



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, April 23, 2019**

**REGULAR CLOSED SESSION
11:00 a.m., Boardroom**

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. *Timothy Alford, et al. v. East Bay Municipal Utility District, et al.*
Contra Costa County Superior Court, Case No. MSC16-01348

2. Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2):
 - a. Town of Moraga
Claim No. 2017-L-290

 - b. William Strauss and Suzanne Strauss
Claim No. 2018-L-076

(The Board will hold Closed Session in Conference Room 8)

**REGULAR BUSINESS MEETING
1:15 p.m., Boardroom**

ROLL CALL:

BOARD OF DIRECTORS:

- Pledge of Allegiance

PRESENTATIONS:

- California Municipal Utilities Association Award for the Resource Recovery Program

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 8 recommendations, including 1 resolution.)

1. Approve the Regular Meeting Minutes of April 9, 2019.
2. File correspondence with the Board.
3. Authorize an agreement with the City of Pleasant Hill in the total amount not to exceed \$146,916 to upgrade District gate valve boxes after street paving beginning on or after April 23, 2019 through June 30, 2019.
4. Authorize an agreement beginning on or after April 23, 2019 with Scott Johnston, Inc., in an amount not to exceed \$100,000 for supplying software support services for the District's Laboratory Information Management System for two years.
5. Authorize an agreement beginning on or after April 23, 2019 with Tait Environmental Services, Inc., in an amount not to exceed \$943,786 for engineering design services for the Fuel System Improvements Project.
6. Approve the Water Supply Assessment requested by the City of Oakland for the Downtown Oakland Specific Plan pursuant to California Water Code, Sections 10910-10915.
7. Approve the February and March 2019 Monthly Investment Transactions Reports.
8. Approve revisions to Policy 4.07 – Investment Policy which was last reviewed on April 24, 2018, and affirm existing delegation of authority for the management of investments on behalf of the District to the Director of Finance, who is also acting as the Treasurer of the District. (Resolution)

DETERMINATION AND DISCUSSION:

9. Conduct a second reading of and enact an ordinance amending the Regional Private Sewer Lateral Ordinance (Ordinance No. 359-13, as previously amended), specifically sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, and 18 thereof. (Second Reading and Vote – Ordinance No. 369-19)
10. Introduction and first reading 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 7.25 percent to 7.00 percent. (Introduction and First Reading – Ordinance No. 370-19)
11. File the Water Supply Availability and Deficiency Report in conformance with District Policy 9.03 – Water Supply Availability and Deficiency, and declare that the District's water supply is sufficient for meeting customer demands in 2019.
12. General Manager's Report.

REPORTS AND DIRECTOR COMMENTS:

13. Committee Reports:
 - Planning
 - Legislative/Human Resources
 - Sustainability/Energy
 - Finance/Administration
14. Other Items for Future Consideration.
15. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, May 14, 2019 in the Administration Center Boardroom, 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, April 23	Sustainability/Energy Committee Linney {Chair}; Katz, Mellon	9:30 a.m. Training Resource Center	<ul style="list-style-type: none"> • Photovoltaic Update • Climate Action Policy • Wastewater Biogas Utilization Update
	Finance/Administration Committee Patterson {Chair}; Coleman; Katz	10:30 a.m. Training Resource Center	<ul style="list-style-type: none"> • Quarterly Financial Reports • Monthly Investments Transactions Reports • Investment Policy Annual Review • Electronic Bill Presentment and Payment and Payment Processing Update
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Tuesday, May 14	Planning Committee Linney {Chair}; McIntosh; Mellon	9:15 a.m. Training Resource Center	
	Legislative/Human Resources Committee Coleman {Chair}; McIntosh; Patterson	10:15 a.m. Training Resource Center	
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Monday, May 27	Memorial Day		<i>District Offices Closed</i>
Tuesday, May 28	Finance/Administration Committee Patterson {Chair}; Coleman; Katz	Time and location TBD	
	Board of Directors	Time and location TBD	<ul style="list-style-type: none"> • Closed Session • Regular Meeting