



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, May 8, 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. Existing litigation pursuant to Government Code section 54956.9(a):
 - a. *United States of America, et al. v. East Bay Municipal Utility District, et al.*
USDC, N.D. Cal., Case No. CV 09-0186 RS
 - b. *Woodbridge Irrigation District v. East Bay Municipal Utility District*
San Joaquin County Superior Court, Case No. STK-CV-UOCT-2018-1055
(Change of Venue to Sacramento County Superior Court Pending)

(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

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 6 recommendations)

1. Approve the Regular Meeting Minutes of April 24, 2018.
2. File correspondence with the Board.
3. Authorize an agreement beginning on or after May 8, 2018 with West Yost Associates in an amount not to exceed \$1,004,000 for engineering and design services to upgrade Wastewater Pump Station M and make improvements to sewer force main pipes from Wastewater Pump Stations C, G, M, N, and R.
4. Authorize actions related to treatment of raw water in San Pablo and Upper San Leandro (USL) Reservoirs.
 - 4.1. Authorize an amendment to the agreement with Crop Production Services, Inc., for an additional amount of \$180,000, increasing the agreement ceiling to \$250,000, for supplying Green Clean algaecide for algae control in San Pablo and USL Reservoirs to improve raw water quality.
 - 4.2. Authorize an amendment to the agreement with Clean Lakes, Inc., for an additional amount of \$70,000, increasing the agreement ceiling to \$100,000, for applying Green Clean algaecide in San Pablo and USL Reservoirs to improve raw water quality.
5. Authorize the Office of General Counsel to continue the employment of the law firm of Ellison, Schneider, Harris & Donlan, LLP, for specialized legal services related to water and energy law and litigation matters.
6. Authorize the Office of General Counsel to continue the employment of the law firm of Meyers Nave for specialized legal services related to labor and employment matters.

DETERMINATION AND DISCUSSION:

7. Legislative Update:
 - Receive Legislative Report No. 04-18 and consider positions on the following bills: AB 2072 (Quirk) State Water Resources Control Board: Constituents of Emerging Concern and AB 2371 (Carrillo) Water Use Efficiency; and receive information on the following: Proposition 68: The California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All Act of 2018 and The Water Supply and Water Quality Act of 2018
 - Update on Legislative Issues of Interest to EBMUD
8. File a report and set a Public Hearing for the Water and Wastewater System Schedule of Rates and Charges, and other fees not subject to Proposition 218, and regulations for Fiscal Year 2019.
 - 8.1. File 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.
 - 8.2. Set a Public Hearing on Tuesday, June 12, 2018, during the Board's regular meeting to consider the Report and Recommendation.

DETERMINATION AND DISCUSSION: (Continued)

9. General Manager's Report:
- Monthly Report – May 2018

REPORTS AND DIRECTOR COMMENTS:

10. Committee Reports:
- Finance/Administration
 - Sustainability/Energy
 - Planning
 - Legislative/Human Resources
11. Other Items for Future Consideration.
12. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, May 22, 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 11th Street, Oakland, California, during normal business hours, and can be viewed on our website at www.ebmud.com.

BOARD CALENDAR

Date	Meeting	Time/Location	Topics
Tuesday, May 8	Planning Committee Mellon {Chair}; Linney; Young	9:30 a.m. Training Resource Center	<ul style="list-style-type: none"> • Amito Pumping Plant and Summit South Reservoir Security • Wastewater Pump Station M and Force Main Improvements
	Legislative/Human Resources Committee Coleman {Chair}; Patterson; Young	10:00 a.m. Training Resource Center	<ul style="list-style-type: none"> • Legislative Report No. 04-18 • Legislative Report No. 05-18 • Legislative Update
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Tuesday, May 22	Finance/Administration Committee Patterson {Chair}; Coleman; Mellon		<i>Cancelled</i>
	Strategic Plan & FY/19 Mid-Cycle Budget Workshop	TBD Training Resource Center	
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Monday, May 28	Memorial Day		<i>District Offices Closed</i>
Tuesday, June 12	Planning Committee Mellon {Chair}; Linney; Young	9:15 a.m. Training Resource Center	
	Legislative/Human Resources Committee Coleman {Chair}; Patterson; Young	10:15 a.m. Training Resource Center	
	Board of Directors	1:15 p.m.	
Tuesday, June 26	Finance/Administration Committee Patterson {Chair}; Coleman; Mellon	10:00 a.m. Training Resource Center	
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting