



**BOARD OF DIRECTORS
EAST BAY MUNICIPAL UTILITY DISTRICT**

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, March 14, 2006**

**REGULAR CLOSED SESSION
11:00 a.m., Board Room**

ROLL CALL:

PUBLIC COMMENT: The Board of Directors is limited by State law to providing a brief response, asking questions for clarification, or referring a matter to staff when responding to items that are not listed on the agenda.

ANNOUNCEMENT OF CLOSED SESSION AGENDA:

1. Existing litigation pursuant to Government Code section 54956.9(a):

In Re Consolidated Cases Re East Bay Municipal Utility District Pipeline Project, Specification 1861, Contra Costa County Superior Court Case No. C04-01493
2. Significant exposure to litigation pursuant to Government Code section 54956.9(b): one matter.
3. Conference with real property negotiator pursuant to Government Code section 54956.8 regarding price and terms for possible sale of the Redwood Filter Plant property, bordered by Carlton Avenue, Sydney Way, Stanton Avenue and Jennifer Drive, Castro Valley, California. Negotiating parties: Artis Dawson, Director of Administration, Stephen Boeri, Manager of Real Estate Services for East Bay Municipal Utility District, and for the Hayward Area Recreation & Park District, Larry Lepore, Park Superintendent.
4. Conference with labor negotiators Dennis Diemer, Artis Dawson, Gwen McDonald, Mark Berenberg, and Glen Berkheimer from Industrial Employers Distributors Association (I.E.D.A.) pursuant to Government Code section 54957.6: Employee organizations International Federation of Professional and Technical Engineers, Local 21, AFL-CIO; International Union of Operating Engineers, Stationary Engineers, Local 39, AFL-CIO; and Locals 444 and 2019, American Federation of State, County and Municipal Employees, AFL-CIO.

(The Board will hold Closed Session in Conference Room 8A/B)

REGULAR BUSINESS MEETING
1:15 p.m., Board Room

ROLL CALL:

BOARD OF DIRECTORS:

- Pledge of Allegiance

PRESENTATION:

- Martin Luther King, Jr. Civic Committee Annual “Distinguished Community Service” Award

ANNOUNCEMENTS FROM CLOSED SESSION:

PUBLIC COMMENT: The Board of Directors is limited by State law to providing a brief response, asking questions for clarification, or referring a matter to staff when responding to items that are not listed on the Agenda.

CONSENT CALENDAR: (Single motion and vote approving 8 recommendations)

1. Approve the Regular Meeting Minutes of February 28, 2006, and Special Meeting Minutes of March 1 and 6, 2006.
2. File correspondence with the Board.
3. Authorize contracts to All American Rentals; RSC Equipment Rentals; Cresco Equipment Rentals; Hertz Equipment Rentals; United Rentals; Ingersoll-Rand Equipment Rentals in an aggregated amount not to exceed \$500,000 annually for bare equipment rentals from the period April 1, 2006, to March 31, 2007, with three options to renew for additional one-year periods.
4. Authorize an agreement with Diablo Grinding in an amount not to exceed \$100,000 annually for pavement grinding services at various District locations for the period April 1, 2006, to March 31, 2007, with three options to renew for additional one-year periods.
5. Authorize agreements with Overmiller, Inc. and California Hydro Excavation in an aggregated amount not to exceed \$100,000 annually for hydro-excavation services at various District locations during the period April 1, 2006, to March 31, 2007, with three options to renew for additional one-year periods.
6. Authorize agreements with All American Rentals; Trench Plate Rental Co.; and DPI Nicoli, in an aggregated amount not to exceed \$150,000 annually for shoring equipment rental and services for the period April 1, 2006, to March 31, 2007, with three options to renew for additional one-year periods.
7. Authorize an agreement with HDR Engineering, Inc. in an amount not to exceed \$617,885 for design services for elements of the Bayside Groundwater Project, Phase 1.

CONSENT CALENDAR: (Continued)

8. Approve the sale of the Pardee Recreation Area concession contract from Lake Pardee Marina, Inc. to new owners known as Pardee Lake Recreation, Inc. If approved, the new ownership will assume the contract, which is valid through November 2015, and take over operation of the recreation area on April 1, 2006.

DETERMINATION AND DISCUSSION:

9. Legislative Update:
 - Receive Legislative Report No. 3-06 and consider positions on the following bills: AB 583 (Hancock) – Political Reform Act of 1974: California Clean Money and Fair Elections Act of 2006; AB 1990 (Walters) – Eminent Domain; AB 2062 (Richman) – Electricity: Core, Noncore, and Core-Elect Market Structure; AB 2901 (Wolk) – Mercury Monitoring and Remediation; AB 2951 (Goldberg) – Capital Facilities Fees; SB 1265 (Alquist) – Political Reform Act of 1974: Disclosure of Income: Online Filing; SB 1317 (Torlakson) – Property Tax Revenue Allocations: Public Utilities: Qualified Property; and SB 1431 (Cox) – Public Contracts: Design-Build Contracting: Cities, Counties, and Special Districts
 - Update on Legislative Issues of Interest to EBMUD
10. Adopt findings and determinations with regard to approval of the Central Valley Project Long Term Renewal Contract with the U. S. Bureau of Reclamation, and authorize the President of the Board to execute the Central Valley Project Long Term Renewal Contract with the US Bureau of Reclamation. (Resolution)
11. General Manager's Report:
 - Customer Opinion Findings from February 2006 Research
 - Monthly Report – February 2006
 - Water Supply Update

REPORTS AND DIRECTOR COMMENTS:

12. Committee Reports:
 - Planning
 - Legislative/Human Resources
 - DSRSD/EBMUD Recycled Water Authority (DERWA)
13. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, March 28, 2006 in the Administration Center Board Room, 375 Eleventh Street, Oakland, California.

If you require a disability-related modification or accommodation to participate in an EB MUD public meeting please call the Office of the Secretary (510) 287-0404. We will make reasonable arrangements to ensure accessibility. Some special equipment arrangements may require 48 hours advance notice.