

MINUTES

Tuesday, March 27, 2018

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

Regular Closed Session Meeting

President Lesa R. McIntosh called to order the Regular Closed Session Meeting of the Board of Directors at 11:00 a.m. in the Administration Center Board Room.

ROLL CALL

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

Staff present included General Manager Alexander R. Coate, General Counsel Craig S. Spencer, and Attorneys Lourdes Matthew (Item 1a) and Derek McDonald (Item 1a).

PUBLIC COMMENT

- Addressing the Board were the following: 1) William M. Lau commented on the Leland Reservoir Replacement Project Draft Environmental Impact Report and asked the Board to direct staff to comply with the City of Lafayette's general plan; and 2) Mark Foley, President, AFSCME Local 2019, commented on a pending contract request to use an outside laboratory to perform analysis and asked that the District ensure its own laboratory staff is trained and has access to the necessary equipment to perform these types of analyses in the future.

ANNOUNCEMENT OF CLOSED SESSION AGENDA

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

Regular Business Meeting

President McIntosh 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, Frank Mellon, William B. Patterson, Marguerite Young, and President Lesa R. McIntosh 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 McIntosh led the Pledge of Allegiance.

PRESENTATIONS

General Manager Alexander R. Coate announced that the District received awards from the American Society of Civil Engineers (ASCE) for work on two District projects. The Orinda Water Treatment Plant Maintenance and Reliability Project received the ASCE San Francisco Section's Outstanding Water/Wastewater Project of the Year award. Mr. Coate stated a team of District employees from multiple departments helped complete the project and he recognized the following staff in attendance representing the project team: Water Treatment Supervisor Christopher G. Burquez, Associate Civil Engineer Alejandro Joaquin, Senior Civil Engineer Casey J. LeBlanc, Associate Civil Engineer Brett B. Margosian, Associate Civil Engineer Christian L. Shumate, Engineering Services Manager Serge V. Terentieff, Electrical Technician Gary C. Vanover, and Director of Engineering and Construction Xavier J. Irias. Director Marguerite Young presented the award to the team and thanked them for their work.

Next, Mr. Coate announced that the Chabot Dam Seismic Upgrades Project received the ACSE San Francisco Section and Northern California Region 9 Outstanding Geotechnical Project awards. He recognized the following staff in attendance representing the project team: Engineering Manager Elizabeth Z. Bialek, Associate Civil Engineer Tom Boardman, Assistant Engineer Daniel Ho, Assistant Engineer Joseph K. Kacyra, Senior Civil Engineer Bill E. Maggiore, Senior Civil Engineer Javier Prospero, Senior Civil Engineer Sean M. Todaro, Senior Civil Engineer Atta Yiadom, Engineering Manager Jimi Yoloye, and Director of Engineering and Construction Xavier J. Irias. Directors Doug Linney and Frank Mellon presented the award to the team and thanked them for their work. Mr. Irias said both projects were complex, detailed and involved the work of over 1,000 District employees. He thanked the Board for their support as the District continues its efforts to maintain and update its infrastructure and systems.

ANNOUNCEMENTS FROM CLOSED SESSION

There were no announcements required from closed session.

PUBLIC COMMENT

There was no public comment.

CONSENT CALENDAR

Items 7 and 8 were pulled from the Consent Calendar for comment.

- Motion by Director Patterson, seconded by Director Mellon, to approve the recommended actions for Items 1-6 on the Consent Calendar, carried (7-0) by the following voice vote: AYES (Coleman, Katz, Linney, Mellon, Patterson, Young, and McIntosh); NOES (None); ABSTAIN (None); ABSENT (None).

1. **Motion No. 032-18** – Approved the Special and Regular Meeting Minutes of March 13, 2018.
2. The following correspondence was filed with the Board: 1) Presentation to EBMUD Board from Bill Lau, dated March 27, 2018; 2) Presentation entitled, “Water Supply Update,” dated March 27, 2018; and 3) Speakers’ Bureau and Outreach Record CY18, dated March 27, 2018.
- 3.1 **Motion No. 033-18** – Awarded a contract to the lowest responsive/responsible bidder Brenntag Pacific, Inc. in an annual amount, after the addition of taxes, not to exceed \$36,150 for supplying 35% Hydrogen Peroxide for Sobrante and Upper San Leandro Water Treatment Plants for three years, beginning on or after April 1, 2018 with two options to renew for an additional one-year period for a total cost of \$180,750 under Request for Quotation No. 1807.
- 3.2 **Motion No. 034-18** – Awarded a contract to the lowest responsive/responsible bidder Matheson Tri-Gas, Inc. in an annual amount, after the addition of taxes, not to exceed \$108,000 for supplying 350,000 centum cubic-feet of Liquid Oxygen for Sobrante and Upper San Leandro Water Treatment Plants for three years, beginning on or after April 1, 2018 with two options to renew for an additional one-year period for a total cost of \$540,000 under Request for Quotation No. 1808.
4. **Motion No. 035-18** – Awarded a contract to the lowest responsive/responsible bidder, Southwestern Industries, Inc., in the total amount of \$156,039, after the addition of taxes, for supplying one mill and one lathe for Facilities Maintenance Central Machine Shop under Request for Quotation No. 1810.
5. **Motion No. 036-18** – Awarded a contract to the lowest responsive/responsible bidder, Integrated Archive Systems, Inc., in an amount, after the addition of taxes, not to exceed \$245,000 for supplying NetApp storage hardware and software dedicated to the District’s existing Commvault system, with three years of maintenance, beginning on or after March 27, 2018.
6. **Motion No. 037-18** – Authorized a new Value Purchasing Agreement with Emerson Process Management, Power & Water Solutions, Inc., in an amount not to exceed \$3,550,000 for the purchase of distributed control system equipment and programming services at the Main Wastewater Treatment Plant and remote wastewater facilities, for the period beginning on or after March 28, 2018 to October 31, 2021, with an option to renew for an additional one-year period.
7. **Motion No. 038-18** – Authorized a third amendment to the agreement awarded to Rizzo International, Inc., under Board Motion No. 139-17 to increase the not to exceed amount by \$76,484, 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. This amendment will increase the agreement ceiling to \$293,484.
 - Director Coleman pulled Item 7 to request a written summary of the dam safety evaluation reports prepared by Rizzo International, Inc.

- Motion by Director Coleman, seconded by Director Patterson, to approve the recommended action for Item 7, carried (7-0) by the following voice vote: AYES (Coleman, Katz, Linney, Mellon, Patterson, Young, and McIntosh); NOES (None); ABSTAIN (None); ABSENT (None).
- 8. **Resolution No. 35078-18 – Approve Implementation Of The 2017-2021 Memorandum Of Understanding And Other Special Agreements With International Union Of Operating Engineers Local 39; Amend Position Resolution And Revise Salary Ranges, Salaries And Wage Rates And Other Benefits For Employees Represented By International Union Of Operating Engineers Local 39.**
 - Director Coleman pulled Item 8 to comment that he supported a general salary increase for staff in line with CPI, but would be voting “No” on the recommended actions being considered by the Board. He noted that he was not in attendance and did not vote during the February 27 Board meeting when the Board approved the contracts for Locals 21, 2019, and 444.
 - Motion by Director Mellon, seconded by Director Patterson, to approve the recommended actions for Item 8, carried (6-1) by the following voice vote: AYES (Katz, Linney, Mellon, Patterson, Young, and McIntosh); NOES (Coleman); ABSTAIN (None); ABSENT (None).

DETERMINATION AND DISCUSSION

9. General Manager’s Report.

Manager of Maintenance and Construction David A. Briggs presented the Water Supply Update. He reviewed the District’s current water supply, Caples Lake snow depth and reported that as of March 25, precipitation in the Mokelumne was 36.88 inches or 93 percent of average and 14.64 inches or 63 percent of average in the East Bay. Total system storage as of March 25 was 664,290 acre feet or 107 percent of average while total system capacity was 86 percent. He stated that end of water year storage is projected to be approximately 630,000 acre feet.

REPORTS AND DIRECTOR COMMENTS

10. Committee Reports.

- Filed with the Board were the Legislative/Human Resources Committee Minutes of March 13, 2018.

11. Other Items for Future Consideration.

- None.

12. Director Comments.

- Director Coleman reported attending/participating in the following events: East Bay Leadership Council, Water Task Force meeting on March 20 in Walnut Creek; East Bay Economic Development Alliance Legislative/Advocacy meeting on March 20 in Oakland; Contra Costa Taxpayers Association meeting on March 23 in Danville; retirement celebration for Zone 7 General Manager Jill Duerig on March 23 in Dublin; and DERWA Board meeting on March 26 in Dublin. He reported on plans to attend a meeting with City of Lafayette to discuss the Leland Reservoir Replacement Project on April 3 in Lafayette.
- Director Katz had no comment.
- Director Linney had no comment.
- Director Mellon reported attending/participating in the following events: ACWA Legislative Conference on March 14 in Sacramento; EBMUD Retirement Board meeting on March 15 in Oakland; Castro Valley Municipal Advisory Council on March 19 in Castro Valley; Alameda County Special Districts Association Annual Dinner on March 22 in Castro Valley; and DERWA Board meeting on March 26 in Dublin.
- Director Patterson reported attending/participating in the following events: UMRWA Board meeting on February 23 in Pardee; Oakland Unified School District Board meeting on February 28 in Oakland; meeting with NAACP Education Committee and Oakland Superintendent of Schools on March 9 in Oakland; and the California Water Policy Conference March 22 through March 23 in Davis. Additionally, Director Patterson commented on the current state of affairs for the youth in America and his involvement in local efforts to assist young people with developing action plans that will empower them to successfully address issues they are facing today.
- Director Young had no comment.
- President McIntosh had no comment.

ADJOURNMENT

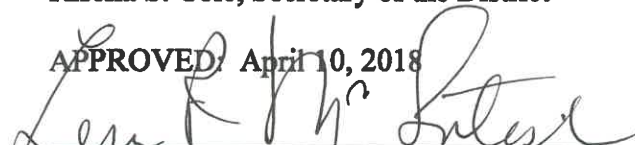
President McIntosh adjourned the meeting at 1:40 p.m.

SUBMITTED BY:



Rischa S. Cole, Secretary of the District

APPROVED: April 10, 2018



Lesa R. McIntosh, President of the Board

