



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

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375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

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**AGENDA  
Tuesday, March 8, 2016**

**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. Existing litigation pursuant to Government Code section 54956.9(d)(1):
  - a. *Brian Burns v. East Bay Municipal Utility District*  
WCAB No. ADJ7088546
  
2. Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2):
  - a. Cellular Concrete Spill in the Rockridge Branch of Glen Echo Creek.
  - b. One matter.

*(The Board will hold Closed Session in Conference Room 8A/B)*

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

**ROLL CALL:**

**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 2 Resolutions.)

1. Approve the Regular Meeting Minutes of February 23, 2016.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidder, Agilent Technologies, Inc. in an amount, after the addition of taxes, not to exceed \$214,080 for providing an Inductively Coupled Plasma Mass Spectrometry instrument to the District, under Request for Quotation No. 1606A.
4. Reject the low bid by Con-Quest Contractors, Inc., and award a contract to the lowest responsive/responsible bidder, JMB Construction, Inc., in the amount of \$3,421,800 for construction of Alameda Interceptor Rehabilitation Phase 2 under Specification SD-381.
5. Authorize execution of an extension of the current five-year Joint Exercise of Powers Agreement with the City of Alameda for continued operation and maintenance of the Alameda Point water system from April 1, 2016 to September 30, 2016.
6. Authorize the Office of General Counsel to continue the employment of the law firm of Liebert Cassidy Whitmore for specialized legal services related to labor and employment matters.
7. Appoint Manager of Facilities Maintenance and Construction. (Resolution)
8. Appoint Special Assistant IV (Manager of Public Affairs). (Resolution)

**DETERMINATION AND DISCUSSION:**

9. Legislative Update
  - Receive Legislative Report No. 03-16 and receive information on AB 1713 (Eggman) Sacramento-San Joaquin Delta: Peripheral Canal and consider positions on 1) AB 1882 (Williams) Oil and Gas: Groundwater Monitoring and 2) Referendum to Overturn Ban on Single-Use Plastic Bags
  - Measure AA, San Francisco Bay Restoration Authority “Clean and Health Bay”
  - Update on Legislative Issues of Interest to EBMUD
10. Award a contract to the lowest effective responsive/responsible bidder, DMZ Builders, in the amount of \$11,998,600 for construction of Chabot Dam Seismic Upgrade under Specification 2107.
11. Authorize an agreement with Kleinfelder, Inc. in an amount not to exceed \$1,720,000 for construction support services for the Chabot Dam Seismic Upgrade and Upper San Leandro Reservoir Tower Upgrade projects.
12. General Manager’s Report:
  - Water Supply Update
  - 2016 Critical Drought Action Plan Update – March
  - Monthly Report – February 2016

**REPORTS AND DIRECTOR COMMENTS:**

13. Committee Reports:
  - Finance/Administration
  - Legislative /Human Resources
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, March 22, 2016 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 11<sup>th</sup> Street, Oakland, California, during normal business hours, and can be viewed on our website at [www.ebmud.com](http://www.ebmud.com).*

## BOARD CALENDAR

Date	Meeting	Time/Location	Topics
<b>Tuesday, March 8</b>	<b>Planning Committee</b> Linney {Chair}, McIntosh, Young  <b>Legislative/Human Resources Committee</b> Patterson {Chair}, Coleman, Young  <b>Long-Term Water Supply Workshop</b>  <b>Board of Directors</b>	  8:30 a.m. Training Resource Center  9:00 a.m. Training Resource Center  11:00 a.m. 1:15 p.m.	<i>Cancelled</i>  <ul style="list-style-type: none"> <li>• Legislative Update</li>    <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Tuesday, March 22</b>	<b>Finance/Administration Committee</b> Coleman {Chair}, Katz, Patterson  <b>Board of Directors</b>	10:00 a.m. Training Resource Center  11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Thursday, March 31</b>	<b>Cesar Chavez' Birthday Holiday</b>		<i>District Offices Closed</i>
<b>Tuesday, April 12</b>	<b>Planning Committee</b> Linney {Chair}, McIntosh, Young  <b>Legislative/Human Resources Committee</b> Patterson {Chair}, Coleman, Young  <b>Board of Directors</b>	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"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Tuesday, April 26</b>	<b>Finance/Administration Committee</b> Coleman {Chair}, Katz, Patterson  <b>Board of Directors</b>	10:00 a.m. Training Resource Center  11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>