



**BOARD OF DIRECTORS
EAST BAY MUNICIPAL UTILITY DISTRICT**

375 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

Notice of Special Meeting

Tuesday, October 7, 2025

11:30 a.m.

Boardroom

375 11th Street

Oakland, CA 94607

At the call of President Marguerite Young, the Board of Directors has scheduled a special meeting for 11:30 a.m. on Tuesday, October 7, 2025, in the Administration Building Boardroom at 375 Eleventh Street, Oakland, California.

The Board of Directors will meet to consider waiving the attorney-client privilege of the Executive Summary of the Report of the investigation resulting from the March 2025 complaint against Director April Chan.

Dated: October 3, 2025

A handwritten signature in blue ink, appearing to read 'Dana R. Mims', is written over a horizontal line.

Dana R. Mims

Acting Secretary of the District

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**BOARD OF DIRECTORS
EAST BAY MUNICIPAL UTILITY DISTRICT**

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

AGENDA
Special Board Meeting
Tuesday, October 7, 2025
11:30 a.m.
Boardroom
375 11th Street
Oakland, CA 94607

*The following Directors will participate via teleconference from the following locations:
Director Luz Gómez, San Ramon Library, 100 Montgomery Street, San Ramon, CA 94583
Director Joey D. Smith, Holiday Inn Express, 8244 Orion Avenue, Van Nuys, CA 91406*

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

ROLL CALL:

PUBLIC COMMENT: Members of the public shall have the opportunity to provide public comment on Agenda Item 1.

DISCUSSION:

1. Consider waiving the attorney-client privilege of the Executive Summary of the Report of the investigation resulting from the March 2025 complaint against Director April Chan.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, October 14, 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\Special Mtgs and Workshops\10072025_special board meeting agenda.docx



APPENDIX

Special Business Meeting

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.

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

EAST BAY MUNICIPAL UTILITY DISTRICT

DATE: October 3, 2025

MEMO TO: Board of Directors

FROM: Marguerite Young, Board President 

SUBJECT: October 7, 2025 Special Board Meeting to Consider Public Release of Investigation Executive Summary

As the Board is aware, at the April 8, 2025 Regular Meeting, Ms. Tiffany Conway made a public complaint alleging that Director April Chan engaged in racially motivated, disrespectful conduct towards her at the District's Administration Building on March 27, 2025. Ms. Conway's complaint was referred to an independent investigator. During the investigation, several District employees informed the investigator of additional conduct by Director Chan that may have violated the District's anti-discrimination policies or may have otherwise been inconsistent with Principles of Conduct adopted by the Board. The investigator was asked to include these allegations in her investigation.

On October 2, 2025 the investigator completed a confidential, attorney-client privileged Executive Summary of an attorney-client privileged Investigation Report. Both the report and the Executive Summary are being provided to the Board for review.

I have called a Special Meeting on Tuesday, October 7, 2025 for the Board to consider whether to waive the attorney-client privilege and release the Executive Summary to the public for consideration by the Board at its October 14, 2025 Regular Meeting. Because the Executive Summary may not be publicly released or discussed unless the Board chooses to waive the attorney-client privilege, waiver of the privilege will be the only topic considered and voted upon at the October 7, 2025 Special Meeting.

MY:DM/CCC

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