



BOARD OF DIRECTORS
EAST BAY MUNICIPAL UTILITY DISTRICT

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

Notice of Time and Location Change

**REGULAR CLOSED SESSION
11:30 AM
and
REGULAR BUSINESS MEETINGS
1:15 PM
Tuesday, February 8, 2022
Virtual**

Notice is hereby given that the Tuesday, February 8, 2022 Regular Closed Session Meeting of the Board of Directors has been rescheduled from 11:00 a.m. to 11:30 a.m.

In accordance with Government Code section 54953(e), the Regular Closed Session Meeting scheduled for 11:30 a.m., and the Regular Business Meeting scheduled for 1:15 p.m., **will be conducted via webinar and teleconference only**. A physical location will not be provided for these meetings.

Dated: February 3, 2022



Rischa S. Cole
Secretary of the District



**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, February 8, 2022

11:30 a.m.

****Virtual****

Location

In accordance with Government Code section 54953(e), **this meeting will be conducted by webinar and teleconference only**. A physical location will not be provided for this meeting.

*****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.

BROWN ACT BRIEFING:

- Presentation on the Ethics Policy of the EBMUD Board of Directors and Updates to the Brown Act and Ethics Laws

ANNOUNCEMENT OF CLOSED SESSION AGENDA:

1. Conference with Labor Negotiators Gregory Ramirez and Jeff Bailey from the Industrial Employers Distributors Association; Clifford C. Chan, General Manager; Sophia D. Skoda, Director of Finance; and Winnie W. Anderson, Interim Director of Human Resources, pursuant to Government Code section 54957.6: American Federation of State, County and Municipal Employees, Locals 444 and 2019, and International Federation of Professional & Technical Engineers, Local 21.

REGULAR BUSINESS MEETING

1:15 p.m.
****Virtual****

Location

In accordance with Government Code section 54953(e), **this meeting will be conducted by webinar and teleconference only.** A physical location will not be provided for this meeting.

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

ROLL CALL:

BOARD OF DIRECTORS:

- Pledge of Allegiance

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 9 recommendations, including 1 resolution.)

1. Approve the Special Meeting and Regular Meeting minutes of January 25, 2022.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidder, Sierra Mountain Construction, Inc., in an amount not to exceed \$9,420,000 for construction of the Briones Outlet Tower Seismic Upgrade project under Specification 2174.
4. Award contracts for stainless steel slide gates and a siphon.
 - 4.1. Award a contract to the lowest responsive/responsible bidder, Southwest Valve, LLC, for supplying two stainless steel slide gates for Orinda Water Treatment Plant and two stainless steel slide gates for the Briones Center, beginning on or after February 8, 2022 for a total cost, after the addition of taxes, not to exceed \$215,302 under Request for Quotation (RFQ) No. 2204.
 - 4.2. Award a contract to the lowest responsive/responsible bidder, G2 Metal Fab, for supplying a siphon for the Orinda Water Treatment Plant, beginning on or after February 8, 2022 for a total cost, after the addition of taxes, not to exceed \$446,662 under Request for Quotation No. 2205.
5. Authorize an agreement beginning on or after February 8, 2022 with Hyas Group, LLC, for three years with two options to renew for additional one-year periods for a total amount, including option years, not to exceed \$275,000 for investment and consulting services to the District's 401(a) Advisory Committee and 401(k)/457 Advisory Committee, and to develop and issue a request for proposals for recordkeeping services.

CONSENT CALENDAR: (Continued)

6. Authorize an agreement beginning on or after February 8, 2022 with Development Dimensions International, Inc., in an amount not to exceed \$242,750 for the purchase of a three-year license for the usage, reproduction, and printing of leadership development curriculum, content, and related instructor certifications.
7. Authorize an agreement beginning on or after February 9, 2022 with Simpson Gumpertz & Heger, Inc., in an amount not to exceed \$1,894,134 for specialized consulting services for the seismic retrofit design of the Main Wastewater Treatment Plant Maintenance Center.
8. Authorize an amendment to the agreement previously authorized under Board Motion No. 031-20 with LEE & RO, Inc., to increase the agreement amount by \$75,211 to a total amount not to exceed to \$364,536 for design services during construction of the Demonstration Recharge, Extraction, and Aquifer Management Project.
9. Authorize execution of the Tri-Party Agreement with The Bank of New York Mellon Trust Company, N.A. and U.S. Bank Trust Company, National Association. Additionally authorize all other actions necessary to engage U.S. Bank as Trustee under the Water Bond Indenture and Wastewater Bond Indenture, including authorizing payment authority for these services in accordance with the ongoing agreement. (Resolution)

PUBLIC HEARING:

10. Conduct a public hearing, in accordance with California Elections Code section 22001, to receive public comment on Redistricting Proposal 1, as recommended by the Redistricting Ad Hoc Committee and accepted by the Board of Directors on January 11, 2022.

DETERMINATION AND DISCUSSION:

11. Make requisite findings and adopt a resolution to continue to hold meetings of the Board of Directors (Board) via teleconference under Government Code section 54953(e) until the State of Emergency resulting from the COVID-19 pandemic no longer impacts the ability of Board members to meet safely in person. (Resolution)
12. General Manager's Report:
 - EBMUD Community Water Academy Pilot Program
 - EBMUD's Centennial Planning Update
 - Coronavirus Update
 - Water Supply Update
 - Monthly Report – January 2022

REPORTS AND DIRECTOR COMMENTS:

13. Committee Reports:
 - Sustainability/Energy
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, February 22, 2022.

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

Date	Meeting	Time/Location	Topics
Tuesday, February 8	Planning Committee	Cancelled	
	Legislative/Human Resources Committee	Cancelled	
	Customer Assistance Program Workshop	9:00 a.m.	
	Board of Directors	11:30 a.m. Virtual 1:15 p.m. Virtual	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Friday, February 11	Lincoln's Birthday <i>observed</i>		<i>District Offices Closed</i>
Monday, February 21	Washington's Birthday <i>observed</i>		<i>District Offices Closed</i>
Tuesday, February 22	Finance/Administration Committee	TBD	
	Long-Term Water Supply Workshop	TBD	
	Board of Directors	11:00 a.m. TBD 1:15 p.m. TBD	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Tuesday, March 8	Planning Committee	TBD	•
	Legislative/Human Resources Committee	TBD	•
	Board of Directors	11:00 a.m. TBD 1:15 p.m. TBD	<ul style="list-style-type: none"> • Closed Session • Regular Meeting

2022 Board Committee Members

Finance/Administration	Patterson {Chair}, Coleman, Katz
Legislative/Human Resources	McIntosh {Chair}, Coleman, Patterson
Planning	Young {Chair}, McIntosh, Mellon
Sustainability/Energy	Young {Chair}, Katz, Mellon



Closed Session and Regular Business Meetings
Tuesday, February 8, 2022
11:30 a.m. and 1:15 p.m.

EBMUD public Board meetings will be conducted via Zoom.
Please note that Board meetings are recorded, live-streamed, and posted on the District's website.

Please visit this page beforehand to familiarize yourself with Zoom.
<https://support.zoom.us/hc/en-us/articles/201362193-Joining-a-Meeting>

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?pwd=eUdZSGh5SG82akZiRDF2UDg2b0IyUT09>

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.

If you wish to provide public comment please:

- 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
- The Secretary will call each speaker in the order received
- 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
- 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 keep track of time and inform each speaker when the allotted time has concluded

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 in the subject 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 observe the public portion of the 11:30 a.m. Closed Session Meeting and the entirety of the 1:15 p.m. Regular Business Meeting, please visit: <https://www.ebmud.com/about-us/board-directors/board-meetings/>
