



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

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375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

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**AGENDA  
Tuesday, June 12, 2012**

**REGULAR CLOSED SESSION  
11:00 a.m., Board Room  
and  
801 Commodore Drive, Richmond, CA 94804**

**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. East Bay Municipal Utility District's Administrative Civil Liability Complaint and Order No. 09-01 Re: E-D Coat, Inc.'s Zinc Violations of CDO No. 93-2, Bypass of Pretreatment Systems and Unapproved Discharge Locations and E-D Coat's Appeal of Revision of Wastewater Discharge Permit No. 03300871.

*(The Board will hold Closed Session in Conference Room 8A/B)*

**REGULAR BUSINESS MEETING  
1:15 p.m., Board Room  
and  
801 Commodore Drive, Richmond, CA 94804**

**ROLL CALL:**

**BOARD OF DIRECTORS:**

- Pledge of Allegiance

**ANNOUNCEMENTS FROM CLOSED SESSION:**

**PRESENTATIONS:**

- EBMUD Speaker of the Year

**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 15 recommendations including 6 resolutions.)

1. Approve the Special and Regular Meeting Minutes of May 22, 2012.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive, responsible bidder, James Jones Company, in the estimated total amount of \$573,113 for supplying wet barrel fire hydrants for the period beginning June 15, 2012 and ending June 14, 2014, or upon delivery of 850 hydrants, whichever occurs later under Proposal No. 1212.
4. Award a contract to the lowest responsive/responsible bidder, Central Fence Company, in the amount of \$125,500 for construction of the Sobrante Water Treatment Plant Reclaim Pumping Plant Fence Improvement under Specification 2052.
5. Award a contract to the lowest responsive/responsible bidder, GSE Construction Company Inc., in the amount of \$950,930 for construction of the Buchanan Street Interceptor Rehabilitation under Specification SD 343.
6. Award a contract to the lowest responsive/responsible bidder, Pacific Mechanical Inc., in the amount of \$213,600 for construction of the Main Wastewater Treatment Plant Influent Screen Channel Baffle Project under Specification SD 346.
7. Approve the assignment of the contract for water bill forms previously awarded under Proposal Number 1105 by Board Motion 149-10 on October 12, 2010 from Moore Wallace North America Inc. to RR Donnelley Company.
8. Authorize an amendment to the agreement with RMC Water and Environment in an amount not to exceed \$423,000 for additional design services for the Inflow/Infiltration Control Program Data Assessment and Modeling Project.
9. Authorize an agreement with Claremont Behavioral Services to provide Employee Assistance Program services for the five year period of July 1, 2012 through June 30, 2017 at an amount not to exceed \$665,218.
10. Authorize an agreement with the Peralta Colleges Foundation in an amount not to exceed \$40,000 to administer internship placements during the summer and/or fall of 2012.
11. Authorize agreements with National Plant Services, Inc., Proven Management, Inc., and Presidio Systems, Inc., in an estimated annual amount of \$300,000 for sewer and interceptor cleaning services for the District's wastewater system during the period July 1, 2012 to June 30, 2017. The total amount for the five year agreement period is estimated to be \$1,500,000 under RFP Number 927-1208.
12. Nominate Director Frank Mellon as a candidate for an "enterprise" district designated seat on the Alameda County Local Agency Formation Commission. (Resolution)
13. Appoint Assistant Attorney of the District with the title of Attorney I. (Resolution)
14. Authorize administrative corrections in Resolution No. 33865-12 to properly classify census tract blocks located in EBMUD wards. (Resolution)

**CONSENT CALENDAR (Continued):**

15. Approve required actions for election of EBMUD Directors:
  - 15.1. Adopt a resolution calling for the election of three Directors at the November 6, 2012 statewide General Election. (Resolution)
  - 15.2. Adopt a resolution requesting the Board of Supervisors of Alameda and Contra Costa Counties to consolidate the District election for the office of Director with the statewide General Election on November 6, 2012. (Resolution)
  - 15.3. Adopt a resolution establishing the criteria for publication of candidates' statements and authorizing the Secretary to bill candidates for certain costs. (Resolution)

**DETERMINATION AND DISCUSSION:**

16. Legislative Update:
  - Update on Legislative Issues of Interest to EBMUD
17. Adopt the 2012 update of the District's Strategic Plan.
18. Adopt the water system rates and charges, regulations, and recreation use fees not subject to Proposition 218 recommended in the Fiscal Year 2013 Report and Recommendation of the General Manager submitted to the Board on May 8, 2012. (Resolution)
19. Affirm the Fiscal Year 2013 (FY13) Operating and Capital Budgets for the Water System and Wastewater System as recommended in the Fiscal Year 2012-2013 Mid-Cycle Budget Update submitted to the Board of Directors on May 22, 2012, and in accordance with the provisions of the Municipal Utility District Act. The FY13 Operating and Capital Budgets remain unchanged from that which was initially submitted to the Board in June 2011 as the second year of the FY12-13 biennial budget. (Resolution)
20. Revise the Mid-Cycle Position Resolution for Fiscal Year 2013 to implement necessary staffing and classification changes. (Resolution)
21. General Manager's Report:
  - Monthly Report – May 2012

**REPORTS AND DIRECTOR COMMENTS:**

22. Committee Reports:
  - Planning
  - Legislative/Human Resources
23. Director Comments.

**ADJOURNMENT:**

*The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, June 26, 2012 in the Administration Center Board Room, 375 Eleventh Street, Oakland, California.*

**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.*

## BOARD CALENDAR

Date	Meeting	Time/Location	Topics
<b>Tuesday, June 12</b>	<b>Planning Committee</b> Linney (Chair), Foulkes, McIntosh	8:45 a.m. Training Resource Center	<ul style="list-style-type: none"> <li>• Richmond Wastewater Services Update</li> <li>• 39th Avenue Reservoir Replacement Project</li> <li>• Potable Water &amp; Orinda Water Treatment</li> <li>• Mokelumne Aqueduct Nos. 1 &amp; 2--Temperature Anchor Settlements</li> </ul>
	<b>Legislative/Human Resources Committee</b> McIntosh (Chair), Katz, Mellon	10:00 a.m. Training Resource Center	<ul style="list-style-type: none"> <li>• Project Labor Agreements</li> <li>• Proposed Employee Assistance Program Contract</li> <li>• Legislative Update</li> </ul>
	<b>Board of Directors</b>	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Tuesday, June 26</b>	<b>Sustainability/Energy Committee</b>	TBD Training Resource Center	
	<b>Finance/Administration Committee</b>	TBD Training Resource Center	<ul style="list-style-type: none"> <li>•</li> </ul>
	<b>Board of Directors</b>	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Wednesday, June 27</b>	<b>EBMUD/EBRPD Liaison Committee</b>	3:00 p.m. EBRPD Location TBD	