



ACTION SUMMARY
Regular Meeting of the Board of Directors
East Bay Municipal Utility District
Tuesday, September 14, 2021

<u>Agenda Item</u>	<u>Motion</u>	<u>Action</u>
1.	151-21	Approved the Regular Meeting Minutes of August 24, 2021.
3.	152-21	Awarded a contract to the lowest responsive/responsible bidder, Frank A. Olsen Company LLC, to supply four butterfly valves for the Upper San Leandro Water Treatment Plant beginning on or after September 14, 2021 for a total cost, after the addition of taxes and fees, not to exceed \$308,700.
4.	153-21	Awarded a contract to the lowest responsive/responsible bidder, Atlas Performance Industries, Inc., for supplying a 48-ft by 60-ft commercial modular building for the District-Owned North Orinda Sports Fields Temporary Maintenance Facilities Project for a total cost, after the addition of taxes and fees, not to exceed \$402,652 under Request for Quotation No. 2119.
5.	154-21	Authorized an agreement beginning on or after September 15, 2021 with Jacobs Associates, Inc. dba McMillen Jacobs Associates in an amount not to exceed \$562,340 for entry plans and inspection services for the San Pablo Supply Tunnel and the Upper San Leandro Supply Tunnel.
6.	155-21	Authorized an amendment to the agreement previously amended under Board Motion No. 077-19 with Pacific States Environmental Contractors, Inc. to increase the agreement amount by \$6,800,000 to a total amount not to exceed \$28,106,000 and extend the agreement term to October 3, 2023 for trench soils management and removal services.
7.	156-21	Authorized an amendment to the agreement previously authorized under Board Motion No. 073-21 with Oppenheimer Investigations Group to increase the agreement amount by \$30,000 to a total amount not to exceed \$140,000 and extend the agreement term to June 30, 2022, for Equal Employment Opportunity investigative services.
8.	157-21	Approved a 65-month lease agreement with 25 Orinda Way LLC, for 4,461 square feet of office space located at 25 Orinda Way, Orinda to support the District's Orinda Water Treatment Plant's Disinfection Improvements and Chemical Systems Safety Improvement Projects construction management team. The term of the lease is March 2022 through July 2027. The base monthly rent is \$17,621 with a three percent annual escalation and pass-through costs.
9.	158-21	Authorized the Office of General Counsel to continue the employment of the law firm of Hanson Bridgett LLP, for specialized legal services related to construction, public contracts and procurement, claims, intellectual property and technology matters, tax, public pension law, labor and employment, and litigation matters in an additional amount not to exceed \$175,000.

<u>Agenda Item</u>	<u>Motion</u>	<u>Action</u>
11.	159-21	Approved guidelines and criteria for the District's 2021-2022 redistricting efforts.
12.3	160-21	Authorized an amendment to the cost-sharing agreement previously authorized under Board Motion Nos. 039-19 and 203-20 with seven other water agencies to increase the agreement amount by \$897,120 to a total amount not to exceed \$2,264,910 and extend the agreement term to December 31, 2022 to fund planning and other pre-construction activities for the proposed Los Vaqueros Reservoir Expansion Project.
10.		Board of Directors Vacation Schedule. <i>The Board discussed but did not take action on this item.</i>

<u>Agenda Item</u>	<u>Resolution</u>	<u>Action</u>
12.1	35245-21	Authorizing the General Manager to Execute the Los Vaqueros Reservoir Joint Exercise of Powers Agreement.
12.2	35246-21	Appointing a Representative and an Alternative Representative to the Board of Directors of the Los Vaqueros Reservoir Joint Powers Authority. <i>(Director John A. Coleman and Director Lesa R. McIntosh, Alternate)</i>

<u>Agenda Item</u>	<u>Ordinance</u>	<u>Action</u>
13.	373-21	Excessive Water Use Penalty Ordinance <i>(repeals Ordinance No. 364-15 entitled "Excessive Water Use Penalty Ordinance for Drought Stages 3 and 4" and reenacts its provisions as amended to (i) conform the Ordinance to the requirements of Chapter 3.3 of Division 1 of the California Water Code by prohibiting and penalizing excessive water use during a declared Stage 2 drought while mandatory water use restrictions are in effect and/or when the District is affected by a Governor-declared drought emergency based on local conditions, (ii) modify the definition of excessive water use in certain circumstances, (iii) fix the penalty amount, and (iv) make other changes necessary or appropriate for the effective implementation of the Ordinance).</i> (Introduction and first reading only)

DATED: September 15, 2021



Rischa S. Cole, Secretary of the District

/RSC