



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, June 9, 2015**

**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. Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2):
Two matters.

(The Board will hold Closed Session in Conference Room 8A/B)

**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.)

1. Approve the Regular Meeting Minutes of May 26, 2015.
2. File correspondence with the Board.
3. Award a contract to the lowest responsive/responsible bidder, Johnson Enterprises, in the estimated annual amount of \$261,783, after the addition of taxes, for supplying polymer concrete vault/meter boxes and covers for three years, beginning on or after June 23, 2015, with two options to renew for an additional one-year period for a total not to exceed the amount of \$1,308,915 under Request for Quotation No. 1520.
4. Award a contract to the lowest responsive/responsible bidder, Con-Quest Contractors, Inc., in the amount of \$2,857,070 for construction of the East Bayshore Recycled Water Pipeline – Phase 1A under Specification 2015A.
5. Award a contract to the lowest responsive/responsible bidder, Aztec Consultants, in the amount of \$1,145,000 for construction of the Moyers and Road 24 No. 2 Pumping Plants Rehabilitation under Specification 2057.
6. Authorize a contract beginning on or after June 9, 2015, with Alliant Insurance Services, Inc. in an amount not to exceed \$108,000 annually for providing group benefits brokerage and consulting services for three years with an option to extend for two additional one-year periods for a total cost of \$540,000.
7. Authorize an agreement with Roto-Rooter in an amount not to exceed \$96,725 for the storm drain cleanup associated with the Glen Echo Creek spill.
8. Authorize agreements beginning on or after July 1, 2015 with Bess Testlab Incorporated, Exaro Technologies Corporation, and PSC Industrial Outsourcing in an amount not to exceed \$240,000 annually for utility locating and vacuum excavation potholing services for three years with two options to renew for an additional one-year period for a total cost of \$1,200,000.
9. Award a contract and authorize an agreement for work at the Diablo Vista Pumping Plant and related construction projects:
 - 9.1. Award a contract to the lowest responsive/responsible bidder, G.S.E. Construction Company, Inc., in the amount of \$7,400,500 for construction of Diablo Vista Pumping Plant and Leland Rate Control Station Replacement under Specification 2077.
 - 9.2. Authorize an agreement with Walls Inspection Company in an amount not to exceed \$400,000 for plant inspection services for the Diablo Vista Pumping Plant and related construction projects.

CONSENT CALENDAR: (Continued)

10. Ratify the one-year water purchase and sale agreement with Reclamation District 1004 for up to 9,000 acre-feet of water in 2015, as falling within the Board of Directors' April 28, 2015 approval of proposed transfers.
11. Authorize 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 regulatory matters and environmental litigation.

PUBLIC HEARING:

12. Conduct a public hearing to consider Water System and Wastewater System proposed changes to the Schedules of Rates and Charges beginning FY16 and FY17 including: Water System Charges Schedule A and C; Drought Surcharge Schedule L; System Capacity Charges, Schedule J; Water System Fees Schedules H and N; Public Records Act Fees and Recreation Fees; Wastewater System Charges Schedules A and D; Wet Weather Facilities Charge Schedule F; Wastewater Capacity Fee Schedule G; and Water Service Regulations Sections 1, 2, 3, 9, 29, 30 and 31.

DETERMINATION AND DISCUSSION:

13. Adopt the following Rates, Charges, Fees, and Regulations for Fiscal Year 2016 and Fiscal Year 2017:
 - 13.1. Adopt the rates and charges subject to Proposition 218 recommended in the Biennial Report and Recommendation of the General Manager for Fiscal Year 2016-2017 submitted to the Board of Directors on May 12, 2015 and as discussed at the Board workshops on March 24 and April 14, 2015 and at the public hearing on rates and charges held on June 9, 2015. (Resolution)
 - 13.2. Adopt drought surcharges subject to Proposition 218 recommended in the Biennial Report and Recommendation of the General Manager for Fiscal Year 2016-2017 submitted to the Board of Directors on May 12, 2015 and as discussed at the Board workshops on March 24 and April 14, 2015 and at the public hearing on rates and charges held on June 9, 2015. (Resolution)
 - 13.3. Adopt the rates, charges, fees and regulations not subject to Proposition 218 recommended in the Biennial Report and Recommendation of the General Manager for Fiscal Year 2016-2017 submitted to the Board of Directors on May 12, 2015. (Resolution)
14. Adopt, in accordance with the provisions of the Municipal Utility District Act, the Fiscal Year 2016 and Fiscal Year 2017 Operating and Capital Budgets for the Water and Wastewater Systems as recommended in the FY16 and FY17 Proposed Biennial Budget. (Resolution)
15. Adopt the Position Resolution for Fiscal Year 2016 to implement necessary staffing and classification changes. (Resolution)

DETERMINATION AND DISCUSSION: (Continued)

16. Adopt findings and mitigation monitoring and reporting program and approve the major new water facilities needed to serve the Northwest Specific Plan (Faria Preserve and Western Plan Area) located in the City of San Ramon: (Resolution)
 - 16.1. Adopt findings and the Mitigation Monitoring and Reporting Program, as a Responsible Agency, under the California Environmental Quality Act for the Faria Pressure Zone Improvements Project.
 - 16.2. Approve the major new water facilities needed to serve the Northwest Specific Plan (Faria Preserve and Western Plan Area) located in the City of San Ramon, as shown on Attachment A and described in the Faria Pressure Zone Facilities Plan (Attachment B).
17. Legislative Update:
 - Receive Legislative Report No. 06-15 and consider positions on the following bills: AB 291 (Medina) California Environmental Quality Act: Local Agencies: Notice of Determination: Water; SB 471 (Pavley) Water, Energy, and Reduction of Greenhouse Gas Emissions: Planning; Draft Budget Trailer Bill 807 (Author TBD) Water Board Drinking Water Program Fee Regulations; Draft Budget Trailer Bill 825 (Author TBD) Drought Water System Consolidation; Draft Budget Trailer Bill 826 (Author TBD) Drought Submetering; and Federal Clean Water Rule (Information Only)
 - Update on Legislative Issues of Interest to EBMUD
18. General Manager's Report:
 - 2015 Critical Drought Action Plan Update
 - Monthly Report – May 2015

REPORTS AND DIRECTOR COMMENTS:

19. Committee Reports:
 - Sustainability/Energy
 - Finance/Administration
 - Planning
 - Legislative/Human Resources
20. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, June 23, 2015 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.

BOARD CALENDAR

Date	Meeting	Time/Location	Topics
Tuesday, June 9	Sustainability/Energy Committee Katz {Chair}, Linney, Young	8:00 a.m. Training Resource Center	<ul style="list-style-type: none"> Food Waste Update
	Planning Committee McIntosh {Chair}, Linney, Young	9:00 a.m. Training Resource Center	<ul style="list-style-type: none"> Update of East Bay Watershed Master Plan Bay Area Regional Reliability and Regional Desalination Project Updates Faria Pressure Zone Improvements Project Update Water Conservation Services for Multi-Family Residential and Senior Housing
	Legislative/Human Resources Committee Coleman {Chair}, McIntosh, Patterson	10:00 a.m. Training Resource Center	<ul style="list-style-type: none"> Legislative Update Contract Equity Program Enhancements Group Benefits Brokerage and Consulting Services
	Board of Directors	11:00 a.m. 1:15 p.m.	<ul style="list-style-type: none"> Closed Session Regular Meeting
Tuesday, June 23	Finance/Administration Committee Patterson {Chair}, Katz, Young	10:00 a.m. Training Resource Center	<ul style="list-style-type: none"> Closed Session Regular Meeting
	Board of Directors	11:00 a.m. 1:15 p.m.	
Friday, July 3	Fourth-of-July Holiday Observed		<ul style="list-style-type: none"> District Offices Closed
Tuesday, July 14	Planning Committee McIntosh {Chair}, Linney, Young	9:15 a.m. Training Resource Center	<ul style="list-style-type: none"> Closed Session Regular Meeting
	Legislative/Human Resources Committee Coleman {Chair}, McIntosh, Patterson	10:15 a.m. Training Resource Center	
	Board of Directors	11:00 a.m. 1:15 p.m.	