

MINUTES

Tuesday, September 28, 2021
East Bay Municipal Utility District
Board of Directors
375 Eleventh Street
Oakland, California
Virtual

Regular Closed Session Meeting

President Doug A. Linney called to order the Regular Closed Session Meeting of the Board of Directors at 11:00 a.m. He announced that in accordance with the Governor's Executive Order N-08-21 which suspends portions of the Brown Act, this meeting would be conducted by webinar and teleconference only. A physical location was not provided for this meeting.

ROLL CALL

Directors John A. Coleman, Andy Katz, Lesa R. McIntosh, Frank Mellon, William B. Patterson, Marguerite Young, and President Doug A. Linney were present at roll call. All Directors participated remotely.

Staff participants included General Manager Clifford C. Chan, General Counsel Derek T. McDonald, Director of Engineering and Construction Olujimi O. Yoloye (Items 1a-1c), Director of Finance Sophia D. Skoda (Items 1a-1c), Acting Manager of Risk Management Penny Terry (Items 1a-1c), Assistant General Counsel Lourdes Matthew (Item 2), Director of Operations and Maintenance David A. Briggs (Item 2), Manager of Human Resources Laura A. Acosta (Item 2), and Manager of Employee Relations Niger M. Edwards (Item 2).

PUBLIC COMMENT

- Addressing the Board were the following: 1) Cheryl Ledoux, EBMUD Senior New Business Representative asked the Board to consider approving equity adjustments for New Business Representatives and Senior New Representatives and commented on changes in the job duties for staff in these classifications; 2) Tracy D. Barrow, EBMUD New Business Representative II commented on equity adjustments for New Business Representatives and Senior New Representatives and similarities between the work performed by New Business Representatives and EBMUD Real Estate Representatives; 3) Adriana Soares, EBMUD New Business Representative II commented on equity adjustments for New Business Representatives and Senior New Representatives and changes in the job duties for staff in these classifications; 4) Shawn Kunstal, EBMUD New Business Representative II commented on equity adjustments for New Business Representatives and Senior New Representatives and asked the Board and General Manager to review the presentation and exhibits he submitted to the Secretary's Office; 5) John G. Kellett, EBMUD Grounds Maintenance Specialist II asked the Board to consider approving equity adjustments for Grounds Maintenance Specialists; 6) Rene Hernandez, EBMUD Heavy Equipment Operator asked the Board to consider approving equity adjustments for Heavy Equipment Operators; 7) Martin A. Sargent, EBMUD Electrical Technician asked the Board to consider approving equity adjustments for Electrical Technicians; 8) Marco Jimenez, EBMUD Plant Maintenance Mechanic asked the Board to consider approving equity adjustments for Plant Maintenance Mechanics and commented on current staffing levels for the classification;

9) David A. Gonzalez, AFSCME Local 444 Shop Steward and EBMUD Plant Maintenance Mechanic asked the Board to consider approving equity adjustments for Plant Maintenance Mechanics and commented on the status of the current recruitment list for the classification; 10) Raymond C. Bennett, EBMUD Janitor asked the Board to consider approving equity adjustments for Janitors; 11) Brett T. Spangler, EBMUD Power Plant Mechanic/Operator asked the Board to consider approving an additional equity adjustment for Power Plant Mechanics/Operators; 12) Thomas Perez Jr., EBMUD Paving Crew Foreman asked the Board to consider approving an equity adjustment for Paving Crew Foremen; 13) Zubin R. Engineer, EBMUD Plant Maintenance Mechanic asked the Board to consider approving equity adjustments for Plant Maintenance Mechanics and commented on current retention challenges for the classification; 14) Martin Barta, EBMUD Janitor Foreman asked the Board to consider approving equity adjustments for Janitor Foremen; 15) Joey D. Smith, President, AFSCME Local 2019, commented on the equity adjustments requested by staff and on how the Board reviews and makes decisions regarding equity adjustment requests; 16) Eric O. Larsen, President, AFSCME Local 444 commented on the equity adjustments requested by staff, the negotiation process, the District's vaccination policy implementation, and resources for union negotiations; and 17) Ivette Rivera, EBMUD Gardener Foreman asked the Board to direct her supervisors to stop harassing and retaliating against her and asked that the Board reinstate the Senior Grounds Foreman Supervisor position.

President Linney thanked staff for their comments and reminded them that the Board is limited by state law from taking action on items that are not listed on the meeting agenda.

ANNOUNCEMENT OF CLOSED SESSION AGENDA

President Linney announced the closed session agenda and the Board convened for discussion.

Regular Business Meeting

President Doug A. Linney called to order the Regular Business Meeting of the Board of Directors at 1:28 p.m. He announced that in accordance with the Governor's Executive Order N-08-21 which suspends portions of the Brown Act, this meeting would be conducted by webinar and teleconference only. A physical location was not provided for this meeting.

ROLL CALL

Directors John A. Coleman, Andy Katz, Lesa R. McIntosh, Frank Mellon, William B. Patterson, Marguerite Young, and President Doug A. Linney were present at roll call. All Directors participated remotely. Staff participants included General Manager Clifford C. Chan, General Counsel Derek T. McDonald, and Secretary of the District Rischa S. Cole.

BOARD OF DIRECTORS

President Linney led the Pledge of Allegiance.

ANNOUNCEMENTS FROM CLOSED SESSION

There were no announcements required from closed session.

PUBLIC COMMENT

- Addressing the Board were the following: 1) Jakira Jekayinfa-Brown, EBMUD Associate Electrical Engineer asked the Board to direct staff to put more effort into equity adjustments for Associate Electrical Engineers and the status of recruitments for the Associate Electrical Engineer classification; 2) Nick Lawrence, customer commented on a dangerous condition on Tappan Terrace in Orinda and requested a copy of the memo prepared by staff in response to Director Coleman's request for information at the September 14, 2021 Board meeting; 3) Ben Taube commented on the water service being shut off at a multifamily building in Berkeley with no notice from the District; 4) Ivette Rivera, EBMUD Gardener Foreman commented on harassment and retaliation by her supervisors and asked the Board to reinstate the Senior Grounds Foreman Supervisor position; and 5) Joey D. Smith, President, AFSCME Local 2019 thanked the Board for listening to staff that requested equity adjustments during the 11 a.m. public comment period.

Mr. Taube was advised to email the Secretary of the District regarding the water service at the building in Berkeley.

CONSENT CALENDAR

- Item 5 was pulled from the Consent Calendar for discussion.
 - Motion by Director Mellon, seconded by Director Coleman to approve the recommended actions for Items 1-4 and 6-10 on the Consent Calendar carried (7-0) by the following roll call vote: AYES (Coleman, Katz, McIntosh, Mellon, Patterson, Young, and Linney); NOES (None); ABSTAIN (None); ABSENT (None).
1. **Motion No. 161-21** – Approved the Regular Meeting Minutes of September 14, 2021.
 2. The following correspondence was filed with the Board: **1)** Presentation entitled, “Second Reading of Amendments to the Excessive Water Use Penalty Ordinance,” dated September 28, 2021; **2)** Presentation entitled, “Drought Update,” dated September 28, 2021; **3)** Presentation entitled, “Coronavirus Update,” dated September 28, 2021; **4)** Presentation entitled, “New Business Office Equity Adjustment,” dated May 27, 2021; and **5)** Document entitled, “Exhibits for New Business Office Equity Adjustment Presentation.”
 3. **Motion No. 162-21** – Authorized an agreement beginning on or after September 28, 2021 with InfraTerra, Inc. in an amount not to exceed \$1,035,105 for specialized consulting services for the seismic retrofit design of the Main Wastewater Treatment Plant Administrative Facilities under SD-433.
 - 4a-b. **Motion No. 163-21** – Authorized agreements with Arrowhead Concrete Construction, Bruce Enterprises, Gary Golobe dba Cornerstone Paving, Pacific General Engineering, and Sonnikson and Stordahl Construction for concrete repair services beginning on or after September 28, 2021, for one year, in an aggregate amount not to exceed \$1,900,000; and authorized additional

agreements for concrete repair services, on an as-needed basis, with service providers that meet District standards and offer pricing at or below the range in the proposed agreements with the service providers above to increase flexibility and ensure service provider availability. The Board of Directors will be notified of additional qualified service providers by means of the General Manager's monthly report.

5. **Motion No. 169-21** – Authorized staff to continue using the state contract previously authorized under Board Motion No. 057-21 with Enterprise Holdings, Inc. to increase the authorized amount by \$180,000 to a total amount not to exceed \$410,000 and extend the duration to February 28, 2022 for long-term vehicle rental.
 - Director Coleman pulled Item 5 to ask if the District had explored renting vehicles on a month-to-month, yearly or as-needed basis. Manager of Maintenance and Construction/Water Operations Michael R. Ambrose confirmed the District is not obligated to rent vehicles and would do so on an as-needed basis.
 - Motion by Director Coleman, seconded by Director Mellon to approve the recommended actions for Item 5 carried (7-0) by the following roll call vote: AYES (Coleman, Katz, McIntosh, Mellon, Patterson, Young, and Linney); NOES (None); ABSTAIN (None); ABSENT (None).
6. **Motion No. 164-21** – Approved the assignment of the agreement previously authorized under Board Motion No. 174-16 from Altivon, LP, to ConvergeOne, Inc. for Contact Center telephony services.
7. **Motion No. 165-21** – Authorized payment in the amount of \$450,000 to Marina Village Office Park for the acquisition of a one-year temporary construction easement and a permanent pipeline easement for the Oakland Inner Harbor Pipeline Crossing.
8. **Motion No. 166-21** – Authorized the continued purchase of gasoline and diesel fuel at market prices for five years, beginning on or after October 1, 2021 for a total cost, after the addition of taxes, not to exceed \$15,000,000.
9. **Motion No. 167-21** – Authorized 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 in an additional amount not to exceed \$250,000.
10. **Motion No. 168-21** – Approved the August 2021 Monthly Investment Transactions Report.

DETERMINATION AND DISCUSSION

11. **Adopt a proclamation in recognition of the 100th Birthday of United States National Park Ranger Betty Reid Soskin.**

Director Lesa R. McIntosh highlighted biographical information regarding Ms. Soskin who is being recognized and celebrated for her 100th birthday. Ms. Soskin was born Betty Charbonnet on September 22, 1921, in Detroit, Michigan and at age six moved with her family to Oakland as part of the Great Migration. She graduated from Castlemont High School in Oakland. She went to work for the United States Air Force in 1942 but left the Air Force after learning she was only employed

because those in command thought she was white. She went on to work as a file clerk at Local A-36, the Black auxiliary lodge of the International Boilermakers Union in Richmond, California and in June 1945, she and her then-husband, Mel Reid, founded Reid's Records in Berkeley, a small black-owned business specializing in Gospel music that stayed open until 2019. In the late 1970s, she became a prominent community activist and served as a field representative for Assemblymember Dion Aroner. It was then that she became involved in the Rosie the Riveter project. After listening to the stories shared about the 'Rosies', Ms. Soskin realized the entire narrative of African Americans, especially African American women, and stories of Richmond's importance in the war effort had been left out of the history. She made it her duty to share those stories. Ms. Soskin became a temporary National Park Ranger in 1984 and became a full-time Park Ranger in 1987. She helped plan and develop what became the Rosie the Riveter World War II Home Front National Historical Park in 2000 where she continues to serve. While Ms. Soskin is being celebrated for her 100th birthday, it is her core message that she shared with EBMUD during the opening event for Black History Month 2019 that we must take to heart, "What gets remembered is a function of who's in the room doing the remembering."

- Addressing the Board was Joey D. Smith, President, AFSCME Local 2019 who commented on her relationship with Ms. Soskin and asked the Board to consider displaying the proclamation and a photo of Ms. Soskin at the District. She also commented on the District formally recognizing the service and legacy of former Board member Kenneth Simmons.

- Motion by Director McIntosh, seconded by Director Patterson to approve the recommended actions for Item 11 carried (7-0) by the following roll call vote: AYES (Coleman, Katz, McIntosh, Mellon, Patterson, Young, and Linney); NOES (None); ABSTAIN (None); ABSENT (None).

Resolution No. 35247-21 – Adopting a Proclamation in Recognition of the 100th Birthday of United States National Park Ranger Betty Reid Soskin.

12. **Adopt a resolution to declare October 6, 2021 to be “Clean Air Day” at the District and encourage all employees to participate in California Clean Air Day.**

- Motion by Director McIntosh, seconded by Director Patterson to approve the recommended actions for Item 12 carried (7-0) by the following roll call vote: AYES (Coleman, Katz, McIntosh, Mellon, Patterson, Young, and Linney); NOES (None); ABSTAIN (None); ABSENT (None).

Resolution No. 35248-21 – Resolution Supporting Declaration of California Clean Air Day.

13. **Board of Directors Vacation Schedule.**

General Manager Clifford C. Chan provided an overview of the discussion held by the Board and staff during the September 14, 2021 meeting regarding the Board of Directors' vacation schedule. He said staff conducted an additional review of key District actions and activities (e.g., processing information for the District's Multi-Family Residential Lien Program, the Wet Weather Facility Charge and Board elections), including an option for the Board to consider canceling its meetings scheduled for the second Tuesday in August. Staff did not identify any key actions or activities that could be potentially impacted if the Board voted to cancel these meetings. However, canceling these meetings may not benefit those wishing to schedule vacations with school-age children since the school year for many public and charter schools begins in early August. He also noted that

cancelling the Board meetings scheduled for the second Tuesday in August could result in staff having to reschedule multiple committee meeting items. There were brief comments by the Board and Director Young proposed that in 2022 and going forward, the Board vote to cancel its meetings scheduled for the fourth Tuesday in July for the Board of Directors' summer vacation schedule.

- Motion by Director Young, seconded by Director Mellon to cancel the Board meetings scheduled for the fourth Tuesday in July for the Board of Directors' summer vacation schedule carried (7-0) by the following roll call vote: AYES (Coleman, Katz, McIntosh, Mellon, Patterson, Young, and Linney); NOES (None); ABSTAIN (None); ABSENT (None).

Motion No. 170-21 – Beginning in 2022, cancel the Board meetings scheduled for the fourth Tuesday in July for the Board of Directors' summer vacation schedule.

14. **Conduct a second and final reading and vote on the new Excessive Water Use Penalty Ordinance, which repeals Ordinance No. 364-15 entitled "Excessive Water Use Penalty Ordinance for Drought Stages 3 and 4" and reenacts its provisions as amended to (i) conform the Ordinance to the requirements of Chapter 3.3 of Division 1 of the California Water Code by prohibiting and penalizing excessive water use during a declared Stage 2 drought while mandatory water use restrictions are in effect and/or when the District is affected by a Governor-declared drought emergency based on local conditions, (ii) modify the definition of excessive water use in certain circumstances, (iii) fix the penalty amount, and (iv) make other changes necessary or appropriate for the effective implementation of the Ordinance.**

Manager of Water Conservation Alice E. Towey announced this is the second and final reading and vote on the new Excessive Water Use Penalty Ordinance, which repeals Ordinance No. 364-15 entitled "Excessive Water Use Penalty Ordinance for Drought Stages 3 and 4." Ordinance No. 364-15 was enacted in 2015 during the last drought to discourage excessive discretionary use of water by single family residential (SFR) customers during a Stage 3 and 4 drought. She briefly highlighted the requirements in SB 814 which was signed into law in 2016 and said while Ordinance No. 364-15 complies with SB 814 requirements in most respects, the new Water Shortage Contingency Plan adopted by the Board in June 2021 revised the District's Drought Management Program guidelines to include mandatory rationing as part of Stage 2 droughts; prior to this revision, rationing at this stage was voluntary. To comply with state law, the ordinance must be amended. The amendments would prohibit excessive water use during a declared Stage 2 drought and authorize penalties while mandatory rationing is in effect and/or when the District is affected by a drought emergency declared by the Governor based on local conditions. The amendments would also adjust the existing excessive water use thresholds for Stage 3 drought, provide customers an opportunity to correct an apparent violation before a penalty is imposed, fix a penalty amount which applies whenever the ordinance's prohibitions take effect, and make other changes to conform to state law or to improve the effective implementation of the ordinance. Staff evaluated the penalty thresholds and is recommending a threshold of 66 CCF/month, or approximately 1,646 gallons per day (gpd) for a Stage 2 drought. For a Stage 3 drought, staff is recommending the threshold be lowered to 59 CCF/month. The Stage 4 thresholds would remain unchanged. Ms. Towey discussed the outreach plan which was enhanced based on feedback received from the Board during the first reading of the ordinance at the September 14, 2021 Regular meeting. In addition to proactively reaching out to high water users in advance of activating the ordinance, after the ordinance is activated, staff will continue conducting

comprehensive outreach through various communication methods and will also continue sharing resources on reducing water use. She reviewed proposed amendments to the enforcement process, and the exceptions and appeals process. If the Board adopts the ordinance, it will be published in a newspaper of general circulation within the service area and would become effective 30 days after enactment. Ms. Towey responded to Board questions on which staff would be responsible for processing exceptions and appeals and clarification on the penalty threshold of 66 CCF/month or 1,646 gpd for a Stage 2 drought. Board members thanked staff for their work to enhance outreach efforts and Director Coleman expressed concerns regarding the penalty amount for the recommended thresholds for a Stage 2 drought and how a future Board of Directors could choose to implement the ordinance and negatively impact some customers.

- Motion by Director McIntosh, seconded by Director Young to approve the recommended actions for Item 14 carried (6-1) by the following roll call vote: AYES (Katz, McIntosh, Mellon, Patterson, Young, and Linney); NOES (Coleman); ABSTAIN (None); ABSENT (None).

Ordinance No. 373-21 – Excessive Water Use Penalty Ordinance.

15. **Make requisite findings and adopt a resolution to continue to hold meetings of the Board of Directors via teleconference under Assembly Bill 361 until such time as the State of Emergency resulting from the COVID-19 pandemic no longer impacts the ability of Board members to meet safely in person.**

General Manager Clifford C. Chan announced Assembly Bill 361 (AB 361), which was signed into law on September 16, 2021, amends Government Code section 54953 and modifies the Ralph M. Brown Act to allow governing bodies of local public agencies to continue to utilize teleconferencing for meetings of the governing bodies, so long as a State of Emergency is in effect and either state or local officials have imposed or recommended measures to promote social distancing or the governing body has determined that because of the emergency, meeting in person would present imminent risks to the health or safety of attendees. The District has been conducting its Board meetings in accordance with the governor's Executive Order N-08-21 which is set to expire on September 30, 2021. On September 20, 2021, Governor Newsom issued Executive Order N-15-21, which affirmed that effective October 1, 2021, governing bodies of local public agencies could utilize teleconferencing for public meetings in accordance with the provisions of AB 361. Though the Board can make the findings required by AB 361 at any time after it goes into effect, staff recommends the Board utilize the process authorized by Executive Order N-15-21 and make the required AB 361 findings at today's meeting. This will allow the Board to conduct virtual meetings under the authority of Executive Order N-08-21, and thereafter the Board's resolution will be in place in time to authorize virtual Board-related meetings on October 12 under Government Code section 54953(e)(1)(C). Mr. Chan said AB 361 requires the governing body to reaffirm the findings above not later than 30 days after teleconferencing for the first time pursuant to AB 361, and then not later than every 30 days thereafter. If approved, going forward, the Board will be asked to consider the required AB 361 findings at regularly scheduled Board meetings no more than 30 days apart until such time as the State of Emergency ends or the Board determines virtual meetings are no longer necessary to provide for the health or safety of meeting attendees.

- Motion by Director McIntosh, seconded by Director Patterson to approve the recommended actions for Item 15 carried (7-0) by the following roll call vote: AYES (Coleman, Katz, McIntosh, Mellon, Patterson, Young, and Linney); NOES (None); ABSTAIN (None); ABSENT (None).

Resolution No. 35249-21 – Authorizing Continued Utilization of Teleconferencing for Meetings of the East Bay Municipal Utility District Board of Directors Under Assembly Bill 361 Until Such Time as the State of Emergency Resulting from the COVID-19 Pandemic No Longer Impacts the Ability of Meeting Attendees to Meet Safely in Person.

16. **General Manager's Report.**

Coronavirus Update

Director of Operations and Maintenance David A. Briggs presented an update on daily positive COVID-19 cases in Alameda and Contra Costa counties; the most recent vaccination rates for the District (which are 6% higher than the last report), state and the counties; the number of positive employee and contractor COVID-19 cases at the District to date; the number of staff currently quarantined; and implementation of the District's vaccination policy. Regular COVID-19 testing began on Monday, September 13 and is required for all employees reporting to a District worksite who do not have proof of full vaccination on file with the District. Testing is being performed on District time and is being paid for by the District. All employees are required to be vaccinated by November 1, 2021; however, exemptions will be granted to employees with legitimate medical and religious reasons. After November 1, the District will continue paying for testing for exempted employees. He reviewed the District's paid leave policy and said after September 30, the District will only provide paid leave for employees who are vaccinated or exempted, and quarantined due to close contact at work and for employees feeling ill and needing leave after receiving a vaccine. The District provided its written policy and a frequently asked questions document to staff; is monitoring changes in laws, regulations, state directives and emergency declarations which may change District requirements/dates; conferring with the unions; is providing exemption forms to interested employees; continues negotiating change orders with contractors and vendors to include the District's COVID-19 safety requirements; and continues outreach to employees including a webinar on October 5 with Dr. George Rutherford, M.D., A.M., Professor of Epidemiology, Preventive Medicine, Pediatrics and History and Head of the Division of Infectious Disease and Global Epidemiology in the Department of Epidemiology and Biostatistics, University of California, San Francisco. Mr. Briggs responded to Board questions regarding the length of time vaccinated and unvaccinated employees who contract COVID-19 are required to quarantine or isolate; length of time a vaccinated employee that tests positive, then a few days later tests negative, is required to remain off work; the sources of COVID-19 transmission at the District; and the District's cost to respond to COVID-19. General Manager Chan said the District is following state and Center for Disease Control's guidelines regarding quarantine and isolation timelines and may modify District practices going forward if warranted. The Board asked staff to revise the graph on presentation slide 4 to show infection rates in addition to the number of positive cases at the District; provide costs for the District's response to COVID-19; review the District's quarantine guidelines; review Senate Bill 510 with respect to COVID-19 cost sharing; and provide access information for the October 5 webinar with Dr. Rutherford.

2021 Drought Update

Director of Operations and Maintenance David A. Briggs said as reported during the September 14 update, the District is projected to have approximately 435,000 acre-feet (AF) of carry over storage. The District will begin diverting its 33,250 AF of Central Valley Project (CVP) allocation and 2,000 AF of transferred CVP water from Contra Costa Water District (CCWD) through the Freeport Regional Water Authority (FRWA) on October 4. The District will also wheel an additional 3,200 AF of CCWD's CVP allocation to CCWD through FRWA. He discussed which reservoirs and creeks would be used while diverting the CVP water and said the work would occur between October and February 2022. He reported the emergency repairs on the leak on the District's Mokelumne Aqueduct No. 2 have been completed and full conveyance capacity has been restored. Director of Water and Natural Resources Michael T. Tognolini said staff continues developing the 2022 water transfers supply strategy to secure up to 50,000 AF of supplemental supply if conditions remain dry next year. Staff initiated discussions with potential sellers; however, sellers have indicated they are hesitant to enter into transfer agreements at this time which means many of the District's proposed transfer arrangements may need to be made during the spring of 2022. Next, he provided an update on Marin Municipal Water District's (MMWD) request for the District to potentially wheel water for MMWD in 2022. He reviewed findings from the preliminary analysis staff conducted and conditions under which EBMUD may be able to wheel water for MMWD which include: no impact to EBMUD customers; EBMUD's water supply needs will be met first before wheeling water to MMWD; EBMUD cannot commit any capacity in FRWA or in the Mokelumne Aqueducts at this time; the maximum delivery of water to MMWD is 8 MGD; and EBMUD has limited operational and staffing resources available to support MMWD activities as staff works on planning for EBMUD's water needs in 2022. The District has informed MMWD that any support from the District will be contingent upon these conditions and while the District may be able to assist MMWD depending on conditions next year, no firm commitments can be made at this time. Staff advised MMWD to evaluate other wheeling options, including use of the District's intertie with the City of Hayward, and options that do not rely on the District such as local desalination. Mr. Tognolini said staff continues using the District's social media platforms for outreach and is promoting virtual, bilingual fall garden classes. To date, staff has conducted approximately 71 interviews with local media and 52 presentations for the public. There was Board discussion regarding the District's long-term water supply strategies including previous and potential future exploration of desalination and expanded use of recycled water. General Manager Chan responded to the Board comments and said information on desalination and recycled water efforts are referenced in the Water Supply Reliability fact sheet previously provided to the Board and that staff will provide an update on recycled water in the near future and an overall update at the Long-Term Water Supply Workshop in 2022. At the November 17 virtual Water Wednesday Speaker Series event, staff is scheduled to discuss desalination and recycled water. Director Young asked for a briefing on the plan and strategy for releasing CVP water into Moraga Creek and the Board requested information on the District's social media efforts on drought and conservation communications; a presentation and speaking points on the District's long-term water supply and desalination/recycled water strategies to share with the public; and an electronic copy of the Water Supply Reliability fact sheet.

REPORTS AND DIRECTOR COMMENTS

17. Committee Reports.

- Filed with the Board were the Minutes for the September 14, 2021 Planning Committee meeting.
- President Linney reported the Redistricting Ad Hoc Committee met earlier in the day (remotely) and received an update on the most recent ward population data (as of September 27); reviewed proposed ward population deviation percentages and determined the Committee will use a three percent deviation to determine ward populations; and received a demonstration of the redistricting software. He noted the updated data presented today still indicates the populations in Wards 5 and 7 realized changes greater or less than two percent. Director Mellon said he has suggestions for balancing the populations in Wards 5 and 7 which he will submit to the Secretary.
- Finance/Administration Committee Chair William B. Patterson reported the Committee met earlier in the day (remotely) and received updates on the August 2021 Monthly Investment Transactions Report and the Fiscal Year 2022 Insurance Summary.

18. Other Items for Future Consideration.

None.

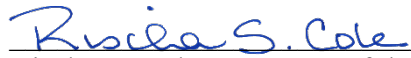
19. Director Comments.

- Director Coleman reported participating in the following: Legal deposition for EBMUD on September 15 (remote and in person); ACWA Federal Affairs Committee meeting on September 16 (remotely); East Bay Leadership Council Board meeting on September 17 (remotely); Retirement event for EBMUD employee Steve Frew in Lafayette on September 17; presentation to Pleasant Hill Rotary in Pleasant Hill on September 23; Bay Area Council Water Task Force meeting on September 23 (remotely); and the DERWA Board meeting in Dublin on September 27. He reported on plans to attend the UMWRA Board meeting in Valley Springs on October 1 and a Walk and Talk tour with Assemblymember Bauer-Kahan at the Lafayette Reservoir on October 5.
- Director Mellon reported attending the DERWA Board meeting in Dublin on September 27 and highlighted the meeting discussion regarding proposed revisions to the Joint Powers Authority (JPA) agreement, JPA roles and responsibilities, and JPA staffing considerations over the next five years.
- Directors Katz, McIntosh, Patterson, Young, and President Linney had no reports.

ADJOURNMENT

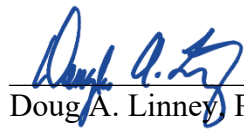
President Linney adjourned the meeting at 3:24 p.m.

SUBMITTED BY:



Rischa S. Cole, Secretary of the District

APPROVED: October 12, 2021



Doug A. Linney, President of the Board