



## ACTION SUMMARY

### **Regular Meeting of the Board of Directors East Bay Municipal Utility District Tuesday, January 9, 2018**

<b><u>Agenda Item</u></b>	<b><u>Motion</u></b>	<b><u>Action</u></b>
<b>BOD</b>	<b>001-18</b>	Elected Director Lesa R. McIntosh as President of the Board of Directors for 2018.
<b>BOD</b>	<b>002-18</b>	Elected Director William B. Patterson as Vice-President of the Board of Directors for 2018.
1.	<b>003-18</b>	Approved the Regular Meeting Minutes of December 12, 2017 and the Special Meeting Minutes of December 29, 2017.
3.	<b>004-18</b>	Awarded a contract to the lowest responsive/responsible bidder, Kiewit Infrastructure West Co., in the amount of \$890,000 for construction of San Pablo Tunnel East Access Shaft Improvements under Specification 2118.
4.	<b>005-18</b>	Awarded a contract to the lowest responsive/responsible bidder, San Francisco Elevator Services, Inc., in the amount of \$2,470,000 for construction of Administration Building Elevators Upgrade Phases 1 and 2 under Specification 2122A.
5.	<b>006-18</b>	Authorized an agreement beginning on or after January 9, 2018 with Hazen and Sawyer, DPC, in an amount not to exceed \$1,050,473 to prepare the 2050 Demand Study.
6.	<b>007-18</b>	Authorized an agreement beginning on or after January 9, 2018 with Innovyze, Inc., in an amount not to exceed \$144,000 for six SCADAWatch™ Suite Software licenses, software installation, configuration, implementation, on-site training, and software maintenance and support for the Enterprise Hydraulic Modeling Project.
7.	<b>008-18</b>	Authorized an amendment to Board Motion No. 015-14 to include Comcast Business Communications, LLC, as an additional provider of data services under the State of California CALNET-3 agreement and increase the annual cost by \$70,000. The additional \$70,000 will increase the annual estimated cost for data and voice services to \$1,470,000.
8.	<b>009-18</b>	Approved a seventh and final amendment to the lease agreement between Viridis Fuels, LLC (Viridis) and the District for a portion of the West End Property adjacent to the District's Main Wastewater Treatment Plant, which allows Viridis to defer the accumulated monthly "Additional Value" payment of \$260,000 until June 1, 2018.

**Agenda Item Motion**

**Action**

11. **010-18**

Approved the proposed federal legislative initiatives for 2018 which focus on: 1) advancing EBMUD’s interests in the context of protecting EBMUD’s Mokelumne water rights, EBMUD’s water supply reliability, and the Mokelumne fishery; 2) seeking federal funding opportunities for EBMUD projects via any new and existing federal programs; 3) advancing EBMUD’s interests in the context of federal participation in California WaterFix; and 4) continuing to monitor and evaluate federal efforts to promote healthy forests and watersheds, and provide updates to the Board as appropriate.

<b>FEDERAL INITIATIVE</b>	<b>ACTION</b>
<p>1. Continue to advance EBMUD’s interests in the context of Mokelumne River water rights, water supply reliability, and the Mokelumne fishery.</p>	<p>Staff will focus on EBMUD’s priority issues in an effort to ensure EBMUD’s ratepayers are not held responsible for the flow obligations, project mitigations, or expected habitat restoration success of others, including the state and federal projects. This includes efforts to:</p> <ul style="list-style-type: none"> <li>• Protect EBMUD’s Mokelumne water rights, and preserve EBMUD’s access to water transfers and its Central Valley Project (CVP) contract supplies.</li> <li>• Protect regional water supply programs and projects, including Freeport Regional Water Project.</li> <li>• Protect the Mokelumne fishery, including working to ensure that any policy or program revision, or project or project-related activity that would impact the Mokelumne salmonid fishery includes mitigation by the responsible parties for the impacts.</li> <li>• Support appropriate stewardship responsibilities for the CVP, and the preservation of the ESA and the CVPIA.</li> </ul>
<p>2. Seek federal funding opportunities for EBMUD projects via any new and existing federal programs.</p>	<ul style="list-style-type: none"> <li>• Seek any available funding opportunities via current federal avenues which include the WIIN Act, the USBR WaterSmart program, and the USBR Title XVI program. Examples of types of projects that may be eligible for funding include water conservation and water-use efficiency projects, as well as recycled water projects.</li> <li>• Continue to advance EBMUD’s comprehensive infrastructure funding needs as congress works to develop infrastructure policy. These needs include but are not limited to: the Capital Improvement Program; the Regional EBMUD Seismic Component Upgrade (RESCU) program; the Bay Area Regional Reliability Project; recycled water projects; projects to facilitate regional and/or local water supply reliability;</li> </ul>

	<p>projects or programs to facilitate climate change mitigation and resiliency, including water and energy conservation; and projects to facilitate renewable energy.</p> <ul style="list-style-type: none"> <li>• Seek project assistance opportunities within the context of any discussions that may occur regarding temporary federal relief packages such as drought or emergency relief.</li> </ul>
<p>3. Advance EBMUD's interests in the context of federal participation in California WaterFix.</p>	<ul style="list-style-type: none"> <li>• Staff will focus on EBMUD's priority issues:           <ul style="list-style-type: none"> <li>○ EBMUD ratepayers should not be asked to pay for costs for a project that does not benefit them and are the responsibility of others.</li> <li>○ Support the United States Bureau of Reclamation "participation approach" to California WaterFix that is intended to recover costs from participating Central Valley Project contractors and avoid negative impacts to non-participating Central Valley Project contractors.</li> </ul> </li> </ul>
<p>4. Continue to monitor and evaluate federal efforts to promote healthy forests and watersheds, and provide updates to the Board as appropriate.</p>	<ul style="list-style-type: none"> <li>• Monitor federal legislation on forest and watershed health, and identify potential opportunities for EBMUD to engage, particularly through its role in the Upper Mokelumne River Watershed Authority.</li> <li>• Continue to gather information at the federal level on efforts to fund both forest management and wildfire suppression, as well as efforts to promote forest and watershed health, and provide updates to the Board as appropriate.</li> </ul>

**Agenda Item Motion**

**Action**

12.       **011-18**

Appointed President Lesa R. McIntosh and Directors William B. Patterson and Frank Mellon to the Ad Hoc Committee to negotiate amendments to employment agreements with the General Manager and the General Counsel based on 2017 performance evaluations.

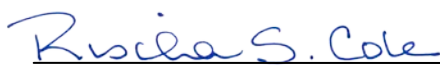
**Agenda Item Resolution**

**Action**

9.       **37071-18**

Authorizing A 20-Year Lease Agreement With The City Of San Leandro For Chabot Park.

DATED: January 10, 2018

  
 Rischa S. Cole, Secretary of the District  
 RSC/slb