



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, May 22, 2012**

**REGULAR CLOSED SESSION
11:00 a.m., Board Room**

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. *James C. Hankins v. East Bay Municipal Utility District, et al.*
USDC, Northern District of California, Case No. CV12-1128.
 - b. *Beryl Shaw v. East Bay Municipal Utility District, City of Berkeley, et al.*
Alameda County Superior Court, Case No. RG11577195
 - c. *Natela Sukonnik v. City of Oakland, East Bay Municipal Utility District*
Alameda County Superior Court, Case No. RG11593771
2. Significant exposure to litigation pursuant to Government Code section 54956.9(b): one matter.

(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
- Employee Excellence Recognition

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.)

1. Approve the Regular Meeting Minutes of May 8, 2012.
2. File correspondence with the Board.
3. Award a contract to the lowest responsible/responsive bidder Ferguson Enterprises, Inc. dba Groeniger and Company in the estimated annual amount of \$172,966.88 to supply fire service detector check valves to the District for the period beginning June 15, 2012 and ending June 14, 2014 with two options to renew for additional one year periods for a total estimated amount of \$691,867.52 under Proposal No. 1214.
4. Award a contract to the lowest responsive/responsible bidder, State Roofing Systems, Inc., in the amount of \$237,388 for the construction of the Walnut Creek Pumping Plant Roof Replacement under Specification 2053.
5. Award a contract to the lowest responsive/responsible bidder, Anderson Pacific Engineering Construction, in the amount of \$3,027,000 for construction of the Main Wastewater Treatment Plant - Plant Effluent Channel Rehabilitation under Specification SD 309.
6. Award a contract to VEMCO in the estimated annual amount of \$50,000 to supply acoustic telemetry equipment for Mokelumne River fisheries monitoring studies for the period beginning June 1, 2012 and ending May 31, 2015 for a total estimated amount of \$150,000.
7. Authorize an agreement with Civicorps (formerly East Bay Conservation Corps) in the estimated annual amount not to exceed \$429,000 to provide vegetation control and related duties at various District properties during the period July 1, 2012 to June 30, 2013.
8. Authorize an agreement with Industrial Employers and Distributors Association in an amount not to exceed \$369,220 to provide expert labor relations negotiating and consulting services during the four-year period of July 1, 2012 through June 30, 2016.
9. Authorize an agreement with Jacobs Associates in an amount not to exceed \$260,380 for the seismic evaluation of the Pardee Reservoir Outlet Tower during the period June 1, 2012 to December 31, 2013.
10. Authorize an agreement with Rural Pig Management, Inc. in an amount not to exceed \$190,000 for controlling feral pigs on East Bay watershed lands during the period July 1, 2012 to June 30, 2017.
11. Authorize an agreement with Tecniflex, Inc. dba Bancsource in the amount of \$43,647 for maintenance services for the District's bill payment processing equipment for a period of three years beginning June 1, 2012 through May 31, 2015 with two options to renew for an additional one-year period for a total estimated amount of \$72,745 under PUR 077A.
12. Authorize an agreement with Yokayo Biofuels, Inc. for the acceptance and treatment of non-hazardous biodiesel processing byproduct consisting of glycerin and rinse process wastewater by the District's Main Wastewater Treatment Plant for a term of one year with five, one-year optional extensions.

CONSENT CALENDAR (Continued):

13. Authorize agreements with Flottweg Separation Technology, Inc. and Ashbrook Simon-Hartley Operations, LP in the estimated annual amounts of \$70,000 and \$80,000 respectively for dewatering centrifuge repair services for the Main Wastewater Treatment Plant during the period July 1, 2012 to June 30, 2015, with two options to renew for an additional one-year period for total estimated amounts of \$350,000 and \$400,000 respectively.

PUBLIC HEARING:

14. Conduct a Public Hearing to consider Water System and Wastewater System proposed changes to the FY13 Schedules of Rates and Charges including: Water Service Rates, charges for Special Services, Water Service Installation charges, Standard Participation charges, System Capacity charges, Water Demand Mitigation fees, Water Service Regulations for Sections 2-4 and Section 31, and Recreation Use fees for San Pablo Recreation Area for Calendar Years 2012 and 2013.

DETERMINATION AND DISCUSSION:

15. Legislative Update:
 - Update on Legislative Issues of Interest to EBMUD
16. General Manager's Report.

REPORTS AND DIRECTOR COMMENTS:

17. Committee Reports:
 - Planning
 - Legislative/Human Resources
18. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, June 12, 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
Tuesday, May 22	Budget Workshop	8:30 a.m. Training Resource Center	FY13 Mid-Cycle Budget and Rates
	Finance/Administration Committee		<ul style="list-style-type: none"> Cancelled
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> Closed Session Regular Meeting
Monday, May 28	Memorial Day Holiday		<ul style="list-style-type: none"> Offices Closed
Tuesday, June 12	Planning Committee Linney (Chair), Foulkes, McIntosh	9:15 a.m. Training Resource Center	<ul style="list-style-type: none">
	Legislative/Human Resources Committee McIntosh (Chair), Katz, Mellon	10:15 a.m. Training Resource Center	<ul style="list-style-type: none"> Legislative Update
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> Closed Session Regular Meeting