



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, November 12, 2013**

**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):
 - a. *East Bay Municipal Utility District v. Granite Construction Company, et al.*
Alameda County Superior Court, Case No. RG13671689
2. Conference with Labor Negotiators Bruce Heid and Glenn Berkheimer from the Industrial Employers Distributors Association, Alexander R. Coate, Carol Nishita, Eric Sandler, Delores Turner, Michael Rich and Lisa Sorani pursuant to Government Code Section 54957.6: Employee Organizations International Union of Operating Engineers, Local 39 and American Federation of State, County and Municipal Employees, Locals 444 and 2019.

(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

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 13 recommendations, including 3 resolutions.)

1. Approve the Regular Meeting Minutes of October 22, 2013.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidders, Groeniger & Company and Corix Water Products, Inc., in the estimated annual amounts, after the addition of taxes, of \$715,301 and \$101,119 respectively for supplying resilient seated gate and butterfly valves for the two-year period beginning November 15, 2013 and ending November 14, 2015, with three options to renew for additional one-year periods for a total estimated cost of \$4,082,100 under Request For Quotation No. 1408.
4. Authorize an agreement with Raftelis Financial Consultants, Inc. in an amount not to exceed \$150,000 to conduct a Water and Wastewater Cost of Service Study under Request for Proposal No. PUR 091.
5. Award a contract to the lowest responsive/responsible bidder, Ahtna Government Services Corporation, in the amount of \$1,148,529 for construction of Camanche North Shore Boat Dock Replacement under Specification 2060.
6. Award an amended contract to the lowest responsive/responsible bidder, Monterey Mechanical Co., in the amount of \$598,000 to reflect the correct low bid amount for the construction of Bryant No. 2 Pumping Plant Electrical Rehabilitation under Specification 2072.
7. Award contracts to the following vendors relating to the upgrade of the District's data storage and backup infrastructure:
 - 7.1 Award a contract to Dell, Inc. in the total amount, after the addition of taxes, of \$664,000 for supplying and installing Dell computer hardware and CommVault software for the period beginning November 12, 2013 and ending November 11, 2014.
 - 7.2 Award a contract to Integrated Archive Systems, Inc. in the total amount, after the addition of taxes, of \$143,000 for supplying, installing, designing and implementing the Quantum tape backup hardware during the period beginning November 12, 2013 and ending November 11, 2014.
8. Authorize an agreement with Pure Technologies, Incorporated in an amount not to exceed \$226,000 for a leak detection survey of Mokelumne Aqueduct No. 2.
9. Authorize an agreement with Environmental Systems Research Institute, Inc. in an amount not to exceed \$75,000 annually for services under their ESRI Enterprise Advantage Program in support of its ArcGIS system during the period November 2013 to November 2014, with 4 options to renew for an additional 1-year period for a total amount not to exceed \$375,000.
10. Authorize the Office of General Counsel to continue the employment of the law office of Hanson Bridgett, LLP for specialized legal services related to construction, public contract and procurement, claims, trademark services, pension, employment, and litigation matters.

CONSENT CALENDAR (Continued):

11. Approve revisions to the following District policies: Policy 4.17 – Risk Management, Policy 7.05 – Sustainability, Policy 7.07 – Energy, and Policy 9.03 – Water Supply Availability and Deficiency. (Resolution)
12. Approve the 2013-2017 Memorandum of Understanding (MOU) and other special agreements between the District and IFPTE Local 21, approve changes in salaries, benefits and working conditions for managers, confidential and non-represented employees, approve revisions to District salary schedules, amend all existing Civil Service Rules, Policy Statements and Procedures and other pertinent resolutions to conform to revisions contained in the MOU and in the Resolution, and authorize the General Manager to amend the District's contracts with medical providers to conform to the provisions of the MOU and the resolution. (Resolution)
13. Appoint the Customer & Community Services Department Manager (Resolution)

DETERMINATION AND DISCUSSION:

14. Legislative Update:
 - Consider a resolution urging the timely completion of the independent scientific study required by Senate Bill 4 (SB4), Chapter 313, and urging the state to incorporate the study's findings into the regulation of oil and gas well stimulation treatments and take the necessary action, up to and including a moratorium, to ensure the state's water resources, including groundwater, are sufficiently protected. (Resolution)
 - Update on Legislative Issues of Interest to EBMUD
15. Consider rescheduling 2014 Board Meeting dates that conflict with District Holidays.
16. General Manager's Report:
 - Long-Term Financial Stability Update
 - Monthly Report

REPORTS AND DIRECTOR COMMENTS:

17. Committee Reports:
 - Sustainability/Energy
 - Finance/Administration
 - Legislative/Human Resources
18. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, November 26, 2013 in the Administration Center Board Room, 375 Eleventh Street, Oakland, California.

Disability Notice

If you require a disability-related modification or accommodation to participate in an EBMUD 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.

Document Availability

Materials related to an item on this Agenda that have been submitted to the EBMUD Board of Directors within 72 hours prior to this meeting are available for public inspection in EBMUD's Office of the Secretary at 375 11th Street, Oakland, California, during normal business hours.

BOARD CALENDAR

Date	Meeting	Time/Location	Topics
Monday, November 11	Veterans Day Holiday		<i>District Offices Closed</i>
Tuesday, November 12	Finance/Administration Committee Coleman (Chair), Linney, Patterson	9:00 a.m. Training Resource Center	<ul style="list-style-type: none"> • Revisions to Several District Policies • Long-Term Financial Stability Update • Water & Wastewater Cost of Service Study
	Legislative/Human Resources McIntosh (Chair), Coleman, Mellon	9:45 a.m. Training Resource Center	<ul style="list-style-type: none"> • FY13 Contract Equity Program Annual Report • Legislation Updates Related to Employee Benefit Plans – Defense of Marriage Act and Affordable Care Act • Legislative Report
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Tuesday, November 26	Planning Committee Foulkes (Chair), Linney, McIntosh	TBD Training Resource Center	
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Thursday, November 28 & Friday, November 29	Thanksgiving Holiday		<i>District Offices Closed</i>
Tuesday, December 10	Planning Committee Foulkes (Chair), Linney, McIntosh	TBD Training Resource Center	
	Legislative/Human Resources McIntosh (Chair), Coleman, Mellon	TBD Training Resource Center	
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Tuesday, December 24	Finance/Administration Committee Coleman (Chair), Linney, Patterson	TBD Training Resource Center	<ul style="list-style-type: none"> • Meeting Typically Cancelled
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Meeting Typically Cancelled
Wednesday, December 25	Christmas Holiday		<i>District Offices Closed</i>