

SUPPLEMENT TO  
SECTION 01 35 24 – PROJECT SAFETY REQUIREMENTS  
COVID-19 SAFETY

GENERAL

All contractors (including all tiers of subcontractors), defined in this Appendix to also include consultants, suppliers and vendors (Contractors), who hold contracts with East Bay Municipal Utility District (District) and who perform work at District Facilities or on District jobsites, shall incorporate the requirements of this document into their operations. These requirements shall be included in any contractually required site-specific health and safety plans (SSHASP) for work at District jobsites. The Contractor shall submit their SSHASP, showing compliance with the requirements of this document, to the District.

Even if a formal SSHASP is not required under the terms of a contract, the contractor shall designate a Site Safety Representative (SSR) for the project to monitor and implement all recommended safety practices regarding any threat to public health with all Contractor staff members. In the case of a sole proprietor that is working for the District directly, the owner/operator shall serve as the SSR for their part of the work.

District contractors are expected to adhere to all applicable health and safety regulations on COVID-19 in the workplace and follow District-specific requirements when at a District facility or working on District projects. District specific requirements may include safety measures beyond what is prescribed in regulation in order to mitigate transmission of COVID-19 in our facilities. This may include a universal face covering requirement . To ensure all contractors are aware of the current District requirements, they are listed below.

REGULATORY REQUIREMENTS

All District contractors shall comply with applicable Cal-OSHA health and safety regulations in the California Code of Regulations (CCR) Title 8 and any applicable laws and health orders with jurisdiction over their worksites. This includes the applicable COVID-19 regulations listed in CCR Title 8 Sections 3205, 3205.1, 3205.2, and 3205.3. The Occupational Safety and Health Standards Board has re-adopted these regulations, and they are in place through February 3, 2025, unless rescinded or repealed.

The Cal-OSHA COVID-19 regulations require employers by reference to follow all applicable isolation, quarantine, and close contact exposure response actions recommended by the California Department of Public Health (CDPH).

## ADDITIONAL DISTRICT REQUIREMENTS

Vaccination Policy: On September 16, 2021, the District implemented a vaccine policy which extends to contractors who work on District projects. All contractors who work on District projects shall be fully vaccinated for COVID-19 (as defined by CDC/CDPH) unless granted an exemption on the basis of sincerely held religious beliefs or valid medical reasons. The Contractor shall manage the exemption determination process in accordance with applicable employment laws and regulations. The Contractor shall provide their policy for District review as part of the submittal process.

Being “Fully Vaccinated” is defined as 14 days after having received the final dose of a vaccine series.

Vaccines:

1. Comirnaty, Pfizer – BioNTech (2 dose series)
2. Spikevax, Moderna (2 dose series)
3. Janssen COVID-19, Johnson and Johnson (single dose)
4. Or other FDA approved equal

Face Covering Requirements: There are no current universal face covering requirement for District facilities. Face coverings may be required at certain District facilities when a worksite meets the criteria of an Outbreak as defined by CCR Title 8 Section 3205.1 and CDPH. Changes to this policy will be communicated through the District project manager.

## NOTIFICATION OF COVID-19 POSITIVE CONTRACTOR EMPLOYEES

Should the District contractor become aware of one of their employees testing positive for COVID-19, and they work at District worksites or facilities, that contractor shall immediately notify the District project manager (no later than 24 hours) and provide the following information:

1. Vendor/Contractor Company Name:
2. Last day positive employee was onsite
3. Date of onset of symptoms
4. Date of positive test result
5. District work locations (specific buildings, floors, etc.) the positive case was at during their \*infectious period.

*\*The Infectious Period starts two days before symptoms develop and ends at least 5-10 days after their symptoms first appeared. For asymptomatic cases (those who test positive and do not*

*have symptoms), the infectious period starts two days before the positive test result was collected and ends 5-10 days after the positive test result was collected.*

6. Listing of District **\*\*close contacts** (If unable to determine, shall provide additional information to help the District determine who may have been exposed such as meetings attended, indoor areas accessed, etc.)

*\*\*Close contact exposure is defined as sharing the same indoor airspace for a cumulative total of 15 minutes or more over a 24-hour period (for example, three individual 5-minute exposures for a total of 15 minutes) during the \*infectious period of a COVID-19 case.*

The District project manager will then notify the District's COVID Hotline to complete response actions for the positive case and notify affected District employees.

#### EXCEPTIONS

Vendors or suppliers making deliveries to District facilities or job sites where no contact or only incidental contact (less than 10 to 30 minutes) is made with other people are exempt from the vaccination requirements. As an example, a delivery driver waiting or queueing inside a vehicle or operating equipment in isolation from others. Note - this exemption does not apply to contractors providing on-site services such as Fully Maintained and Operated (FM&O) Equipment, general services such as paving, concrete cutting, landscaping, maintenance/repair services at District facilities, IT or equipment installations, or other contractors that provide in-person services at District facilities or support to construction projects performed by District construction and maintenance groups. Due to the nature of their work with respect to other staff on site, these types of contractors shall comply with all requirements in this Appendix.

Contractors hired on an emergency basis that must mobilize quickly, shall certify that they comply with the requirements in this Appendix before starting work. If this is not practical due to the emergency nature of the work, at the earliest time possible, but no later than three business days after the start of the emergency work, the Contractor shall certify that they are in compliance with the requirements in this Appendix.

Contractors that are performing work in the public right of way, at unmanned District facilities or watershed lands, where no EBMUD staff are present, are exempt from these requirements.