

BOARD OF DIRECTORS EAST BAY MUNICIPAL UTILITY DISTRICT

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

AGENDA

REGULAR CLOSED SESSION

Tuesday, May 28, 2024 11:00 a.m. Boardroom 375 11th Street Oakland, CA 94607

Please see appendix for public participation instructions

ROLL CALL:

<u>PUBLIC COMMENT</u>: 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. Conference with Labor Negotiators Keith Fleming and Stacey Cue from the Industrial Employers Distributors Association; Clifford C. Chan, General Manager; Sophia D. Skoda, Director of Finance; Cindy R. Charan, Director of Human Resources; Lisa A. Sorani, Manager of Employee Services, and Adam Smyer, Manager of Employee Relations, pursuant to Government Code section 54957.6: American Federation of State, County and Municipal Employees, Locals 444 and 2019; International Union of Operating Engineers, Local 39; and International Federation of Professional and Technical Engineers, Local 21.
- 2. Threat to public services or facilities pursuant to Government Code section 54957: Conference with David A. Briggs, Director of Operations & Maintenance; Cindy R. Charan, Director of Human Resources; Olujimi O. Yoloye, Director of Engineering & Construction; and David M. Cook, Manager of Security & Emergency Preparedness.

(The Board will discuss Closed Session agenda items in Conference Room 8.)

REGULAR BUSINESS MEETING 1:15 p.m.

Please see appendix for public participation instructions

ROLL CALL:

BOARD OF DIRECTORS:

- Pledge of Allegiance
- Recognizing Pride Month and EBMUD's Raining Pride Affinity Group

ANNOUNCEMENTS FROM CLOSED SESSION:

<u>PUBLIC COMMENT</u>: 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 2 resolutions.)

- 1. Approve the Regular Meeting Minutes of May 14, 2024.
- 2. File correspondence with the Board.
- 3. Award a contract to the lowest responsive/responsible bidder, Mountain Cascade, Inc., in an amount not to exceed \$18,216,035 for the construction of the East of Hills Facilities Demolitions and Improvements (Grizzly No. 1 & No. 2 Reservoirs, Castle Hill Reservoir, Castle Hill Regulator, Crest Radio Site, Castle Crest Road & Sydney Drive, Crest Pumping Plant, Danville Reservoir, Knife Reservoir No. 1 & Wiedemann Reservoir No. 1) Project, under Specification 2179.
- 4. Award a sole source contract beginning on or after May 28, 2024 to Shape, Inc. for supplying one Flygt pump as a spare for the existing submersible wastewater pumps at the Main Wastewater Treatment Plant Wet Weather Storage Basin for a total cost, after the addition of taxes, not to exceed \$350,000.
- 5. Authorize an agreement beginning on or after May 28, 2024 with Intake Screens, Inc. in an amount not to exceed \$1,248,750 for the fabrication and installation of fish screens for three surface water diversions on the lower Mokelumne River.
- 6. Authorize an agreement beginning on or after May 28, 2024 with Jacobs Associates, Inc. dba Delve Underground in an amount not to exceed \$1,034,000 for engineering services for the Lafayette Aqueduct No. 1 Tunnel Repairs.
- 7. Authorize an agreement beginning on or after May 28, 2024 with PSI Water Technologies, Inc. in an amount not to exceed \$786,535 for providing and installing a chloramine boosting station at Welle Reservoir including five years of maintenance services.

CONSENT CALENDAR: (Continued)

- 8. Authorize an agreement beginning on or after May 28, 2024 with Schweitzer Engineering Laboratories Engineering Services Inc. in an amount not to exceed \$1,320,400 for Protection Automation Control System engineering services and commissioning support.
- 9. Authorize an agreement beginning on or after May 28, 2024, with Window Film Depot, Inc., in an amount not to exceed \$680,510 for fabrication and installation of a new ballistics-resistant window system on the first floor of the District's Administration Building located at 375 11th Street in Oakland, CA.
- 10. Authorize an amendment to the agreement previously authorized under Board Motion No. 120-21 with Woodard & Curran, Inc. to increase the agreement amount by \$47,334 to a total amount not to exceed \$300,042 and extend the agreement term to June 30, 2026 for hosting and maintaining the East Bay Plain Subbasin Data Management System.
- 11. Authorize an amendment to the agreement previously authorized under Board Motion No. 126-19 with Salas O'Brien Engineers, Inc., to increase the agreement amount by \$653,896 to a total amount not to exceed \$1,543,249 for additional mechanical, electrical, structural, and architectural services for three District facilities.
- 12. Approve the April 2024 Monthly Investment Transactions Report.
- 13. Approve revisions to Policy 4.07 Investments and renew existing delegation of authority for the management of investments on behalf of the District and Joint Powers Authorities to the Director of Finance, as the Treasurer of the District. (Resolution)
- 14. Adopt a resolution to appoint Standby Officer No. 3 in Ward No. 7 for the East Bay Municipal Utility District Board of Directors.

(Resolution)

DETERMINATION AND DISCUSSION:

15. Appoint the Director of Engineering and Construction.

(Resolution)

- 16. Conduct a first reading of an ordinance to amend East Bay Municipal Utility District Retirement Ordinance No. 40 to limit the pension benefits of future members of the Board of Directors.

 (Introduction and First Reading Ordinance No. 376-24)
- 17. General Manager's Report.

REPORTS AND DIRECTOR COMMENTS:

- 18. Committee Reports:
 - Planning
 - Legislative/Human Resources
 - Finance/Administration

REPORTS AND DIRECTOR COMMENTS: (Continued)

- 19. Other Items for Future Consideration.
- 20. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, June 11, 2024.

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.

W:\Board of Directors - Meeting Related Docs\Agendas 2024\05282024_regular agenda.docx

BOARD CALENDAR

Meeting dates, times, and locations are subject to change

Date	Meeting	Time/Location	Topics
Tuesday, May 28	Finance/Administration Committee	9:00 a.m. Boardroom	 Monthly Investment Transactions Report Revisions to Annual Investment Policy
	Mid-Cycle Budget Update Workshop	9:30 a.m. Boardroom	
	Board of Directors	11:00 a.m. Boardroom 1:15 p.m. Boardroom	Closed SessionRegular Meeting
Tuesday, June 11	Planning Committee	TBD Boardroom	
	Legislative/Human Resources Committee	TBD Boardroom	
	Board of Directors	11:00 a.m. Boardroom 1:15 p.m. Boardroom	 Closed Session Regular Meeting
2024 Board Committee Members			
Legislative/Human Resources Planning		Katz {Chair}, Chan, Patterson Patterson {Chair}, Gómez, McIr Young {Chair}, Chan, Linney Linney {Chair}, Katz, Young	ntosh



Closed Session and Regular Business Meetings 11:00 a.m. and 1:15 p.m.

EBMUD public Board meetings will be conducted in person and accessible via Zoom. These meetings are recorded, live-streamed, and posted on the District's website.

Online*

https://ebmud.zoom.us/j/97065086667?pwd=eUdZSGh5SG82akZiRDF2UDg2b0IyUT09

Webinar ID: 970 6508 6667

Passcode: 238500

By Phone*

Telephone: 1 669 900 6833 Webinar ID: 970 6508 6667

Passcode: 238500

International numbers available: https://ebmud.zoom.us/u/adMXn1VnPp

*To familiarize yourself with Zoom, please visit https://support.zoom.us/hc/en-us/articles/201362193-Joining-a-Meeting

Providing public comment - The EBMUD 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.

- Each speaker is allotted 3 minutes to speak; the Board President has the discretion to amend this time based on the number of speakers
- The Secretary will track time and inform each speaker when the allotted time has concluded
- Comments on **non-agenda items** will be heard at the beginning of the meeting
- Comments on agenda items will be heard when the item is up for consideration
- The Secretary will call each speaker in the order received

In person

• Fill out and submit a blue speaker card which is available in the meeting room

Via Zoom

- Use the raise hand feature in Zoom to indicate you wish to make a public comment https://support.zoom.us/hc/en-us/articles/205566129-Raising-your-hand-in-a-webinar
- If you participate by phone, press *9 to raise your hand
- When prompted by the Secretary, please state your name, affiliation if applicable, and topic

Submitting written comments or materials

- Email written comments or other materials for the Board of Directors to SecOffice@ebmud.com
- Please indicate the meeting date and agenda item number or non-agenda item topic in the subject line of the email. Contact information is optional.
- Please email by 4 p.m. the day prior to the scheduled regular meeting; written comments and other materials submitted to the Board of Directors will be filed in the record.