



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA  
Tuesday, April 25, 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. Existing litigation pursuant to Government Code section 54956.9(d)(1):
  - a. *Timothy Alford, et al. v. East Bay Municipal Utility District, et al.*  
Contra Costa County Superior Court, Case No. MSC16-01348
2. Initiation of litigation pursuant to Government Code section 54956.9(d)(4): one matter.
3. Conference with Labor Negotiators Bruce Heid and Glenn Berkheimer from the Industrial Employers Distributors Association, Alexander R. Coate, Sophia D. Skoda, 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

**PRESENTATION:**

- Science Fair Awards

**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 11 recommendations, including 2 resolutions.)

1. Approve the Special and Regular Meeting Minutes of April 11, 2017.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidder Coast Counties Truck & Equipment in an amount, after the addition of taxes, not to exceed \$604,152 for supplying two scoop trucks to the District under Request for Quotation No. 1712.
4. Award a contract and authorize an agreement related to the Recoat Mokelumne Aqueduct No. 1 Phase 12 project.
  - 4.1. Award a contract to the lowest responsive/responsible bidder, Certified Coating Company, in the amount of \$4,279,282 for construction of Recoat Mokelumne Aqueduct No. 1 Phase 12 under Specification 2123.
  - 4.2. Authorize an agreement beginning on or after April 25, 2017 with Bay Area Coating Consultants, Inc., in an amount not to exceed \$580,140 for construction support services for the Recoat Mokelumne Aqueduct No. 1 Phase 12 project.
5. Award contracts and authorize agreements related to the Sobrante and Upper San Leandro Water Treatment Plants system improvements.
  - 5.1. Award a contract to the lowest responsive/responsible bidder, C. Overaa & Co., in the amount of \$34,169,000 for construction of the Sobrante and Upper San Leandro Water Treatment Plants Ozone Systems Improvement Project under Specification 2117.
  - 5.2. Authorize an agreement beginning on or after April 25, 2017 with Cooper Pugged Management, Inc., in an amount not to exceed \$1,692,170 to provide construction support services for the Sobrante and Upper San Leandro Water Treatment Plants Ozone System Improvements Project.
  - 5.3. Award a sole source contract to Honeywell International, Inc., after the addition of taxes, not to exceed \$800,000, for supplying two distributed control system Experion software packages and associated hardware for the Sobrante and Upper San Leandro Water Treatment Plants.
  - 5.4. Authorize an agreement beginning on or after April 26, 2017 with Honeywell International, Inc. (Honeywell Process Solutions), in an amount not to exceed \$650,000 for engineering services for Sobrante and Upper San Leandro Water Treatment Plants control systems improvement.

**CONSENT CALENDAR:** (Continued)

6. Authorize agreements related to fully maintained and operated (FM&O) backhoe rentals.
  - 6a. Authorize agreements beginning on or after April 25, 2017 with Adam Moreno & Sons, Inc., MJH Excavating, Inc., Paladin Construction, and Sheehaul's Rock & Dirt in an amount not to exceed \$300,000, for FM&O backhoe rentals for one year.
  - 6b. Authorize additional agreements for FM&O backhoe rental services with vendors that meet District standards and offer pricing at or below the range in the proposed agreements above. These additional agreements may be issued on an as-needed basis to increase flexibility and ensure vendor availability of FM&O backhoe rental services to the District.
7. Authorize agreements related to fully maintained and operated (FM&O) hydro/air-vacuum excavation rental services.
  - 7a. Authorize agreements beginning on or after April 25, 2017 with Diede Construction, Inc. dba Hydro X Services, Inc., and Presidio Systems, Inc., in the total amount not to exceed \$365,000 for FM&O hydro/air-vacuum excavation rental services for one year.
  - 7b. Authorize additional agreements for FM&O hydro/air-vacuum excavation rental services with companies that meet District standards and offer pricing at or below the range in the proposed agreements above. These additional agreements may be issued on an as-needed basis to increase flexibility and ensure vendor availability of hydro/air-vacuum excavation rental services to the District.
8. Authorize an agreement with Brown and Caldwell in an amount not to exceed \$340,000 to conduct a water quality improvements study for the East Bayshore Recycled Water Project.
9. Approve the assignment of the agreement for design services during construction for the Main Wastewater Treatment Plant Digester Nos. 6, 9, 10, and 11 Coating Repairs to West Yost Associates. This agreement was previously awarded to Whitley Burchett & Associates under Board Motion No. 037-16 on February 23, 2016.
10. Review and approve revisions to Investment Policy 4.07, which was last revised on April 26, 2016, and affirm existing delegation of authority for the management of investments on behalf of the District to the Director of Finance, who is also acting as the Treasurer of the District.

(Resolution)
11. Approve revisions to District Policy 4.02 – Cash Reserves and Debt Management. (Resolution)

**DETERMINATION AND DISCUSSION:**

12. Legislative Update:
  - Receive Legislative Report No. 06-17 and consider positions on the following bills: AB 746 (Gonzalez-Fletcher) Public Health: Potable Water: Lead Testing: School Sites and Campuses; AB 1000 (Friedman) Water Conservation: Certification; AB 1587 (Levine) Invasive Species: Dreissenid Mussels; ACA 4 (Aguiar-Curry) Local Government Financing: Affordable Housing and Public Infrastructure: Voter Approval; and receive information on AB 975 (Friedman) Natural Resources: Wild and Scenic Rivers
  - Update on Legislative Issues of Interest to EBMUD
13. Authorize and approve the issuance of water and wastewater revenue/refunding bonds.  
(Resolutions)
  - 13.1. Authorize and approve the issuance of EBMUD Water System Revenue/Refunding Bonds, Series 2017A and 2017B in an aggregate principal amount not to exceed \$500 million, and approve the form and authorize the execution of certain documents, including a Supplemental Indenture, in connection with the issuance, securing and sale of such bonds.
  - 13.2. Authorize and approve the issuance of EBMUD Wastewater System Revenue/Refunding Bonds, Series 2017A in an amount not to exceed \$80 million, and approve the form and authorize the execution of certain documents, including a Supplemental Indenture, in connection with the issuance, securing and sale of such bonds.
14. File the Water Supply Availability and Deficiency Report in conformance with District Policy 9.03 and declare that the District's water supply is sufficient for meeting customer demands in 2017.
15. General Manager's Report:
  - Storm Operations Update

**REPORTS AND DIRECTOR COMMENTS:**

16. Committee Reports:
  - Planning
  - Finance/Administration
17. Other Items for Future Consideration.
18. Director Comments.

**ADJOURNMENT:**

***The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, May 9, 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 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, April 25</b>	<b>Finance/Administration Committee</b> Patterson {Chair}; Coleman; Mellon	10:00 a.m. Training Resource Center	<ul style="list-style-type: none"> <li>• Review of Revisions to District Policy 4.02</li> <li>• Investment Policy Annual Review</li> <li>• Sale of Water and Wastewater Revenue Bonds</li> <li>• Quarterly Financial Reports</li> </ul>
	<b>Sustainability/Energy</b> Young {Chair}; Katz; Linney		<i>Cancelled</i>
	<b>Board of Directors</b>	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, May 9</b>	<b>Planning Committee</b> Mellon {Chair}; Linney; Young	9:15 a.m. Training Resource Center	
	<b>Legislative/Human Resources Committee</b> Coleman {Chair}; Patterson; Young	10:15 a.m. Training Resource Center	
	<b>Board of Directors</b>	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, May 23</b>	<b>Finance/Administration Committee</b> Patterson {Chair}; Coleman; Mellon	TBD	
	<b>Board of Directors</b>	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Monday, May 29</b>	<b>Memorial Day</b>		<i>District offices will be closed</i>
<b>Tuesday, June 13</b>	<b>Planning Committee</b> Mellon {Chair}; Linney; Young	9:15 a.m. Training Resource Center	
	<b>Legislative/Human Resources Committee</b> Coleman {Chair}; Patterson; Young	10:15 a.m. Training Resource Center	
	<b>Board of Directors</b>	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>