

EUGENE WATER & ELECTRIC BOARD
REGULAR MEETING
April 1, 2025
5:30 p.m.

Commissioners Present: President, John Barofsky; Vice President, Mindy Schlossberg; and Commissioners Sonya Carlson, John Brown, and Tim Morris

Commissioners Absent: None

Others Present:

Frank Lawson, EWEB General Manager; Lisa Krentz, Generation Manager; Jason Heuser, Public Policy and Government Affairs Program Manager (online); Mike Masters, Water Operations Manager; Chris Irvin, Water Engineering Supervisor; Nathan Endicott, Water Staff Engineer; Jeannine Parisi, Resiliency Program Manager; Kelly Hoell, Climate Policy Analyst

REGULAR SESSION

Call to Order [00:01:10]

President John Barofsky called the meeting to order at 5:30 p.m.

Agenda Check [00:01:16]

There were no changes to the agenda.

Items from Board Members and General Manager [00:01:21]

Vice President Schlossberg reported an unusual number of customers who reported their bills' true up was a shock, which caused a bit of mistrust, and she hoped EWEB could review previous years of usage to determine whether adjustments were needed. She added that smart meters would be installed upriver.

Commissioner Brown said he did not see a lot of money spent on the lower river, but as the McKenzie Report reflected, there were problems and challenges at the intake area of the McKenzie River. He said he would like to see an EWEB board agenda within the next 24 months to address better funding of lower river restoration.

Commissioner Carlson referred to the comments of Vice President Schlossberg and suggested adjusting the estimated use formula. She asked about EWEB's disconnect notice and timing and asked if other Commissioners had similar questions or an interest in reviewing that issue.

Responding to Commissioner Carlson's comment, Mr. Lawson asked if her interest was in reviewing the messaging or in discussing the corrective sequence, which EWEB modeled after best practices. He said he was happy to work with commissioners and where recommendations reflected a change in the overall policy, it would be brought to a board meeting.

Commissioner Carlson said she would review the matter and work with staff, then forward a recommendation. Mr. Lawson added he was happy to work with her individually as well.

Correspondence (attachments) [00:09:29]

- Addressing Customer Concerns Re: Higher Bills
- Annual Power Market, Budget Hedging, and Generation Update
- Annual Report on Power Trading Compliance
- EWEB's Collection Process and Late Fees
- Pentachlorophenol Plume Report
- State Legislative Update

Mr. Lawson brought to the Board's attention six items of correspondence. He said the Pentachlorophenol Plume Report, would be included in EWEB's State of the Watershed Report starting next year.

Mr. Heuser responded to questions from Commissioner Carlson regarding the State Legislative Update.

Commissioner Morris shared that he and Commissioner Carlson visited the Oregon Legislature on March 10th and met with the Lane County delegation. He stated he was supportive of looking into the Late Fee Notice timing.

Public Input [00:16:05]

The following testimony was provided to the EWEB Commissioners: The Board neither endorses or opposes, or is responsible for the accuracy of content, of testimony including any links or references provided.

1. Eric Dziura, a resident of Ward 6 and an EWEB customer, referred to a recent article on EWEB's website that reflected EWEB practices relating to fish preservation. He opined the article seemed heavy handed. He referenced the Northwest Regional Power Load forecast and stated that after reading the executive summary, it was helpful to learn more about EWEB's operations. He said he was grateful EWEB paid close attention to future power needs in Eugene. He added he was impressed with EWEB, while concerned whether EWEB would be able to implement the necessary technical solutions.

2. Eli Tome, an EWEB customer and Director of Conservation for the McKenzie River Trust, thanked the Board for its partnership, and for the work of staff Susan Fricke and her team. He said equipment would be mobilized this summer in Quartz Creek to install a filter to tackle sediment producers and improve salmon habitat and similar plans would be put in place at Gate Creek. He added that the McKenzie River Trust would work to improve forest management planning through the acquisition of land and partnerships.

3. Jared Weybright a resident of Ward 1, and an EWEB customer, and Executive Director of the McKinzie Watershed Council, concurred with the comments of Eli Tome and cited his appreciation of EWEB activities in the aftermath of the Holiday Fire. He said the Council could not have been as successful without EWEB's support and leadership and grant management. He highlighted the significance of EWEB in conservation beyond the McKenzie River and hoped that EWEB would continue to be a partner for at least the next five years as the Council diversified its funding.

4. Diane Bernal, a resident of Cedar Flat and EWEB customer, cited concern with problems in EWEB performing accurate meter readings, thereby leading to estimated bills. She said not only were erroneous higher bills a hardship on the customer, but users could not learn to change their utility use without accurate estimates of that use. She said she calculated EWEB's accuracy on her bills, and in one case it was off by 50%. She suggested customers want to help EWEB, and asked if EWEB could allow customers to send the meter readings via email.

5. Marie Latino, a resident of Cedar Flat and an EWEB customer, concurred with comments made by the previous speaker and cited examples of extreme variations in her bills, for reasons that she could not explain. She said she paid the bills, but as a retiree she needed to trust that EWEB had accurate estimates of usage. She suggested an IT-generated alert or a safe stop when usage exceeded a 20% difference. She endorsed the suggestion to allow customers to send in a photo of the readings and would be interested in helping EWEB find solutions.

Commissioner Carlson asked if the new system and smart meters would enable customers to see their bills in real time and set up an alert to notify them of a high bill.

Mr. Lawson stated he shared the commenters' desire for accurate and trustworthy metering and billing processes. He said the new system would have more potential to implement different algorithms for tracking usage. He said that avoiding estimations is the ultimate solution through improved metering, as metering opens the possibility for other types of alerts, like we have for leak detection on the water side, which looks at unusual patterns of consumption. He added that in the case of the higher bills, EWEB customer service staff provided extra time to pay the bills.

Commissioner Carlson said she appreciated the system being able to send an alert and asked if that were possible during an extended power outage.

Mr. Lawson replied that metering systems have a temporary means of storing certain data and staff would review this option when programming the meters.

Vice President Schlossberg affirmed that smart meters would eliminate a great amount of uncertainty and create a real time read. She asked what the timeline was for the installation of the meters upriver, and whether a summer outreach campaign could be done in the area about meter readings if the smart meters were not installed by then.

Mr. Lawson replied that the latest schedule forecasted that the meters would be installed in 2025, and he would confirm with staff regarding communications with customers in the McKenzie Valley.

Commissioner Morris thanked those who provided public comment and stated he also had a lot of questions about smart metering, and he looked forward to receiving more information.

Commissioner Brown thanked those who provided public comment and stated he would support the McKenzie River agenda action item.

President Barofsky thanked Eli and Jared for their work associated with the Gate Creek/McKenzie River agenda action item. He noted EWEB was not providing ratepayer

funding but were facilitating the grants provided for the work and reflected a good partnership. He said he was encouraged about the land acquisition, and that Gate Creek in particular needed protection and enhancement as it had been commercially logged for some time then impacted further by the Holiday Farm fire. He said he was encouraged by the McKenzie River Trust moving forward to review forestry practices to enhance the watershed.

BOARD ACTION ITEMS AND GENERAL BUSINESS ITEMS

Jacobs dba CH2M Hill Engineers, Inc. [00:43:44] For approval of additional funds for Engineering Services at Carmen-Smith Upstream Fish Passage Project. \$3,280,000 (includes \$1.85 million spend over last approval) based on Request for Proposals. (Original Contact Amount \$10 million, Additional Previously Approved \$5 million, Resulting Cumulative Total including spend over last approval \$18,280,000.) (attachment).

Mr. Lawson noted that some procurement requests are pulled from the Consent Calendar and reviewed separately because of increased public interest or monetary value. He said this was one such case and introduced Lisa Krentz to provide additional information.

Ms. Krentz stated the amendment would provide approximately \$3.3 million in additional funds for design changes relating to Trail Bridge Reservoir sinkholes and permanent fishway passage spillway improvements. She described the many other projects and activities covered by the larger \$18 million contract.

Ms. Krentz and Mr. Lawson responded to questions from Commissioners.

MOTION: COMMISSIONER BROWN MOVED TO APPROVE \$3,280,000 IN ADDITIONAL FUNDING FOR ENGINEERING SERVICES AT CARMEN-SMITH UPSTREAM FISH PASSAGE PROJECT.

The motion passed unanimously, 5:0; President Barofsky, Vice President Schlossberg, Commissioner Carlson, Commissioner Brown, and Commissioner Morris voting in favor, with no abstentions.

Approval of Consent Calendar A – Minutes and Routine Contracts (attachments) [01:01:45]

MINUTES

1. a. March 4, 2025, Regular Session
- b. March 18, 2025, Executive Session
- c. March 18, 2025, Work Session

CONTRACTS

2. **Brink Brothers Inc.** – for Field Mowing Services. \$500,000 (estimated over 5-year period – initial term is one year) based on Formal Request for Proposals.
3. **Peterson Power Systems** – for use of a cooperative contract for the purchase of a Caterpillar XQ330 - 264kW Generator. \$234,00 (one-time).

MOTION: COMMISSIONER BROWN MOVED TO APPROVE CONSENT CALENDAR A.

The motion passed unanimously, 5:0; President Barofsky, Vice President Schlossberg, Commissioner Carlson, Commissioner Brown, and Commissioner Morris voting in favor, with no abstentions.

Approval of Consent Calendar – B, Nonroutine Contracts and Other Consent Items (attachments) [01:02:02]

CONTRACTS

4. **capSpire, Inc.** – for additional funds for Commodity Transaction and Risk Management (CTRM) Support Services. \$320,000 (includes \$18,440 spend over last approval) based on Direct Negotiation. (Original Contract Amount \$500,000, Resulting Cumulative Total \$820,000).
5. **Hermosa Beach Consulting Group LLC** – for a contract and additional funds for SAP Controls Implementation and Advisory Services. \$165,000 based on Direct Negotiation. (Original Contract Amount not previously approved by the Board \$139,200, Cumulative Total includes Original Contract Amount plus an increase of \$25,800).
6. **Pacific Excavation** - for Site Preparation Work at the Carmen-Smith Load Bank Project. \$737,000 based on Formal Invitation to Bid.
7. **Wildish Building Company** - for a Construction Task Order for installation of a debris boom. \$1,767,000 based on Construction Manager/General Contractor (CM/GC) Guaranteed Maximum Price.
8. **Wildish Building Company** - for a Construction Task Order for the Reconstruction of the Carmen Reservoir Recreation Area and Beaver Marsh Wildlife Observation Site. \$1,265,000 based on Construction Manager/General Contractor (CM/GC) Guaranteed Maximum Price.

OTHER

9. **McKenzie River Trust (MRT)** – for the use of additional grant funding under the Memorandum of Agreement (MOA) to support the MRT in the Acquisition and Management of approximately 174-Acres of Land in the Gate Creek Watershed near Vida, Oregon. \$600,000 based on Direct Negotiation/MOA. (Original Contract Amount \$1.5 million, Additional Previously Approved \$400,000, Cumulative Total \$2.5 million).

RESOLUTIONS

10. **Resolution No. 2505** - Amendment to Joint Ownership Agreement for Harvest Wind Project.
11. **Resolution No. 2506** - Bylaw Amendment.

12. Resolution No. 2507 - Board Policy Amendments.

Commissioner Carlson requested that Resolution 2507 be pulled from the consent calendar.

MOTION: COMMISSIONER CARLSON MOVED TO ADOPT CONSENT CALENDAR B WITHOUT RESOLUTION 2507.

The motion passed unanimously, 5:0; President Barofsky, Vice President Schlossberg, Commissioner Carlson, Commissioner Brown, and Commissioner Morris all voting in favor, and no abstentions.

**ITEMS REMOVED FROM THE CONSENT CALENDAR [01:02:36]
Resolution No. 2507 - Board Policy Amendments.**

Commissioner Carlson asked two questions:

1. Regarding Board Policy GP8, she asked whether the policy would have to be amended each time a new media organization requested access to EWEB executive sessions. Staff replied no, that EWEB has a process in place to track media requests and allow for its approval and notification to staff, such as Security.

2. Regarding Board Policy GP11, she asked whether EWEB tracked the extent to which electronic bill payers opened the link to view bill stuffer detail. She stated she would appreciate seeing the percentage of people receiving electronic billings versus paper bills.

Mr. Lawson stated he would provide an update relating to paper and electronic bill recipients. He added that the GP11 policy was initiated many years ago and related primarily to controlling the content of direct mailing not related to EWEB business.

MOTION: COMMISSIONER CARLSON MOVED TO ADOPT RESOLUTION 2507.

The motion passed unanimously, 5:0; President Barofsky, Vice President Schlossberg, Commissioner Carlson, Commissioner Brown, and Commissioner Morris all voting in favor, and no abstentions.

City of Eugene Liaison Update [01:06:28]

President Barofsky reported on the meeting he attended with Vice President Schlossberg, Mr. Lawson, the Eugene Mayor, the Eugene City Council President, and the City Manager. He said the meeting included new attendees and highlighted the following issues: College Hill, City of Eugene Fire Fee, Fire Hydrants, Bonneville, and the change in new Federal administration. He said they discussed additional topics contained in tonight's Board meeting packet including the Climate Guidebook and the Wildfire Mitigation Plan and discussed how they might jointly broaden outreach in the community.

Vice President Schlossberg concurred with President Barofsky and commented it was a good first meeting that revealed places of overlap and how they could assist each other.

Commissioner Brown said he assumed there was no commitment to take on the maintenance of fire hydrants, since important information about maintenance and cost estimates was needed. He asked about EWEB being the collection agency for the City Fire Fee.

Mr. Lawson replied it was premature to decide whether EWEB would be a collection agency for the Fire Fee. He commented that the City currently owned the fire hydrants, although many utilities own fire hydrants. He added that staff developed risk assessments which he has not reviewed yet and added that one of the considerations would include the impact on rates if EWEB were to take on the maintenance of fire hydrants. He said there may be long term value for the community and that he had a preliminary discussion with Eugene's Public Works Director and City Manager. He said he would bring the issue to the Board.

Vice President Schlossberg commented they would not make any decisions with the City before bringing it to the Board.

Mr. Lawson noted another topic discussed at the Liaison meeting; EWEB's Public Facilities Plan associated with the potential new water filtration plant in Glenwood.

City of Eugene Fire Fee – EWEB Billing & Collection – Information Only [01:13:48]

President Barofsky advised the fee had been referred to a ballot referendum and staff were obligated to take a neutral position on the matter related to any comments.

Mr. Lawson remarked that public *elected* officials can weigh in regarding billing and collections, but as a public employee he was not allowed to make statements that could influence the outcome of an item referred to voters. He added he would prefer to have a record of the questions posed by the Board so he could prepare a staff response. He noted that under the City Charter, EWEB was obligated to collect stormwater and sewer fees but any billing collections beyond that would be a decision made by the Board.

Vice President Schlossberg opined it was important to understand what belonged on an EWEB bill, whether a policy existed or should be adopted, before a Fire Fee billing decision was made.

Commissioner Carlson agreed with Vice President Schlossberg and opined that a decision seemed premature at this point.

Vice President Schlossberg suggested the Board distance itself from the merits of the fee itself and concentrate instead on whether it should be collected by an EWEB bill.

Commissioner Brown agreed the topic warranted discussion about whether the new billing system would be able to accommodate the flexibility that the Fire Fee might require. He asked if a customer's power could be cut off if they didn't pay it. Mr. Lawson replied that in cases where partial payment was received on the bill, all amounts owed received an apportioned payment.

Commissioner Morris concurred with Vice President Schlossberg about not diving into the pros and cons of the fee itself and review the impact on EWEB and other partners.

President Barofsky concurred with Vice President Schlossberg and suggested that going forward he would like to determine the pros and cons of the billing impact on customers, EWEB's infrastructure, future plans, and the community. He suggested billing decisions may be best decided on a case-by-case basis.

Mr. Lawson replied he would work on a staff response. He opined the City Council had a sense of urgency regarding implementing collection once the disposition of the fee is known. He said the Board had three decision mechanisms regarding billing decisions such as this. He said the Board could take a position for or against, they could enact a Resolution that would capture the long-term rationale of their decision, or they could adopt a policy which was longer lasting.

Commissioner Brown asked if a Charter Amendment was necessary. Mr. Lawson replied it was not. Referring to the timeline, he said the City Council could call a special election in August or let it go on the regularly scheduled November ballot.

Organizational Goal #6 – Water Master Plan Update (attachment) [01:35:08]

Mike Masters highlighted the regulatory framework of the Water Master Plan, and said a new element was the inclusion of a seismic risk assessment and mitigation plan component to EWEB's Capital Improvement Program. He added the plan would be submitted to the Oregon Health Authority (OHA). He provided a slide presentation to illustrate the 10-year reporting cycle and introduced Chris Irvin to highlight progress made since the 2015 Plan report and Nathan Endicott to discuss next steps.

Mr. Irvin identified key projects including:

- Hayden Bridge filtration plant improvements
- Forecasts for the new Willamette water filtration plant
- Base Level Water Storage expansions and replacements
- Several new connected transmission projects
- Development of seven Emergency Water Stations
- Rehabilitation and replacement of pipelines and pump stations

Mr. Endicott discussed 20-year water demand forecasts and collaborative work with City of Eugene Public Works Department. He said this Master Plan will focus on optimizing existing facilities to meet projected water demands. He said the final review of the Master Plan would extend into 2026 and would include community engagement with neighborhood associations, website updates, and EWEB newsletter updates. He said the next plan would include additional information on resiliency plan findings.

Commissioner Brown referenced the location of the Amazon distribution center that is going in the Airport Road vicinity, noting its high volume fire flow demands, and asked whether EWEB would retain the capacity to serve new development on designated industrial land on Clear Lake Road. Mr. Endicott replied yes that the master plan did provide for this capacity.

Commissioner Brown asked about the riverbed line crossing project. Staff provided information on the projected locations and said that geological plans would guide the rehabilitation of the lines, and that EWEB had received two FEMA grants for this purpose.

Commissioner Carlson cited her concern about whether large numbers of people could effectively travel to the emergency water stations.

Mr. Lawson said traffic management plans were also considered and additional evaluations would occur. He suggested the possible use of water storage trailers and additional mobile access options.

President Barofsky thanked staff for the presentations and asked four questions:

1. He asked why a water demand spike was assumed for 2035. Staff responded that they made an assumption about wholesale water supply for a hypothetical scenario, as part of their evaluation process.
2. He asked about Knickerbocker Bridge resiliency, whether a rebuild was necessary, and whether to speak with their City partners on the subject. Staff responded their recommendation was to make improvements to the bridge in place and consider building a tunnel underneath. They added there were challenges in either rebuilding the bridge or replacing the bridge.
3. He asked why ten fire stations were considered resilient. Staff replied they met with the Eugene-Springfield Fire Chief and narrowed it down to two after consideration of the placement of fire hydrants that could be used to fill their trucks.
4. He asked whether the plan would be adopted in early 2026, and said he was concerned the timing may conflict with the SDC methodology being considered by EWEB. Mr. Lawson replied that first, the Board needed to develop the SDC methodology principles and policies which would then be tested by applying it to the next updates based upon the master plan. He said it was important for the Board to first adopt the SDC policy.

**Climate Guidebook / Annual GHG Inventory Update (Board Policy SD15) (attachment)
[02:14:36]**

Kelly Hoell provided a slide presentation to highlight chapters 1, 4, 5, and 6 of the Climate Guidebook.

Chapter 1 - Public Outreach and Customer Survey results.

Chapter 4 – Customer Decarbonization - Transportation Electrification and Energy Efficiency trends.

Chapter 5 - Climate Impacts on EWEB - Resiliency and Adaptation.

Chapter 6 – Internal Operations - Greenhouse Gas Inventory Results for 2024. She stated the emission reduction goals had been consistently met and said there were 55% emission reductions over the baseline in 2024. She noted the accounting principles for tracking EWEB assets such as their fleet and their buildings, including water treatment and pumping stations.

Ms. Hoell stated that in 2025, there were updates to Chapter 3 relating to the energy resource plan and the methodology used to evaluate greenhouse gas inventories.

Vice President Schlossberg asked about the effect on EWEB's incentive program that the 2024 reduction in the value of clean fuel credits had. Ms. Hoell replied that EWEB was reviewing

program priorities and referenced a memorandum on the subject provided last year. She stated this discussion would be continued.

Commissioner Carlson referred to Chapter 6 and asked how the use of concrete fits into the categories provided. Ms. Hoell replied that staff do not review the amount of concrete associated with capital projects or include it in the report, but it was considered for EWEB's buildings using the triple bottom line analysis. She added they collaborate on best practices with three other agencies.

Commissioner Carlson asked if fleet transportation emissions would be reduced due to additional smart meter installations. Ms. Hoell replied the Smart Meter Program was not fully implemented so there was still travel involved to read meters. She said although less meters were read, approximately the same travel was involved. Mr. Lawson added that the program was not fully deployed on the water side either. He said there were intermittent reads but that was expected to change over time upriver and on the water side.

President Barosky commented that Eugene Mayor Knudsen was interested in the topic and the Sustainability Commission may be interested in a presentation.

President Barofsky asked how EWEB planned for clean fuel credits in their budget. Mr. Lawson replied this was an area where they were relatively conservative within their budget, and they tracked changes frequently during the year.

President Barofsky stated the clean fuel credit value had been steady for years, and he hoped EWEB could temper the fluctuation in the budget to retain the program until it was sure the adverse impact would continue. He said the largest greenhouse emissions resulted from transportation and if the program were eliminated, it would not be what he wanted to see.

Mr. Lawson said the program was 1% of EWEB's budget and staff routinely reviewed all programs for their effectiveness.

Break. [02:54:58]

Wildfire Mitigation Compliance Plan Annual Update & Approval of Resolution No. 2508 (attachment) [03:02:04]

Jeannine Parisi provided a summary of recent years' work and described 2025 projects. She acknowledged that wildfire readiness was no longer seasonal and added that staff jointly trained with the Department of Forestry, had ramped up internal communications, and had leveraged watch duty services with webcam use. She said staff were seeking FEMA and City permit approval for the replacement of 1000 feet of distribution lines in natural areas of southwest Eugene. She said that if funded, the work would be conducted in late summer and fall and include a neighborhood outreach program.

Ms. Parisi forecasted several customer related preparedness events, and said EWEB was ramping up a summer awareness campaign, especially for those who were medically dependent on power. She noted there was an enrollment plan for a program which would offer

direct contact in case of emergency to persons or their caregivers to ensure they had a safety plan. She added a consultant was used to provide a fire risk assessment and she explained the methodology of a *wildfire threat index* in the Eugene city limits and upriver.

Commissioner Carlson referred to upriver outages and the EWEB generator program. She asked if generators posed a risk, and the extent to which EWEB informs customers. Ms. Parisi replied that EWEB provides messaging for customers that includes the safe use of generators.

President Barofsky said that there would be an upriver meeting in May which could be used to share information about the medical opt-in program. He asked if there were any other opt-in alert programs, for example a text alert program. Ms. Parisi replied that the enhanced support program was aimed at people who were medically reliant on power and EWEB did not presently have an opt-in emergency notification program, like LaneAlert, but it was in her work plan for 2025 and could include boil water notices.

Commissioner Morris asked if EWEB had reached out to the medical community regarding EWEB's opt-in medical needs program. Ms. Parisi replied, no as the program was piloted last year but there were opportunities to grow the program.

Mr. Lawson affirmed that PSPS had received quite a bit of news coverage, and there are related considerations, such as risks affecting traffic controls and communications.

MOTION: VICE PRESIDENT SCHLOSSBERG MOVED TO ADOPT RESOLUTION 2508, EWEB'S 2025 WILDFIRE MITIGATION COMPLIANCE PLAN.

The motion passed unanimously, 5:0; President Barofsky, Vice President Schlossberg, Commissioner Carlson, Commissioner Brown, and Commissioner Morris all voting in favor, and no abstentions.

General Manager's Annual Performance Evaluation & Merit Compensation Discussion for Prior Year (No background memo) [03:28:40]

Board President Barofsky referred to the Board's Executive Session on this matter.

Commissioner Brown lauded the leadership of Mr. Lawson and said he appreciated that Mr. Lawson surrounded himself with smart and capable people. He said Mr. Lawson had an existing compensation agreement, and the current discussion was whether to provide an additional merit or incentive adjustment.

Commissioner Carlson concurred with the remarks of Commissioner Brown.

Vice President Schlossberg said she appreciated Mr. Lawson's engagement and enthusiasm.

Commissioner Morris echoed the sentiments and lauded Mr. Lawson's knack for clarifying the work for layman Board members.

President Barofsky lauded Mr. Lawson's relationship with Board leadership.

Mr. Lawson replied that his performance reflected the organization's 2024 accomplishments, and added it was a tough year where nothing seemed to come easy and credited the persistence of staff and the Board.

MOTION: COMMISSIONER BROWN MOVED TO PROVIDE GENERAL MANAGER LAWSON A \$10,000 PERFORMANCE BONUS.

The motion passed unanimously, 5:0; President Barofsky, Vice President Schlossberg, Commissioner Carlson, Commissioner Brown, and Commissioner Morris all voting in favor, and no abstentions.

Future Board Agendas [03:41:23]

Mr. Lawson stated the work session in April would include a discussion of the latest quantitative assessments related to the Bonneville decision and noted the meeting plans upriver.

The following schedules were noted: President Barofsky said he would miss the September meeting. Vice President Schlossberg announced she would miss the June meeting. Commissioner Carlson announced she may miss a meeting in May and possibly the September 16 work session. Mr. Lawson said he would miss the June regular meeting but would attend the June BPA session.

Mr. Lawson forecasted there may be a discussion about the annual goals in May to clarify the focus, not to make wholesale changes.

Board Wrap Up [03:51:39]

Commissioner Carlson asked why EWEB's Customer Care Program did not spend its entire budget in 2024. She asked if EWEB had the flexibility to expend more of its budget if winter needed a higher response.

Mr. Lawson said he would investigate that, and there was some flexibility with the overall annual budget. He said he was in the process of reviewing the effectiveness of their limited income programs. Staff added that the budget was allocated in response to the number of applications that could be processed in a month.

Commissioner Carlson requested data on the number of applications received, accepted, and rejected, and whether the budget allocation was adjusted.

Adjourn [03:54:36]

President Barofsky noted the next meeting would be held April 15. He adjourned the meeting at 9:24 p.m.

Recorded by Pam Berrian, LCOG

Assistant Secretary

President

EUGENE WATER & ELECTRIC BOARD
WORK SESSION
April 15, 2025
5:30 p.m.

Commissioners Present: President, John Barofsky; Vice President, Mindy Schlossberg; and Commissioners Sonya Carlson, John Brown, and Tim Morris

Commissioners Absent: None

Others Present: Frank Lawson, EWEB General Manager; Brian Booth, Chief Energy Resource Officer; Ben Ulrich, Lead Energy Resource Analyst; Aaron Yale-Bush, Senior Energy Resource Analyst

WORK SESSION

Call to Order [00:00:00]

President Barofsky called the work session to order at 5:30 p.m.

Organizational Goal #3 – Initial Results: Energy Resource Study: BPA Product Election Analysis Update [00:01:09]

Brian Booth, Ben Ulrich, and Aaron Yale-Bush introduced the Energy Resource Study BPA Product Decision via PowerPoint presentation. They provided information about the product decision timeline, quantitative modeling results, qualitative considerations, and next steps. They recommended that in July 2025 the EWEB Board of Commissioners provide authorization to finalize the Bonneville Power Administration (BPA) contract. They recommended that in December 2025 the General Manager be authorized to sign the BPA contract.

Vice President Schlossberg inquired about BPA rates estimates and the cost of federal versus nonfederal resources.

Regarding BPA rates, Mr. Yale-Bush cited costs, billing determinates, and cost pools. He explained that the products share a lot of the same billing determinates. He said in a product decision context, there is not a huge separation.

Regarding the cost of federal versus nonfederal resources, Mr. Ulrich responded that risks and opportunities are two sides of the same coin. He referenced a line graph titled Range of Total Portfolio Costs (i.e. range of outcomes). He said EWEB will take actions to mitigate any risk.

Vice President Schlossberg stated that to her, the best option is the Block with Shaping plus PLVS.

Regarding EWEB being a winter-peaking utility, Commissioner Carlson asked if the way it models energy changes over time to account for climate change.

Mr. Ulrich responded that on the load forecast side it assumes that EWEB will become more summer peaking over the study period. The current load forecast indicates that EWEB will be dual peaking by 2050. He cited the air conditioner load.

Commissioner Brown asked about the purchasing of additional power, specifically if it must be bought contractually.

Mr. Ulrich said the Western Resource Adequacy Program (WRAP) is designed to hold everyone in the region to a standard. For EWEB to meet that standard, the utility will likely need to purchase some supplemental resources or market purchases. He said they anticipate falling short under the Block with Shaping product. They tried to quantify the cost of that compliance. He added that Load Following (LF) completely complies with WRAP; BPA takes care of that on behalf of LF customers.

Commissioner Brown asked if they factored in carbon neutrality.

Mr. Yale-Bush responded that the WRAP obligation is a capacity obligation for reliability. It is less attached to energy and more to capacity.

Mr. Lawson remarked that constraints were outlined in the modeling relative to the carbon direction that Commissioners have provided; thus, when EWEB seeks external resources, the total portfolio will remain within the stated guidelines.

Commissioner Brown mentioned that BPA historically has not been keeping up with replacements. He asked if they are confident that in the next twenty years there will not be big capital expenditures that will get passed onto EWEB.

Mr. Booth acknowledged BPA low staffing concerns, specifically regarding the Grand Coulee Dam. He said if BPA were to fail, they are likely to fail equally among all their products. The question for EWEB is less about which product they choose and more about what EWEB does to ensure that they are in a position to succeed if BPA were to fail.

Commissioner Morris shared a concern about the ability to change midstream. He mentioned generation capability during the 2024 ice storm. He encouraged flexibility.

President Barofsky asked for more clarification around the WRAP program.

Mr. Ulrich said there is a benefit to everyone being held to a standard that already assumes from sharing, so the bigger the WRAP map, the cheaper for all. For example, when another state has surplus, everyone may use it.

Mr. Yale-Bush and Mr. Lawson added more context about the WRAP program, including that there are significant economic benefits.

President Barofsky asked how many other utilities have joined WRAP.

Mr. Lawson responded that the major utilities across the Pacific Northwest, including BPA, have committed to WRAP.

Commissioner Carlson asked what EWEB currently pays to BPA per year.

Mr. Ulrich responded that EWEB pays BPA roughly \$80 million per year.

Commissioner Carlson asked how likely it is that new technologies will change the market and/or the demand for energy; and what could be done if that were to occur.

Mr. Lawson responded that the BPA product choice provides an opportunity mid-contract to change the product selection.

Commissioner Carlson asked if the Block with Shaping plus PLVS offers more flexibility versus the LF.

Mr. Lawson responded either choice; he said it comes down to how the risk is managed.

President Barofsky asked if there were any more questions for discussion. There were none.

President Barofsky requested adding an item to the May 6, 2025 meeting agenda regarding permitting non-utility-based fees on EWEB bills, specifically the City of Eugene fire fee.

Commissioner Carlson stated that she will likely not attend the May 6, 2025 meeting. She voiced opposition to EWEB billing for the City of Eugene fire fee as it currently stands, citing potential risk to EWEB's most vulnerable population.

Adjourn [01:24:08]

President Barofsky adjourned the work session at 6:54 p.m.

Recorded by Terah Van Dusen, LCOG

Assistant Secretary

President

EWEB Board Consent Calendar Request

For Contract Awards, Renewals, and Increases

The Board is being asked to approve new contracts with **Cable Huston LLP, Troutman Pepper Locke, and Law Offices of Jeremy D. Weinstein P.C.** for **Special Counsel Legal Services**.

Board Meeting Date:	May 6, 2025
Project Name/Contract #:	Special Counsel Services / Contracts 24-229-PSC-1, -2, and -3
Manager:	Sarah Gorseigner Ext. 7348
Executive Officer:	Frank Lawson Ext. 7621

Contract Amount:

Original Contract Amounts:	\$10.34M - Cable Huston; \$2.5M - Troutman Pepper; \$150K - Weinstein
Additional \$ Previously Approved:	\$0
Spend over last approval:	\$0
Amount this Request:	\$13,000,000
% Increase over last approval:	NA
Resulting Cumulative Total:	\$13,000,000 (for 3 contractors/contracts over 5 years)

Contracting Method:

Method of Solicitation:	Formal Request for Proposals
If applicable, basis for exemption:	NA
Term of Agreement:	Through May 2030
Option to Renew?	Annual renewals for up to 5 years
Approval for purchases "as needed":	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Proposals/Bids Received (Range):	5 (various rates, positions, areas of practice, and levels of effort - Staff can provide this information to the Board upon request)
Selection Basis:	Highest Ranked Proposers based on established evaluation criteria

Narrative:

Operational Requirement and Alignment with Strategic Plan

EWEB requires ongoing and as-needed Special Counsel Legal Services for navigating complex contracts that have substantial risk associated with them, as well as litigation services. Due to the specialty areas of practice, multiple firms are selected to ensure continuity and to leverage specialty experience.

Contracted Goods or Services

EWEB has negotiated Agreements for Special Counsel Legal Services with Cable Huston LLP; Jeremy Weinstein, P.C.; and Troutman Pepper Locke for five "Areas of Practice," as defined within the RFP, including, Environmental/Property Management, Water Rights and Wholesale Water Purchase Agreements, Power Supply/Power Trading, Risk Management, and Hydro Licensing. These legal services will be contractually available on an "as-needed" basis. EWEB will not guarantee any amount of work during the term of the Agreements.

Purchasing Process

In December 2024, EWEB posted a Request for Proposals (RFP) for special counsel services on the state of Oregon bid site (OregonBuys). Criteria scored included Breadth of Experience (40 Points), Quality of Staff (35 Points), and Pricing (25 Points). Proposals were evaluated and scored, leading to a competitive range of three (3) Proposers (Cable Huston, Jeremy D. Weinstein, and Troutman Pepper Locke). Hourly rates, areas of practice, level of effort, and the specialty expected to be provided from each contractor vary. Staff can provide further information upon request.

Proposals/Bids Received

Vendor Name	City, State
Cable Huston LLP	Portland, OR
Troutman Pepper Locke	Portland, OR
Jeremy D. Weinstein	Walnut Creek, CA
Perkins Coie	Portland, OR
Marten Law LLP	Portland, OR

Ranking

Vendor Name	EP Ranking	HYD Ranking	WAT Ranking	PWR Ranking	RSK Ranking
Cable Huston LLP	1	1	1	1	1
Troutman Pepper Locke	-	2	-	-	-
Jeremy D. Weinstein	-	-	-	1	3
Perkins Coie	2	3	2	3	2
Marten Law LLP	3	4	3	-	-
Area of Practice: EP = Environmental/Property; HYD = Hydro Licensing; WAT = Water Rights/Purchase; PWR = Power Supply/Trading; RSK = Risk Management					

The RFP allowed for multiple contract awards across the five (5) areas of practice. Intent to Award notifications were issued to the successful Proposers based upon natural breaks in the scoring ranges and the expected volume of work. Work will be assigned based on existing litigation, specialization of firm, availability, and price.

Vendor Name	EP Award	HYD Award	WAT Award	PWR Award	RSK Award
Cable Huston LLP	X	X	X	X	X
Troutman Pepper Locke		X			
Jeremy D. Weinstein				X	
Area of Practice: EP = Environmental/Property; HYD = Hydro Licensing; WAT = Water Rights/Purchase; PWR = Power Supply/Trading; RSK = Risk Management					

Prior Contract Activities (Cable Huston)

EWEB Contract	Project Name (Description)	Board Approved	Project Duration (Start to Close)	Original Amount	Approved/Amended Amount to Date (Total)	Reason Code
*19-128	Special Counsel Services	1-7-20; 10-6-22	5 years	\$3,200,000	\$10,850,000	AW

Prior Contract Activities (Jeremy Weinstein)

EWEB Contract	Project Name (Description)	Board Approved	Project Duration (Start to Close)	Original Amount	Approved/Amended Amount to Date (Total)	Reason Code
20-258	Special Counsel Services	NA	5 years	\$100,000	\$100,000	

*Cable Huston was the sole contract awardee under 19-128-PSC and they were the incumbent Special Counsel from the prior contract from 2014. The estimated spend for that contract was \$3.2 million over five years. The contractor has been responsive to all needs, completed work on time, and represented EWEB leading to successful outcomes during litigation and dispute resolutions, with no performance concerns. Contractor has led the Holiday Farm Fire litigation and continues to fulfill that role to satisfaction.

*Under 19-128-PSC, a substantial increase (\$7.65 million) in the contract value over the remaining life of the contract was requested and approved by the Board in October 2022 due to extraordinary events, significant litigation support work, and unforeseen complex regulatory support for the Leaburg Project. Legal support with Cable Huston is expected to enter into a more substantive phase starting in 2025 with regard to ongoing Risk Management litigation, in addition to continuing support for remaining areas of practice.

ACTION REQUESTED:

Management requests the Board approve contracts with Cable Huston LLP, Troutman Pepper Locke, and Law Offices of Jeremy D. Weinstein P.C. for Special Counsel Services. Variances will be managed within the budget process and Board policy.

2025 Estimated Spend:

Environmental/Property Management - \$80,000

Water Rights/Wholesale Water Purchasing - \$10,000

Hydro Licensing, Settlement Agreements, & Decommissioning - \$1.75 million

Power Trading & Power Supply - \$200,000

Risk Management - \$1.95 million

BUDGET CATEGORY: Professional & Technical, Legal Services

EWEB Board Consent Calendar Request

For Contract Awards, Renewals, and Increases

The Board is being asked to approve a new contract with **Emery & Sons Construction Group, LLC** for the **East Broadway Water Main Replacement**.

Board Meeting Date:	May 6, 2025	
Project Name/Contract #:	East Broadway Water Main Replacement / 25-058-PW	
Manager:	Mike Masters	Ext. 7549
Executive Officer:	Karen Kelley	Ext. 7153

Contract Amount:

Original Contract Amount:	\$1,972,000
Additional \$ Previously Approved:	\$0
Spend over last approval:	\$0
Amount this Request:	\$1,972,000
% Increase over last approval:	NA
Resulting Cumulative Total:	\$1,972,000

Contracting Method:

Method of Solicitation:	Formal Invitation to Bid (ITB)
If applicable, basis for exemption:	NA
Term of Agreement:	Completion by August 15, 2025
Option to Renew?	No
Approval for purchases "as needed":	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Proposals/Bids Received (Range):	5 – (\$1,971,085-\$2,327,330)
Selection Basis:	Lowest Responsive and Responsible Bidder
Narrative:	

Operational Requirement and Alignment with Strategic Plan

The Board is being asked to approve a construction contract for a water main replacement on E Broadway, from High Street to Alder Street and on Hilyard Street from the E Broadway intersection to the E 8th Ave intersection in advance of a City of Eugene paving project. Project construction will start in early June 2025 with substantial completion by late July 2025. The Contractor will coordinate work with a City of Eugene street improvement project in the same location.

This project is a priority for the EWEB main replacement program as identified in the 2015 EWEB Water System Master Plan. The program was initiated in response to accelerating frequency and cost of main breaks. EWEB uses a risk model to evaluate and prioritize projects based on the probability and consequence of main breaks. This project will provide distribution system improvements by increasing fire flows, looping-in dead end mains and replacing aging pipe.

Project work is located on E Broadway and the existing main serves a large number of commercial customers. Main breaks on this busy commercial street have had a high impact on the community and a high cost to EWEB. With Board approval, this project will replace approximately 3,445 feet of 6-inch and 20-inch, 77-year old, pipe with seven recorded leaks. The project will loop dead end mains into existing mains and install larger diameter pipe to increase fire flows and system reliability. This main replacement project will address several distribution system deficiencies, and the new main will meet EWEB and City of Eugene standards.

Contracted Goods or Services

The Contractor will construct the main replacement project on E Broadway from High Street to Alder Street and on Hilyard Street from E Broadway to E 8th Avenue. Work will include open trench construction to replace the existing water main with approximately 545 feet of 24-inch pipe, 2250 feet of 12-inch pipe, 400 feet of 8-inch pipe, 50 feet of 6-inch pipe and 200 feet of 4-inch pipe. When pipe construction is complete, the contractor will restore disturbed surfaces and repave roadways as required by the City of Eugene.

Purchasing Process

Staff issued a Formal Invitation to Bid in April 2025. The solicitation was publicly advertised on the State of Oregon's procurement site, OregonBuys. Five (5) bids were received and Emery & Sons Construction Group, LLC provided the lowest responsive and responsible bid.

Proposals/Bids Received

Vendor Name	City, State	Offered Price
Wildish Construction Co	Eugene, OR	\$2,148,850.00
Emery & Sons	Salem, OR	\$1,971,085.00
Trench Line Excavation	Corvallis, OR	\$2,138,187.42
Pacific Excavation	Eugene, OR	\$2,327,330.00
Turney Excavating Inc.	Silverton, OR	\$2,029,010.00

Competitive Fair Price (If less than 3 responses received)

NA

Prior Contract Activities

EWEB Contract	Project Name (Description)	Board Approved	Project Duration (Start to Close)	Original Amount	Approved/Amended Amount to Date (Total)	Reason Code
23-049	Shasta 975 Storage Tank Improvements	5-2-23	5/3/23-12/31/25	\$2,865,000	\$2,997,700	
Reason Code: AM = Additional Materials, AW = Additional Work, EW= Emergency Work, SD = Staff Directed, UC = Unforeseen Conditions, Other						

23-049-PW: Increase required due to City permit delays.

ACTION REQUESTED:

Management requests the Board approve a contract with Emery & Sons Construction Group, LLC for the East Broadway Water Main Replacement. Approximately \$7.9 million has been budgeted for water main replacements out of approximately \$15.2 million in the 2025 Type 1 Renewal and Replacement Capital Budget. Variances will be managed within the budget process and Board policy.

BUDGET CATEGORY: Water Utility Capital, Type 1, Renewal and Replacement Projects, Distribution Pipe and Services

EWEB Board Consent Calendar Request

For Contract Awards, Renewals, and Increases

The Board is being asked to approve a new contract with **Emery & Sons Construction Group, LLC** for a **45-inch Steel Transmission Main Replacement**. This is one of two contracts resulting from solicitation 25-009-PW.

Board Meeting Date:	May 6, 2025	
Project Name/Contract #:	Transmission Water Main Replacement Hayden Bridge / 25-009-PW-2	
Manager:	Mike Masters	Ext.7549
Executive Officer:	Karen Kelley	Ext. 7153

Contract Amount:

Original Contract Amount:	\$1,870,000
Additional \$ Previously Approved:	\$0
Spend over last approval:	\$0
Amount this Request:	\$1,870,000
% Increase over last approval:	NA
Resulting Cumulative Total:	\$1,870,000

Contracting Method:

Method of Solicitation:	Formal Invitation to Bid (ITB)
If applicable, basis for exemption:	NA
Term of Agreement:	Completion by April 1, 2026
Option to Renew?	No
Approval for purchases “as needed”:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Proposals/Bids Received (Range):	3 – (\$1,865,190-\$2,038,653)
Selection Basis:	Lowest Responsive and Responsible Bidder

Narrative:

Operational Requirement and Alignment with Strategic Plan

The board is being asked to approve a construction contract for the replacement of a 45-inch Transmission Main from the Hayden Bridge Filtration Plant to approximately 33rd Street in Springfield. Project construction will begin in late 2025 with substantial completion by April 1st, 2026.

The Hayden Bridge transmission main replacement project is listed as a priority in the 10-year CIP. This project is necessary to replace a deteriorating section of 77-year-old 45-inch steel transmission main with 8 recorded leaks to maintain reliability of the overall transmission pipeline. Repairs to this pipeline can be difficult and expensive to repair because of the size and depth of the main as well as the proximity to EWEB high voltage electric lines. Improved valves, flush points, and air release valves will also be added to improve operational flexibility. Cathodic protection will be added to reduce future corrosion of new and adjacent steel pipelines.

Contracted Goods or Services

The project will be constructed on EWEB property at the base of the Hayden Bridge Water Filtration plant to 33rd Street in the City of Springfield. Work includes open trench construction of approximately 1050 feet of 45-inch

welded steel pipe. When pipe construction is complete, the contractor will restore disturbed surfaces and repave roadways as required by the City of Springfield.

Purchasing Process

Staff issued a Formal Invitation to Bid in March 2025. The solicitation was publicly advertised on the State of Oregon's procurement site, OregonBuys. Three (3) bids were received and Emery & Sons Construction Group, LLC provided the lowest responsive and responsible bid for Project 2 (HB Replacement).

Proposals/Bids Received

Vendor Name	City, State	Offered Price
James F Fowler	Dallas, OR	\$2,038,653
Pacific Excavation	Eugene, OR	\$1,898,990
Emery & Sons	Salem, OR	\$1,865,190

Competitive Fair Price (If less than 3 responses received)

NA

Prior Contract Activities

EWEB Contract	Project Name (Description)	Board Approved	Project Duration (Start to Close)	Original Amount	Approved/Amended Amount to Date (Total)	Reason Code
23-049	Shasta 975 Storage Tank Improvements	5-2-23	5/3/23-12/31/25	\$2,865,000	\$2,997,700	
Reason Code: AM = Additional Materials, AW = Additional Work, EW= Emergency Work, SD = Staff Directed, UC = Unforeseen Conditions, Other						

23-049-PW: Increase required due to City permit delays.

ACTION REQUESTED:

Management requests the Board approve a contract with Emery & Sons Construction Group, LLC for a 45-inch steel transmission main replacement from the Hayden Bridge Water Filtration Plant to 33rd Street in Springfield. Approximately \$2.8 million was planned for these goods or services in the 10 Year CIP and will be included in the 2026 budget. Variances will be managed within the budget process and Board policy.

BUDGET CATEGORY: Water Capital, Type 2, Distribution Pipelines

EWEB Board Consent Calendar Request

For Contract Awards, Renewals, and Increases

The Board is being asked to approve a new contract with **Good Works Consulting, LLC** for **Diversity, Equity, & Inclusion Consulting Services**, consistent and associated with the implementation of EWEB [Board Policy SD23](#).

Board Meeting Date:	May 6, 2025
Project Name/Contract #:	Diversity Equity and Inclusion Consulting Services / 25-007-PSC
Manager:	Bridget Otto Ext. 7359
Executive Officer:	Frank Lawson Ext. 7621

Contract Amount:

Original Contract Amount:	\$300,000
Additional \$ Previously Approved:	\$0
Spend over last approval:	\$0
Amount this Request:	\$300,000
% Increase over last approval:	NA
Resulting Cumulative Total:	\$300,000 (over 3-years, \$94,610 for 2025)

Contracting Method:

Method of Solicitation:	Formal Request for Proposals (RFP)
If applicable, basis for exemption:	NA
Term of Agreement:	3-Years (May 7, 2025 - December 31, 2027)
Option to Renew?	Yes, up to 5-years total
Approval for purchases “as needed”:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Proposals/Bids Received (Range):	12 (\$90,600 to \$100,000 for 2025)
Selection Basis:	Highest Ranked Proposer
Narrative:	

Operational Requirement and Alignment with Strategic Plan

EWEB desires to enter into a professional services contract with Good Works Consulting, LLC to provide guidance in advancing EWEB Board Policy SD23 - Diversity, Equity, and Inclusion Policy, and EWEB’s 2025 Strategic Goals 4, 5, and 8 related to rate design work and customer programs.

While Management is requesting the Board approve a three-year contract, with an option to expand up to five years, the initial Scope of Work is for the first year only. Year one is intended to encompass the remainder of calendar year 2025, to align with EWEB’s preliminary objectives, strategic planning process and the development of annual organizational goals for the upcoming year. After year one, EWEB and consultant will review consultant performance and achievements to date, and if the contract is continued into year two, EWEB will work with the consultant to jointly develop a detailed Scope of Work. The new scope of work will then be added to the contract as an amendment. This process will continue for each subsequent year of work.

Specific work to be completed in 2025 includes the following:

1. Assess EWEB's Baseline: Assess performance in each of the four strategic areas outlined in SD23, to include Access to Products and Services, Workforce, Community Engagement, and Board of Commissioners, and identify action items to leverage to have the greatest impact in moving the organization forward along a maturity model and drive tangible progress.
2. Develop a multi-year work plan: Using the results of the assessment, build a work plan to support development of a comprehensive program to address the objectives outlined in SD23.
3. Identify Metrics and Key Performance Indicators (KPIs): Develop a set of key performance indicators/metrics associated with the multi-year work plan to track progress and ensure accountability.

Additionally, EWEB seeks consultant support to advise on equitable program and rate design by providing guidance and highlighting considerations impacting low-income and vulnerable populations, and other specific segments of EWEB's customer base. In 2025, EWEB will seek guidance related to these objectives specifically:

- Goal 4: "Enhance the impact of EWEB's limited income support programs, including existing programs such as EWEB Customer Care and new potential payment options such as Pre-Pay, in support of SD23 Diversity, Equity, and Inclusion Policy and rate re-design."
- Goal 5: "Consistent with EWEB's initiative to re-design rates, prepare to implement significant fixed/variable cost adjustments and residential demand charges."
- Goal 8: "Based on updated baseline information, including but not limited to demographic and stock assessments, customer awareness surveys and participation rates, and the results of the Demand Side Potential Assessment, develop and execute plans and actions designed to drive intentional outcomes, endorsed by the Board, of EWEB's energy efficiency programs within Eugene's rental stock segment."

Contracted Goods or Services

Good Works Consulting, LLC is new to contracting with EWEB, however, the firm has been in business continuously since October 2019. Since their inception, Good Works has worked with dozens of public-sector clients over the course of the last 5.5 years. This experience includes a variety of assessment, strategy, and development services, all tailored to the unique needs of public institutions, like EWEB.

Good Works brings a wealth of experience in all four areas of EWEB's Strategic Board Policy SD23 to include:

Equitable access to essential products and services: Good Works' approach to inclusive product and service design is rooted in a deep understanding of the diverse needs of communities. Their proprietary Equity Impact Assessment rubric provides a structured methodology for evaluating public programs and services, ensuring measurable impact and accountability.

Workforce: Good Works' decades of combined experience lies especially in workforce management, with a focus on creating inclusive and equitable work environments. Their experience in this area includes recruiting, sourcing, transparent promotion criteria, training, and creating inclusive work environments.

Community Engagement: Good Works has developed comprehensive strategic frameworks and community engagement strategies, ensuring that all interest-holders, especially those from historically marginalized communities and limited-income customers, are engaged and help organization's they serve foster and support an external culture of inclusivity and equity.

Board of Commissioners: Good Works is also well-versed in policy review and leadership development related to governing Boards – including policy review, commissioner onboarding and education, and inclusive communication and public meeting design.

In addition to Strategic Board Policy SD23, EWEB is also looking for a firm with the ability to evaluate Strategic Goals 4, 5 and 8, and while Good Works has not designed rate structures specifically, they have used their Equity Assessment to advise organizations on setting rates that are equitable and affordable, ensuring that low-income

and vulnerable populations are not disproportionately burdened.

They also have extensive experience reviewing policies to ensure that practices (like those at EWEB related to disconnection, reliability, and safety of services) are fair and transparent, with clear, inclusive communication and support for customers facing financial challenges, while ensuring that their recommendations align with sustainable and equitable practices.

Purchasing Process

Staff issued a Request for Proposals (RFP) in March of this year. Twelve (12) firms responded with written proposals. These proposals were evaluated based on Tier 1 criteria established in the RFP, including: Understanding of Project / Project Approach (30%), Company & Key Staff Experience (30%), References from Past Clients (20%), and Pricing Proposal / Approach (20%). The three firms with the highest proposal scores were invited to interview with the evaluation committee, which included: EConorthwest, Good Works Consulting LLC, and Paradigm Public Affairs. These interviews were evaluated based on Tier 2 criteria established by the project manager and evaluation committee, to include: Ability to Complete Tasks 1-4 Effectively (60%), Ability to Manage Project Effectively (20%), and Ability to Build Relationships that Drive Intended Outcomes (20%). Good Works Consulting LLC was determined to be the highest ranked proposer by the evaluation committee, with these criteria.

Proposals/Bids Received

Vendor Name	City, State	Offered Price (Annual Rate for 2025)	Ranking (for RFPs)
Good Works Consulting LLC	Long Beach, California	\$94,610	1
EConorthwest	Portland, Oregon	\$99,658	2
Paradigm Public Affairs	Littleton, Colorado	\$97,340	3
The Avarna Group, LLC	Eugene, Oregon	\$100,000	4
iSuccess Consulting, Inc.	Portland, Oregon	\$90,600	5
Think Again Training and Consulting	Boston, Massachusetts	\$92,000	6
Tusk Consulting, LLC	Portland, Oregon	\$98,255	7
Roads Consulting Group	Boston, Massachusetts	\$100,000	8
Jordyne Blaise and Associates, LLC	Raleigh, North Carolina	\$100,000	9
Kearns & West	Portland, Oregon	\$99,968	10
MMG Earth, LLC	Chicago, Illinois	\$100,000	11
Empress Rules Equity Consulting	Gresham, Oregon	\$99,675	12

Prior Contract Activities

Good Works Consulting LLC has no prior relationship with EWEB. As part of the evaluation process, references were checked.

ACTION REQUESTED:

Management requests the Board approve a contract with Good Works Consulting, LLC for Diversity, Equity, & Inclusion Consulting Services. Approximately \$100,000 was planned for these services in the Human Resources 2025 budget of \$4.2 million. Variances will be managed within the budget process and Board policy.

BUDGET CATEGORY: Human Resources O&M, Professional and Technical Services, Consulting

EWEB Board Consent Calendar Request

For Contract Awards, Renewals, and Increases

The Board is being asked to approve a new contract with **J.W. Fowler** for the **Construction of a 42-inch Water Transmission Main along East 23rd Avenue**. This is one of two contracts resulting from solicitation 25-009-PW.

Board Meeting Date:	May 6, 2025	
Project Name/Contract #:	Transmission Water Main Replacement E 23 rd Ave / 25-009-PW-1	
Manager:	Mike Masters	Ext.7549
Executive Officer:	Karen Kelley	Ext. 7153

Contract Amount:

Original Contract Amount:	\$5,100,000
Additional \$ Previously Approved:	\$0
Spend over last approval:	\$0
Amount this Request:	\$5,100,000
% Increase over last approval:	NA
Resulting Cumulative Total:	\$5,100,000

Contracting Method:

Method of Solicitation:	Formal Invitation to Bid (ITB)
If applicable, basis for exemption:	NA
Term of Agreement:	Completion by January 1, 2026
Option to Renew?	No
Approval for purchases “as needed”:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Proposals/Bids Received (Range):	3-(\$5,090,622-5,622,678)
Selection Basis:	Lowest Responsive and Responsible Bidder
Narrative:	

Operational Requirement and Alignment with Strategic Plan

The board is being asked to approve a construction contract for the installation of a 42-inch steel water transmission main along East 23rd Avenue from Alder Street to Emerald Street. Project construction will start on August 1, 2025 and final completion will be on January 1, 2026.

The E 23rd Avenue base level transmission improvement project was identified as a priority in the 2015 Water System Master Plan. This project will increase transmission capacity by upsizing a 16-inch pipeline to 42-inch pipeline and improve the hydraulics of the water transmission system between the College Hill/East 40th Ave tanks and EWEB’s water distribution system. This project is expected to improve water quality, stabilize system pressures in the area, improve the efficiency of the overall base level system operations, and complete improvements to a vital section of EWEB’s resilient spine. To minimize future construction costs and neighborhood impacts, this project will also include concurrently replacing the existing 16-inch distribution pipeline in 23rd Ave. with new 8- and 16-inch pipelines, installing new services, and new fire Hydrants along the pipeline route.

Contracted Goods or Services

This contract includes a transmission main improvement project that will be constructed along E. 23rd Avenue from Alder Street to Emerald Street in the City of Eugene. Work includes open trench construction of approximately 2,342 feet of 42-inch welded steel pipe, 350 feet of 8-inch ductile iron pipe and 2420 feet of 16-inch ductile iron pipe. When work is complete, the contractor will restore disturbed surfaces and repave roadways as required by the City of Eugene.

Purchasing Process

Staff issued a Formal Invitation to Bid in March 2025. The solicitation was publicly advertised on the State of Oregon's procurement site, OregonBuys. Three (3) bids were received, and J.W. Fowler provided the lowest responsive and responsible bid for Project 1 (23rd Ave Water Main Replacement).

Proposals/Bids Received

Vendor Name	City, State	Offered Price
James W Fowler	Dallas, OR	\$5,090,622
Pacific Excavation	Eugene, OR	\$5,444,200
Emery and Sons	Salem, OR	\$5,622,678

Competitive Fair Price (If less than 3 responses received)

NA

Prior Contract Activities

We do not have prior contract experience with this Contractor, but staff contacted references and confirmed successful completion of past projects of similar scope in the last 5 years.

ACTION REQUESTED:

Management requests the Board approve a contract with J.W. Fowler for the construction of a 42-inch water transmission main along East 23rd Avenue from Alder Street to Emerald Street. Approximately \$4.2 million was planned for these goods or services in the Water Division 2025-2026 capital budget of \$40 million. Variances will be managed within the budget process and Board policy.

BUDGET CATEGORY: Water Capital, Type 2, Reservoir and Transmission Pipeline Budget Allocation

EWEB Board Consent Calendar Request

For Contract Awards, Renewals, and Increases

The Board is being asked to approve a new contract with **Pacific Excavation, Inc.** for the **Replacement of Water Mains.**

Board Meeting Date:	May 6, 2025	
Project Name/Contract #:	Grant Street and Pierce Street Water Main Replacement / 25-041-PW	
Manager:	Mike Masters	Ext.7549
Executive Officer:	Karen Kelley	Ext.7153

Contract Amount:

Original Contract Amount:	\$1,153,000
Additional \$ Previously Approved:	\$0
Spend over last approval:	\$0
Amount this Request:	\$1,153,000
% Increase over last approval:	NA
Resulting Cumulative Total:	\$1,153,000

Contracting Method:

Method of Solicitation:	Formal Invitation to Bid (ITB)
If applicable, basis for exemption:	NA
Term of Agreement:	Completion by September 1, 2025
Option to Renew?	No
Approval for purchases "as needed":	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Proposals/Bids Received (Range):	6 (\$1,152,951-\$1,524,985)
Selection Basis:	Lowest Responsive and Responsible Bidder

Narrative:

Operational Requirement and Alignment with Strategic Plan

In order to provide safe and reliable water service to our customers, EWEB proactively addresses the aging water distribution system by replacing water pipelines. The goal of this program is to reduce risks associated with water main breaks and increase the reliability and performance of the overall distribution system. In accordance with recommendations in the Water Master Plan, a risk model is used to prioritize and identify pipelines for replacement. In addition, new pipelines are installed to current standards using materials and methods designed to improve the resiliency of the water system.

This project will replace approximately 4000 lineal feet of existing 4 and 6-inch cast iron water pipelines constructed in the early 1950's with new 12 and 8-inch diameter, zinc coated, ductile iron pipe before the city of Eugene constructs major street improvements in the area. The existing pipeline has 8 recorded leaks and has been prioritized for replacement from the risk model due to its history of leaks and to improve fire flows in this neighborhood. The project will complete a new 12-inch loop, add two 8-inch loops, and replace fire hydrants to improve fire flow capacity overall to this neighborhood. The new pipeline, services, and hydrants will be more resilient and less likely to cause disruptions or damage in the future.

Contracted Goods or Services

If approved, Pacific Excavation, Inc. will replace the water main on Pierce Street from E 18th Ave. to E 23rd Ave. and Grant Street from the 2000 block to E 22nd Ave and install approximately 2690 feet of 12-inch water main, 1425 feet of 8-inch water main, and 30 feet of 6-inch water main. Project construction includes but is not limited to installing water valves, fittings, connected water services and fire hydrants.

Purchasing Process

Staff issued a Formal Invitation to Bid in March 2025. The solicitation was publicly advertised on the State of Oregon's procurement site, OregonBuys. Six (6) bids were received and Pacific Excavation, Inc. provided the lowest responsive and responsible bid.

Proposals/Bids Received

Vendor Name	City, State	Offered Price
Pacific Excavation	Eugene, OR	\$1,152,951
H&J Construction	Eugene, OR	\$1,302,747
Trench Line	Corvallis, OR	\$1,338,597
Wildish	Eugene, OR	\$1,340,875
Riverbend	Eugene, OR	\$1,433,620
Turney	Silverton, OR	\$1,524,985

Competitive Fair Price (If less than 3 responses received)

The Invitation to Bid was publicly advertised on the State of Oregon's procurement site, OregonBuys, and in the Portland Business Tribune. In addition, Staff also notified contractors who could potentially perform the work.

Prior Contract Activities

EWEB Contract	Project Name (Description)	Board Approved	Project Duration (Start to Close)	Original Amount	Approved/Amended Amount to Date (Total)	Reason Code
24-111-PW	College Hill Storage Tanks – Demolition and Earthwork	6/4/2024	6/20/2024 - 3/1/2025	\$5,681,560	\$5,529,429	
23-011-PW	Hilyard Transmission Main Replacement	3/7/2023	3/16/2023 - 6/1/2025	\$9,500,000	\$9,162,281	
22-021-PW	E. 40 th Ave Storage Tanks – Construction	4/5/2022	4/7/2022 – 12/31/2024	\$19,184,575	\$21,622,213	SD
Reason Code: AM = Additional Materials, AW = Additional Work, EW= Emergency Work, SD = Staff Directed, UC = Unforeseen Conditions, Other						

ACTION REQUESTED:

Management requests the Board approve a contract with Pacific Excavation, Inc. for the replacement of a water main on Pierce Street from E 18th Ave. to E 23rd Ave. and Grant Street from the 2000 block to E 22nd Ave. Approximately \$7.9 million has been budgeted for water main replacements out of approximately \$15.2 million in the 2025 Type 1 Renewal and Replacement Capital Budget. Variances will be managed within the budget process and Board policy.

BUDGET CATEGORY: Water Utility Capital, Type 1 – Renewal and Replacement Projects, Distribution Pipe and Services

EWEB Board Consent Calendar Request

For Contract Awards, Renewals, and Increases

The Board is being asked to approve a new contract with **RiverBend Construction, Inc.** for the **Construction of Phase 2 of the ROC Expansion/Bertelsen Annex Project.**

Board Meeting Date:	May 6, 2025
Project Name/Contract #:	ROC Expansion/Bertelsen Annex/Contract 25-035-PW
Manager:	Scott Milovich Ext. 7408
Executive Officer:	Karen Kelley Ext. 7153

Contract Amount:

Original Contract Amount:	\$2,882,000
Additional \$ Previously Approved:	\$0
Spend over last approval:	\$0
Amount this Request:	\$2,882,000
% Increase over last approval:	NA
Resulting Cumulative Total:	\$2,882,000 (Base Bid plus Alternate 1)

Contracting Method:

Method of Solicitation:	Formal Invitation to Bid
If applicable, basis for exemption:	NA
Term of Agreement:	Completion by December 31, 2025
Option to Renew?	No
Approval for purchases “as needed”:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Proposals/Bids Received (Range):	3 (\$2,371,972 - \$3,496,000)
Selection Basis:	Lowest Responsive and Responsible Bidder

Narrative:

Operational Requirement and Alignment with Strategic Plan

The Roosevelt Operations Center (the ROC) is EWEB’s primary operational facility and is an essential asset in providing EWEB’s critical functions. In May 2021, EWEB negotiated the purchase of the property adjacent to the Roosevelt Operations Center at the corner of Roosevelt Blvd. and Bertelsen Rd., with the intent of expanding the ROC’s operational resiliency, capacity, and efficiency.

The Bertelsen Annex Project is a scalable design that allows for development to occur in phases. This provides an opportunity for review during each phase of the project to determine if the developed property’s use meets the Utility’s current needs. The current Bertelsen Annex project requirements are focused on addressing the need for additional laydown yard storage space, to assist with procurement challenges and long-term staging for Capital Projects, and to provide a secondary access road for the Roosevelt Operations Center. Further site development phases (3-5 of master property plan) will be based on additional justification and Board approvals.

Contracted Goods or Services

If approved, RiverBend Construction, Inc. will develop the second phase of the Bertelsen property in accordance with the master plan. Per design specifications, construction will include a new exterior laydown yard with access road, security fencing, site prep, grading, lighting and associated utility work. Additionally, this phase of construction will complete the access road between the existing Roosevelt yard, the new laydown yard, and Bertelsen Rd., providing a needed alternative to the current single point of access at Roosevelt Blvd. RiverBend Construction, Inc. will also provide construction management & project work oversight, and coordinate with the owner/owner's representative on site improvements & permitting requirements.

Purchasing Process

In March 2024, EWEB purchasing staff initiated a Formal Invitation to Bid (ITB) process for Phase 2 of the ROC Expansion/Bertelsen Annex project. The ITB was advertised in the State of Oregon's procurement site, OregonBuys, and in the Portland Business Tribune. Three (3) bids were received, and RiverBend Construction, Inc was the lowest responsive and responsible bid. RiverBend Construction also served as the contractor for Phase 1 of the ROC Expansion.

The ITB included two (2) Pricing Alternates; Alternate 1 – Expanding yard area (increasing footprint), and Alternate 2 – Delete privacy slats at north fence and add landscape buffer adjacent to Roosevelt Blvd. Alternate 1 was included to provide flexibility in project scope so that alignment with project budget could be achieved. The submitted bid results provided favorable pricing, allowing for the inclusion of Alternate 1, while maintaining project costs within the projects budgeted amounts. The amount requested for Board approval is therefore the “Base Bid” plus “Alternate 1”.

Alternate 2 is related to a Proposed Land Use Action currently under review with the City of Eugene. The proposal under review is requesting that the high screen landscape standards for the property adjacent Roosevelt Blvd. be achieved using fence slats/screening. Fence slats are a lower cost alternative to landscape plantings as required in L-3 of Eugene Code 9.6210 (3). The City has indicated the proposed L-3 buffer change will likely be accepted, however, final acceptance will not be official until late May 2025. Because the lower cost L-3 buffer screening option is likely to be approved, but not yet official, Alternate 2 was included in the ITB to capture potential costs, but not included as scope/costs with the contract.

Proposals/Bids Received

Vendor Name	City, State	Offered Price (Base Bid)	Alternate 1 Increase Footprint	Alternate 2 Landscape Screening	Base Bid plus Alternate 1
RiverBend Construction	Eugene, OR	\$2,371,972	\$509,211	\$42,011	\$2,881,183
Wildish Construction	Eugene, OR	\$2,587,000	\$465,000	\$75,000	\$3,052,000
Pacific Excavation	Eugene, OR	\$3,496,000	\$653,000	\$136,000	\$4,149,000

Prior Contract Activities

EWEB Contract	Project Name (Description)	Board Approved	Project Duration (Start to Close)	Original Amount	Approved/Amended Amount to Date (Total)	Reason Code
24-003	ROC Expansion Phase 1	3/5/24	3/2024-12/2024	\$2,836,00	\$2,884,499	AM
23-064	Rock Materials	2/6/24	2/2024-2/2028	\$125,000	\$500,000	AM, SD
19-145	¾ Minus Gravel	1/7/19	1/2020-1/2024	\$250,000	\$500,000	AM, SD

Reason Code: AM = Additional Materials, AW = Additional Work, EW= Emergency Work, SD = Staff Directed, UC = Unforeseen Conditions, Other

24-003: A change order was issued due to changes to the landscape and fencing plants. Additional materials were added for protecting a local hawk during the nesting and hatchling period.

23-064: In 2023, Contract 19-145 was merged with Contract 23-064 to streamline the ordering process. Available funds from Contract 19-145 were added to Contract 23-064.

19-145: The increase is based on actual usage, increased maintenance, infrastructure work and the increase of costs seen throughout the industry.

ACTION REQUESTED:

Management requests the Board approve a contract with RiverBend Construction, Inc. for the construction of Phase 2 of the ROC Expansion/Bertelsen Annex Project. Work will include a new exterior laydown yard with access road, security fencing, site prep, grading, lighting, landscaping and associated utility work. Approximately \$4.8 million was planned for this work in the 2025 Type 2 Buildings and Land Capital Budget. Variances will be managed within the budget process and Board policy.

BUDGET CATEGORY: Capital, Type 2, Buildings and Land

EWEB Board Consent Calendar Request

For Contract Awards, Renewals, and Increases

The Board is being asked to approve a new contract with **S-2 Contractors, Inc.** for **As-Needed Asphalt Patching Services**.

Board Meeting Date:	May 6, 2025
Project Name/Contract #:	As-Needed Asphalt Patching Services / 25-020-S
Manager:	Mike Masters Ext. 7549
Executive Officer:	Karen Kelley Ext. 7153

Contract Amount:

Original Contract Amount:	\$2,500,000
Additional \$ Previously Approved:	\$0
Spend over last approval:	\$0
Amount this Request:	\$2,500,000
% Increase over last approval:	NA
Resulting Cumulative Total:	\$2,500,000 (over 5-Years)

Contracting Method:

Method of Solicitation:	Formal Invitation To Bid (ITB)
If applicable, basis for exemption:	NA
Term of Agreement:	October 12, 2025 – October 11, 2030 (5-Years)
Option to Renew?	No
Approval for purchases “as needed”:	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Proposals/Bids Received (Range):	5 (\$592,300 - \$1,983,050 per year)
Selection Basis:	Lowest Responsive and Responsible Bidder
Narrative:	

Operational Requirement and Alignment with Strategic Plan

EWEB’s water and electric systems are in continuous need for asphalt patching services for work that involves cutting streets, parking lots, or any paved area. To be efficient and effective, EWEB has contracted the patching services with a price agreement contract that allows EWEB to call for services needed on a per job basis, with the base unit costs for such services set. This provides EWEB with a flexible, yet cost contained system to provide the required services. In addition, this service allows EWEB to meet the specifications of the road jurisdiction’s principal managers and keep our communities’ roads safe.

Contracted Goods or Services

The asphalt replacement services are on an “as-needed” basis, with the contractor providing all labor, travel, material, and equipment to perform the work when notified by EWEB that these services are needed.

Purchasing Process

A Formal Invitation to Bid (ITB) was posted to the OregonBuys website in March 2025. Five (5) responses were received, where all five were deemed to be responsive and responsible. S-2 Contractors, Inc. was determined to be the lowest responsive and responsible bidder.

Proposals/Bids Received

Group A – Small Projects (< 10 ton)

Vendor Name	City, State	Offered Price (per year)
S-2 Contractors, Inc.	Aurora, Oregon	\$302,550
Brix Paving Northwest, Inc.	Sherwood, Oregon	\$388,750
Riverbend Materials	Eugene, Oregon	\$442,100
Wakeview Construction, LLC	Veneta, Oregon	\$473,730
Hybrid Construction, LLC	Springfield, Oregon	\$1,118,350

Group B – Large Projects (≥ 10 tons)

Vendor Name	City, State	Offered Price (per year)
S-2 Contractors, Inc.	Aurora, Oregon	\$289,800
Brix Paving Northwest, Inc.	Sherwood, Oregon	\$420,000
Wakeview Construction, LLC	Veneta, Oregon	\$484,231
Riverbend Materials	Eugene, Oregon	\$624,900
Hybrid Construction, LLC	Springfield, Oregon	\$864,700

Prior Contract Activities

EWEB Contract	Project Name (Description)	Board Approved	Project Duration (Start to Close)	Original Amount	Approved/Amended Amount to Date (Total)	Reason Code
20-115-S	Asphalt Concrete Patching Services	10-6-2020	10-12-2020 to 10-11-2025	\$2,100,250	\$2,100,250	
019-2015	Asphalt Concrete Patching Services	9-1-2015	9-10-2015 to 9-9-2020	\$2,750,000	\$2,498,152	
Reason Code: AM = Additional Materials, AW = Additional Work, EW= Emergency Work, SD = Staff Directed, UC = Unforeseen Conditions, Other						

ACTION REQUESTED:

Management requests the Board approve a contract with S-2 Contractors, Inc. for As-Needed Asphalt Patching Services. Approximately \$500,000 was planned for these goods and services in the Water Division's 2025 Type 1 – General Capital budget of \$12.9 million and Water Construction O&M budget of \$2.9 million. Variances will be managed within the budget process and Board policy.

BUDGET CATEGORY: Water Capital, Type 1 & Water Construction O&M, Water Infrastructure – Distribution & Pipe Services