



## ACTION SUMMARY

**Regular Meeting of the Board Of Directors  
East Bay Municipal Utility District  
Tuesday, April 12, 2005**

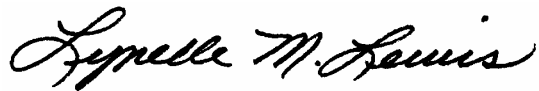
<u>Agenda Item</u>	<u>Motion</u>	<u>Action</u>
1.	055-05	Approved the Regular Meeting Minutes of March 22, 2005.
3.	056-05	Approved the assignment of the oxygen supply system and maintenance/repair services contract, previously awarded under Proposal No. 0406 by Board Motion 152-03, from Messer Griesheim Industries, Inc. to Matheson Tri-Gas, Inc.
5.	057-05	Authorized an agreement with the National Theatre for Children to organize and deliver a water education and water conservation school assembly tour at a cost not to exceed \$160,000 for a two-year period beginning July 1, 2005, with one two-year option to renew.
6.	058-05	Authorized agreements with the following firms to serve as underwriters for negotiated debt issues for the next five years with an option to renew for two additional one year periods: Bear Stearns, Citigroup, E. J. De La Rosa & Co. Inc., Lehman Brothers, Merrill Lynch, and Siebert, Brandford, Shank & Co. LLP.
8.	059-05	Authorized an amendment to an agreement with Data Marketing Inc. in an additional annual estimated amount of \$90,000 for a two-year period, with two one-year options to renew at an annual estimated additional cost of \$95,000 for postage required for mailing the District's annual <i>Water Quality Report</i> to all street addresses in the service area.
9.	060-05	Authorized an amendment to the agreement with Geologica, Inc. in an amount not to exceed \$117,100 for additions to the Phase II Environmental Investigation for the 15.9 acres of U.S. Army Reserve Property located adjacent to the Main Wastewater Treatment Plant. This amendment increases the total agreement ceiling to \$340,300.
10.	061-05	Authorized an agreement with Reynolds and Reynolds Company, DBA Networkcar Inc. in an amount not to exceed \$336,080 for Automated Vehicle Locator hardware, hardware installation and monthly air time services during the period April 1, 2005 to March 31, 2007, with three one-year options to renew for an annual amount not to exceed \$53,865 for air time charges.

<u>Agenda Item</u>	<u>Motion</u>	<u>Action</u>
14.	062-05	Authorized the Office of General Counsel to continue employment of Barg, Coffin, Lewis & Trapp for services of special counsel related to environmental regulation and litigation in an additional amount not to exceed \$150,000.
15.	063-05	Authorized the Office of General Counsel to continue employment of the law firm of Reed Smith, LLP in an additional amount not to exceed \$80,000 for specialized legal services in support of the District's polybutylene litigation.
4.	064-05	Authorized an agreement with Industrial Employer and Distributors Association (IEDA) in the amount of \$215,464 to provide expert labor relations negotiating and consulting services during the three-year period of July 1, 2005 through June 30, 2008.
7.	065-05	Authorized an agreement with Sidley Austin Brown & Wood LLP and Lofton & Jennings for bond counsel services for water and wastewater debt financings for a period for five years with an option to renew for two additional one year periods. The cost for each financing is not to exceed \$100,000.
11.	066-05	Approved the District's \$40,942 proportionate share of funding for the Upper Mokelumne River Watershed Authority-sponsored Mokelumne Youth Water Education Program from April through December 1, 2005.
16.	067-05	Approved the recommended positions in Legislative Report No. 4-05 as follows: <b>OPPOSE</b> AB 406 (Haynes) – Construction Contracts: Indemnity; <b>SUPPORT IF AMENDED</b> AB 515 (Richman) – Electrical Corporations; <b>SUPPORT</b> AB 577 (Wolk) – Invasive Species; <b>OPPOSE</b> AB 887 (Villines) – Timber Harvesting Plan; <b>SUPPORT</b> AB 966 (Saldana) – Dental Amalgam; <b>SUPPORT</b> AB 1044 (Aghazarian) – Public Officers: Retirement Benefits Forfeiture; <b>SUPPORT</b> AB 1317 (Ruskin) – Environmental Laboratories; <b>SUPPORT</b> SB 200 (Machado) – Sacramento-San Joaquin Delta Conservancy Program; and <b>SUPPORT IF AMENDED</b> SB 820 (Kuehl) – Water; <b>OPPOSE UNLESS AMENDED</b> Feasibility Study with Respect to the Mokelumne River.

<u>Agenda Item</u>	<u>Motion</u>	<u>Action</u>
17.	068-05	Approved a 2% cost of living adjustment to the Board's monthly compensation, effective April 18, 2005, which is the 2005 percentage cost of living adjustment approved for EBMUD employees (increased \$20 per month to \$999).

<u>Agenda Item</u>	<u>Resolution</u>	<u>Action</u>
12.	33468-05	Revise District Salary Ranges, Salaries and Wage Rates.
13.	33469-05	Approving a Memorandum of Understanding with the City of Orinda for Land Exchanges.

APPROVED: April 12, 2005



---

Lynelle M. Lewis, Secretary of the District  
LML:mp