



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

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375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

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**AGENDA  
Tuesday, January 14, 2020**

**REGULAR CLOSED SESSION  
11:00 a.m., Boardroom**

**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.

**BROWN ACT BRIEFING:**

- Presentation of the Brown Act and the Ethics Policy of the EBMUD Board of Directors

**ANNOUNCEMENT OF CLOSED SESSION AGENDA:**

1. Existing litigation pursuant to Government Code section 54956.9(a):
  - a. *Timothy Alford, et al. v. East Bay Municipal Utility District, et al.*  
Contra Costa County Superior Court, Case No. MSC16-01348
2. Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2):
  - a. Town of Moraga  
Claim No. 2017-L-290
  - b. William Strauss and Suzanne Strauss  
Claim No. 2018-L-076

*(The Board will convene to Conference Room 8 to discuss Closed Session agenda items.)*

**REGULAR BUSINESS MEETING  
1:15 p.m., Boardroom**

**ROLL CALL:**

**BOARD OF DIRECTORS:**

- Pledge of Allegiance
- Election of Officers
- 2020 Board Committee Assignment Preferences
- President Young 5-Year Service Award

**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 12 recommendations, including 2 resolutions.)

1. Approve the Regular Meeting Minutes of December 10, 2019.
2. File correspondence with the Board.
3. Award a contract to Afton Pumps, Inc., in an amount, after the addition of taxes, not to exceed \$147,335 for supplying one vertical diffusion vane pump for the District's Richmond Advanced Recycled Expansion Facility.
4. Authorize an agreement beginning on or after January 15, 2020 with Rubicon Landscape Corporation in an amount not to exceed \$115,066 annually for facility landscape maintenance at various District facilities for three years with two options to renew for additional one-year periods, for a total cost of \$575,330 under Request for Proposal No. FMC736-20-02.
5. Authorize an agreement with the City of Alameda (Alameda) under which the District will provide Alameda with sanitary sewer overflow sampling and analysis services on an as-needed basis, with reimbursement from Alameda for the value of services provided.
6. Authorize an agreement beginning on or after January 14, 2020 with Simpson Gumpertz and Heger, Inc., in an amount not to exceed \$1,993,470 for design and construction management support services for roofing systems improvements at the Administration Building.
7. Authorize a cost-sharing agreement with Sonoma Water, Alameda County Flood Control and Water Conservation District, Alameda County Water District, East Bay Dischargers Authority, and Contra Costa County Flood Control and Water Conservation District for pilot implementation of the Advanced Quantitative Precipitation Information system in an amount not to exceed \$45,000.
8. Approve a five-year lease agreement with Cranbrook Realty Investment Fund, LP, dba Lodi Wine and Business Center, for 6,517 square feet of office space and 6,000 square feet of warehouse space, located at 1 Winemaster Way (aka Lodi Wine and Business Center) in Lodi, retroactively to January 1, 2020 through December 31, 2025. The base rent is \$76,264 for the first year, with a total scheduled base rent including escalation over the five-year term, of \$404,098.
9. Approve Water Supply Assessments pursuant to California Water Code, Sections 10910-10915.
  - 9.1. Approve the Water Supply Assessment requested by the City of Oakland for the California College of the Arts Oakland Campus and Clifton Hall Redevelopment Project pursuant to California Water Code, Sections 10910-10915.
  - 9.2. Approve the Water Supply Assessment requested by the City of San Ramon (City) for the City Center Mixed Use Master Plan Project (Project) pursuant to California Water Code, Sections 10910-10915.

**CONSENT CALENDAR:** (Continued)

10. Authorize the Office of General Counsel to continue employment of the Law Offices of Curtis T. White, PC, for specialized legal services in Federal Communications Commission licensing related matters.
11. Amend Position Resolution No. 35145-19 to add one regular Principal Management Analyst (PMA) position to oversee the East Bay Municipal Utility District Employees' Retirement System and one Temporary Construction PMA position to support the Human Resources Information System Replacement Project. (Resolution)
12. Adopt revisions to District Regulations Governing Water Service to Customers, Section 15 - Discontinuation of Service to be in compliance with Senate Bill 998, effective February 1, 2020. (Resolution)

**DETERMINATION AND DISCUSSION:**

13. Legislative Update:
  - Federal Initiatives for 2020
  - Update on Legislative Issues of Interest to EBMUD
14. Approve adjusting the Board of Directors' monthly compensation.
15. Approve actions related to the recruitment and selection process for the General Manager position.
  - 15a. Approve a recruitment and selection process for the General Manager position.
  - 15b. Approve the text for the recruitment flyer.
  - 15c. Approve the proposed schedule for the recruitment, selection and hiring process.
  - 15d. Appoint a Board Ad Hoc Advisory Selection Committee.
16. General Manager's Report:
  - Water Supply Update
  - 2019 Interdepartmental Committees Annual Reports
  - Monthly Report – December 2019

**REPORTS AND DIRECTOR COMMENTS:**

17. Committee Reports:
  - Planning
  - Legislative/Human Resources
18. Other Items for Future Consideration.
19. Director Comments.

**ADJOURNMENT:**

***The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, January 28, 2020 in the Administration Center Boardroom, 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, January 14</b>	<b>Planning Committee</b> Linney {Chair}; McIntosh; Mellon	9:00 a.m. Training Resource Center	<ul style="list-style-type: none"> <li>• Intranet Replacement Project – Splashpad</li> <li>• Wet Weather Consent Decree – Implementation Update</li> <li>• West County Wastewater District Recycled Water Supply Agreement</li> <li>• Main Wastewater Treatment Plant Gas Flare Improvements Update</li> <li>• Facility Landscape Maintenance</li> </ul>
	<b>Legislative/Human Resources Committee</b> Coleman {Chair}; McIntosh; Patterson	10:30 a.m. Training Resource Center	<ul style="list-style-type: none"> <li>• Legislative Update</li> <li>• Amendment to Position Resolution No. 35145-19</li> </ul>
	<b>Board of Directors</b>	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Monday, January 20</b>	<b>MLK Jr. Birthday Holiday</b>		<i>District Offices Closed</i>
<b>Tuesday, January 28</b>	<b>Finance/Administration Committee</b>		<i>Cancelled</i>
	<b>Sustainability/Energy Committee</b>	TBD Training Resource Center	
	<b>Customer Assistance Program Workshop</b>	TBD Training Resource Center	
	<b>Board of Directors</b>	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
<b>Tuesday, February 11</b>	<b>Planning Committee</b>	9:15 a.m. Training Resource Center	<ul style="list-style-type: none"> <li>• Closed Session</li> <li>• Regular Meeting</li> </ul>
	<b>Legislative/Human Resources Committee</b>	10:15 a.m. Training Resource Center	
	<b>Board of Directors</b>	11:00 a.m. 1:15 p.m.	
<b>Wednesday, February 12</b>	<b>Lincoln’s Birthday Holiday</b>		<i>District Offices Closed</i>
<b>Monday, February 17</b>	<b>President’s Day Holiday</b>		<i>District Offices Closed</i>