



**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, September 10, 2024
11:00 a.m.
Boardroom
375 11th Street
Oakland, CA 94607

*****Please see appendix for public participation instructions*****

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. *East Bay Municipal Utility District v. The 3M Company, et al*
USDC, N.D. Cal., Case No. 4:23-cv-00738
2. Personnel exception pursuant to Government Code section 54957(b)(1) to consider the annual public employee evaluation of the General Counsel.

(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

PRESENTATION:

- Alliance for Water Efficiency's 2024 Water Supplier Member of the Year Award

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 10 recommendations, including 1 resolution.)

1. File correspondence with the Board.
2. Award a contract beginning on or after September 10, 2024 to the lowest responsive/responsible bidder, WestAir Gases & Equipment, Inc., for supplying carbon dioxide for two years, with three options to renew for additional one-year periods for a total cost, after the addition of taxes, including option years, not to exceed \$432,309 under Request for Quotation No. 2504.
3. Authorize an agreement beginning on or after September 10, 2024 with Brown and Caldwell, Inc. in an amount not to exceed \$15,663,478 for design services for the Central Reservoir Replacement Project.
4. Authorize an agreement beginning on or after September 10, 2024 with CSG Forte Payments, Inc. for one year, with nine options to renew for additional one-year periods for a total amount, including option years, not to exceed \$1,000,000 for online payment processing of Private Sewer Lateral Program fees.
5. Authorize an agreement beginning on or after September 10, 2024, with E & J Valueplus dba SendnLink for three years, with two options to renew for additional one-year periods for a total amount, including option years, not to exceed \$211,000 for mail and presort services for the District's First-Class presort mail and back-up bill processing.
6. Authorize an agreement beginning on or after September 10, 2024, with S.P. Cramer & Associates, Inc. dba Cramer Fish Sciences in an amount not to exceed \$90,325 for one year for developing an artificial intelligence automation system for monitoring fish passage on the Mokelumne River.

CONSENT CALENDAR: (Continued)

7. Authorize a license agreement with City of Alameda for use of the Grandview Pavilion parking lot for temporary construction staging for the San Leandro Channel Crossing Project. The license agreement includes monetary commitments (in lieu of direct payment) in an amount not to exceed \$350,000.
8. Authorize the purchase of VMware license and support subscriptions beginning on or after September 10, 2024, from Computacenter United States, Inc., for one year, for a total amount not to exceed \$116,518. This purchase will be made under State of California contracts available for use by local governments.
9. Authorize the purchase of log management and analysis software licensing and support beginning on or after September 10, 2024 from NuSpective, Inc., for two years for a total amount not to exceed \$341,189. This purchase will be made under State of California contracts available for use by local governments.
10. Authorize the surplus of 25 District properties in compliance with the California Surplus Land Act. (Resolution)

DETERMINATION AND DISCUSSION:

11. General Manager's Report.
 - Monthly Report – August 2024

REPORTS AND DIRECTOR COMMENTS:

12. Committee Reports:
 - Planning
 - 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, September 24, 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.

BOARD CALENDAR

Meeting dates, times, and locations are subject to change

Date	Meeting	Time/Location	Topics
Tuesday, September 10	Planning Committee	9:30 a.m. Boardroom	<ul style="list-style-type: none"> Regulatory Compliance Semi-Annual Report – January 1, 2024 through June 30, 2024 Sobrante Water Treatment Plant Reliability Improvements Project Update and Availability of the Draft Environmental Impact Report Upper Mokelumne River Watershed Authority Update
	Legislative/Human Resources Committee		<ul style="list-style-type: none"> Cancelled
	Board of Directors	11:00 a.m. Boardroom 1:15 p.m. Boardroom	<ul style="list-style-type: none"> Closed Session Regular Meeting
Tuesday, September 24	Finance/Administration Committee	TBD Boardroom	<ul style="list-style-type: none"> Closed Session Regular Meeting
	Recycled Water Strategic Plan Workshop	TBD Boardroom	
	Board of Directors	11:00 a.m. Boardroom 1:15 p.m. Boardroom	
Tuesday, October 8	Planning Committee	TBD Boardroom	<ul style="list-style-type: none"> Closed Session Regular Meeting
	Legislative/Human Resources Committee	TBD Boardroom	
	Board of Directors	11:00 a.m. Boardroom 1:15 p.m. Boardroom	

2024 Board Committee Members

Finance/Administration	Katz {Chair}, Chan, Patterson
Legislative/Human Resources	Patterson {Chair}, Gómez, McIntosh
Planning	Young {Chair}, Chan, Linney
Sustainability	Linney {Chair}, Katz, Young



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=eUdZSGh5SG82akZiRDZlUDg2b0IyUT09>

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/j/97065086667?pwd=eUdZSGh5SG82akZiRDZlUDg2b0IyUT09>

*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.

To view the livestream of Board meetings, please visit:
<https://www.ebmud.com/about-us/board-directors/board-meetings/>

This page is intentionally left blank.