

MINUTES

Tuesday, November 13, 2018

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

Regular Closed Session Meeting

Vice President William B. Patterson called to order the Regular Closed Session Meeting of the Board of Directors at 11:24 a.m. in the Administration Center Boardroom.

ROLL CALL

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

Staff present included General Manager Alexander R. Coate, General Counsel Craig S. Spencer, Attorney Lourdes Matthew (Item 1, first matter), Manager of Human Resources Laura A. Acosta (Item 1, first matter), Manager of Water Operations David A. Briggs (Item 1, first matter), Assistant General Counsel Fred S. Etheridge (Item 1, second matter), Director of Water and Natural Resources Richard G. Sykes (Item 1, second matter), Director of Water and Natural Resources Michael T. Tognolini (Item 1, second matter), and Engineering Manager Lena L. Tam (Item 1, second matter).

PUBLIC COMMENT

There was no public comment.

ANNOUNCEMENT OF CLOSED SESSION AGENDA

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

Regular Business Meeting

Vice President Patterson called to order the Regular Business Meeting of the Board of Directors at 1:15 p.m. in the Administration Center Boardroom.

ROLL CALL

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

Staff present included General Manager Alexander R. Coate, General Counsel Craig S. Spencer and Secretary of the District Rischa S. Cole.

BOARD OF DIRECTORS

Vice President Patterson led the Pledge of Allegiance.

ANNOUNCEMENTS FROM CLOSED SESSION

There were no announcements required from closed session.

PUBLIC COMMENT

- Addressing the Board was Mark Foley, President, AFSCME Local 2019 who commented on Agenda Item 4 and asked the District to consider hiring a permanent Integrated Pest Management Coordinator.

CONSENT CALENDAR

- Motion by Director Coleman, seconded by Director Young, to approve the recommended actions for Items 1-10 on the Consent Calendar, carried (6-0) by the following voice vote: AYES (Coleman, Katz, Linney, Mellon, Patterson, and Young); NOES (None); ABSTAIN (None); ABSENT (McIntosh).
1. **Motion No. 158-18** - Approved the Special Meeting Minutes of October 16, 2018 and the Regular Meeting Minutes of October 23, 2018.
 2. The following correspondence was filed with the Board: 1) Presentation entitled, "Customer Assistance Program Outreach to Cities," dated November 13, 2018; and 2) Speakers' Bureau and Outreach Record CY18 dated November 13, 2018.
 3. **Motion No. 159-18** - Awarded a contract to the lowest responsive/responsible bidder Advanced Integrated Solutions, Inc., in an amount not to exceed \$157,799 for supplying IBM Maximo Computerized Maintenance Management Software licenses with software subscription and support for one year, beginning on or after November 13, 2018, under Request for Quotation No. 1902.
 4. **Motion No. 160-18** - Authorized an agreement beginning on or after November 14, 2018 with Blankinship and Associates, Inc., in an amount not to exceed \$238,350 for the performance of Integrated Pest Management services.
 5. **Motion No. 161-18** - Authorized an agreement beginning on or after December 1, 2018 with Four Seasons in an amount not to exceed \$50,000 annually for landscaping services at Pardee Center for three years with two options to renew for an additional one year period for a total cost of \$250,000.
 6. **Motion No. 162-18** - Authorized an agreement beginning on or after November 13, 2018 with Pacific Gas and Electric Company in an amount not to exceed \$70,000 annually for a cooperative weather modification program in the Mokelumne River watershed for one year with four options to renew for an additional one-year period for a total cost of \$350,000.
 7. **Motion No. 163-18** - Authorized a renewal agreement beginning on or after November 14, 2018 with Tibco Software, Inc. (Tibco) in an amount not to exceed \$56,300 for licensing and technical support for Jasper Enterprise software for a three-year period.

8. **Motion No. 164-18** - Approved the Water Supply Assessment requested by the City of Berkeley for the Adeline Corridor Specific Plan pursuant to California Water Code, Sections 10910-10915.
9. **Motion No. 165-18** - Cancelled the December 25, 2018 Closed Session and Regular Meetings of the Board of Directors.
10. **Motion No. 166-18** - Rescheduled the February 12, 2019 Closed Session and Regular Meetings of the Board of Directors to February 13, 2019.

DETERMINATION AND DISCUSSION

11. General Manager's Report.

Manager of Customer and Community Services Andrew L. Lee provided an update on progress with the cities of Berkeley, Emeryville, and Oakland to extend a discount of the cities' sewer collection charges to the District's Customer Assistance Program (CAP) participants. He reported that all three cities remain supportive of offering a discount or other types of financial assistance to eligible low-income customers. The District has developed a draft addendum to implement Emeryville's discount and Emeryville staff is considering taking the item to its City Council for action in December. If approved, eligible CAP customers could receive up to a 35 percent discount. Staff is still meeting with Berkeley on the discount implementation process and plans to transition residents participating in Berkeley's existing program into CAP. Berkeley staff is considering taking the item to its City Council in early 2019. City of Oakland staff has requested that the proposed 35 percent discount be phased in over the remaining five years of the existing 2013 Sewer Agency Charge Billing and Collection Agreement between Oakland and the District due to financial challenges. The city plans to include the discount in its next draft budget which will be presented to its City Council in April 2019 with final budget adoption anticipated before June 30, 2019. Staff is proposing that Board members meet with Council members in January or February 2019 after newly elected Council members begin their terms to ensure they have the necessary information to make an informed decision. Mr. Lee said staff will continue working with each city to finalize approaches to extending a discount to CAP eligible customers and will provide another update to the Board during the January 2019 Budget Workshop.

The Board complimented staff on their efforts and discussed the following: Oakland's request to phase in its discount; how discounts would be paid if cities ran short of funding; how Berkeley customers participating in the city's current program will transition to CAP; and the desire for the District to consider increasing its CAP discount for sewer service charges from 35 percent to 50 percent.

- Addressing the Board was Kenneth Gibson, Sierra Club, San Francisco Bay Chapter who commented on the District's sewer service charges and urged the Board to work with the City of Oakland to implement the 35 percent CAP discount all at once instead of phasing it in over five years.

General Manager Alexander R. Coate advised the latest version of the Speakers' Bureau and Outreach Record was at Board places and that he could answer questions regarding the General Manager's October 2018 Monthly Report.

REPORTS AND DIRECTOR COMMENTS

12. Committee Reports.

- Filed with the Board were the Sustainability/Energy and Finance/Administration Committee Minutes of October 23, 2018.

13. Other Items for Future Consideration.

- None.

14. Director Comments.

- Director Coleman reported on plans to attend/participate in the following events: EBMUD Recycled Water Pump Station R3000 Project public meeting on November 13 in San Ramon; IL-US Water Initiative teleconference on November 14 in Walnut Creek; and a DERWA Board meeting on November 26 in Dublin.
- Director Mellon reported attending/participating in the San Ramon Mayor's monthly meeting on October 26 in San Ramon and the EBMUD Landscape Advisory Committee 30th Anniversary event on November 5 in Oakland.
- Directors Katz, Linney, Patterson, Young, and President McIntosh had no comment.

ADJOURNMENT

Vice President Patterson announced that in recognition of Veteran's Day 2018, the District will honor employees and Board members who have self-identified to the District as having served in the U.S. military. The Board and staff stood by as the names of these employees and Board members were displayed in an onscreen presentation. In addition, Director Coleman announced the recent passing of Lafayette councilman Mark Mitchell. He requested that the Board meeting be adjourned in memory of Mr. Mitchell and that a letter of condolence be sent to his family.

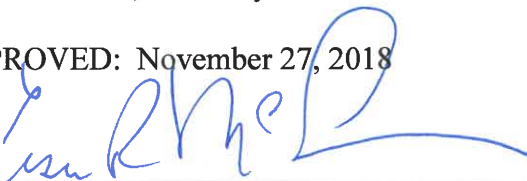
Vice President Patterson adjourned the meeting at 1:51 p.m. in recognition of District veterans and in memory of Lafayette councilmember Mark Mitchell.

SUBMITTED BY:



Rischa S. Cole, Secretary of the District

APPROVED: November 27, 2018



Lesla R. McIntosh, President of the Board