



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, May 23, 2017**

**REGULAR CLOSED SESSION
11:00 a.m., Room 9 A/B
Orinda Community Center
28 Orinda Way, Orinda, California 94563**

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(d)(1):
 - a. *Timothy O'Connell, et al. v. City of Oakland; East Bay Municipal Utility District; et al.*
Alameda County Superior Court, Case No. RG15769050
 - b. *East Bay Municipal Utility District, et al. v. AMBAC Financial Group, Inc., et al.*
San Francisco County Superior Court, Case No. CJC 08-004555, JCCP No. 4555
2. Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2):
one matter.
3. Conference with Labor Negotiators Bruce Heid and Glenn Berkheimer from the Industrial Employers Distributors Association, Alexander R. Coate, Laura A. Brunson and David Pak pursuant to Government Code Section 54957.6: Employee Organizations International Union of Operating Engineers, Local 39; American Federation of State, County and Municipal Employees, Locals 444 and 2019; and International Federation of Professional & Technical Engineers, Local 21.

(The Board will hold Closed Session in Orinda Community Center Classroom 4 A/B)

REGULAR BUSINESS MEETING
1:15 p.m., Room 9 A/B
Orinda Community Center
28 Orinda Way, Orinda, California 94563

ROLL CALL:

BOARD OF DIRECTORS:

- Pledge of Allegiance

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 12 recommendations.)

1. Approve the Regular Meeting Minutes of May 9, 2017.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidder, Grundfos Water Utility, Inc., in an amount, after the addition of taxes, of \$211,655 for supplying one 0.5 million gallon per day electric temporary pump package for University Pumping Plant Project, beginning on or after May 23, 2017, under Request for Quotation No.1706.
4. Award a contract to the lowest responsive/responsible bidder, Anvil Builders, Inc., in the amount of \$2,889,088.47 for construction of Grand Avenue Pipeline Replacement under Specification 2102.
5. Award a contract to the lowest responsive/responsible bidder, Myers and Sons Construction, LP, in the amount of \$5,362,000 for construction of Country Club, Schapiro, Berryman North Pumping Plants Rehabilitation and Road 24 No. 1 Pumping Plant Demolition under Specification 2112.
6. Award a contract to the lowest responsive/responsible bidder, Sierra Mountain Construction, Inc., in the amount of \$6,953,500 for construction of Bacon, Mendocino, and Pearl Reservoirs Rehabilitation under Specification 2121.
7. Authorize an agreement beginning on or after May 24, 2017, with California Generator Services in an amount not to exceed \$277,391 after the addition of taxes, to evaluate, repair, and commission the standby generator at Lafayette Water Treatment Plant.
8. Authorize an agreement beginning on or after May 23, 2017, with California Marine Diesel in an amount, after the addition of taxes, not to exceed \$1,771,942 for engine and turbocharger overhaul services for the Main Wastewater Treatment Plant Power Generation Station engines.

CONSENT CALENDAR: (Continued)

9. Authorize a temporary agreement with Chevron for recycled water service from the North Richmond Reclaimed Water Facility ending December 31, 2017.
10. Authorize a software maintenance contract beginning on or after June 1, 2017 with AssetWorks, LLC in an amount not to exceed \$135,000 for the FleetFocus software for a period of five years.
11. Authorize an amendment to the contract awarded to Golden Gate Freightliner, Inc., (dba Golden Gate Truck Center) under Board Motion No. 172-14 dated October 28, 2014 to increase the amount by \$8,400,000 for supplying medium and heavy duty trucks for the District's fleet for the remainder of the period ending October 28, 2019.
12. Authorize the General Manager to execute Amendment No. 1 to the Agreement for the Sale of Recycled Water by the Dublin San Ramon Services District (DSRSD) - East Bay Municipal Utility District (EBMUD) Recycled Water Authority to DSRSD and EBMUD dated July 28, 2003.

DETERMINATION AND DISCUSSION:

13. Approve actions related to the Emergency Succession Plan for the Board of Directors.
(Resolutions)
 - 13a. Approve revisions to District Policy 7.03 – Emergency Preparedness/Business Continuity.
 - 13b. Approve an Emergency Succession Plan for the Board of Directors as part of the Office of the General Manager's Business Continuity Plan.
14. Conduct a second and final reading, and vote on an ordinance amending Section 21 of the EBMUD Employees' Retirement System Ordinance (Ordinance No. 40) to update the actuarially assumed rate of return from 7.50 percent to 7.25 percent.
(Second Reading and Vote – Ordinance No. 367-17)
15. General Manager's Report:
 - Mokelumne Operations Update
 - Customer Outreach Update

REPORTS AND DIRECTOR COMMENTS:

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

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, June 13, 2017 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, and can be viewed on our website at www.ebmud.com.

BOARD CALENDAR

Date	Meeting	Time/Location	Topics
Tuesday, May 23	Finance/Administration Committee Patterson {Chair}; Coleman; Mellon Board of Directors	11:00 a.m. 1:15 p.m. Orinda Community Center, 28 Orinda Way Orinda, CA 94563	<i>Cancelled</i> <ul style="list-style-type: none"> • Closed Session • Regular Meeting
Monday, May 29	Memorial Day		<i>District offices will be closed</i>
Tuesday, June 13	Planning Committee Mellon {Chair}; Linney; Young Legislative/Human Resources Committee Coleman {Chair}; Patterson; Young Board of Directors	9:15 a.m. Training Resource Center 10:15 a.m. Training Resource Center 11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Tuesday, June 27	Finance/Administration Committee Patterson {Chair}; Coleman; Mellon Board of Directors	10:00 a.m. Training Resource Center 11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Tuesday, July 4	Independence Day		<i>District office will be closed</i>
Tuesday, July 11	Planning Committee Mellon {Chair}; Linney; Young Legislative/Human Resources Committee Coleman {Chair}; Patterson; Young Board of Directors	9:15 a.m. Training Resource Center 10:15 a.m. Training Resource Center 11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting

