 SERVICE FEES	\$857.97	\$857.97
178816	10/7/2021	170	83553	VALLEY OIL COMPANY	DIESEL TANK POLISHING	\$795.00	\$795.00
178842	10/14/2021		9047663043	GRAINGER INC	ASTD PARTS & MATERIALS	\$690.68	\$788.59
	10/14/2021	122	9046045796		ASTD PARTS & MATERIALS	\$19.55	
	10/14/2021	170	9043224006		2 FILTERS	\$78.36	
178822	10/14/2021	170	9118095566	AIRGAS NCN	3 CY ARGON	\$750.43	\$750.43
178794	10/7/2021	170	65788541	MCMASTER SUPPLY INC	ASTD PARTS & MATERIALS	\$389.78	\$717.17
	10/7/2021	171	65608347		ASTD PARTS & MATERIALS	\$106.90	
	10/7/2021	170	65872891		ASTD PARTS & MATERIALS	\$114.54	
	10/7/2021	170	65784410		ASTD PARTS & MATERIALS	\$105.95	
178830	10/14/2021		25503	BAY AREA BARRICADE SERVICE INC	ASTD MARKER POSTS & PAINT	\$715.41	\$715.41
178814	10/7/2021		20490747	TELEDYNE ISCO INC	SAMPLING SUPPLIES	\$699.94	\$699.94
178772	10/7/2021		259000013616	ARAMARK	UNIFORM LAUNDERING & RUGS	\$269.79	\$687.22
	10/7/2021		259000013592		ASTD DUST MOPS, WET MOPS & TERRY	\$47.32	
	10/7/2021		259000013636		UNIFORM LAUNDERING SERVICE	\$370.11	

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178783	10/7/2021	122	1841095453	GOODYEAR COMM TIRE & SERV CTRS	4 TIRES	\$659.36	\$659.36
178846	10/14/2021		768520210927	HOME DEPOT CREDIT SERVICES	MONTHLY HARDWARE STMT - SEP 2021	\$654.88	\$654.88
178800	10/7/2021	110	224720210929	PACIFIC GAS AND ELECTRIC	SERV TO 09/22/21 CS TRAINING TRAILER	\$563.20	\$563.20
178838	10/14/2021	170	905078064	EVOQUA WATER TECHNOLOGIES	DI WATER SYSTEM	\$536.87	\$536.87
178810	10/7/2021		2050763002	SAN LEANDRO ELECTRIC SUPPLY	ASTD ELECTRICAL SUPPLIES	\$318.65	\$531.08
	10/7/2021		2050763001		ASTD ELECTRICAL SUPPLIES	\$212.43	
178782	10/7/2021		19874	FRESH AIR MECHANICAL	REFUND # 41014	\$500.00	\$500.00
178808	10/7/2021		30380	ROTO-ROOTER SERVICES	REFUND # 41020	\$500.00	\$500.00
178847	10/14/2021		27139	GEORGE HSIEH	REFUND # 41036	\$500.00	\$500.00
178844	10/14/2021	130	278433	HANIGAN COMPANY INC	5000 SECURITY PRINT WINDOW ENVELOPES	\$496.90	\$496.90
178812	10/7/2021	110	20210930.2	SWRCB - STATE WATER RESOURCES	GRADE V OPERATOR CERTIFICATE RENEWAL - W. COGGINS	\$150.00	\$450.00
	10/7/2021	111	20210930.1		GRADE III OPERATOR CERTIFICATE RENEWAL - M. FARSAI	\$150.00	
	10/7/2021	114	20210930		GRADE V OPERATOR CERTIFICATE RENEWAL - R. PIPKIN	\$150.00	
178826	10/14/2021		259000017111	ARAMARK	UNIFORM LAUNDERING SERVICE	\$373.61	\$373.61
178799	10/7/2021	132	2102103	OPTIMUM TECHNOLOGIES LLC	AT HOME EMPLOYEE PORTAL	\$313.00	\$313.00
178851	10/14/2021		5184099	MALLORY SAFETY AND SUPPLY LLC	84 PR GLOVES	\$287.47	\$287.47
178827	10/14/2021		259000017094	ARAMARK	UNIFORM LAUNDERING & RUGS	\$267.79	\$267.79
178829	10/14/2021	170	476499	AUTO BODY TOOLMART	ASTD PARTS & MATERIALS	\$259.46	\$259.46
178849	10/14/2021	173	6054029	INTRADO LIFE & SAFETY INC	E911 CLOUD SERVICE	\$250.00	\$250.00

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178787	10/7/2021	132	34079	ICE SAFETY SOLUTIONS INC	FIRST AID KIT & AED SERVICING	\$187.50	\$245.95
	10/7/2021	132	34080		FIRST AID & AED SUPPLIES	\$58.45	
178777	10/7/2021	120	16432700	BLAISDELL'S	1 LASER CARTRIDGE	\$238.13	\$238.13
178792	10/7/2021		5180741	MALLORY SAFETY AND SUPPLY LLC	10 VESTS	\$203.22	\$203.22
178825	10/14/2021		41666	ALLIED FLUID PRODUCTS CORP	30 GASKETS	\$203.07	\$203.07
178811	10/7/2021	141	20210831	SPOK INC	SEP 2021 PAGER SERVICE	\$170.83	\$170.83
178862	10/14/2021	110	20211012	SWRCB - STATE WATER RESOURCES	GRADE V OPERATOR CERTIFICATE RENEWAL - T. GRILLO	\$150.00	\$150.00
178845	10/14/2021		3Q5956	HARRINGTON INDUSTRIAL PLASTICS	ASTD PVC PARTS & MATERIALS	\$112.72	\$112.72
178769	10/7/2021		1736192	ALLIANT INSURANCE SERVICES INC	PHYSICAL DAMAGE: 4TH QTR ENDORSEMENT	\$112.00	\$112.00
178804	10/7/2021		114430	REMOTE SATELLITE SYSTEMS INT'L	IRIDIUM SVC FEE OCT 2021	\$112.00	\$112.00
178821	10/14/2021	143	21775377	ABC IMAGING, INC	STANDBY POWER SYSTEM UPGRADE	\$111.13	\$111.13
178850	10/14/2021	132	20211011	KATHLEEN KING	EXP REIMB: PRESCRIPTION COMPUTER GLASSES	\$109.98	\$109.98
178869	10/14/2021	132	20211011	JASON YEATES	EXP REIMB: CWEA ECI-3 RENEWAL	\$101.00	\$101.00
178806	10/7/2021	170	437092	RKI INSTRUMENTS INC	30 FILTERS	\$87.85	\$87.85
178785	10/7/2021		3Q5511	HARRINGTON INDUSTRIAL PLASTICS	ASTD PVC PARTS & MATERIALS	\$81.92	\$81.92
178863	10/14/2021	123	350634	TRENCH PLATE RENTAL COMPANY	3 DAYS TRENCH SHORING EQUIPMENT RENTAL	\$74.00	\$74.00
178823	10/14/2021	143	20211011	ALAMEDA COUNTY TREASURER	FILING FEE: IRVINGTON BASIN RCP REHABILITATION	\$50.00	\$50.00
178841	10/14/2021	170	247540	FRANK A OLSEN COMPANY	ASTD O-RINGS	\$47.24	\$47.24
178836	10/14/2021	132	72847496	CONCENTRA MEDICAL CENTERS	1 LAB TEST	\$30.00	\$30.00

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178839	10/14/2021	132	333839	EXAMINETICS	3 HEARING TESTS	\$17.85	\$17.85
178864	10/14/2021	136	98XW53381	UPS - UNITED PARCEL SERVICE	SHIPPING CHARGES W/E 09/18/21	\$14.79	\$14.79

Invoices:

Credit Memos :	3	-1,973.63
\$0 - \$1,000 :	105	35,088.23
\$1,000 - \$10,000 :	42	144,370.00
\$10,000 - \$100,000 :	23	583,389.15
Over \$100,000 :	5	1,305,701.76
Total:	178	2,066,575.51

Checks:

\$0 - \$1,000 :	52	22,695.66
\$1,000 - \$10,000 :	33	126,173.60
\$10,000 - \$100,000 :	14	511,542.39
Over \$100,000 :	4	1,406,163.86
Total:	103	2,066,575.51

EPA Will Propose First-Ever Limits On PFAS Discharges



By [Peter Chawaga](#)

After years of lobbying from environmentalists and concerned consumers, as well as mounting questions for industrial wastewater treatment operations around the country, the U.S. EPA has announced that it will propose the first-ever rules to limit the amounts of per- and polyfluoroalkyl substances (PFAS) that can be discharged in effluent.

“In a new plan the agency affirmed that it would propose a rule setting limits for PFAS wastewater discharges from facilities that manufacture the substances, as well as from chromium electroplating facilities,” [The Hill](#) reported. “The new report indicates that ‘EPA has determined that the development of effluent guidelines and standards for PFAS manufacturers is warranted.’”

The proposal came as part of the EPA’s recent “Preliminary Effluent Guidelines Program Plan 15,” which involves three new rulemakings to reduce source water contaminants. In addition to limiting PFAS discharge, the EPA plans to address meat and poultry production to limit nutrient discharge.

“To protect drinking water supplies, recreational waters, and aquatic ecosystems, it is essential that we utilize the latest scientific and technological breakthroughs in wastewater treatment,” EPA Assistant Administrator Radhika Fox said in an [announcement](#) about the guidelines program plan. “This plan illustrates one way that EPA is following science to better protect public health and the environment. Importantly and for the first time, EPA is committing to limit PFAS in wastewater discharges.”

PFAS, also known as “forever chemicals” because of their long-lasting impacts, have long been on the radar of drinking water and wastewater treatment operations because of their ties to health issues following consumption. Though the EPA has advised operations to limit their presence, and several states have taken their own actions to

limit PFAS presence in drinking water, this forthcoming regulation will be seen by many as critical to protecting public health.

The EPA expects its upcoming rules to impact tens of thousands of operations around the country.

“The EPA says its surface water discharge regulations for the organic chemicals, plastics and synthetic fibers industries covers more than 1,000 chemical facilities producing over 25,000 products,” *Reuters* reported. “About 44,000 facilities perform various metal-finishing operations and discharge wastewater directly or indirectly into surface waters, the agency says.”

**Directors**

Manny Fernandez
Tom Handley
Pat Kite
Anjali Lathi
Jennifer Toy

Officers

Paul R. Eldredge
*General Manager/
District Engineer*

Karen W. Murphy
Attorney

**OCTOBER 25, 2021
BOARD OF DIRECTORS MEETING
AGENDA ITEM #11**

TITLE: Consider Adoption of a Resolution Authorizing the Use of Teleconference Meetings in Compliance with AB 361 *(This is a Motion Item)*

SUBMITTED: Paul R. Eldredge, General Manager/District Engineer
Karen W. Murphy, General Counsel
Regina McEvoy, Executive Assistant to the General Manager/Board Clerk

Recommendation

Adopt the attached resolution authorizing the use of teleconference meetings in compliance with AB 361.

Discussion

AB 361 requires public agencies to make findings by majority vote within 30 days of the first teleconferenced meeting under AB 361 and every 30 days thereafter that a state of emergency still exists and continues to directly impact the ability of the members to meet safely in person, or that officials continue to impose or recommend measures to promote social distancing. As directed by the Board on September 27, 2021, the District is continuing to hold teleconferenced meetings as allowed under AB 361 due to the ongoing public health threat of COVID-19. The attached resolution includes the findings required by AB 361 to allow the District to hold teleconferenced meetings.

As required, District staff will include a similar resolution on Board agendas at least every 30 days in order to allow the Board to continue to assess the need for teleconferenced meetings.

Background

AB 361 was signed into law by the Governor on September 16, 2021, and amends the Brown Act to allow local legislative bodies to continue using teleconferencing and virtual meeting technology as long as there is a "proclaimed state of emergency" by the Governor. This

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allowance also depends on state or local officials imposing or recommending measures that promote social distancing or a legislative body finding that meeting in person would present an imminent safety risk to attendees. Though adopted in the context of the pandemic, AB 361 will allow for virtual meetings during other proclaimed emergencies, such as earthquakes or wildfires, where physical attendance may present a risk.

AB 361 prohibits councils and boards from limiting public comments to those submitted in advance of the meeting and specifies that the legislative body “must provide an opportunity for the public to ... offer comment in real time.” (Government Code 54953(e)(2)(E). Additionally, the body must allow a reasonable time for public comment during the comment periods. The District allows for email comments to be submitted throughout Board meeting and the Board Clerk checks for emails continuously, including during the public comment portion for each agenda item.

The agenda must include information on the manner in which the public may access the meeting and provide comments remotely. AB 361 provides that if technical problems arise that result in the public’s access being disrupted, the legislative body may not take any vote or other official action until the technical disruption is corrected and public access is restored.

In addition, as noted in the Discussion section above, AB 361 requires public agencies to make findings by majority vote within 30 days of the first teleconferenced meeting under AB 361 and every 30 days thereafter that a state of emergency still exists and continues to directly impact the ability of the members to meet safely in person, or that officials continue to impose or recommend measures to promote social distancing. AB 361 will sunset on January 1, 2024.

Previous Board Action

9/17/21 Board Meeting – The Board directed staff to continue with teleconferenced meetings under AB 361.