

## MINUTES

**Tuesday, January 22, 2019**

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

### Regular Closed Session Meeting

President Marguerite Young called to order the Regular Closed Session Meeting of the Board of Directors at 11:10 a.m. in the Administration Center Board Room.

### ROLL CALL

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

Staff present included General Manager Alexander R. Coate, General Counsel Craig S. Spencer, Assistant General Counsel Xanthe M. Berry (Items 1a, 1b and 2a) and Workers' Compensation Manager and Risk Specialist Vladimir Bessarabov (Items 1a, 1b and 2a).

### PUBLIC COMMENT

There was no public comment.

### ANNOUNCEMENT OF CLOSED SESSION AGENDA

President Young announced the closed session agenda. The Board convened to Conference Room 8 for discussion.

### Regular Business Meeting

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

Staff present included General Manager Alexander R. Coate, General Counsel Craig S. Spencer and Secretary of the District Rischa S. Cole.

## **BOARD OF DIRECTORS**

President Young led the Pledge of Allegiance.

### **2019 Committee Assignments**

President Young reviewed the 2019 Board Committee assignments.

- Motion by Director McIntosh, seconded by Director Coleman, to approve the 2019 Committee assignments, carried (7-0) by the following voice vote: AYES (Coleman, Katz, Linney, McIntosh, Mellon, Patterson, and Young,); NOES (None); ABSTAIN (None); ABSENT (None).

**Motion No. 015-19** – Approved the following 2019 Board Committee Assignments:

#### **Planning**

Director Linney, Chair  
Director McIntosh  
Director Patterson

*2<sup>nd</sup> Tuesday of the month at 9:15 a.m.*  
Administration Center Building  
Training Resource Center, 2<sup>nd</sup> Floor  
Training Resource Center, 2<sup>nd</sup> Floor

#### **Legislative/Human Resources**

Director Coleman, Chair  
Director Mellon  
Director McIntosh

*2<sup>nd</sup> Tuesday of the month at 10:15 a.m.*  
Administration Center Building  
Training Resource Center, 2<sup>nd</sup> Floor

#### **Finance/Administration**

Director Patterson, Chair  
Director Coleman  
Director Katz

*4<sup>th</sup> Tuesday of the month at 10:00 a.m.*  
Administration Center Building  
Training Resource Center, 2<sup>nd</sup> Floor

#### **Sustainability/Energy**

Director Linney, Chair  
Director Katz  
Director Mellon

*Meets quarterly on 4<sup>th</sup> Tuesday*  
Administration Center Building  
Training Resource Center, 2<sup>nd</sup> Floor

#### **DSRSD/EBMUD Recycled Water Authority (DERWA)**

Director Coleman  
President Mellon  
Director Linney, Alternate

*Meets at 6:00 p.m.*  
**1<sup>st</sup> Monday in February;**  
**3<sup>rd</sup> Monday in May;**  
**4<sup>th</sup> Monday in March, July, September, and November**  
Contact: Linda H. Hu, 287-1691

#### **Freeport Regional Water Authority**

Director Coleman  
Director Patterson  
Director Katz, Alternate

*2<sup>nd</sup> Thursday at 10:00 a.m. quarterly basis, with locations to be announced*

**Retirement Board**

Director Mellon  
President Young

*3<sup>rd</sup> Thursday odd numbered months at 8:30 a.m.*  
Administration Center Building  
Training Resource Center, 2<sup>nd</sup> Floor

**Upper Mokelumne River  
Watershed Authority**

Director Coleman  
Director Patterson  
Director Katz, Alternate  
Director Linney, Alternate

*4<sup>th</sup> Friday, quarterly at 1:30 p.m.*  
McLean Hall, Pardee Center

**Business Forum (Ad Hoc)**

Director Coleman  
Director Katz  
Director Patterson  
Director Mellon, Alternate

*Meeting dates, times, and location to be determined*

**EBMUD/EBRPD Liaison**

Director Katz  
Director Linney  
Director Mellon, Alternate

*Meeting dates, times, and location to be determined*

**Oakland Chamber of Commerce**

Director Linney  
Director Katz, Alternate  
Director Patterson, Alternate

**Special Districts Association of Alameda County/Special Districts Selection Committee**

Director Mellon, Member  
Director Katz, Alternate  
Director Patterson, Alternate

**Special Districts Association of Contra Costa County**

Director McIntosh, Member  
Director Mellon, Alternate  
Director Coleman, Alternate

**ANNOUNCEMENTS FROM CLOSED SESSION**

There were no announcements required from closed session.

**PUBLIC COMMENT**

There was no public comment.

## CONSENT CALENDAR

- Item 11 was pulled from the Consent Calendar for comment.
  - Motion by Director Coleman, seconded by Director Linney, to approve the recommended actions for Items 1-10 on the Consent Calendar, carried (7-0) by the following voice vote: AYES (Coleman, Katz, Linney, McIntosh, Mellon, Patterson, and Young); NOES (None); ABSTAIN (None); ABSENT (None).
1. **Motion No. 016-19** – Approved the Regular Meeting Minutes of January 8, 2019.
  2. The following correspondence was filed with the Board: 1) Presentation entitled, “Water Supply Update,” dated January 22, 2019; 2) Presentation entitled, “2019 Customer Opinion Survey,” dated January 22, 2019; 3) EMC Research Hybrid Telephone/Email-to-Web Survey Draft, dated January 17, 2019; and 4) Speakers’ Bureau and Outreach Record CY19, dated January 18, 2019.
  3. **Motion No. 017-19** – Awarded a contract to the lowest responsive/responsible bidder KWS Manufacturing Company, Ltd., in an amount, after the addition of taxes, not to exceed \$1,911,875 for the purchase of sixteen stainless steel screw conveyors for the Main Wastewater Treatment Plant Aerated Grit Tanks under Request for Quotation No. 1909.
  4. **Motion No. 018-19** – Authorized an agreement beginning on or after February 1, 2019 with Blue Sky Environmental, Inc., in the amount of \$22,400 annually for air emissions source testing at the Main Wastewater Treatment Plant for two years with two options to renew for an additional one-year period for a total cost of \$89,600.
  5. **Motion No. 019-19** – Authorized an agreement with Luhdorff & Scalmanini Consulting Engineers to develop the East Bay Plain Subbasin Groundwater Sustainability Plan in collaboration with the City of Hayward in an amount not to exceed \$1,591,442.
  6. **Motion No. 020-19** – Authorized an agreement beginning on or after January 22, 2019 with Pipe and Plant Solutions, Inc., in an amount not to exceed \$114,920 for closed-circuit television surveys of the City of Berkeley Virginia Street Storm Drain.
  7. **Motion No. 021-19** – Authorized an amendment to the contract with Equifax Workforce Solutions to increase the amount by \$100,000 to a total amount not to exceed \$170,000 for Patient Protection and Affordable Care Act compliance tracking, tax form preparation and fulfillment through July 2020.
  8. **Motion No. 022-19** – Authorized an amendment to the Memorandum of Agreement (MOA) for the Bay Area Regional Reliability partnership to extend the term of the MOA through December 31, 2021 and add scope for the development of a grant-funded Regional Water Market Program.
    - Director Katz requested staff provide an update on the Regional Water Market Program at a future committee and board meeting. General Manager Alexander R. Coate advised this topic will be discussed at the Long-Term Water Supply workshop in March.

9. **Motion No. 023-19** – Approved the November 2018 and December 2018 Monthly Investment Transactions Reports.
10. **Resolution No. 35129-19** – Adopting The 2018 Mokelumne-Amador-Calaveras Integrated Regional Water Management Plan Update.
11. **Resolution No. 35130-19** – Confirming Appointment Of Standby Officers For The Board Of Directors Under The Emergency Succession Plan For The Board Of Directors.

|            |                                                                 |
|------------|-----------------------------------------------------------------|
| Ward No. 1 | 1) Celia McCoy<br>2) Linda Jackson-Whitmore<br>3) Lynelle Lewis |
| Ward No. 2 | 1) Dennis Diemer<br>2) Carol Rowley<br>3) Robert Dean           |
| Ward No. 3 | 1) Jennifer Jackson<br>2) Peter Vorster<br>3) Randeale Kanouse  |
| Ward No. 4 | 1) Helen Burke<br>2) Margo Schueler<br>3) Ronald M. Stork       |
| Ward No. 5 | 1) Heinrich Albert<br>2) James Prola                            |
| Ward No. 6 | 1) Robert Harris<br>2) Jose Guzman<br>3) Kevin S. Blackburn     |
| Ward No. 7 | 1) Calvin Sakamoto<br>2) Gene Ashford Jr.<br>3) Gregory Chan    |

- Director Mellon pulled Item 11 to acknowledge the individuals and their willingness to continue serving as Standby Officers for Calendar Year 2019. Director Coleman requested that staff issue a press release announcing the Standby Officers' confirmation.
- Motion by Director Mellon, seconded by Director Katz, to approve the recommended action for Item 11, carried (7-0) by the following voice vote: AYES (Coleman, Katz, Linney, McIntosh, Mellon, Patterson, and Young); NOES (None); ABSTAIN (None); ABSENT (None).

## **DETERMINATION AND DISCUSSION**

### **12. General Manager's Report.**

Manager of Maintenance and Construction David A. Briggs presented the Water Supply update as of January 20. He reviewed gross water production, the current snow pack, and precipitation in the East Bay (currently 84% of average) and the Mokelumne (currently 104% percent of average). He reported the District began flood control releases the week of January 14 and that as of January 20, the District's total system storage was 619,330 acre feet, which is 110% of average and 80% of capacity.

Special Assistant to the General Manager Douglas I. Wallace provided an update on the District's 2019 Customer Opinion Survey. The survey is scheduled to be conducted in February-March and will focus on rates, infrastructure renewal, and emergency preparedness. Staff in consultation with consultant EMC Research Inc., developed a statistical sample set to achieve 1,200 completed surveys. Mr. Wallace noted that for the first time, the survey will be conducted via hybrid live telephone interview (landline and cell phone) and email-to-web. Board members received a draft of the proposed survey questions at their places with a request to review and provide comments to staff by February 5. Mr. Wallace and EMC Research Inc. representative Jessica Polsky responded to Board questions regarding the hybrid survey methodology, the proposed questions and the overall purpose and expected outcomes of the survey. The Board requested revisions to the survey to include a question on income; an adjustment to the wording for question 28 to understand affordability; and to consider including a question on protecting the San Francisco Bay. Additionally, the Board asked staff to consider focusing the next survey on wastewater services after the District completes its Wastewater Master Plan.

General Manager Alexander R. Coate announced the latest version of the Speakers' Bureau and Outreach Record CY19 had been provided at Board places.

#### **REPORTS AND DIRECTOR COMMENTS**

13. Filed with the Board were the EBMUD/EBRPD Liaison Committee Minutes of October 18, 2018 and the Planning and Legislative/Human Resources Committee Minutes of January 8, 2019.

14. **Other Items for Future Consideration.**

None.

15. **Director Comments.**

- Director Coleman reported attending/participating in the following events: Exchange Club meeting in Danville and Freeport Regional Water Authority meeting in Oakland on January 11; and San Francisco Regional Water Quality Control Board event for retiring Executive Director Bruce Wolfe in Berkeley on January 17. He reported on plans to attend/participate in the following events: ACWA Board meeting in Sacramento and an UMRWA Board meeting in Pardee on January 25; and a DERWA Board meeting in Dublin on February 4.
- Director Mellon reported attending/participating in the following events: Alameda County Mayors' Conference in Dublin on January 9; Contra Costa County Mayors' Conference in Richmond on January 10; and an ACWA Region 5 Board of Directors meeting in Marina on January 18.
- President Young advised that Board members attending conferences or other events on behalf of the District will need to include a 1-2 paragraph summary and supporting documentation with their Director comments.
- Directors Katz, Linney, McIntosh, and Patterson had no comment.

**ADJOURNMENT**

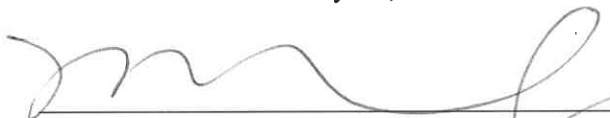
President Young adjourned the meeting at 2:11 p.m.

SUBMITTED BY:



Rischa S. Cole, Secretary of the District

APPROVED: February 13, 2019



Marguerite Young, President of the Board

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