



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, May 9, 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. Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2): two matters.
2. Conference with Labor Negotiators 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

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 8 recommendations.)

1. Approve the Regular Meeting Minutes of April 25, 2017.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidder California Marine Diesel, Inc., in the amount, after the addition of taxes, not to exceed \$369,473 for supplying spare parts to be used in the overhaul of the District's Power Generation Station at the Main Wastewater Treatment Plant, beginning on or after May 10, 2017, under Request for Quotation No. 1705.
4. Award a contract to the lowest responsive/responsible bidder, McGuire and Hester, in the amount of \$2,314,580 for construction of Mokelumne Aqueduct No. 1 Temperature Anchor Upgrade at Station 2505+50 under Specification 2115.
5. Authorize an amendment and additional agreements for paving, striping, sealing, concrete repair, and other related services.
 - 5a. Authorize amendments to agreements awarded under Board Motion No. 008-14 dated January 14, 2014 to increase the estimated combined amount by \$3,400,000 for paving, striping, sealing, concrete repair, and other related services beginning on or after May 9, 2017 through the remainder of the period ending December 31, 2019 with the following vendors awarded work under the original Board Motion: AJW Construction; American Asphalt Repair; Black Gold Paving & Sealing; Bond Black Top, Inc.; Bruce Enterprises, Inc.; California Pavement Maintenance Company; Carone & Co., Inc.; Cliff Swisher Custom Concrete; Coastal Paving; County Paving Co., Inc.; John W. Hertzog, Contractor; JV Lucas Paving, Inc.; MCE Corporation; MCK Services, Inc.; Morgan-Bonnano Development; O.C. Jones & Sons, Inc.; Pacific General Engineering; Ransome Co.; VSS-International; and public agencies.
 - 5b. Authorize additional agreements with vendors that meet District standards to increase flexibility and ensure vendor availability.
6. Authorize the Office of General Counsel to continue employment of the law firm of Barg, Coffin, Lewis & Trapp, LLP, for specialized legal services related to environmental issues and regulatory compliance.
7. Approve the assignment of contracts for the Supervisory Control and Data Acquisition System Upgrade, and OP/NET System Maintenance Support and Improvement, originally awarded under Board Motion Nos. 166-15 and 135-12, respectively, from Telvent USA, LLC, to Schneider Electric Systems USA, Inc.
8. Authorize the District to become a party to the Bay Area Biosolids to Energy Coalition Joint Exercise of Powers Agreement.

DETERMINATION AND DISCUSSION:

9. File a report and set a Public Hearing for the Water and Wastewater System Schedule of Rates and Charges, Capacity Charges and Other Fees.
 - 9.1. File the General Manager's Report and Recommendation for revisions to the Water and Wastewater System Schedule of Rates and Charges, Capacity Charges and Other Fees.
 - 9.2. Set a Public Hearing for Tuesday, June 13, 2017, during the Board's regular meeting to consider the report and recommendation, and to comply with Proposition 218 public notification requirements.
10. Introduction of first reading of an ordinance amending Section 21 of the EBMUD Employees' Retirement System Ordinance (Ordinance No. 40) to update the actuarially assumed rate of return from 7.50 percent to 7.25 percent.

(Introduction and First Reading – Ordinance No. 367-17)
11. Legislative Update:
 - Receive Legislative Report No. 07-17 and consider positions on the following bills: AB 732 (Frazier) Delta Levee Maintenance; AB 898 (Frazier) Property Taxation: Revenue Allocations: East Contra Costa Fire Protection District; AB 975 (Friedman) Natural Resources: Wild and Scenic Rivers; AB 968 (Rubio) Urban Water Use: Water Efficiency; AB 1669 (Friedman) Urban Water Conservation Standards and Use Reporting; AB 1654 (Rubio) Water Shortage: Urban Water Management Planning; AB 1668 (Friedman) Water Management Planning; and Trailer Bill 810 Water Conservation as a California Way of Life
 - Update on Legislative Issues of Interest to EBMUD
12. General Manager's Report:
 - Chevron Recycled Water Contract Negotiations Update
 - Storm Operations Update
 - Customer Outreach Update
 - Monthly Report – April 2017

REPORTS AND DIRECTOR COMMENTS:

13. Committee Reports:
 - Finance/Administration
 - Planning
 - Legislative/Human Resources
14. Other Items for Future Consideration.
15. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, May 23, 2017 at the Orinda Community Center, 28 Orinda Way, Orinda, California 94563.

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 9	Planning Committee Mellon {Chair}; Linney; Young	8:30 a.m. Training Resource Center	<ul style="list-style-type: none"> • Dos Osos Reservoir Replacement Project Update and Availability of Mitigated Negative Declaration
	Legislative/Human Resources Committee Coleman {Chair}; Patterson; Young	10:30 a.m. Training Resource Center	<ul style="list-style-type: none"> • Pipeline Rebuild Update • Residential Backflow Devices • Resource Recovery Update • Customer Assistance Programs Update
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Legislative Update • Closed Session • Regular Meeting
Tuesday, May 23	Finance/Administration Committee Patterson {Chair}; Coleman; Mellon	TBD	
	Board of Directors	11:00 a.m. 1:15 p.m. Orinda Community Center, 28 Orinda Way Orinda, CA 94563	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Monday, May 29	Memorial Day		<i>District offices will be closed</i>
Tuesday, June 13	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	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> • Closed Session • Regular Meeting

