



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, February 9, 2016**

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. Water rights hearing on *Petition Requesting Changes in Water Rights of the Department of Water Resources and U.S. Bureau of Reclamation for the California WaterFix Project* California State Water Resources Control Board.
2. Threat to public services or facilities pursuant to Government Code section 54957:
Conference with Michael J. Wallis, Director of Operations and Maintenance, Michael R. Ambrose, Manager of Regulatory Compliance, and Laura A. Brunson, Manager of Human Resources.
3. Conference with Board designated representatives William B. Patterson, Andy Katz and John A. Coleman regarding employment contracts of the General Manager and the General Counsel pursuant to Government Code section 54957.6.

(The Board will hold Closed Session in Conference Room 8A/B)

REGULAR BUSINESS MEETING

1:15 p.m., Board Room

ROLL CALL:

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 12 recommendations, including 1 Resolution.)

1. Approve the Regular Meeting Minutes of January 26, 2016.
2. File correspondence with the Board.
3. Authorize agreement with United Site Services of California, Inc., beginning on or after March 1, 2016 in an amount not to exceed \$58,240.50 annually for supplying and servicing rental portable chemical toilets and maintaining portable toilets at various District locations for two years with three options to renew for additional 1-year periods for a total cost of \$291,205 under Request for Quotation No. 1611.
4. Award a contract to the lowest responsive/responsible bidder, Integrated Archive Systems, Inc., in an amount, after the addition of taxes, not to exceed \$873,194 for providing NetApp hardware, software and support to the District for three years, beginning on or after February 11, 2016 under Request for Quotation No. 1614.
5. Award contracts relating to construction and supplying equipment to the Orinda Water Treatment Plant.
 - 5.1. Award a contract to the lowest responsive/responsible bidder, C. Overaa & Co., in the amount of \$12,399,000 for construction of the Orinda Water Treatment Plant Reliability and Maintenance – Shutdowns, Hypochlorite, and Electrical Improvements under Specification 2089.
 - 5.2. Award a sole source equipment supply contract to Anthratech U.S., Inc., in the total amount, after the addition of taxes, not to exceed \$3,700,000 for supplying filter underdrain equipment for the Orinda Water Treatment Plant.
6. Authorize an agreement beginning on or after February 9, 2016 with Alameda County Flood Control and Water Conservation District (ACFC) through December 31, 2035, setting forth the terms under which the District may install, operate, and maintain a pump at the ACFC Ettie Street Stormwater Pump Station to divert dry weather runoff flows to the District's Main Wastewater Treatment Plant and providing for District reimbursement of specified costs to be incurred by ACFC.
7. Authorize an agreement with Brown and Caldwell for \$600,000 to prepare the Bay Area Regional Reliability (BARR) Drought Contingency Plan and a companion BARR study.
8. Authorize an agreement with SANDIS beginning on or after February 9, 2016 in an amount not to exceed \$138,750 for traffic engineering services for the MacArthur Davenport and International Boulevard Pipeline Replacements in the City of Oakland.
9. Authorize an agreement with TERRA Engineers, Inc., in an amount not to exceed \$1,329,651 for the design of retrofits to the Briones Reservoir Inlet/Outlet Tower.

CONSENT CALENDAR: (Continued)

10. Authorize a lease agreement with Eleventh and L Properties for 1,971 square feet of office space located at 1127 Eleventh Street, Suite 414 in Sacramento for three years, with two 1-year options to extend commencing on April 1, 2016 and expiring on March 31, 2021. The base rent is \$54,396 per year for the first three years, with a total scheduled base rent including the escalation over the five-year term of \$276,718.
11. Consider the June 2015 and November 2015 Addenda to the Main Wastewater Treatment Plant (MWWTP) Land Use Master Plan Environmental Impact Report, determine that no further environmental review is required under the California Environmental Quality Act, and authorize a second amendment to the existing preliminary engineering services agreement with Harvest Power Tulare, LLC, to increase the agreement value by \$365,200 to \$1,223,079 for the provision of preliminary engineering design services for food waste processing facilities at the MWWTP and procurement of critical path renewable natural gas facility equipment.
12. Approve a resolution authorizing East Bay Municipal Utility District to access state, local and federal summary criminal history information for employment purposes. (Resolution)

DETERMINATION AND DISCUSSION:

13. Legislative Update:
 - Update on Legislative Issues of Interest to EBMUD
14. Authorize a purchase agreement with Yuba County Water Agency as follows: (Resolution)
 - 14.1. Adopt findings as a responsible agency under the California Environmental Quality Act and approve a one-year water transfer in 2016 between East Bay Municipal Utility District (EBMUD) and Yuba County Water Agency (YCWA) for up to 10,000 acre-feet (AF) of Lower Yuba River Accord transfer water.
 - 14.2. Authorize the General Manager to execute a one-year water transfer agreement with YCWA with a non-refundable administrative cost of \$50,000 and an option to purchase up to 10,000 AF of transfer water at a market rate between \$300-\$700 per AF for a maximum total water purchase cost not to exceed \$7,000,000.
 - 14.3. Authorize the General Manager to execute a Warren Act contract with the U.S. Bureau of Reclamation to move up to 10,000 AF of YCWA transfer water through the Folsom South Canal in 2016 at a cost not to exceed \$300,000 should EBMUD exercise its call option.
15. General Manager's Report:
 - Water Supply Update
 - Preliminary Water Supply Availability and Deficiency Report
 - Excessive Water Use Reporting Update
 - 2016 Critical Drought Action Plan Update – February
 - Monthly Report – January 2016

REPORTS AND DIRECTOR COMMENTS:

16. Committee Reports:
 - Sustainability/Energy
 - Finance/Administration
 - Planning
 - Legislative/Human Resources
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, February 23, 2016 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, February 9	Planning Committee Linney {Chair}, McIntosh, Young	8:45 a.m. Training Resource Center	<ul style="list-style-type: none"> • Advanced Metering Infrastructure Studies • Food Waste Program Update • Lead and Copper Rule
	Legislative/Human Resources Committee Patterson {Chair}, Coleman, Young	10:00 a.m. Training Resource Center	<ul style="list-style-type: none"> • 2016 Diversity & Inclusion Program Update • Legislative Report
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Friday, February 12	Lincoln's Birthday Holiday		<i>District Offices Closed</i>
Monday, February 15	Washington's Birthday Holiday		<i>District Offices Closed</i>
Tuesday, February 23	Finance/Administration Committee Coleman {Chair}, Katz, Patterson	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
Tuesday, March 8	Planning Committee Linney {Chair}, McIntosh, Young	TBD Training Resource Center	
	Legislative/Human Resources Committee Patterson {Chair}, Coleman, Young	TBD Training Resource Center	
	Long-Term Water Supply Workshop	9:00 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
Tuesday, March 22	Finance/Administration Committee Coleman {Chair}, Katz, Patterson	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
Thursday, March 31	Cesar Chavez' Birthday Holiday		<i>District Offices Closed</i>