



**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, June 12, 2018**

**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. Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2):
  - a. Waste Management of Alameda County, Inc.  
Claim No. 2017-L-183-1
2. Initiation of litigation pursuant to Government Code section 54956.9(d)(4): one matter.

*(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
- Director Frank Mellon Service Award

**PRESENTATION:**

- Government Finance Association's Fiscal Year 2018/2019 Budget Award
- California Finance Officers Association's Fiscal Year 2018/2019 Operations Budget of Excellence Award

**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 5 resolutions.)

1. Approve the Special and Regular Meeting Minutes of May 22, 2018.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidder, Garton Tractor, Inc., in the annual amount of \$216,315, after the addition of taxes, for supplying multi terrain loaders for the District Fleet for three years, beginning on or after June 19, 2018 with two options to renew for an additional one-year period in an amount not to exceed \$1,081,575 under Request for Quotation No. 1815.
4. Authorize an agreement beginning on or after July 1, 2018 with Hi-Tech Optical, Inc., in an amount not to exceed \$26,000 annually for prescription safety glasses for three years with two options to renew for an additional one-year period for a total cost of \$130,000 under Request for Proposal No. PUR 101.
5. Authorize agreements for environmental, health and safety training.
  - 5a. Authorize agreements beginning on or after July 1, 2018 in an amount not to exceed \$335,000 annually for environmental, health and safety training for three years, with two options to renew for an additional one-year period for a total cost of \$1,675,000, with the following vendors: Allan Nett; Doc Bailey Construction Equipment, Inc.; Garig Equipment & Maintenance; Hazard Management Services, Inc.; ICE Safety Solutions; National Association of Training and Environmental Consulting International, Inc.; Northern California Rescue Training; Occupational Services, Inc.; Safety Center; Safety Compliance Management, Inc.; TNT Safety Enterprises; and Utility Training Academy.
  - 5b. Authorize additional agreements for environmental, health and safety training , on an as-needed basis, with vendors that meet District standards and offer pricing at or below range in the proposed agreements above to increase flexibility and ensure vendor availability. The Board of Directors will be notified of additional qualified vendors by means of the General Manager's monthly report.
6. Authorize agreements for Fully Maintained and Operated (FM&O) backhoe services.
  - 6a. Authorize agreements beginning on or after June 12, 2018 with GRG General Engineering; MJH Excavating, Inc.; and North Bay Logistics Group, LLC, in an amount not to exceed \$300,000 for FM&O backhoe services for one year.
  - 6b. Authorize additional agreements for FM&O backhoe services, on an as-needed basis, with vendors that meet District standards and offer pricing at or below the range in the proposed agreements above to increase flexibility and ensure vendor availability to the District. The Board of Directors will be notified of additional qualified vendors by means of the General Manager's monthly report.

**CONSENT CALENDAR:** (Continued)

7. Authorize agreement for Fully Maintained and Operated (FM&O) earthmoving services.
  - 7a. Authorize agreements beginning on or after June 12, 2018 with GRG General Engineering; MJH Excavating, Inc.; and North Bay Logistics Group, LLC, in an amount not to exceed \$700,000 for five years for FM&O earthmoving services during the period of June 12, 2018 through April 23, 2023.
  - 7b. Authorize additional agreements for FM&O earthmoving services, on an as-needed basis, with vendors that meet District standards and offer pricing at or below the range in the proposed agreements above to increase flexibility and ensure vendor availability to the District. The Board of Directors will be notified of additional qualified vendors by means of the General Manager's monthly report.
8. Authorize an agreement beginning on or after July 1, 2018 with Civicorps in an amount not to exceed \$497,600 to provide vegetation control and related duties at various District properties.
9. Authorize an agreement beginning on or after July 1, 2018, with Patriot Environmental Services, Inc., in an estimated amount of \$700,000 annually for hazardous and non-hazardous waste management services for two years with four options to renew for an additional one-year period for a total cost not to exceed \$4,200,000.
10. Authorize an agreement with Schneider Electric Systems USA, Inc., formerly known as Telvent USA, LLC, in an amount not to exceed \$758,316 for software support services for the District's Supervisory Control and Data Acquisition system during the period June 12, 2018 to October 31, 2022.
11. Authorize a 10-year agreement with Chevron for recycled water service from the North Richmond Recycled Water Plant for the Chevron Refinery's cooling towers.
12. Approve actions related to the 2018 election for the office of Director for Wards 2, 3, 4, and 7.
  - 12.1. Adopt a resolution calling for the election of four Directors at the November 6, 2018 statewide General Election. (Resolution)
  - 12.2. Adopt a resolution requesting the Board of Supervisors in the counties of Alameda and Contra Costa to consolidate the District election for the office of Director with the statewide General Election on November 6, 2018. (Resolution)
  - 12.3. Adopt a resolution establishing the criteria for publication of candidates' statements and authorizing the Secretary to bill candidates for certain costs. (Resolution)
13. Appoint Manager of Customer and Community Services. (Resolution)
14. Appoint Manager of Water Supply/Treatment and Distribution. (Resolution)

**PUBLIC HEARING:**

15. Conduct a Public Hearing to consider the proposed revisions to the Fiscal Year 2019 rates, charges, and fees not subject to Proposition 218.

**DETERMINATION AND DISCUSSION:**

16. Adopt the water and wastewater systems rates and charges, Real Property Use Application fees and regulations recommended in the Report and Recommendation of the General Manager for Revisions to the Water and Wastewater System Schedule of Rates and Charges, Capacity Charges, and Other Fees Not Subject to Proposition 218, and Regulations for Fiscal Year 2019, submitted to the Board on May 8, 2018. (Resolution)
17. Affirm, in accordance with the provisions of the Municipal Utility District Act, the Fiscal Year 2019 (FY19) Operating and Capital Budgets for the Water and Wastewater Systems as recommended in the Fiscal Year 2018 and 2019 Mid-Cycle Budget Update submitted to the Board of Directors on May 22, 2018. The FY19 Operating and Capital Budgets are unchanged from the amounts adopted by the Board on June 27, 2017. (Resolution)
18. Approve the Mid-Cycle Position Resolution for Fiscal Year 2019 (FY19) to implement necessary classification changes as recommended in the Fiscal Year 2018 and 2019 Mid-Cycle Budget Update submitted to the Board of Directors on May 22, 2018. The Mid-Cycle Position Resolution for FY19 is unchanged from the budget adopted by the Board on June 27, 2017. (Resolution)
19. Adopt the 2018 update of the District's Strategic Plan.
20. Legislative Update:
  - Receive Legislative Report No. 06-18 and consider positions on the following bills: The Water Affordability Act (Harris); AB 2787 (Quirk) Lead Fishing Tackle; and AB 2849 (Stone) Sierra Nevada Conservancy: Watershed Improvement: Tribal Organization; and receive information on long-term water use efficiency and drought planning legislation – AB 1668 (Friedman/Hertzberg) Water Management Planning and SB 606 (Hertzberg/Friedman) Water Management Planning
  - Update on Legislative Issues of Interest to EBMUD
21. Adopt a resolution expressing commitment by the District and its Board of Directors to support the rights of all public sector employees and public sector unions. (Resolution)
22. General Manager's Report:
  - Monthly Report – April 2018

**REPORTS AND DIRECTOR COMMENTS:**

23. Committee Reports:
  - Planning
  - Legislative/Human Resources
24. Other Items for Future Consideration.
25. Director Comments.

**ADJOURNMENT:**

***The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, June 26, 2018 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, June 12</b>  | <b>Planning Committee</b><br>Mellon {Chair}; Linney;<br>Young                        | 9:00 a.m.<br>Training Resource<br>Center  | <ul style="list-style-type: none"> <li>• Residential Backflow Program Update</li> <li>• Microplastics in Wastewater</li> <li>• North Interceptor Relief Sewer Construction</li> <li>• Environmental Consultant for Renewal of Routine Maintenance Agreements</li> </ul> |
|                          | <b>Legislative/Human Resources Committee</b><br>Coleman {Chair}; Patterson;<br>Young | 10:00 a.m.<br>Training Resource<br>Center | <ul style="list-style-type: none"> <li>• Legislative Update</li> <li>• Employee Appreciation Month 2018</li> <li>• Supporting the Rights of All Public Sector Employees and Public Sector Unions</li> </ul>   |
|                          | <b>Board of Directors</b>  | 1:15 p.m.                                 |   |
| <b>Tuesday, June 26</b>  | <b>Finance/Administration Committee</b><br>Patterson {Chair}; Coleman;<br>Mellon     | 10:00 a.m.<br>Training Resource<br>Center |   |
|                          | <b>Board of Directors</b>  | 11:00 a.m.<br>1:15 p.m.                   | <ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>   |
| <b>Wednesday, July 4</b> | <b>Independence Day</b>  |   | <i>District Offices Closed</i>  |
| <b>Tuesday, July 10</b>  | <b>Planning Committee</b><br>Mellon {Chair}; Linney;<br>Young                        | 9:15 a.m.<br>Training Resource<br>Center  |   |
|                          | <b>Legislative/Human Resources Committee</b><br>Coleman {Chair}; Patterson;<br>Young | 10:15 a.m.<br>Training Resource<br>Center | <ul style="list-style-type: none"> <li>• Legislative Update</li> </ul>  |
|                          | <b>Board of Directors</b>  | 11:00 a.m.<br>1:15 p.m.                   | <ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>   |