



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA  
Tuesday, February 14, 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. *Ivette Rivera v. East Bay Municipal Utility District, et al.*  
USDC, N.D. Cal., Case No. C15-00380-DMR
2. Conference with Labor Negotiators Bruce Heid and Glenn Berkheimer from the Industrial Employers Distributors Association, Alexander R. Coate, Sophia D. Skoda, Laura A. Brunson, and Lisa A. Sorani, 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.
3. Personnel exception pursuant to Government Code section 54957 to consider selection for the position of Secretary of the District.
4. Personnel exception pursuant to Government Code section 54957 to consider public employee evaluations: General Manager and General Counsel.

*(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 11 recommendations, including 3 resolutions.)

1. Approve the Special and Regular Meeting Minutes of January 24, 2017.
2. File correspondence with the Board.
3. Award contracts to the lowest responsive/responsible bidders Northstar Chemical, Hill Brothers Chemicals Co., Univar USA, Inc., and Sierra Chemical Co. in an annual amount, after the addition of taxes, not to exceed \$262,683, for supplying mini-bulk wastewater treatment chemicals for the Richmond Advanced Recycling Expansion Water Treatment Plant and the East Bayshore Recycled Water Treatment Facility for three years, beginning on or after February 14, 2017, with two options to renew for an additional one-year period, for a total cost of \$1,313,414 under Request for Quotation No. 1624.
4. Authorize an agreement beginning on or after February 14, 2017, with BC Laboratories, Inc., in an amount not to exceed \$30,000 annually for sample kits, mailers, data entry, analytical support, and reporting to implement a customer tap lead sampling program, for one year with four options to renew for an additional one-year period, for a total cost of \$150,000.
5. Award a contract to CDW Government, LLC, in an annual amount, after the addition of taxes, not to exceed \$91,666 for an Enterprise Agreement for Microsoft's workstation operating system and management software required to manage the District's workstation fleet, for three years beginning on or after February 15, 2017, for a total cost not to exceed of \$275,000.
6. Authorize an amendment to Board Motion No. 145-13 dated October 8, 2013 for the rental of fully maintained and operated dump trucks.
  - 6a. Authorize an amendment to Board Motion No. 145-13 dated October 8, 2013, to increase the estimated combined amount by \$5,000,000 for the rental of fully maintained and operated 10-yard dump trucks, 20-yard end-dump and transfer trucks, and 20-yard super dump trucks from the following vendors, beginning on or after February 14, 2017 through the remainder of the agreement period ending October 31, 2018: A.I.P. Trucking; Adam Moreno & Sons, Inc.; Allied Materials, Inc.; D & S Trucking, LLC; De Bibb Trucking; E. M. Blair Trucking; Gloria Washington Trucking, Inc.; Haver Transport; Ibarra Trucking; Inder Trucking; Jackson Transportation; JD Trucking Co.; Mae Trucking; Roby Trucking; Royal Trucking; Sky Rock, Inc.; S&L Enterprises; S&L Transport; SMG Trucking; Sudden Sam's Trucking Co.; Tom Aikens General Engineering; Tri Valley Water Trucks, Inc.; Uris Kemp Trucking; and V. Dolan Trucking, Inc.
  - 6b. Authorize additional agreements for fully maintained and operated dump truck rental services with vendors that meet District standards and offer pricing at or below the range in the amended agreements above. These additional agreements may be issued, on an as-needed basis, in order to increase flexibility and ensure availability of fully maintained and operated dump truck rental services to the District.

**CONSENT CALENDAR:** (Continued)

7. Authorize the Office of General Counsel to continue the employment of the law firm of Liebert Cassidy Whitmore for specialized legal services related to labor and employment matters.
8. Adopt the FY 2017 Diversity and Inclusion Program.
9. Authorize the District to apply for the annexation of three separate single-family residential properties into the Central Valley Project Contractor's Service Area through the U.S. Bureau of Reclamation to include the Larabell, Morris, and 80 Carr Ranch Road properties. (Resolution)
10. Authorize District staff to acquire property through the California Federal Surplus Personal Property Program. (Resolution)
11. Declare an end to the District emergency initiated on January 13, 2017 and ratified by the Board of Directors on January 24, 2017, per Board Resolution No. 35022-17, to repair a landslide and secure the integrity of the Briones Aqueduct. (Resolution)

**DETERMINATION AND DISCUSSION:**

12. Legislative Update:
  - Receive Legislative Report No. 01-17 and consider positions on SB 206, SB 207, SB 208 (Committee on Governance and Finance) Validations and H.R. 448 (Huffman) Water Conservation Rebate Tax Parity Act
  - Update on Legislative Issues of Interest to EBMUD
13. Adopt a resolution approving an update to the East Bay Municipal Utility District Employee Recognition and Service Award Program. (Resolution)
14. General Manager's Report:
  - Appoint Ad Hoc Committee to Negotiate Amendments to Employment Agreements with General Manager and General Counsel
  - Water Supply and Storm Update
  - Monthly Report – January 2017

**REPORTS AND DIRECTOR COMMENTS:**

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

**ADJOURNMENT:**

*The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, February 28, 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 11<sup>th</sup> Street, Oakland, California, during normal business hours, and can be viewed on our website at [www.ebmud.com](http://www.ebmud.com).*

## BOARD CALENDAR

Date	Meeting	Time/Location	Topics
<b>Tuesday, February 14</b>	<p><b>Planning Committee</b> Mellon {Chair}; Linney; Young</p> <p><b>Legislative/Human Resources Committee</b> Coleman {Chair}; Patterson; Young</p> <p><b>Board of Directors</b></p>	<p>9:00 a.m. 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"> <li>• Annual Recreation Report – 2015 and 2016</li> <li>• Customer Assistance Programs Update</li> <li>• Legislative Update</li> <li>• Fiscal Year 2017 Diversity and Inclusion Program</li> <li>• District Employee Recognition and Service Award Program</li> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Monday, February 20</b>	<p><b>Washington’s Birthday Holiday</b></p>		<p><i>District Offices Closed</i></p>
<b>Tuesday, February 28</b>	<p><b>Sustainability/Energy Committee</b> Young {Chair}; Katz; Linney</p> <p><b>Finance/Administration Committee</b> Patterson {Chair}; Coleman; Mellon</p> <p><b>Board of Directors</b></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"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Tuesday, March 14</b>	<p><b>Planning Committee</b> Mellon {Chair}; Linney; Young</p> <p><b>Legislative/Human Resources Committee</b> Coleman {Chair}; Patterson; Young</p> <p><b>Budget Workshop #2</b></p> <p><b>Board of Directors</b></p>	<p>9:15 a.m. Training Resource Center</p> <p>10:15 a.m. Training Resource Center</p> <p>TBD Training Resource Center</p> <p>11:00 a.m. 1:15 p.m.</p>	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>

