



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA  
Tuesday, May 24, 2016**

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

*(Director Andy Katz will participate by telephone from  
Hans-Iwane-Straße 9, Obergeschoss, Bonn, North Rhine-Westphalia 53113, Germany)*

**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. Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2):
  - a. Pacific Gas & Electric Company  
Claim No. 2015-L-071
  - b. One matter.

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

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

*(Director Andy Katz will participate by telephone from  
Hans-Iwane-Straße 9, Obergeschoss, Bonn, North Rhine-Westphalia 53113, Germany)*

**ROLL CALL:**

**BOARD OF DIRECTORS:**

- Pledge of Allegiance

**PRESENTATION:**

- Government Finance Officers Association FY 16/17 Certificate of Achievement – Excellence in Financial Reporting

**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 14 recommendations, including 1 Resolution.)

1. Approve the Special Meeting and Regular Meeting Minutes of May 10, 2016.
2. File correspondence with the Board.
3. Award contracts to vendors for supplying automobile and light, medium, and heavy truck tires for District vehicles.
  - 3a. Award contracts to the following vendors: Don's Tire Service; Bridgestone Americas Tire Operations, LLC dba GCR Tires and Service #852; Easy Bay Tire Company; George Oren Tire Specialist, Inc.; Inland Industrial Tire; J & O Commercial Tire; Morgan Tire of Sacramento, Inc.; Theil's Tire Service; and Wingfoot Commercial Tire Systems, LLC dba Goodyear Commercial Tire & Service Centers in a total annual amount, after the addition of taxes, not to exceed \$300,000 for supplying automobile and light, medium, and heavy truck tires for District vehicles for two years, beginning on or after June 1, 2016 with three options to renew for an additional one-year period for a total cost of \$1,500,000.
  - 3b. Authorize additional contracts for supplying automobile and light, medium, and heavy truck tires to the District. These additional contracts may be issued, as needed, in order to increase flexibility and ensure availability to the District. Any subsequent contracts shall meet all District standards and offer the Government and Utility Price Schedules program.
4. Authorize agreements for sweeping services.
  - 4a. Authorize an agreement beginning on or after May 24, 2016 with Statewide Construction Sweeping, Inc. in an amount not to exceed \$310,000 annually for sweeping services for two years with three options to renew for an additional one-year period for a total cost of \$1,550,000.
  - 4b. Authorize additional agreements with sweeping service vendors that meet District standards and offer pricing at or below the range in the proposed agreement above. These additional contracts may be issued, on an as needed basis, in order to increase flexibility and ensure availability of sweeping services to the District.
5. Authorize agreements for hydro-excavation services.
  - 5a. Authorize agreements beginning on or after May 24, 2016 with Diede Construction, Inc. dba Hydro X Services, Inc. and Presidio Systems, Inc. in an estimated total annual amount not to exceed \$100,000 for fully maintained and operated hydro-excavation services for one year with four options to renew for an additional one-year period for a total cost of \$500,000.
  - 5b. Authorize additional agreements for hydro-excavation services with companies that meet District standards and offer pricing at or below the range described in the proposed agreements above. These additional agreements may be issued, on an as needed basis, in order to increase flexibility and ensure availability of hydro-excavation services to the District.

**CONSENT CALENDAR:** (Continued)

6. Authorize agreements for fully maintained and operated backhoe rentals.
  - 6a. Authorize agreements beginning on or after May 24, 2016 with Adam Moreno & Sons, Inc., MJH Excavating, Inc., and Paladin Construction in an amount not to exceed \$200,000 annually, for fully maintained and operated backhoe rentals for three years, with two options to renew for an additional one-year period for a total cost of \$1,000,000.
  - 6b. Authorize additional agreements for fully maintained and operated backhoe rentals with vendors that meet District standards and offer pricing at or below the range in the proposed agreements above. These additional agreements may be issued, on an as needed basis, in order to increase flexibility and ensure availability of fully maintained and operated backhoe services to the District.
7. Authorize an agreement with Pacific States Marine Fisheries Commission in an amount not to exceed \$500,000 annually, for the marking, tagging, and recovery program for Chinook salmon and steelhead trout at the Mokelumne River Fish Hatchery, and the recovery and processing of the California ocean fisheries during the period July 1, 2016 to June 30, 2021.
8. Authorize an amendment to Board Motion No. 008-14 dated January 14, 2014 for paving, striping, sealing, concrete repair and other related services.
  - 8a. Authorize an amendment to Board Motion No. 008-14 dated January 14, 2014 beginning on or after May 24, 2016 to increase the initial authorization by an estimated annual amount not to exceed \$1,000,000 for paving, striping, sealing, concrete repair, and other related services through the remainder of the period ending December 31, 2019 for a total increase of \$3,585,000, with the following vendors awarded work under the original Board motion: AJW Construction; American Asphalt Repair; Black Gold Paving & Sealing; Bond Black Top, Inc.; Bruce Enterprises, Inc.; California Pavement Maintenance Company; Carone & Co, Inc.; Cliff Swisher Custom Concrete; Coastal Paving; County Paving Co., Inc.; John W. Hertzog, Contractor; JV Lucas Paving, Inc.; MCE Corporation; MCK Services, Inc.; Morgan-Bonnano Development; O.C. Jones & Sons, Inc.; Pacific General Engineering; Ransome Co.; VSS-International; and public agencies.
  - 8b. Authorize additional agreements for paving, striping, sealing and concrete repair with vendors that meet District standards and offer pricing at or below the range in the amended agreements above. These additional agreements may be issued, on an as needed basis, in order to increase flexibility and ensure availability of paving, striping, sealing, and concrete repair backhoe services to the District.

**CONSENT CALENDAR:** (Continued)

9. Authorize an amendment to Board Motion No. 145-13 dated October 8, 2013 for fully maintained and operated rental of dump trucks.
  - 9a. Authorize an amendment to Board Motion No. 145-13 dated October 8, 2013 to increase the estimated annual amount by \$2,500,000 for fully maintained and operated rental of 10-yard, 20-yard end-dump and transfer trucks, and 20-yard super dump trucks beginning on or after May 24, 2016 for the remainder of the period ending October 31, 2018 for a total increase of \$6,082,000 to the following vendors awarded work under this motion: A.I.P. Trucking; Adam Moreno & Sons, Inc.; D & S Trucking, LLC; De Bibb Trucking; E. M. Blair Trucking; G W Trucking; Haver Transport; Hill Trucking; Inder Trucking; Jackson Transportation; JD Trucking Co., Inc.; Kemp Trucking; Mae Trucking; Roby Trucking; Royal Trucking; S&L Transport; SMG Trucking; Sudden Sam's Trucking Co.; Tom Aikens General Engineering; and V. Dolan Trucking, Inc.
  - 9b. Authorize additional agreements for fully maintained and operated dump truck rental services with vendors that meet District standards and offer pricing at or below the range in the amended agreements above. These additional agreements may be issued, on an as needed basis, in order to increase flexibility and ensure availability of fully maintained and operated dump truck rental services to the District.
10. Authorize the purchase of services under an existing agreement with Oracle America, Inc. (Oracle) for one year beginning on or after July 1, 2016 in an amount not to exceed \$272,613 for database software license and maintenance services. The additional \$272,613 will increase the total cost for Oracle's software support service under the agreement to \$1,775,246.
11. Approve the assignment of the Technical Advisory Board Flow Monitoring and Field Services contract to Total Flow, Inc. This contract was previously awarded to E2 Consulting Engineers, Inc. by Board Motion No. 107-11 on September 28, 2011 and amended by Board Motion No. 168-14 on October 20, 2014.
12. Authorize execution of an agreement with San Joaquin County and North San Joaquin Water Conservation District to amend the existing Protest Dismissal Agreement (PDA) between the District and five San Joaquin County parties to (1) extend the deadline from June 30, 2016 to August 10, 2016 regarding San Joaquin County's issuance of the export permit under Section 5.e. of the PDA, and to (2) authorize the General Manager to approve further extensions of the deadline until no later than December 31, 2016.
13. Approve revised Sustainability/Energy Committee assignments.
14. Approve the purchase of a 10,757 square foot parcel of land located at 9601 MacArthur Boulevard, Oakland, CA from Alex Sam in the amount of \$277,000, for the preferred site for the Fontaine Pumping Plant replacement, and condition any future use of the parcel on California Environmental Quality Act compliance. (Resolution)

**DETERMINATION AND DISCUSSION:**

15. Legislative Update:
  - Receive Legislative Report No. 07-16 and consider positions on the following bills: AB 2555 (Committee on Water, Parks and Wildlife) Fish and Wildlife; SB 814 (Hill) Drought: Excessive Water Use: Urban Retail Water Suppliers; SB 1043 (Allen) Biogas and Biomethane; and SB 1233 (McGuire) Joint Powers Authorities: Water Bill Savings Act
  - Update on Legislative Issues of Interest to EBMUD
16. Adopt the revised Section 29, “Prohibiting Wasteful Use of Water,” of the EBMUD Regulations Governing Water Service to Customers to define and impose water use prohibitions, restrictions, and enforcement provisions effective July 1, 2016. (Resolution)
17. General Manager’s Report:
  - Drought Water Savings and Customer Response
  - 2016 Critical Drought Action Plan Update

**REPORTS AND DIRECTOR COMMENTS:**

18. Committee Reports:
  - Legislative /Human Resources
  - Finance/Administration
19. Other Items for Future Consideration.
20. Director Comments.

**ADJOURNMENT:**

- Annual Memorial Presentation

***The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, June 14, 2016 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 11<sup>th</sup> Street, Oakland, California, during normal business hours, and can be viewed on our website at [www.ebmud.com](http://www.ebmud.com).*

## BOARD CALENDAR

Date	Meeting	Time/Location	Topics
<b>Tuesday, May 24</b>	<b>Finance/Administration Committee</b> Coleman {Chair}, Katz, Patterson  <b>Strategic Plan Update and FY16-17 Mid-Cycle Budget and Rates Workshop</b>  <b>Board of Directors</b>	8:15 a.m. Training Resource Center  9:00 a.m. Training Resource Center  11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> <li>• Oursan Ridge Conservation Bank</li> <li>• Maintenance Support Services</li> <li>• District Strategic Plan Update – July 2016</li> <li>• FY16 &amp; FY17 Mid-Cycle Budget Update</li> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Monday, May 30</b>	<b>Memorial Day Holiday</b>		<i>District Offices Closed</i>
<b>Tuesday, June 14</b>	<b>Planning Committee</b> Linney {Chair}, McIntosh, Young  <b>Legislative/Human Resources Committee</b> Patterson {Chair}, Coleman, Young  <b>Board of Directors</b>	9:15 a.m. Training Resource Center  10:15 a.m. Training Resource Center  11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Tuesday, June 28</b>	<b>Finance/Administration Committee</b> Coleman {Chair}, Katz, Patterson  <b>Board of Directors</b>	10:00 a.m. Training Resource Center  11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Monday, July 4</b>	<b>Independence Day Holiday</b>		<i>District Offices Closed</i>
<b>Tuesday, July 12</b>	<b>Planning Committee</b> Linney {Chair}, McIntosh, Young  <b>Legislative/Human Resources Committee</b> Patterson {Chair}, Coleman, Young  <b>Board of Directors</b>	9:15 a.m. Training Resource Center  10:15 a.m. Training Resource Center  11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>