



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

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375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

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**AGENDA  
Tuesday, May 9, 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):  
  
East Bay Municipal Utility District v. Shell Oil Company et al., San Francisco County Superior Court, Case No. CGC-04-431386
2. Initiation of litigation pursuant to Government Code section 54956.9(c): one matter.
3. Significant exposure to litigation pursuant to Government Code section 54956.9(b): two matters.

*(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:**

- Presentation of U.S. Environmental Protection Agency Region 9 Environmental Achievement Award in recognition of EBMUD's Food Waste Program.

**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 10 recommendations.)

1. Approve the Special Closed Session Meeting Minutes of April 21, 2006, and the Special and Regular Meeting Minutes of April 25, 2006.
2. File correspondence with the Board.
3. Award a contract to the lowest responsible/responsive bidder, Bay Equipment and Repair, in a total amount not to exceed \$364,150 for supplying pavement saw truck bodies and saw trailers for the period beginning July 1, 2006 and ending June 30, 2009, under Proposal No. 0613B.
4. Award a contract to the lowest responsive/responsible bidder, GNI Waterman, LLC, in the amount of \$473,243 for supplying sluice gate valves, accessories and field testing for the Orinda Water Treatment Plant under Proposal No. 0625.
5. Award a contract to the lowest responsible/responsive bidder, Sanderson Safety Supply Co., in the estimated annual amount of \$92,292.13 for supplying work gloves for the District for the period beginning June 1, 2006 and ending May 31, 2008 with two options to renew for additional one-year periods under Proposal No. 0626.
6. Authorize agreements with various newspapers and publications to place advertisements for employment opportunities, legal notices, bidding opportunities and general public notices for an annual estimated amount of \$100,000.00 for the period beginning July 1, 2006 and ending June 30, 2009, with the option to extend for four one-year periods.
7. Authorize an agreement with Tatum's Janitorial Service in an estimated amount not to exceed \$38,000 annually for supplemental janitorial services at various District wastewater facilities during the period of May 24, 2006 through May 24, 2007, with the option to renew for four additional one-year periods.
8. Authorize agreements with Charles F. Hammond, Real Estate Appraisal & Consultants, Blaesi and Company, Appraisals-Consulting-Feasibility Studies, and Bender Rosenthal, Inc. Commercial Valuation and Right of Way Services in a combined total amount not to exceed \$420,000.00 to provide appraisal services of property and property rights related to the Folsom South Canal Connection Project.
9. Authorize an amendment to the agreement with Environmental Science Associates in an amount not to exceed \$261,302 for preparation of Environmental Impact Reports for the San Pablo Dam Seismic Upgrade and the Water Treatment and Transmission Improvements Program.

**CONSENT CALENDAR: (Continued)**

10. Authorize an amendment to an existing agreement with Simpson, Gumpertz & Heger Inc. in an amount not to exceed \$21,700 to provide additional design and construction support services for the Administration Building Leak Correction and Exterior Caulking Replacement project.

**PUBLIC HEARING – 2:00 P.M.:**

11. Conduct a Public Hearing to consider Water and Wastewater System proposed changes to the Schedules of Rates and Charges including: System Capacity Charges, other Water System Rates and Charges, and Wastewater System Rates and Charges.

**DETERMINATION AND DISCUSSION:**

12. Legislative Update:
  - Receive Legislative Report No. 7-06 and consider positions on the following bills:  
AB 1912 (Maze) – Employment Rights; AB 2916 (Wolk) – Department of Fish and Game: Endowment Funds; AB 2928 (Laird) – Green Building Construction: Guidelines; SB 1650 (Kehoe) – Eminent Domain; and SCA 24 (Torlakson) – Eminent Domain
  - Health Care Legislative Bills
  - Update on Legislative Issues of Interest to EBMUD
13. General Manager's Report:
  - San Pablo EIR Public Comment Period
  - Monthly Report – April 2006
  - Water Supply Update

**REPORTS AND DIRECTOR COMMENTS:**

14. Committee Reports:
  - Legislative/Human Resources
  - DSRSD/EBMUD Recycled Water Authority (DERWA)
15. Director Comments.

**ADJOURNMENT:**

***The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, May 23, 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.*