

MINUTES

Tuesday, April 10, 2012

**East Bay Municipal Utility District
Board of Directors
375 Eleventh Street
Oakland, California**

Regular Closed Session Meeting

President John A. Coleman called to order the Regular Closed Session Meeting of the Board of Directors at 11:00 a.m. in the Administration Center Board Room.

ROLL CALL

Directors Katy Foulkes, Andy Katz, Doug Linney, Lesa R. McIntosh, Frank Mellon, William B. Patterson, and President John A. Coleman were present at roll call.

Staff present included General Manager Alexander R. Coate, General Counsel Jylana Collins, Director of Finance Eric Sandler, and Treasury Manager Wanda B. Hendrix.

PUBLIC COMMENT

There were no comments.

ANNOUNCEMENT OF CLOSED SESSION AGENDA

President Coleman announced the Closed Session agenda. The Board convened to Conference Room 8A/B for discussion.

Regular Business Meeting

President Coleman called to order the Regular Business Meeting of the Board of Directors at 1:15 p.m. in the Administration Center Board Room.

ROLL CALL

Directors Katy Foulkes, Andy Katz, Doug Linney, Lesa R. McIntosh, Frank Mellon, William B. Patterson, and President John A. Coleman were present at roll call.

Staff present included General Manager Alexander R. Coate, General Counsel Jylana Collins and Secretary of the District Lynelle M. Lewis.

BOARD OF DIRECTORS

President Coleman led the Pledge of Allegiance.

ANNOUNCEMENTS FROM CLOSED SESSION

There were no announcements required from closed session.

PRESENTATION

General Manager Coate announced that the District received the 2011 award for Outstanding Water Project from Region 9 (California) of the American Society of Civil Engineers for the Folsom South Canal Connection Project. The \$240 million project was recognized for its low level of change orders, technical accomplishments on the Mokelumne River crossing and aqueduct tie-ins, management of environmental and permitting issues and outstanding design and construction management efforts that resulted in a flawless testing and start-up process. General Manager Coate said the award recognized the contributions of many District employees who made this project come to fruition. The following employees were present to accept the award on behalf of the team: Director of Engineering and Construction Xavier J. Irias, Manager of Design David L. Pratt, Manager of Engineering Services Elizabeth Bialek, Manager of Construction Jimi Yolo, Manager of Pipeline Infrastructure Alvin Tong, Senior Mechanical Engineer David Bailey, Associate Civil Engineer Rolando Bueno, Senior Electrical Engineer Dado Hernandez, Associate Electrical Engineer Doug Handran, Senior Civil Engineer Jonathan Tham, Manager of Facilities Maintenance and Construction Phillip Kohne, Assistant Engineer Joseph Kacyra, Associate Civil Engineer Anthony Ballester, Supervising Plant Inspector Ronald Monteforte, Senior Construction Inspector Kevin Hangman, TC Senior Construction Inspector Carlos Rodriguez, and Senior Civil Engineer David Bruzzone. On behalf of the Board, Director Mellon presented the award to staff. The Board congratulated staff on a job well done.

PUBLIC COMMENT

The following person addressed the Board: Al Miller, Stege Sanitary District, commended the District on the recent completion of the Biogas Turbine Renewable Energy Expansion Project. Next, he commented on the use of chemical cremation utilized by mortuaries in the service and inquired about the impacts on the wastewater treatment process. President Coleman asked staff to provide an information memo regarding this process.

CONSENT CALENDAR:

- Motion by Director Patterson, seconded by Director Foulkes, to approve Items 1-7 on the Consent Calendar, carried (7-0) by voice vote.
1. **Motion No. 040-12** -- Approved the Special and Regular Meeting Minutes of March 27, 2012.
 2. The following correspondence was filed with the Board: 1) Slide presentation entitled "Water Supply Board Briefing," Water Supply Engineering, dated April 10, 2012.

3. **Motion No. 041-12** -- Awarded a contract to the lowest responsible/responsive bidder, American Industrial Equipment, in the total amount of \$262,383 for supplying one 2.75 million gallon per day trailer-mounted, electric motor-driven centrifugal temporary pumping plant with acoustic enclosures for the Berkeley View and Las Aromas Pumping Plants Rehabilitation Project under Proposal No. 1213.
4. **Motion No. 042-12** -- Authorized an agreement with Keller Group, Incorporated under the State of California's contract for Open Office Panel Systems (furniture) in an amount not to exceed \$140,000 for supplying and assembling new AllSteel brand free-standing systems furniture for the Customer Contact Center Reconfiguration Project at the Adeline Maintenance Center.
5. **Motion No. 043-12** -- Authorized an agreement with the Sacramento Municipal Utility District (SMUD) in an amount not to exceed \$75,000 to provide construction services to install a fiber optic cable, and an amount not to exceed \$3,000 annually for the use of SMUD's existing underground conduit during the period April 11, 2012 to April 10, 2021, with an option to renew for an additional five-year period.
6. **Motion No. 044-12** -- Approved the assignment of the contracts for fire service detector check valves, wet barrel fire hydrants, PVC pressure pipe, and resilient-seated gate valves previously awarded under Proposal Numbers 0816, 0906, 1003, and 1202 respectively by Board Motions 094-08, 055-09, 125-09 and 121-11 respectively, and purchase orders from Groeniger, Inc. to Ferguson Enterprises, Inc.
7. **Resolution No. 33869-12** -- Adopting The Water Management Plan 2011.

DETERMINATION AND DISCUSSION

8. **Legislative Update.**

Legislative/Human Resources Committee Chair Lesa R. McIntosh reported that at the meeting earlier in the day, the Committee unanimously supported the staff recommended positions in Legislative Report No. 04-12.

- Motion by Director McIntosh, seconded by Director Katz, to approve the recommended positions in Legislative Report No. 04-12, carried (7-0) by voice vote.

Motion No. 045-12 -- Approved the following positions in Legislative Report No. 04-12 on the following bills: SUPPORT AB 1442 (Wieckowski) Pharmaceutical Waste; SUPPORT AB 2249 (Buchanan) Solar Water Heating and Efficiency Act of 2007; and SUPPORT AND AMEND SB 1045 (Emmerson) Metal Theft: Damages.

Special Assistant Marlaigine Dumaine reported that the Governor's revised budget is anticipated to come out in mid-May. She noted that discussions on pension reform

are still underway and staff is closely monitoring this issue. Additionally, Ms. Dumaine noted that the Governor will extend state public employees' contracts until after the November election.

9. **General Manager's Report.**

Operations and Maintenance Department Manager Eileen M. White presented a status update on the April snow survey, water supply allocations, precipitation, water production, and reservoir storage. She reported that the Department of Water Resources April 1 snow survey revealed that statewide snow content is 56% of average, statewide water supplies are good due to last year's rain, and rain is continuing in April. The Water Year 2012 is still projected to be a dry year, but conditions have greatly improved.

General Manager Coate noted that the March 2012 Monthly Report was provided in the Board's packet and pointed out that water revenues are down due to lower consumption.

REPORTS AND DIRECTOR COMMENTS

10. **Committee Reports.**

- There were no Committee Minutes filed with the Board.

11. **Director Comments.**

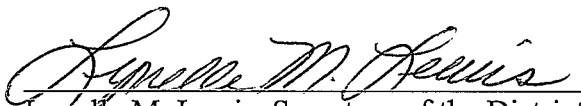
- Director Foulkes reported attending the following: Alameda County Special Districts' Association annual banquet on March 29 in Pleasanton; Main Wastewater Treatment Plant dedication of the Biogas Turbine Renewable Energy Expansion Project on April 3 in Oakland; and the Alameda County Special Districts' Association Executive Committee meeting on April 9.
- Director Katz reported attending the Main Wastewater Treatment Plant dedication of the Biogas Turbine Renewable Energy Expansion Project on April 3 in Oakland. Additionally, he reported being a guest speaker at the Chinese-American Scientific Professionals Association event on April 7 in Foster City.
- Director Linney reported attending the Main Wastewater Treatment Plant dedication of the Biogas Turbine Renewable Energy Expansion Project on April 3 in Oakland.
- Director McIntosh had no comment.
- Director Mellon reported attending the Sierra Club workshop on desalination on March 31 in Oakland; Alameda County Special Districts' Association annual banquet on March 29 in Pleasanton; Contra Costa Mayors' Conference monthly meeting on April 5 in Clayton; the Main Wastewater Treatment Plant dedication of the Biogas Turbine Renewable Energy Expansion Project on April 3 in Oakland; and the Annual Wildflowers Hike event at Middle Bar on April 7.

- Director Patterson reported attending the Main Wastewater Treatment Plant dedication of the Biogas Turbine Renewable Energy Expansion Project on April 3 in Oakland.
- President Coleman reported attending the following: ACWA/JPIA Executive Committee meeting on March 28 in Roseville; ACWA Federal Affairs meeting and the Clair Hill Awards meeting on March 29 in Sacramento; ACWA Executive Committee and Board meeting on March 30 in Sacramento; Main Wastewater Treatment Plant dedication of the Biogas Turbine Renewable Energy Expansion Project on April 3 in Oakland; and agenda review meeting with General Manager Coate on April 4 in Oakland. He reported on plans to attend the following upcoming events: ACWA/JPIA Executive Committee meeting on April 16 in Roseville; agenda review meeting with General Manager Coate on April 18 in Oakland; and ACWA Executive Committee meetings on April 10 and 17.


ADJOURNMENT

President Coleman adjourned the meeting at 1:48 p.m.

SUBMITTED BY:


Lynelle M. Lewis, Secretary of the District

APPROVED: April 24, 2012


John A. Coleman, President of the Board

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