



ACTION SUMMARY

Regular Meeting of the Board of Directors East Bay Municipal Utility District June 14, 2022

<u>Agenda Item</u>	<u>Motion</u>	<u>Action</u>
1.	103-22	Approved the Special and Regular Meeting minutes of May 24, 2022.
3.	104-22	Awarded a contract to the lowest responsive/responsible bidder, Garney Pacific, Inc. in an amount not to exceed \$7,000,000 for construction of the Main Wastewater Treatment Plant Power Generation Station Reliability Improvements Phase 3 Project under Specification SD-413.
4.	105-22	Awarded a contract to the lowest responsive/responsible bidder, OBS Engineering, Inc., in an amount not to exceed \$662,000 for construction of the Main Wastewater Treatment Plant Site Enhancements Project under Specification SD-420.
5.	106-22	Authorized an agreement beginning on or after July 1, 2022 with Amador County for three years with an option to renew for an additional three-year period for a total amount, including option years, not to exceed \$1,444,000 for law enforcement services at District Recreation Areas and on adjacent District watershed lands.
6.	107-22	Authorized an agreement beginning on July 1, 2022 with Athens Administrators, Inc. for \$1,833,061 for three years with two options to renew for additional two-year periods for a total amount, including option years, not to exceed \$4,554,497 for serving as the District's third party administrator and providing claims administration and benefits to injured workers in support of the District's workers' compensation program.
7.	108-22	Authorized an agreement beginning on or after July 1, 2022 with Civicorps for one year for an amount not to exceed \$599,000 to provide vegetation control and related services at various District properties.
8.	109-22	Authorized an agreement with ENS Resources, Inc. for continued legislative and regulatory information-gathering, analysis, representation, and liaison services in Washington, D.C. for one year, beginning on July 1, 2022, with two options to renew for additional one-year periods for a total amount not to exceed \$430,000.
9.	110-22	Authorized an agreement beginning on or after June 14, 2022 with GEI Consultants, Inc. in an amount not to exceed \$250,000 for consultant services to perform safety inspections and safety evaluation reports required under the District's license with the Federal Energy Regulatory Commission for Camanche and Pardee Dams.

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10.	111-22	Authorized an agreement beginning on or after June 14, 2022, between the Lower Mokelumne River Partnership and the University of California Santa Cruz in an amount not to exceed \$99,658 to be paid from the Lower Mokelumne River Partnership Fund for genetic research on Mokelumne River Fish Hatchery steelhead.
11.	112-22	Authorized an agreement beginning on or after June 14, 2022 with NJB Soft, LLC for five years with one option to renew for an additional five-year period for a total amount, including option year, not to exceed \$422,846 for software development, service and support.
12.	113-22	Authorized an agreement beginning on or after June 14, 2022 with Sequoia Ecological Consulting, Inc. in an amount not to exceed \$399,000 for the biological reconnaissance and monitoring of Oakland Inner Harbor Pipeline Crossing and Wildcat Pipeline Improvement projects.
13.	114-22	Authorized an agreement beginning on or after June 14, 2022, with Terraphase Engineering, Inc. for two years in an amount not to exceed \$105,038 for groundwater monitoring services for select wells as required in the East Bay Plain Subbasin Groundwater Sustainability Plan previously adopted under Board Resolution No. 35259-21.
14.1.	115-22	Authorized an agreement beginning on or after June 14, 2022 with Moore Iacofano Goltsman, Inc dba MIG Inc. in an amount not to exceed \$105,000 to develop and support implementation of the District's centennial marketing campaign and social media plans and media buys.
14.2.	116-22	Authorized an agreement beginning on or after June 14, 2022 with Stop Global Yawning, Inc. dba WHM Creative in an amount not to exceed \$259,000 for production of the District's centennial video, logo, templates, and historical flipbook.
15a.-15b.	117-22	Authorized agreements with Badger Daylighting Corp.; Bess Test Lab Inc.; EXARO Technologies Corporation; Pipe and Plant Solutions, Inc.; and Subtronic Corporation for utility locating and vacuum excavation potholing services beginning on or after July 1, 2022 for three years with two options to renew for additional one-year periods, in an aggregate amount, including options years, not to exceed \$2,500,000; and authorized additional agreements for utility locating and vacuum excavation potholing services, on an as-needed basis, with service providers that meet District standards and offer pricing at or below the range in the proposed agreements with the service providers above to increase flexibility and ensure service provider availability. The Board of Directors will be notified of additional qualified service providers by means of the General Manager's monthly report.

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17.	118-22	Authorized an amendment to the agreement previously authorized under the General Manager's authority with Wiss, Janney, Elstner Associates, Inc. to increase the agreement amount by \$80,000 to a total amount not to exceed \$160,000 for contractor design assessment services for the Digester Upgrade Phase 3 Project.
18.	119-22	Authorized the Office of General Counsel to continue the employment of the law firm of Hanson Bridgett, LLP, for specialized legal services related to construction, public contracts and procurement, claims, intellectual property and technology matters, tax, public pension law, labor and employment, and litigation matters in an additional amount not to exceed \$500,000.
19.	120-22	Filed the Report and Recommendation of the General Manager to Transfer Unpaid Liens for Delinquent Charges to Alameda County 2022-2023 Property Tax Roll.
16a.-16b.	121-22	Authorized agreements with American Asphalt Repair & Resurfacing Co., Inc.; Carone & Company, Inc.; J. J. Perez Paving Inc.; J. V. Lucas Paving, Inc.; MCK Services, Inc.; and Public Agencies for paving and other related services beginning on or after June 14, 2022 for one year in an aggregate amount not to exceed \$5,000,000; and authorized additional agreements for paving and other related services on an as-needed basis, with service providers that meet District standards and offer pricing at or below the range in the proposed agreements with the service providers above to increase flexibility and ensure service provider availability. The Board of Directors will be notified of additional qualified service providers by means of the General Manager's monthly report.
21.	122-22	Conducted a public hearing to consider revisions to the water and wastewater system schedules of rates and charges, capacity charges and other fees recommended in the "Report and Recommendation of the General Manager for Revisions to the Water and Wastewater System Schedule of Rates and Charges, Capacity Charges, and Other Fees Not Subject to Proposition 218, and Regulations for Fiscal Year 2023," submitted to the Board on May 10, 2022.
26.	123-22	Received Legislative Report No. 04-22 and approved positions on the following bills: SUPPORT AB 2142 (Gabriel) Income Taxes: Exclusion: Turf Replacement Water Conservation Program; SUPPORT S. 4231 (Feinstein) Support To Rehydrate the Environment, Agriculture, and Municipalities Act; and SUPPORT S. 4279 (Padilla) Water Efficiency, Conservation, and Sustainability Act of 2022.

<u>Agenda Item</u>	<u>Resolution</u>	<u>Action</u>
20.1.	35292-22	Ordering, Calling, Providing For And Directing That Notice Be Given Of An Election To Be Held In Wards Of The East Bay Municipal Utility District, State Of California, On Tuesday, November 8, 2022, For The Purpose Of Electing Four Directors, And Consolidating Said Election With The General State Election To Be Held On The Same Date.
20.2.	35293-22	Requesting The Boards Of Supervisors Of Alameda And Contra Costa Counties To Consolidate With The General Election To Be Held On November 8, 2022, The East Bay Municipal Utility District Election To Be Held In Four Wards On The Same Date For The Election Of Directors.
20.3.	35294-22	Establishing Criteria For Candidates' Statements To Be Filed By Candidates For The 2022 Election To The East Bay Municipal Utility District's Board Of Directors And Authorizing The Secretary Of The District To Bill Candidates For Certain Costs.
22.	35295-22	Adopting Revised Water And Wastewater System Schedules Of Rates And Charges And Other Fees Not Subject To Proposition 218 For Fiscal Year 2023, Including System Capacity Charge, Standard Participation Charge, Wastewater Capacity Charge, Public Records Act Fees, Real Property Use Application Fees, Recreation Use Fees, And Other Fees And Charges; Adopting Revised Regulations Governing Water Service And Approving An Exemption Under The California Environmental Quality Act And Directing Staff To File A Notice Of Exemption.
23.	35296-22	Affirming And Amending The Budget Of The East Bay Municipal Utility District Water And Wastewater Systems For Fiscal Year 2023 And Establishing The Terms And Conditions For The Payment Of Demands Against The District.
24.	35297-22	Mid-Cycle Resolution For Fiscal Year 2023 Authorizing The Number And Character Of Positions And Authorizing The General Manager To Take Action In Connection Therewith.
25.	35298-22	Authorizing The Utilization Of Teleconferencing For Meetings Of The East Bay Municipal Utility District Board Of Directors.

DATED: June 15, 2022



Rischa S. Cole, Secretary of the District

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