



**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, August 12, 2025

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. *State Farm General Insurance Company v. East Bay Municipal Utility District*
Contra Costa County Superior Court, Case No. C25-00431
 - b. *State Farm General Insurance Company v. East Bay Municipal Utility District*
Alameda County Superior Court, Case No. 25CV121571
 - c. *State Farm General Insurance Company v. East Bay Municipal Utility District*
Alameda County Superior Court, Case No. 25CV111044
 - d. *Saroj Ahuja v. East Bay Municipal Utility District, et al.*
Contra Costa County Superior Court, Case No. C24-02538
 - e. *Saji Pierce, et al. v. East Bay Municipal Utility District, et al.*
USDC, N.D. Cal., Case No. 3:21-cv-04325-AGT
Ninth Circuit Court of Appeals, Case No. 24-1260

(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
- Service Award Recipients – April through June 2025

ANNOUNCEMENTS FROM CLOSED SESSION:

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COMMITTEE REPORTS:

- Planning
- Legislative/Human Resources

CONSENT CALENDAR: (Single motion and vote approving 16 recommendations)

1. Approve the Regular Meeting Minutes of July 8, 2025.
2. File correspondence with the Board.
3. Award a contract beginning on or after August 12, 2025 to the lowest responsive/responsible bidder, DuBois Chemicals, Inc., for supplying hydrofluosilicic acid for water treatment for the District's water treatment plants for two years, with three options to renew for additional one-year periods for a total cost, including option years, not to exceed \$2,231,295 under Request for Quotation No. 2518.
4. Award a contract beginning on or after August 12, 2025, to the lowest responsive/responsible bidder, Gladwin Machinery Solutions, Inc., for supplying a plate roller for a total cost, after the addition of taxes, not to exceed \$175,650, under Request for Quotation No. 2515.
5. Award a contract to the lowest responsive/responsible bidder, Western Water Constructors, Inc., in an amount not to exceed \$15,953,000 for the construction of the Main Wastewater Treatment Plant Oxygen Production Plant Rehabilitation, under Specification SD-428A.

CONSENT CALENDAR: (Continued)

6. Take actions related to the Lafayette Recreation Area Wastewater Collection System Improvements Project.
 - 6.1. Award a contract to the lowest responsive/responsible bidder, NTK Construction, Inc., in an amount not to exceed \$3,113,000 for the construction of the Lafayette Recreation Area Wastewater Collection System Improvements Project under Specification 2166A.
 - 6.2. Authorize an agreement beginning on or after August 12, 2025 with Sherwood Design Engineers in an amount not to exceed \$545,304 for engineering services during construction and additional services for the Lafayette Reservoir Recreation Area Wastewater Collection System Improvements Project.
7. Award a sole-source contract beginning on or after September 1, 2025 to Bentley Systems, Inc. to supply MicroStation software for one year for a total cost, after the addition of taxes, not to exceed \$91,667.
8. Authorize an agreement beginning on or after August 12, 2025 with Echologics, LLC for five years for a total amount not to exceed \$5,250,000 to provide automated acoustic leak detection equipment and monitoring services.
9. Authorize an agreement beginning on or after August 12, 2025 with Trojan Technologies Corp. in an amount not to exceed \$1,292,498 for the procurement and installation oversight of replacement microfiltration membrane modules at the Richmond Advanced Recycled Expansion Water Project.
10. Authorize agreements beginning on or after August 12, 2025 with ADS Corp.; Brown and Caldwell; Clear Consulting, Inc; Jacobs Engineering Group Inc.; National Plant Services, Inc.; Pipe and Plant Solutions Inc.; RH Borden and Company LLC; SewerAI Corporation; Subtronic Corporation; Total Flow, Inc.; Utility Systems Science & Software; and V&A Consulting Engineers, Inc., for two years with three options to renew for additional one-year periods for a total aggregate amount not to exceed \$11,500,000 for inflow and infiltration investigations of the regional wastewater collection system.
11. Authorize actions related to welding services.
 - 11.1. Authorize agreements beginning on or after August 12, 2025 with Ferguson Welding Service, Inc.; John Arthur Welding, Inc.; Larsson Welding; Nicole Welding, Inc.; True Welding LLC, and Woods Welding for one year in an aggregate amount not to exceed \$230,000 for welding services.
 - 11.2. Authorize additional agreements for welding services, on an as-needed basis and subject to the total aggregate amount authorized by the Board for such services on August 12, 2025, 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.

CONSENT CALENDAR: (Continued)

12. Take actions related to the rental of two temporary sodium hypochlorite storage tanks at the Oakport Wet Weather Facility.
 - 12.1. Ratify the payment of \$380,000 to Western Oilfields Supply Company dba Rain for Rent for the rental of two temporary sodium hypochlorite storage tanks at the Oakport Wet Weather Facility through August 31, 2025.
 - 12.2. Authorize an agreement beginning on or after September 1, 2025 with Rain for Rent in an amount not to exceed \$40,000 for the continued rental of two temporary SHC storage tanks at the Oakport WWF through December 31, 2025.
13. Authorize the purchase of eight mobile column wheel lifts beginning on or after August 12, 2025 from ARI Phoenix Inc. for safely elevating heavy commercial trucks during maintenance and repair operations at the District's Heavy Equipment Shop for a total cost, after the addition of taxes, not to exceed \$110,584. This purchase will be made under State of California contracts available for use by local governments.
14. Authorize an amendment to the contract originally awarded under Board Motion No. 166-20 with AqueoUS Vets, LLC dba American Veterans Products and Services, Inc. to increase the contract amount by \$9,000,000 to a total amount not to exceed \$33,500,000 for supplying ductile iron pipe and fittings for the District's pipeline replacement program without change to the February 28, 2026 expiration date.
15. Adopt the Reporting Year 2024 Equal Employment Opportunity Program.
16. Authorize the Office of General Counsel to continue the employment of the law firm of Complex Appellate Litigation Group LLP, for services of special counsel related to providing representation in the appeal of the *Pierce, et al. v. East Bay Municipal Utility District, et al.*, matter.

DETERMINATION AND DISCUSSION:

17. Adopt updated performance criteria for the upcoming performance evaluations of the General Manager and the General Counsel.
18. General Manager's Report.
 - Communications Update
 - Monthly Report – July 2025

DIRECTOR COMMENTS:

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, August 26, 2025.

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 2025\08122025_regular agenda.docx

BOARD CALENDAR

Meeting dates, times, and locations are subject to change

Date	Meeting	Time/Location	Topics
Tuesday, August 12, 2025	Planning Committee	9:00 a.m. Boardroom	<ul style="list-style-type: none"> • Regulatory Compliance Semi-Annual Report – January 1, 2025 through June 30, 2025 • Dam Safety Program Annual Report • Workforce Development Program Update • Board Appointed Position Process • Closed Session • Regular Meeting
	Legislative/Human Resources Committee	10:00 a.m. Boardroom	
	Board of Directors	11:00 a.m. Boardroom	
		1:15 p.m. Boardroom	
Tuesday, August 26, 2025	Finance/Administration Committee	TBD Boardroom	
	Board of Directors	TBD Boardroom	
Monday, September 1, 2025	Labor Day Holiday	<i>Offices closed</i>	
Tuesday, September 9, 2025	Planning Committee	TBD Boardroom	
	Legislative/Human Resources Committee	TBD Boardroom	
	Board of Directors	11:00 a.m. Boardroom	
		1:15 p.m. Boardroom	

2025 Board Committee Members

Finance/Administration	Lewis {Chair}, Katz, Oddie
Legislative/Human Resources	Gómez {Chair}, Oddie, Smith
Planning	Chan {Chair}, Gómez, Lewis
Sustainability	Smith {Chair}, Gómez, Katz



APPENDIX

**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/j/97065086667>

*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/>

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