



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, January 14, 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.

BROWN ACT BRIEFING:

- Presentation of the Brown Act and the Ethics Policy of the EBMUD Board of Directors.

ANNOUNCEMENT OF CLOSED SESSION AGENDA:

1. Significant exposure to litigation pursuant to Government Code section 54596.9(b): two matters, including one threat of litigation from owners of 48 Tappan Lane, Orinda.

(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
- Election of Officers
- 2014 Board Committee Assignment Preferences

ANNOUNCEMENTS FROM CLOSED SESSION:

PRESENTATION:

- Business Recovery Managers Association Award of Excellence for Business Continuity for 2013

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 11 recommendations, including 1 resolution)

1. Approve the Regular Meeting Minutes of December 10, 2013.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidder Southland Pipe Corporation in the estimated annual amount after the addition of taxes of \$207,371.00 for supplying various sized steel mortar-lined pipe fittings for various District sites for the period beginning February 1, 2014, and ending January 31, 2017, with two options to renew for additional one-year periods for a total cost of \$1,036,855.00 under Request for Quotation No. 1412.
4. Award a contract to the lowest responsive/responsible bidder, GSE Construction Company, Inc., in the amount of \$2,390,000 for construction of the Wet Weather Facilities Chemical Systems Improvements Phase 2 Project under Specification SD 348.
5. Award a contract to the lowest responsive/responsible bidder, C. Overaa & Co., in the amount of \$830,000 for construction of the Main Wastewater Treatment Plant Site Utility Improvements and Guard Structure Installation Project under Specification SD 359.
6. Authorize an agreement with Evans/McDonough Company Inc., in an amount not to exceed \$96,150 for customer research services during the period January 14, 2014 through December 30, 2016.
7. Authorize an agreement with Montgomery, Watson, Harza Americas, Incorporated, in an amount not to exceed \$599,908, for consultant services related to completing the Mokelumne Aqueducts Corrosion Optimization Study.
8. Authorize agreements with 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, in an aggregate estimated amount of \$1,000,000 annually for paving, striping, sealing, concrete repair and other related services at locations throughout the District's service area during the period January 15, 2014 through December 31, 2019, and authorize additional agreements with companies that meet District standards and offer pricing at or below the range described in the current proposed contracts to increase flexibility and ensure vendor availability pursuant to this recommendation.
9. Authorize an amendment to an agreement with RMC Water and Environment in an amount not to exceed \$180,000, increasing the agreement value from \$1,692,000 to \$1,872,000, for confidential hydrologic and hydraulic modeling and other specialized technical assistance in support of the District's ongoing negotiations with state and federal regulatory agencies concerning discharges from the District's wet weather facilities.
10. Adjust the Board of Directors' monthly compensation effective January 31, 2014 by \$34 per month or 3 percent and, beginning in January 2015, conduct a review of Board compensation annually during the first Board meeting of the calendar year.

CONSENT CALENDAR: (Continued)

11. Adopt a revised resolution authorizing the General Manager, or his designee, to sell all electric power products produced by District power generation facilities in the wholesale energy market and to execute agreements necessary for such sales.
(Resolution)

DETERMINATION AND DISCUSSION:

12. Legislative Update:
- Federal Legislative Initiatives for 2014
 - Update on Legislative Issues of Interest to EBMUD
13. Adopt a resolution implementing the District's last, best, and final offer regarding the salary for the job classification of Meter Reader/Mechanic pursuant to the recommendations of the Fact Finding Panel.
(Resolution)
14. General Manager's Report:
- Summary of Board 2013 Committee Agendas and Upcoming Forecast for 2014
 - 2013 Interdepartmental Committees Annual Report
 - Water Supply Update
 - Water Supply 2014 Fact Sheet and Historical Drought Response Memo
 - Monthly Report – December 2013

REPORTS AND DIRECTOR COMMENTS:

15. Committee Reports:
- Planning
 - Legislative/Human Resources
 - Finance/Administration
16. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, January 28, 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, January 14	Planning Committee Foulkes (Chair), Linney, McIntosh		<ul style="list-style-type: none"> • Cancelled
	Legislative/Human Resources McIntosh (Chair), Coleman, Mellon	10:15 a.m. Training Resource Center	<ul style="list-style-type: none"> • Legislative Update
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Monday, January 20	Martin Luther King Day Holiday		<ul style="list-style-type: none"> • District Offices Closed
Tuesday, January 28	Sustainability/Energy Committee Linney (Chair), Foulkes, Katz	9:30 a.m. Training Resource Center	
	Finance/Administration Committee Coleman (Chair), Linney, Patterson	10:00 a.m. 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, February 11	Planning Committee	9:15 a.m. Training Resource Center	
	Legislative/Human Resources	10:15 p.m. Training Resource Center	
	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	Washington's Birthday Holiday		<ul style="list-style-type: none"> • District Offices Closed
Tuesday, February 25	Water Supply Workshop	TBD Training Resource Center	
	Finance/Administration Committee	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