



BOARD OF DIRECTORS
EAST BAY MUNICIPAL UTILITY DISTRICT

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

Notice of Location Change

**REGULAR CLOSED SESSION
and
REGULAR BUSINESS MEETINGS
Tuesday, June 28, 2022
Virtual**

In accordance with Government Code section 54953(e), the Regular Closed Session Meeting scheduled for 11:00 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: June 23, 2022

A handwritten signature in blue ink that reads "Rischa S. Cole".

Rischa S. Cole
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
REGULAR CLOSED SESSION**

Tuesday, June 28, 2022

11:00 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.

ANNOUNCEMENT OF CLOSED SESSION AGENDA:

1. Existing litigation pursuant to Government Code section 54956.9(a):
 - a. *Waste Management of Alameda County, Inc. v. East Bay Municipal Utility District*
Alameda County Superior Court, Case No. RG21094336
2. Initiation of litigation pursuant to Government Code section 54956.9(d)(4): one matter.

(The Board will discuss Closed Session agenda items in the Training Resource Center)

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

PRESENTATION:

- California Society of Municipal Finance Officers Excellence in Budgeting Award
- The Government Finance Officers Association Distinguished Budget Presentation Award
- 4th Anniversary of State Wild and Scenic Designation of the Mokelumne River

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 13 recommendations, including 1 resolution.)

1. Approve the Regular Meeting Minutes of June 14, 2022.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidder Papé Machinery, Inc., for supplying one John Deere tractor with cab and flail mower configuration for the District's fleet to support mowing operations for fire abatement, beginning on or after June 28, 2022 for a total cost, after the addition of taxes, not to exceed \$120,907 under Request for Quotation No. 2211.
4. Award a contract to the lowest responsive/responsible bidder CNC Solutions, Inc., for supplying one TRAK TMC10 with Proto TRAK RMX CNC milling machine, beginning on or after June 28, 2022 for a total cost, after the addition of taxes, not to exceed \$105,906 under Request for Quotation No. 2216.
5. Authorize an agreement beginning on or after June 28, 2022 with Aspen Technology, Inc., for five years in an amount not to exceed \$204,785 for software for the District's operations network data historian system which will gather, store, and display operational data.

CONSENT CALENDAR: (Continued)

6. Authorize agreements with Denali Water Solutions LLC and Synagro-WWT, Inc. for biosolids handling services during the period July 1, 2022 to June 30, 2024, with three options to renew for additional one-year periods, in an aggregate amount, including option years, not to exceed \$24,240,000.
7. Authorize an agreement beginning on or after June 28, 2022 with Fox Corporation dba KTVU, Inc. in an amount not to exceed \$100,300 for television and online drought advertising services.
8. Authorize an amendment to the agreement previously authorized under Board Motion No. 056-18 with AECOM Technical Services, Inc. to increase the agreement amount by \$961,460, to a total amount not to exceed \$2,018,863 for additional design and engineering services during construction for the Lafayette Reservoir Tower Retrofit.
9. Authorize an amendment to the agreement previously authorized under Board Motion No. 114-20 with Industrial Employers and Distributors Association to increase the agreement amount by \$241,186 to a total amount not to exceed \$473,091 for labor relations negotiating and consulting services until June 30, 2024.
10. Authorize actions for COVID-19 related contact tracing and testing administration services.
 - 10.1. Authorize an additional amount of \$500,000, to a total amount not to exceed \$1,800,000, to the agreement authorized under Board Resolution No. 35171-20 with Axiom Medical Consulting, LLC for COVID-19 contact tracing services, employee interviews, return to work clearance, and recordkeeping for COVID-19 positive employees.
 - 10.2. Authorize an additional amount of \$150,000, to a total amount not to exceed \$900,000, to the agreement authorized under Board Resolution No. 35171-20 with WorkCare, Inc. for services to support the District's COVID-19 response by providing testing kits, health care professionals to perform on-site testing, physician oversight, and assistance with case management.
11. Authorize actions related to DocuSign electronic signature services.
 - 11.1. Ratify the extension of the contract and payment of \$5,231.27 to Carahsoft Technology Corp., for DocuSign electronic signature services rendered between April 15, 2022 and June 28, 2022.
 - 11.2. Authorize an amendment to a direct award contract previously awarded under Purchase Order Nos. 256-43880-A and 256-45162-AY with Carahsoft Technology Corp., to increase the contract amount by \$68,957.53 for one year, beginning on or after June 28, 2022, with two options to renew for additional one-year periods, to a total cost, after the addition of taxes, including option years, not to exceed \$133,574.40 for supplying electronic signature services.

CONSENT CALENDAR: (Continued)

12. Approve the May 2022 Monthly Investment Transactions Report.
13. Approve revisions to Policy 4.13 – Establishing Water and Wastewater Rates and Policy 9.05 – Non-potable Water. (Resolution)

DETERMINATION AND DISCUSSION:

14. Appoint Director of Human Resources. (Resolution)
15. Adopt the Fiscal Year 2022 Equal Employment Opportunity Program/Affirmative Action Program Report.
16. General Manager's Report:
 - 2022 Drought Update

REPORTS AND DIRECTOR COMMENTS:

17. Committee Reports:
 - Planning
 - Legislative/Human Resources
 - Finance/Administration
18. Other Items for Future Consideration.
19. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, July 12, 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

Meeting dates, times, and locations are subject to change

Date	Meeting	Time/Location	Topics
Tuesday, June 28	Finance/Administration Committee	10:00 a.m. Virtual	<ul style="list-style-type: none"> Monthly Investment Transactions Report Annual Employees' Retirement System Update Revisions to District Policies Foreign Owned Business Policy
	Board of Directors	11:00 a.m. Virtual 1:15 p.m. Virtual	<ul style="list-style-type: none"> Closed Session Regular Meeting
Monday, July 4	Independence Day		<ul style="list-style-type: none"> <i>District offices closed</i>
Tuesday, July 12	Planning Committee	TBD	<ul style="list-style-type: none"> Closed Session Regular Meeting
	Legislative/Human Resources Committee	TBD	
	Board of Directors	11:00 a.m. TBD 1:15 p.m. TBD	
Tuesday, July 26	Finance/Administration Committee		<ul style="list-style-type: none"> <i>Canceled</i>
	Board of Directors		<ul style="list-style-type: none"> <i>Canceled</i>
Tuesday, August 9	Planning Committee	TBD	<ul style="list-style-type: none"> Closed Session Regular Meeting
	Legislative/Human Resources Committee	TBD	
	Board of Directors	11:00 a.m. TBD 1:15 p.m. TBD	
Tuesday, August 23	Finance/Administration Committee	TBD	<ul style="list-style-type: none"> Closed Session Regular Meeting
	Board of Directors	11:00 a.m. TBD 1:15 p.m. TBD	

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, June 28, 2022
11:00 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/u/adMXn1VnPP>

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 11:00 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/>
