



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, June 13, 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. *Edward De Melo; Ashley De Melo v. East Bay Municipal Utility District*
Alameda County Superior Court, Case No. RG15797785
 - b. *Eric Flowers; Hillary Flowers v. East Bay Municipal Utility District*
Alameda County Superior Court, Case No. RG16809064
 - c. 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. Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2): one matter.
3. Initiation of litigation pursuant to Government Code section 54956.9(d)(4): one matter.
4. Conference with Labor Negotiators Bruce Heid and Glenn Berkheimer from the Industrial Employers Distributors Association, Alexander R. Coate, 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:

- Dublin San Ramon Services District/East Bay Municipal Utility District Recycled Water Authority Green California Summit Leadership Award in Water Management

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 18 recommendations, including 3 resolutions.)

1. Approve the Regular Meeting Minutes of May 23, 2017.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidder, MARS Company, in the estimated total amount, after the addition of taxes, not to exceed \$598,491 for supplying water meter testing equipment for the period beginning on or after June 19, 2017 and ending June 18, 2018, under Request for Quotation No. 1709.
4. Award a contract to the lowest responsive/responsible bidder, Triple S Electric Co., in the amount of \$544,700 for construction of the Main Wastewater Treatment Plant Communication Systems Upgrade Project Phase 1 and 2, under Specification SD-363.
5. Award contracts related to supplying Original Equipment Manufacturer (OEM) parts.
 - 5.1. Award contracts to Albany Ford, Peterson Truck, Pape Machinery, TEC of California, Golden Gate Truck Center, Future Ford of Concord, Walnut Creek Ford, Big Valley Ford, and Delta Truck Center in an annual amount after the addition of taxes, not to exceed \$500,000 for supplying OEM parts for vehicles and equipment for the period beginning July 1, 2017 and ending June 30, 2018 with the option to extend for four additional one-year periods for a total estimated cost of \$2,500,000.
 - 5.2. Award a contract to Peterson Power in an annual amount after the addition of taxes, not to exceed \$200,000 for supplying OEM parts for Caterpillar engines and generators for the period beginning July 1, 2017 and ending June 30, 2018 with the option to extend for four additional one-year periods for a total estimated cost of \$1,000,000.
6. Authorize a direct award to Solar Turbines, Incorporated, in an amount, after the addition of taxes, not to exceed \$203,000 for supplying eight Solar fuel injectors for the Main Wastewater Treatment Plant Power Generation Station turbine.

CONSENT CALENDAR: (Continued)

7. Authorize a direct award contract to TOMCO₂ Systems in an amount, after the addition of taxes, not to exceed \$240,000 for supplying a third carbon dioxide gas feed system and two low-flow retrofit packages for the existing feed systems at the Bixler Facility.
8. Authorize an agreement beginning on or after July 1, 2017 with Claremont Behavioral Services in an average annual amount of \$151,384 for Employee Assistance Program services for five years with five one-year options to renew for a total cost not to exceed \$1,513,841.
9. Authorize an agreement with RMC, a Woodard & Curran Company, in an amount not to exceed \$545,834 for the development of a Recycled Water Master Plan update.
10. Authorize an agreement beginning on or after July 1, 2017 with Rural Pig Management, Inc., in an annual amount of \$49,530 for controlling feral pigs on East Bay watershed lands for five years for a total cost not to exceed \$235,948.
11. Authorize a purchase order beginning on or after August 16, 2017 with VersionOne, Inc., in an amount not to exceed \$14,000 annually for use of the VersionOne Agile software tool for three years with one option to renew for an additional three-year period for a total cost of \$84,000.
12. Authorize the extension of agreements with Oracle America, Inc., and Dynamics Systems, Inc., through November 30, 2018 in the amounts of \$298,493 and \$123,909, respectively, for Oracle technical support services.
13. Authorize an extension to the agreement with P&A Administrative Services, Inc. in the estimated annual amount of \$36,000 to provide employee Flexible Spending Account administration services from July 1, 2017 through December 31, 2021, with three options to renew for an additional one-year period for a total cost not to exceed \$270,000.
14. Authorize the Office of General Counsel to continue the employment of the law firm of Best, Best & Krieger, LLP, for specialized legal services related to federal and state water law, rates, charges, taxes, liens, real estate and bankruptcy, and litigation involving such matters.
15. Approve a ten-year Water Infrastructure Agreement between East Bay Municipal Utility District and the City of Alameda to allow for the phased development and installation of water infrastructure at Alameda Point, including breach provisions, administration of water and wastewater capacity charge credits, and District maintenance services.
16. Authorize the purchase of a 4.57 acre parcel adjacent to the Sobrante Water Treatment Plant located on Amend Road in El Sobrante from the Community Alliance Church of Richmond for \$463,000 plus closing costs, not to exceed \$483,000. (Resolution)
17. Approve the nomination of Director Frank Mellon as a candidate for a regional officer position on the Association of California Water Agencies Region 5 Board. (Resolution)
18. Appointment of Assistant to the General Manager. (Resolution)

DETERMINATION AND DISCUSSION:

19. File a report and set a Public Hearing for the Water and Wastewater System Schedule of Rates and Charges, Capacity Charges and Other Fees.
 - 19.1. 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 (“GM Report and Recommendation”).
 - 19.2. Set a Public Hearing for Tuesday, July 11, 2017, during the Board’s regular meeting to consider the GM Report and Recommendation, and to comply with Proposition 218 public notification requirements.
20. Legislative Update:
 - Update on Legislative Issues of Interest to EBMUD
21. General Manager’s Report:
 - Customer Payment Enhancements and Trends Update
 - Mokelumne Operations Update
 - Monthly Report – May 2017

REPORTS AND DIRECTOR COMMENTS:

22. Committee Reports:
 - EBMUD/EBRPD Liaison
 - Planning
 - Legislative/Human Resources
23. Other Items for Future Consideration.
24. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, June 27, 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 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, June 13	<p>Planning Committee Mellon {Chair}; Linney; Young</p> <p>Legislative/Human Resources Committee Coleman {Chair}; Patterson; Young</p> <p>Board of Directors</p>	<p>9:15 a.m. Training Resource Center</p> <p>10:30 a.m. Training Resource Center</p> <p>11:00 a.m. 1:15 p.m.</p>	<ul style="list-style-type: none"> • Sustainable Groundwater Management Action Compliance Update • Trihalomethanes Update • Oakport Property Update • Proposed Employee Assistance Program Contract • Legislative Update • Closed Session • Regular Meeting
Tuesday, June 27	<p>Finance/Administration Committee Patterson {Chair}; Coleman; Mellon</p> <p>Board of Directors</p>	<p>10:00 a.m. Training Resource Center</p> <p>11:00 a.m. 1:15 p.m.</p>	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Tuesday, July 4	Independence Day		<i>District offices will be closed</i>
Tuesday, July 11	<p>Planning Committee Mellon {Chair}; Linney; Young</p> <p>Legislative/Human Resources Committee Coleman {Chair}; Patterson; Young</p> <p>Board of Directors</p>	<p>9:15 a.m. Training Resource Center</p> <p>10:15 a.m. Training Resource Center</p> <p>11:00 a.m. 1:15 p.m.</p>	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
Tuesday, July 24	<p>Sustainability/Energy Committee Young {Chair}; Katz; Linney</p> <p>Finance/Administration Committee Patterson {Chair}; Coleman; Mellon</p> <p>Board of Directors</p>	<p>TBD Training Resource Center</p> <p>10:00 a.m. Training Resource Center</p> <p>11:00 a.m. 1:15 p.m.</p>	<ul style="list-style-type: none"> • Closed Session • Regular Meeting

