



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, October 25, 2016**

**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(d)(1):
 - a. *Stonewall Reservoir Community et al. v. East Bay Municipal Utility District*
Alameda County Superior Court, Case No. RG16833627
 - b. *Jesse Cole v. East Bay Municipal Utility District*
USDC, N.D. Cal., Case No. 16-CV-00694-TEH

(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:

- 2016 WaterSmart Certification Program Update and Award Event

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 7 recommendations, including 1 resolution.)

1. Approve the Regular Meeting Minutes and Special Meeting Minutes of October 11, 2016.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidder, Capital Flow Waterworks, in the estimated annual amount of \$179,035, after the addition of taxes, for supplying fire service detector check valves to the District for three years, beginning on or after November 1, 2016, with two options to renew for an additional one-year period for a total cost of \$895,175 under Request for Quotation No. 1625.
4. Authorize an agreement beginning on or after October 25, 2016 with National Plant Services, Inc., in an amount not to exceed \$3,000,000 for flow monitoring and related services for the Satellite Field Services Project in support of the East Bay communities' Infiltration and Inflow reduction activities in the communities' collection systems through June 30, 2021.
5. Authorize an amendment to the existing Western Area Power Administration Custom Product Agreement to extend the termination date from September 30, 2020 to December 31, 2024 for electricity purchases at District facilities.
6. Approve the Water Supply Assessment requested by the City of Oakland for the MacArthur Station Project pursuant to California Water Code, Sections 10910-10915.
7. Approve revisions to the following District policies: Policy 2.19 – Tuition Refund for Employee Education; Policy 4.02 – Cash Reserves and Debt Management; Policy 4.10 – Public Service Enterprises; Policy 6.04 – Ethics Policy of the EBMUD Board of Directors; Policy 7.13 – Security; and Policy 8.02 – Biosolids Management. (Resolution)

DETERMINATION AND DISCUSSION:

8. Authorize execution of legal documents associated with extending Wells Fargo Bank's Standby Bond Purchase Agreement for Water Revenue Bond Series 2008A-1 and 2008A-4. (Resolution)
9. Adopt actions in response to Wells Fargo & Company's banking practices. (Resolution)
 - 9a. Suspend the District's use of Wells Fargo for the following activities, consistent with the suspensions declared by the Treasurer of the State of California, for a minimum of one year: (i) investments in all Wells Fargo securities, (ii) use of Wells Fargo as a broker-dealer for purchasing investments, and (iii) use of Wells Fargo as underwriter on negotiated sales of bonds;
 - 9b. Notify the Association of California Water Agencies and the California Association of Sanitation Agencies that the District has taken these steps;
 - 9c. Notify *The Bond Buyer*, the primary municipal bond market periodical, that the District has taken these actions;
 - 9d. Send a letter to Wells Fargo notifying them that the District has taken the approved actions based on the bank's recent activities which do not align with standards of business conduct required by the District.

DETERMINATION AND DISCUSSION: (Continued)

10. Adopt the 2016 East Bay Municipal Utility District Local Hazard Mitigation Plan. (Resolution)
11. General Manager's Report:
 - Water Supply Update
 - 2016 Statistical Opinion and Customer Outreach Research Plan

REPORTS AND DIRECTOR COMMENTS:

12. Committee Reports:
 - Planning
 - Sustainability/Energy
 - Finance/Administration
13. Other Items for Future Consideration.
14. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, November 8, 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 11th Street, Oakland, California, during normal business hours, and can be viewed on our website at www.ebmud.com.

BOARD CALENDAR

Date	Meeting	Time/Location	Topics
Tuesday, October 25	Sustainability/Energy Committee Young {Chair}, Katz, Linney	9:15 a.m. Training Resource Center	<ul style="list-style-type: none"> • Fiscal Year 2016 Sustainability Report • Purchasing Carbon Offsets • Envision and Environmental Certifications for Infrastructure • Biosolids Handling Contract Update
	Finance/Administration Committee Coleman {Chair}, Katz, Patterson	10:15 a.m. Training Resource Center	<ul style="list-style-type: none"> • FY16 Annual Power Sales Report • Review of Revisions to District Policies • Quarterly Financial Reports
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Tuesday, November 8	Planning Committee Linney {Chair}, McIntosh, Young	9:15 a.m. Training Resource Center	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
	Legislative/Human Resources Committee Patterson {Chair}, Coleman, Young	10:15 a.m. Training Resource Center	
	Food Waste Workshop	TBD Training Resource Center	
	Board of Directors	11:00 a.m. 1:15 p.m.	
Friday, November 11	Veteran's Day Holiday		<i>District Offices Closed</i>
Tuesday, November 22	Finance/Administration Committee Coleman {Chair}, Katz, Patterson	10:00 a.m. Training Resource Center	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
	Board of Directors	11:00 a.m. 1:15 p.m.	
Thursday, November 24	Thanksgiving Day Holiday		<i>District Offices Closed</i>
Friday, November 25	Day After Thanksgiving Holiday		<i>District Offices Closed</i>