



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, August 8, 2017**

**REGULAR CLOSED SESSION
11:00 a.m., Board Room**

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. 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 Conference Room 8)

**REGULAR BUSINESS MEETING
1:15 p.m., Board Room**

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 14 recommendations, including 3 resolutions.)

1. Approve the Regular Meeting Minutes of July 25, 2017.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidder Cal-Line Equipment, Inc., in an amount, after the addition of taxes, not to exceed \$179,715 for supplying three Bandit Intimidator 12XP towable wood chippers under Request for Quotation No. 1715.
4. Authorize an agreement beginning on or after August 10, 2017 with Foothill Portable Toilets in an amount not to exceed \$32,000 annually for reoccurring and emergency service and maintenance of portable and vault style chemical toilets at various District locations in the Mokelumne area for two years with four options to renew for an additional one-year period, for a total cost of \$192,000.
5. Authorize an agreement beginning on or after August 9, 2017 with Platinum Scaffolding Services, Inc., in an amount not to exceed \$324,000 to provide temporary interior scaffolding in up to six digesters at the Main Wastewater Treatment Plant.
6. Authorize an agreement with Rizzo Associates in an amount not to exceed \$217,000 for consultant services to perform safety inspections and safety evaluation reports that are required under the District's license with the Federal Energy Regulatory Commission for Pardee and Camanche Dams.
7. Authorize an agreement beginning on or after August 8, 2017 with Suarez & Muñoz Construction, Inc. in an amount not to exceed \$455,406 for reestablishing the native landscape at the Estates Reservoir site per Board Resolution No. 33960-13.
8. Award a contract and authorize an agreement for work on Digester No. 2 at the Main Wastewater Treatment Plant.
 - 8.1. Award a sole-source contract to Evoqua Water Technologies in an amount, after the addition of taxes, not to exceed \$725,000 for supplying a new membrane for the Digester No. 2 cover at the Main Wastewater Treatment Plant.
 - 8.2. Authorize an agreement beginning on or after August 9, 2017 with Synagro-WWT, Inc., in an amount not to exceed \$446,300 for cleaning Digester No. 2 at the Main Wastewater Treatment Plant.
9. Approve the assignment of the contract for supply of reverse osmosis membrane elements for the Richmond Advanced Recycling Expansion Water Treatment Plant, originally awarded under Board Motion No. 190-14 on December 9, 2014 in the estimated total amount, after the addition of taxes, of \$990,483 from TCK Membrane America, Inc., to Toray Membrane USA, Inc.

CONSENT CALENDAR: (Continued)

10. Authorize execution of a Funding Agreement for Implementation of Levee Improvements and Protection of Aqueducts with Reclamation Districts Nos. 2024 (Orwood Palm), 2072 (Woodward), and 2038 (Lower Jones Tract) to define roles and responsibilities for accepting up to \$16 million in State of California Department of Water Resources funding available as an 85 percent state share (\$13.6 million) and 15 percent local share (\$2.4 million to be paid by EBMUD) for construction, administrative management, project management, and construction management for the projects.
11. Approve a Sixth Amendment to the Lease Agreement between Viridis Fuels, LLC (Viridis), and the District for a portion of the West End Property adjacent to the District's Main Wastewater Treatment Plant, in which Viridis will be allowed to defer the monthly "Additional Value" payment of \$21,666.67 for a period not to exceed five months.
12. Authorize renewal of the Alameda County standard Operational Area Agreement that provides for District participation in the County's Emergency Management Organization. (Resolution)
13. Fix the ad valorem tax rate for Special District No.1 (SD-1) to cover debt service, delinquencies, and county administrative fees in the amount of \$1,233,564 on Wastewater System General Obligation Bond Series G for Fiscal Year 2018 at a rate of \$0.0011 per \$100 of assessed value for properties located within the service area of SD-1. (Resolution)
14. Appointment of Manager of Maintenance Support. (Resolution)

DETERMINATION AND DISCUSSION:

15. Introduction and first reading of an ordinance amending Water Theft Penalty Ordinance No. 365-15 enacted by the Board of Directors on April 28, 2015, to reduce the applicable penalties for water theft resulting from meter tampering from \$1,000, \$2,000, \$3,000 to \$200, \$400, \$800 for first, second, and third offenses, respectively.
(Introduction and First Reading – Ordinance No. 368-17)
16. Legislative Update:
 - Receive Legislative Report No. 09-17 and consider positions on the following bills: SB 606 (Skinner) Water Conservation; H.R. 1071 (Tonko) Assistance, Quality and Affordability Act of 2017; H.R. 2510 (DeFazio) Water Quality Protection and Job Creation Act of 2017; and S. 1464 (Feinstein) Water Conservation Tax Parity Act; receive information on H.R. 2862 (Simpson) Wildfire Disaster Funding Act; discuss and consider SB 623 (Monning) Water Quality: Safe and Affordable Drinking Water Fund
 - Update on Legislative Issues of Interest to EBMUD
17. General Manager's Report:
 - Strategic Plan 2018 Update
 - Monthly Report – July 2017

REPORTS AND DIRECTOR COMMENTS:

18. Committee Reports:
- Finance/Administration
 - Sustainability/Energy
 - Legislative/Human Resources
 - Planning
19. Other Items for Future Consideration.
20. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, September 12, 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, August 8 | Planning Committee Mellon {Chair}; Linney; Young | 8:30 a.m. Training Resource Center | <ul style="list-style-type: none"> • Dam Safety Program Annual Report • Reestablish Native Landscaping at the Estates Reservoir Site • Main Wastewater Treatment Plant Odor Control Program Update • Pollution Prevention Program Update • Trihalomethanes Update |
| | Legislative/Human Resources Committee Coleman {Chair}; Patterson; Young | 10:00 a.m. Training Resource Center | <ul style="list-style-type: none"> • Update on District Values and Organizational Improvements Programs • EBMUD and Peralta College Partnership for Workforce Development • Maintenance and Construction Organizational Changes • Legislative Update |
| | Board of Directors | 11:00 a.m. 1:15 p.m. | <ul style="list-style-type: none"> • Closed Session • Regular Meeting |
| Tuesday, August 22 | Finance/Administration Committee | | <i>Cancelled</i> |
| | Board of Directors | | <i>Cancelled</i> |
| Monday, September 4 | Labor Day Holiday | | <i>District Offices Closed</i> |
| Friday, September 8 | Admission Day Holiday | | <i>District Offices Closed</i> |
| Tuesday, September 12 | Planning Committee Mellon {Chair}; Linney; Young | 9:15 a.m. Training Resource Center | |
| | Legislative/Human Resources Committee Coleman {Chair}; Patterson; Young | 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 |