



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

375 - 11th Street, Oakland, CA 94607

Office of the Secretary: (510) 287-0440

**AGENDA
Tuesday, September 22, 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. Existing litigation pursuant to Government Code section 54956.9(d)(1):
 - a. *Steven Bates, Victoria Hoffman v. East Bay Municipal Utility District; Liberty Mutual Fire Insurance Company v. East Bay Municipal Utility District*
Contra Costa County Superior Court, Master Case No. C13-02540

(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

PRESENTATION:

- Government Finance Officers Association FY-14 Certificate of Achievement – Excellence in Financial Reporting

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 September 8, 2015.
2. File correspondence with the Board.
3. Approve the assignment of the contract for the Influent Pump Station Odor Control System Carbon Replacement, previously awarded under RFP 1304 and Board Motion 023-13 dated February 26, 2013, from Calgon Carbon, Inc. to Continental Carbon Group Inc.
4. Award a contract to the lowest responsive/responsible bidder BASF Corporation in an annual amount, after the addition of taxes, not to exceed \$775,602 for supplying polymeric flocculants for the Main Wastewater Treatment Plant's dewatering process for two years, beginning on or after October 1, 2015, with three options to renew for an additional 1-year period Under Request for Quotation No. 1515A.
5. Award a contract to the lowest responsive/responsible bidder Pape Material Handling, in the total amount of \$108,115, after the addition of taxes, for supplying one heavy forklift under Request for Quotation No. 1525.
6. Amend the existing agreement with Raftelis Financial Consultants, Inc. awarded under Board Motion 156-13 dated November 12, 2013 under Proposal No. PUR 091 by adding an additional \$50,000 for services regarding rates and charges, which will increase the total not to exceed amount from \$172,500 to \$222,500.
7. Approve the Water Supply Assessment requested by the City of Richmond for the 2995 Atlas Road Industrial Building Project pursuant to California Water Code, Sections 10910-10915.
8. Authorize an amendment to the agreement with Consolidated CM, Inc. in an amount not to exceed \$47,053 to provide construction management assistance for the Dingee Pipeline and Claremont Center Aqueducts Replacements Project. The amendment will increase the agreement to a new maximum cost ceiling of \$1,096,607.
9. Authorize an agreement with Telvent USA, LLC, a Schneider Electric Company, in an amount not to exceed \$3,000,000 for the upgrade of the District's Supervisory Control and Data Acquisition System, OASyS DNA, from version 7.4 to the latest version of 7.7 during the period September 22, 2015 to July 31, 2017.
10. Award a sole source contract to Honeywell, Inc. in an amount not to exceed \$190,000 to supply Experion Distributed Control System Honeywell software and hardware to upgrade the existing Experion control system at Walnut Creek Water Treatment Plant.

CONSENT CALENDAR: (Continued.)

11. Approve the sale of District surplus property known as Old Malcolm Pumping Plant property in Oakland, as shown on Exhibit "A" to Clifford E. Mapes for \$120,000. (Resolution)
12. Adopt a new policy - Establishing Wastewater Capacity Fees and approve revisions to the following District policies: Policy 2.24 – Health Insurance Portability & Accountability Act Privacy Rule; Policy 4.02 – Cash Reserves and Debt Management; Policy 4.12 – Purchasing and Materials Management; Policy 4.20 – Use of District Technology Resources; Policy 7.03 – Emergency Preparedness/Business Continuity; Policy 7.05 – Sustainability; Policy 7.10 – Source Water Quality; Policy 7.11 – Use of District Bay Area Facilities; and Policy 9.05 – Non-Potable Water. (Resolution)

DETERMINATION AND DISCUSSION:

13. Legislative Update:
 - Update on Legislative Issues of Interest to EBMUD
14. Approve the proposed financing plan for Fiscal Year 2016, and authorize and approve three resolutions all covering the issuance and sale of one or more Series of Water and Wastewater System Revenue Refunding Bonds in connection with the potential refunding of outstanding variable and fixed rate bonds. (Resolutions)
15. General Manager's Report:
 - Butte Fire Update
 - 2015 Critical Drought Action Plan Update

REPORTS AND DIRECTOR COMMENTS:

16. Committee Reports:
 - Planning
 - Legislative/Human Resources
 - Finance/Administration
17. Director Comments.

ADJOURNMENT:

The next Regular Meeting of the Board of Directors will be held at 1:15 p.m. on Tuesday, October 13, 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
<p>Tuesday, September 22</p>	<p>Finance/Administration Committee Patterson {Chair}, Katz, Young</p> <p>Board of Directors</p>	<p>9:30 a.m. Training Resource Center</p> <p>11:00 a.m. 1:15 p.m.</p>	<ul style="list-style-type: none"> • Financial Review of Fiscal Year 2015 • FY15 Key Performance Indicators Report • FY16 Insurance Summary • Proposed Fiscal Year 2016 Financing Plan and De-Risking and Refunding Transactions • Adopt New Policy and Review of Revisions to District Policies • Food Waste Program Update • Closed Session • Regular Meeting
<p>Tuesday, October 13</p>	<p>Planning Committee McIntosh {Chair}, Linney, Young</p> <p>Legislative/Human Resources Committee Coleman {Chair}, McIntosh, Patterson</p> <p>Board of Directors</p>	<p>9:15 a.m. Training Resource Center</p> <p>10:15 a.m. Training Resource Center</p> <p>11:00 a.m. 1:15 p.m.</p>	<ul style="list-style-type: none"> • Closed Session • Regular Meeting
<p>Tuesday, October 27</p>	<p>Finance/Administration Committee Patterson {Chair}, Katz, Young</p> <p>Board of Directors</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"> • Closed Session • Regular Meeting
<p>Tuesday, November 10</p>	<p>Planning Committee McIntosh {Chair}, Linney, Young</p> <p>Legislative/Human Resources Committee Coleman {Chair}, McIntosh, Patterson</p> <p>Board of Directors</p>	<p>9:15 a.m. Training Resource Center</p> <p>10:15 a.m. Training Resource Center</p> <p>11:00 a.m. 1:15 p.m.</p>	<ul style="list-style-type: none"> • Closed Session • Regular Meeting