

BOARD OF DIRECTORS EAST BAY MUNICIPAL UTILITY DISTRICT

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

### AGENDA <u>REGULAR CLOSED SESSION</u> Tuesday, November 26, 2024 11:00 a.m. Boardroom 375 11<sup>th</sup> 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:

 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; Samuel A. Feldman, Manager of Budget; Robert L. Hannay, Treasurer Manager; 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.

(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

• Government Finance Officers Association's Certificate of Achievement for Excellence in Financial Reporting 2023

#### 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 11 recommendations including 1 resolution.)

- 1. Approve the Regular Meeting Minutes of November 12, 2024.
- 2. File correspondence with the Board.
- 3. Award a contract to the lowest responsive/responsible bidder, Garney Pacific, Inc., in an amount not to exceed \$10,847,300 for the construction of the Main Wastewater Treatment Plant Grit Dewatering Equipment Replacement and Reactor Drain Improvements, under Specification SD-432.
- 4. Award a contract to the lowest responsive/responsible bidder, Garney Pacific, Inc., in an amount not to exceed \$6,766,000 for the construction of the Main Wastewater Treatment Plant Secondary Clarifier Rehabilitation Phase 4, under Specification SD-459.
- 5. Authorize United Health Care premium increase of 24.25 percent to take effect on January 1, 2025, for retirees in the UHC Medicare Advantage plan.
- 6. Authorize an amendment to the agreement originally authorized under Board Motion No. 199-19 with Fidelity Workplace Services LLC to extend the agreement term through December 31, 2028, with two options to renew for additional one-year periods and approve mutual indemnification for recordkeeping and administration services of the District's 401(a), 401(k), and 457 deferred compensation plans.
- Authorize an amendment to the agreement originally authorized under Board Motion No. 103-18 with Horizon Water and Environment, LLC to increase the agreement amount by \$280,561 to a total amount not to exceed \$629,076 for additional environmental services in support of routine maintenance activities for the Mokelumne Aqueduct System.

#### **CONSENT CALENDAR:** (Continued)

- 8. Authorize the General Manager to execute Amendment No. 4 to the Memorandum of Understanding between Placer County Water Agency and East Bay Municipal Utility District, increasing the District's share of costs for the development of a long-term water transfer project by an additional \$360,000.
- 9. Authorize actions related to bill inserting software and equipment.
  - 9.1. Ratify the extension of the agreement with Quadient, Inc. originally authorized under the General Manager's authority and the total payment of \$53,376.33 for providing maintenance services for bill inserting software and equipment rendered between July 1, 2024 through June 30, 2025.
  - 9.2. Authorize an amendment to extend the agreement originally authorized under the General Manager's authority with Quadient, Inc. through June 30, 2026 and to increase the agreement amount by \$119,626.33, which incorporates the ratified amount from the action above, for a total amount not to exceed \$199,458.75 for providing maintenance for the bill inserting software and equipment.
- 10. Approve the October 2024 Monthly Investment Transactions Report.
- 11. Adopt a resolution approving the adoption of a Board of Directors Governance Manual and rescission of previous resolutions, directives, Board practices, policies and/or administrative ordinances related to Board governance. (Resolution)

#### **DETERMINATION AND DISCUSSION**

12. General Manager's Report.

#### **REPORTS AND DIRECTOR COMMENTS:**

- 13. Committee Reports:
  - Planning
  - Finance/Administration
- 14. Other Items for Future Consideration.
- 15. Director Comments.

#### ADJOURNMENT:

#### The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, December 10, 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 11<sup>th</sup> Street, Oakland, California, during normal business hours, and can be viewed on our website at <u>www.ebmud.com</u>.

# **BOARD CALENDAR** Meeting dates, times, and locations are subject to change

Date	Meeting	Time/Location	Topics
Tuesday, November 26	Finance/Administration Committee	8:30 a.m. Boardroom	<ul> <li>Monthly Investment Transactions Report</li> <li>Employee Reimbursements of at Least \$100 (AB 1542) – June 30, 2024</li> <li>Fiscal Year 2024 Audited Financial Statements</li> </ul>
	Infrastructure Workshop	9:00 a.m. Boardroom	Financial Statements
	Board of Directors	11:00 a.m. Boardroom 1:15 p.m. Boardroom	<ul><li>Closed Session</li><li>Regular Meeting</li></ul>
Thursday, November 28 & Friday, November 29	Thanksgiving Holiday		Offices closed
Tuesday, December 10	Planning Committee Legislative/Human Resources Committee Board of Directors	TBD Boardroom TBD Boardroom 11:00 a.m. Boardroom	Closed Session
		1:15 p.m. Boardroom	• Regular Meeting
Tuesday, December 24	Finance/Administration Committee Board of Directors		Canceled Canceled
Wednesday, December 25 & Thursday December 26	Christmas Holiday		Offices closed
L P	2024 Board Con inance/Administration egislative/Human Resources lanning ustainability	mittee Members Katz {Chair}, Chan, Patterson Patterson {Chair}, McIntosh Young {Chair}, Chan, Linney 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=eUdZSGh5SG82akZiRDF2UDg2b0IyUT09 Webinar ID: 970 6508 6667 Passcode: 238500

<u>By Phone</u>\* **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.

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

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