



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, February 11, 2014**

**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. Jared Aldrich*
Contra Costa County Superior Court, Case No. C13-01362
 - b. *United States of America, et al. v. East Bay Municipal Utility District*
USDC, N.D. Cal., Case No. CV 09-0186 RS
2. Conference with Real Property Negotiators pursuant to Government Code section 54956.8 regarding conditions and terms of payment for the purchase of up to 20,000 acre feet of water from Placer County Water Agency for Freeport testing and supplemental dry year supplies in 2014. East Bay Municipal Utility District negotiators: Richard Sykes, Director of Water and Natural Resources, and Michael Tognolini, Manager of Water Supply Improvements. Negotiating parties: East Bay Municipal Utility District and Placer County Water Agency.
3. Personnel exception pursuant to Government Code section 54957 to consider public employee evaluations: General Manager and General Counsel.

(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 6 recommendations)

1. Approve the Regular Meeting Minutes of January 28, 2014.
2. File correspondence with the Board.
3. Award contracts to the lowest responsive/responsible bidders, Corpro Companies, Inc., and Sunwest Group of Companies, in the estimated annual amounts after the addition of taxes of \$104,263.95 and \$77,310.98 respectively, for supplying magnesium anodes for Oakport Distribution Center for the period beginning February 15, 2014 and ending February 14, 2016, with two options to renew for an additional one-year period for a total cost of \$726,299.72 under Request for Quotation No. 1413.
4. Award a contract to the lowest responsive/responsible bidder, Anderson Pacific Engineering Construction, Inc., in the amount of \$2,599,000 for construction of 39th Avenue and Redwood Pumping Plants Rehabilitation under Specification 2063.
5. Award a contract to the lowest responsive/responsible bidder, JMB Construction, Incorporated, in the amount of \$1,531,400 for construction of Fontaine Street, El Portal Drive, and Euclid Avenue Pipeline Improvements under Specification 2071.
6. Reaffirm the District's Equal Employment Opportunity Policy 2.25 and Prevention of Sexual Harassment in the Workplace Policy 2.26, and Adopt the 2014 Affirmative Action Plan and Goals.

DETERMINATION AND DISCUSSION:

7. Legislative Update:
 - Update on Legislative Issues of Interest to EBMUD
8. Authorize the development of a Project Labor Agreement for the construction of the Chabot Dam Seismic Upgrade project.
9. Authorize staff to request that all customers voluntarily reduce their water use by ten percent starting February 11, 2014 and continue until further notice to help keep water in storage during an unprecedented dry year.
10. General Manager's Report:
 - Water Supply Update
 - Appoint Ad Hoc Committee to Negotiate Amendments to Employment Agreements with General Manager and General Counsel
 - Residential Customer Survey
 - Monthly Report – January 2014

REPORTS AND DIRECTOR COMMENTS:

11. Committee Reports:

- Sustainability/Energy
- Finance/Administration
- Planning
- Legislative/Human Resources

12. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, February 25, 2014 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
Tuesday, February 11	Planning Committee	9:30 a.m. Training Resource Center	<ul style="list-style-type: none"> • Update on Richmond Wastewater Services • Update on San Francisco Bay Nutrients Efforts
	Legislative/Human Resources	10:15 a.m. Training Resource Center	<ul style="list-style-type: none"> • 2014 Affirmative Action Plan • Legislative Update
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Wednesday, February 12	Lincoln's Birthday Holiday		<ul style="list-style-type: none"> • District Offices Closed
Monday, February 17	President's Day Holiday		<ul style="list-style-type: none"> • District Offices Closed
Tuesday, February 25	Water Supply Management Program Workshop	TBD Training Resource Center	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
	Finance/Administration Committee	TBD Training Resource Center	
	Board of Directors	11:00 a.m. 1:15 p.m.	
Tuesday, March 11	Planning Committee	TBD Training Resource Center	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
	Legislative/Human Resources	TBD Training Resource Center	
	Board of Directors	11:00 a.m. 1:15 p.m.	
Tuesday, March 25	Long-Term Financial Stability Workshop	TBD Training Resource Center	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
	Finance/Administration Committee	TBD Training Resource Center	
	Board of Directors	11:00 a.m. 1:15 p.m.	