



Santa Clara Valley Water District Board of Directors Meeting

PHYSICALLY HELD AT
Headquarters Building Boardroom

***AMENDED/APPENDED**
AMENDED 11:00 AM CLOSED SESSION AND 1:00 PM
REGULAR MEETING
AGENDA

Tuesday, November 22, 2022
11:00 AM

***ITEMS AMENDED AND/OR APPENDED SINCE THE ORIGINAL PUBLICATION OF THIS AGENDA
ARE IDENTIFIED BY AN ASTERISK (*) HEREIN**

District Mission: Provide Silicon Valley safe, clean water for a healthy life, environment and economy.

DISTRICT BOARD OF DIRECTORS

John L. Varela, Chair Pro Tem -
District 1
Barbara Keegan - District 2
Richard P. Santos - District 3
Linda J. LeZotte - District 4
Nai Hsueh - District 5
Tony Estremera - District 6
Gary Kremen - District 7

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body, will be available to the public through the legislative body agenda web page at the same time that the public records are distributed or made available to the legislative body. Santa Clara Valley Water District will make reasonable efforts to accommodate persons with disabilities wishing to participate in the legislative body's meeting. Please advise the Clerk of the Board Office of any special needs by calling (408) 265-2600.

RICK L. CALLENDER, ESQ.
Chief Executive Officer

MICHELE L KING, CMC
Clerk of the Board
(408) 265-2600
Fax (408) 266-0271
www.valleywater.org

Note: The finalized Board Agenda, exception items and supplemental items will be posted prior to the meeting in accordance with the Brown Act.

**Santa Clara Valley Water District
Board of Directors**

***AMENDED/APPEDED
AGENDA**

***ITEMS AMENDED AND/OR APPEDED SINCE THE ORIGINAL PUBLICATION OF THIS AGENDA
ARE IDENTIFIED BY AN ASTERISK (*) HEREIN**

Tuesday, November 22, 2022

11:00 AM

**PHYSICALLY HELD AT
Headquarters Building Boardroom
5700 Almaden Expressway, San Jose California
95118**

**Join Zoom Meeting:
<https://valleywater.zoom.us/j/84454515597>
Alternate Address: 2235 Old Page Mill Road,
Palo Alto, California 94304**

IMPORTANT NOTICES AND PARTICIPATION INSTRUCTIONS

Santa Clara Valley Water District (Valley Water) Board of Directors/Board Committee meetings are held as a “hybrid” meetings, conducted in-person as well as by telecommunication, and is compliant with the provisions of the Ralph M. Brown Act.

To maximize public safety while still maintaining transparency and public access, members of the public have an option to participate by teleconference/video conference or attend in-person. To observe and participate in the meeting by teleconference/video conference, please see the meeting link located at the top of the agenda. If attending in-person, you are required to comply with Ordinance 22-03 - AN ORDINANCE OF THE SANTA CLARA VALLEY WATER DISTRICT SPECIFYING RULES OF DECORUM FOR PARTICIPATION IN BOARD AND COMMITTEE MEETINGS located at <https://s3.us-west-2.amazonaws.com/valleywater.org.if-us-west-2/f2-live/s3fs-public/Ord.pdf>

In accordance with the requirements of Gov. Code Section 54954.3(a), members of the public wishing to address the Board/Committee at a video conferenced meeting, during public comment or on any item listed on the agenda, should use the “Raise Hand” tool located in the Zoom meeting link listed on the agenda, at the time the item is called. Speakers will be acknowledged by the Board Chair in the order requests are received and granted speaking access to address the Board.

- Members of the Public may test their connection to Zoom Meetings at: <https://zoom.us/test>
- Members of the Public are encouraged to review our overview on joining Valley Water Board Meetings at: <https://www.youtube.com/watch?v=TojJpYCxXm0>

Valley Water, in complying with the Americans with Disabilities Act (ADA), requests individuals who require special accommodations to access and/or participate in Valley Water Board of Directors/Board Committee meetings to please contact the Clerk of the Board’s office at (408) 630-2711, at least 3 business days before the scheduled meeting to ensure that Valley Water may assist you.

This agenda has been prepared as required by the applicable laws of the State of California, including but not limited to, Government Code Sections 54950 et. seq. and has not been prepared with a view to informing an investment decision in any of Valley Water’s bonds, notes or other obligations. Any projections, plans or other forward-looking statements included in the information in this agenda are subject to a variety of uncertainties that could cause any actual plans or results to differ materially from

any such statement. The information herein is not intended to be used by investors or potential investors in considering the purchase or sale of Valley Water's bonds, notes or other obligations and investors and potential investors should rely only on information filed by Valley Water on the Municipal Securities Rulemaking Board's Electronic Municipal Market Access System for municipal securities disclosures and Valley Water's Investor Relations website, maintained on the World Wide Web at <https://www.valleywater.org/how-we-operate/financebudget/investor-relations>, respectively.

Under the Brown Act, members of the public are not required to provide identifying information in order to attend public meetings. Through the link below, the Zoom webinar program requests entry of a name and email address, and Valley Water is unable to modify this requirement. Members of the public not wishing to provide such identifying information are encouraged to enter "Anonymous" or some other reference under name and to enter a fictional email address (e.g., attendee@valleywater.org) in lieu of their actual address. Inputting such values will not impact your ability to access the meeting through Zoom.

Join Zoom Meeting:

<https://valleywater.zoom.us/j/84454515597>

Meeting ID: 844 5451 5597

Join by Phone:

1 (669) 900-9128, 84454515597#

1. CALL TO ORDER:

1.1. Roll Call.

2. TIME CERTAIN:

11:00 AM

Notice to the Public: The Board of Directors meets in Closed Session in accordance with the Ralph M. Brown Act. Following the conclusion of Closed Session discussion, the Board will return for the remaining items on the regular meeting agenda.

2.1. CLOSED SESSION

[22-1374](#)

CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6(a)

Agency designated representatives: Rick Callender, Tina Yoke, Patrice McElroy, Ingrid Bella

Unrepresented employee: All Valley Water unclassified positions

1:00 PM

2.2. District Counsel Report on Closed Session.

2.3. Pledge of Allegiance/National Anthem.

2.4. Orders of the Day.

A. *Approximate Discussion Time (Board); and*

B. *Adjustments to the Order of Agenda Items.*

2.5. Time Open for Public Comment on any Item not on the Agenda.

Notice to the public: Members of the public who wish to address the Board on any item not listed on the agenda should access the "Raise Hand" tool located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Board Chair in order requests are received and granted speaking access to address the Board. Speakers comments should be limited to three minutes or as set by the Chair. The law does not permit Board action on, or extended discussion of, any item not on the agenda except under special circumstances. If Board action is requested, the matter may be placed on a future agenda. All comments that require a response will be referred to staff for a reply in writing. The Board may take action on any item of business appearing on the posted agenda.

2.6. Adopt a Resolution Commemorating the Promotion of Antoinette R. Gant, [22-1345](#)
Commander of the United States Army Corps of Engineers South Pacific
Division, to the Rank of Brigadier General in the United States Army and
Recognizing Her Distinguished Career.

Recommendation: Adopt the Resolution COMMEMORATING THE PROMOTION OF ANTOINETTE R. GANT to the rank of Brigadier General in the United States Army and recognizing her distinguished career.

Manager: Marta Lugo, 408-630-2237

Attachments: [Attachment 1: Resolution](#)

Est. Staff Time: 5 Minutes

2.7. Receive Information on the Annual Work Study Session on Water Supply [22-1268](#)
Master Plan Monitoring and Assessment Program Update - Drought
Response Actions and the Long-term Water Supply Planning.

Recommendation: A. Receive Information on the Annual Work Study Session on Water Supply Master Plan Monitoring and Assessment Program Update - Drought Response Actions and the Long-term Water Supply Planning; and
B. Provide direction to staff.

Manager: Kirsten Struve, 408-630-3138

Attachments: [Attachment 1: PowerPoint](#)

Est. Staff Time: 10 Minutes

- 2.8. Receive Information on Santa Clara Valley Water District's Annual Work Study Session of its Water Supply Master Plan Monitoring and Assessment Program Update. [22-1269](#)

Recommendation: A. Receive information on the Annual Work Study Session on the Water Supply Master Plan Monitoring and Assessment Program Update - Water Supply Master Plan Benchmarking Study;
 B. Review and provide feedback on the Annual Work Study Session on the Water Supply Master Plan Monitoring and Assessment Program Update - Water Supply Master Plan Project Evaluation Framework Concept; and
 C. Provide direction to staff.

Manager: Kirsten Struve, 408-630-3138

Attachments: [Attachment 1: Technical Memorandum](#)
 [Attachment 2: PowerPoint](#)

Est. Staff Time: 25 Minutes

- 2.9. Receive an Overview of the Fiscal Year 2023-24 Groundwater Production Charge (and Treated Surface Water, Raw Surface Water, and Recycled Water Charges) Setting Process and Estimated State Water Project Tax; Review 10-Year Water Rate Projection Assumptions; and Provide Feedback. [22-1083](#)

Recommendation: A. Receive an overview of the Fiscal Year 2023-24 groundwater production charge (and treated surface water, raw surface water, and recycled water charges) setting process and estimated State Water Project tax;
 B. Review staff's 10-Year water rate projection assumptions; and
 C. Provide feedback to staff.

Manager: Darin Taylor, 408-630-3068

Attachments: [Attachment 1: PowerPoint](#)
 [Attachment 2: SCVWD Resolution No. 99-21](#)
 [Attachment 3: SCVWD Resolution No. 12-10](#)

Est. Staff Time: 10 Minutes

*2.10 Receive the Winter Preparedness Briefing.

[22-1232](#)

Recommendation: Receive information on the Santa Clara Valley Water District's preparedness for winter operations.

Manager: Alexander Gordon, 408-630-2637

Attachments: [*Attachment 1: PowerPoint](#)

Est. Staff Time: 10 Minutes

2.11. Conduct a Public Hearing on the Engineer's Report and the CEQA Exception Determination for the Coyote Pumping Plant Adjustable Speed Drive Replacement Project, Project No. 91234002, Approve the CEQA Exception Determination; Adopt a Resolution Approving the Engineer's Report for the Coyote Pumping Plant Adjustable Speed Drive Replacement Project; and Approve the Project, (Morgan Hill, District 1).

[22-1265](#)

Recommendation:

- A. Open and conduct a public hearing on the Engineer's Report and the CEQA Exemption Determination for the Coyote Pumping Plant Adjustable Speed Drive Replacement Project (Project);
- B. Close the Public Hearing;
- C. Approve the CEQA Exemption Determination for the Project;
- D. Adopt a Resolution APPROVING THE ENGINEER'S REPORT FOR THE COYOTE PUMPING PLANT ADJUSTABLE SPEED DRIVE REPLACEMENT PROJECT; and
- E. Approve the Project.

Manager: Emmanuel Aryee, 408-630-3074

Attachments: [Attachment 1: Draft Notice of Exemption](#)
[Attachment 2: Engineers Report](#)
[Attachment 3: Public Hearing Notice](#)
[Attachment 4: Resolution](#)
[Attachment 5: Project Delivery Process Chart](#)
[Attachment 6: PowerPoint](#)

Est. Staff Time: 5 Minutes

3. CONSENT CALENDAR: (3.1 - *3.11) (Est. Time: 5 Minutes)

Notice to the public: There is no separate discussion of individual consent calendar items. Recommended actions are voted on in one motion. If an item is approved on the consent vote, the specific action recommended by staff is adopted. Items listed in this section of the agenda are considered to be routine by the Board, or delegated to the Board Appointed Officers (BAOs) yet required by law or contract to be Board approved (EL-7.10). Any item may be removed for separate consideration at the request of a Board member. Whenever a resolution is on the consent calendar, a roll call vote will be taken on the entire calendar. Members of the public wishing to address the Board on any consent items should submit a request to speak to the Clerk of the Board.

- 3.1. Consider and Approve Membership Nominations for Re-Appointments for Two-Year Terms to the Environmental and Water Resources Committee. [22-1218](#)

Recommendation: Consider and Approve Membership Nominations for Re-Appointments for Two-Year Terms to the Environmental and Water Resources Committee.

Manager: Candice Kwok-Smith, 408-630-3193

Attachments: [Attachment 1: SCVWD Resolution 17-75](#)

- 3.2. Denial of Request to Modify Groundwater Benefit Zone W-2 to Exclude Well 08S02E31E014. [22-1186](#)

Recommendation: Deny the request to modify Groundwater Benefit Zone W-2 to exclude well 08S02E31E014.

Manager: Greg Williams, 408-630-2867

Attachments: [Attachment 1: Modification Request](#)
[Attachment 2: Technical Evaluation](#)

- 3.3. Approve Amendment No. 1 to Agreement No. A4578G with Lighthouse Public Affairs, LLC, for the State Lobbying Services 2021, Project No. 60231004, Increasing the Fee by \$180,000 for a Revised Total Not-To-Exceed Fee of \$360,000 and Extending the Agreement Term to December 3, 2023. [22-1148](#)

Recommendation: Approve Amendment No. 1 to Agreement No. A4578G with Lighthouse Public Affairs, LLC, for the State Lobbying Services 2021, Project No. 60231004, increasing the fee by \$180,000, for a revised total not-to-exceed fee of \$360,000, and extending the Agreement term to December 3, 2023.

Manager: Bart Broome, 408-630-4508

Attachments: [Attachment 1: Amendment No. 1](#)

- 3.4. Approve the Relocation Impact Study and Last Resort Housing Plan for the Anderson Dam Tunnel Project as Part of the Federal Energy Regulatory Commission Order Compliance Project, Under the Anderson Dam Seismic Retrofit Project, Project No. 91864006. (Morgan Hill, District 1). [22-1223](#)

Recommendation: Approve the Relocation Impact Study and Last Resort Housing Plan for the Anderson Dam Tunnel Project as part of the Federal Energy Regulatory Commission Order Compliance Project, under the Anderson Dam Seismic Retrofit Project.

Manager: Chris Hakes, 408-630-3796

Attachments: [Attachment 1: Location Map](#)
[Attachment 2: Relocation Plan](#)

- *3.5. (ITEM REMOVED FROM AGENDA) Approve and Authorize the Chief Executive Officer to Execute Amendment No. 1 to the Agreement A4537G with Sacred Heart Community Service for Consultation and Administration Services for the Low-Income Water Rate Assistance Program (WRAP), Project No. 60232001, PlanetBids File No. VW0036, to Increase the Not-to-Exceed Fee from \$100,000 to \$325,000 and to Extend the Agreement Term Two Years (County-wide, Districts1-7).

- 3.6. Approve and Authorize the Chief Executive Officer to Execute Amendment No. 2 to the Master Services Agreement A4603X with Mobile-Med Work Health Solutions, Inc. for the COVID-19 Medical Health Provider Services Project, Project No. 60601013, PlanetBids File No. VW0137 Increasing the Fee by \$160,000 for a Total Revised Fee of \$320,000. [22-1266](#)

Recommendation: Approve and authorize the Chief Executive Officer to execute Amendment No. 2 to the Master Services Agreement A4603X with Mobile-Med Work Health Solutions, Inc. for the COVID-19 Medical Health Provider Services Project for a fee of \$320,000.

Manager: Alexander Gordon, 408-630-2637

Attachments: [Attachment 1: Amendment No. 2](#)
[Attachment 2: Single-source Justification for Exception](#)

- *3.7. *Adopt a Resolution Adopting the Salary Structure for the Unrepresented Employees in the Executive Service. [22-1376](#)

Recommendation: *Adopt the Resolution ADOPTING THE SALARY STRUCTURE FOR UNREPRESENTED EMPLOYEES IN THE EXECUTIVE SERVICE.

Manager: Patrice McElroy, 408-630-3159

Attachments: [*Original Board Agenda Memo](#)
[*Supplemental Board Agenda Memo](#)
[*Supplemental Attachment 1: Resolution](#)

- *3.8. *Adopt a Resolution Adopting Employee Salary Schedule - Effective Pay Period 25 of Fiscal Year 2023. [22-1410](#)

Recommendation: *Adopt the Resolution ADOPTING EMPLOYEE SALARY SCHEDULE - EFFECTIVE PAY PERIOD 25 OF FISCAL YEAR 2023.

Manager: Patrice McElroy, 408-630-3159

Attachments: [*Original Board Agenda Memo](#)
[*Supplemental Board Agenda Memo](#)
[*Supplemental Attachment 1: Resolution](#)

*3.9. Adopt a Resolution by the Santa Clara Valley Water District Authorizing Representatives to Submit a Grant Application to the United States Bureau of Reclamation Desalination and Water Purification Research Program: Research Projects Program Funding FY 2023 for up to \$800,000 and, if Awarded, Delegate Authority to the Chief Executive Officer or Designee, to Negotiate and Execute a Grant Agreement and any Amendments Thereto, for the Pilot-Scale Treated Water Augmentation Project, Project No. 91101004.

[22-1314](#)

- Recommendation:
- A. Adopt the Resolution AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE UNITED STATES BUREAU OF RECLAMATION DESALINATION AND WATER PURIFICATION RESEARCH PROGRAM: RESEARCH PROJECTS PROGRAM FUNDING FISCAL YEAR 2023 FOR UP TO \$800,000 AND, IF AWARDED, DELEGATE AUTHORITY TO THE CHIEF EXECUTIVE OFFICER OR DESIGNEE, TO NEGOTIATE AND EXECUTE A GRANT AGREEMENT AND ANY AMENDMENTS THERETO, FOR THE PILOT-SCALE TREATED WATER AUGMENTATION PROJECT, PROJECT NO. 91101004;
 - B. Delegate authority to the Chief Executive Officer (CEO), or designee, to submit a grant application and, if awarded, to negotiate and execute a Grant Agreement with US Bureau of Reclamation (USBR) to support the Pilot-Scale Treated Water Augmentation Project, provided all grant requirements can be met;
 - C. Delegate authority to the CEO, or designee, including the Chief Financial Officer (CFO), to sign and submit invoices to USBR for grant fund reimbursements to be made pursuant to the Grant Agreement; and
 - D. Delegate to the CEO, or designee appointed by the CEO, such other authority as needed, to provide management and support services required for the performance of the work and administration, pursuant to the Grant Agreement, as deemed necessary and appropriate.

Manager: Kirsten Struve, 408-630-2291

Attachments: [Attachment 1: Resolution](#)

*3.10 Approval of Minutes.

[22-1387](#)

Recommendation: Approve the minutes.

Manager: Michele King, 408-630-2711

Attachments: [Attachment 1: 081822 Special Meeting Minutes](#)
[Attachment 2: 082322 CS and Regular Meeting Minutes](#)
[Attachment 3: 091322 CS and Regular Meeting Minutes](#)
[Attachment 4: 092722 CS and Regular Meeting Minutes](#)

*3.11 Accept the CEO Bulletin for the Weeks of November 4 - November 17, 2022.

[22-1353](#)

Recommendation: Accept the CEO Bulletin.

Manager: Rick Callender, 408-630-2017

Attachments: [Attachment 1: 111722 CEO Bulletin](#)

REGULAR AGENDA:

4. BOARD OF DIRECTORS:

4.1. Consider the October 27, 2022, Diversity and Inclusion Ad Hoc Committee Recommendations to Revise the Board Governance Ends Policy E-4, Water Resources Stewardship, and Address Support for Affordable Housing.

[22-1306](#)

Recommendation: Consider recommendations resulting from the October 27, 2022, Diversity and Inclusion Ad Hoc Committee meeting to:

- A. Revise the Board Governance Ends Policy E-4, Water Resources Stewardship; and address support for affordable housing; and
- B. Adopt the proposed modifications to the Board Governance Ends Policy E-4.

Manager: Lisa Bankosh 408-630-2618

Attachments: [Attachment 1: Draft Governance Policy E-4](#)

Est. Staff Time: 5 Minutes

- 4.2. Consider the October 13, 2022, Water Storage Exploratory Committee Recommendation to Approve Los Vaqueros Reservoir Expansion Multi-party Agreement Amendment No. 4 to Agreement No A4239S; and Authorize the Chief Executive Officer to Execute Amendment No. 4 to Continue the Planning and Design of the Los Vaqueros Project, (LVE Project) Project No. 91251001 in the amount of \$1,094,000. (County-wide, Districts 1-7). [22-1233](#)

Recommendation: Consider recommendations resulting from the October 13, 2022, Water Storage Exploratory Committee (WSEC) meeting to:

- A. Approve Multi-party Agreement Amendment No. 4 to Agreement No. A4239S in the amount of \$1,094,000; and
- B. Authorize the Chief Executive Officer to execute Multi-party Agreement Amendment No. 4 to continue the planning and design of the Los Vaqueros Project, Project No. 91251001.

Manager: Kirsten Struve, 408-630-3138

Attachments: [Attachment 1: Amendment No. 4](#)

Est. Staff Time: 5 Minutes

- 4.3. Consider the October 19, 2022, Board Audit Committee Recommendation to Remove Objective 1 Related to Risk Management Organizational Alignment; Keep Objective 2 Related to Operational Performance Audit Objective for Consideration at a Later Date; and Authorize Staff to Update FY 22-24 Annual Audit Workplan. [22-1307](#)

Recommendation: Consider recommendations resulting from the October 19, 2022, Board Audit Committee (BAC) meeting to:

- A. Remove Objective 1 related to Risk Management organizational alignment from the FY22-24 Annual Audit Work Plan;
- B. Keep Objective 2 related to operational performance audit objective for consideration at a later date; and
- C. Authorize staff to update FY22-24 Annual Audit Workplan accordingly.

Manager: Darin Taylor, 408-630-3068

Attachments: [Attachment 1: 2019-2021 Annual Audit Work Plan](#)
[Attachment 2: 2022-2024 Annual Audit Work Plan](#)

Est. Staff Time: 5 Minutes

- 4.4. Association of California Water Agencies (ACWA) - Appointment of District Voting Delegate for General Session Membership Meeting. [22-1366](#)

Recommendation:

- A. Appoint a Director as the Valley Water voting delegate for the November 30, 2022, Association of California Water Agencies (ACWA) General Session Membership Meeting; and
- B. Authorize delegate to cast a vote on behalf of Valley Water to Approve the Proposed Amended and Restated ACWA Bylaws.

Manager: Michele King, 408-630-2711

Attachments: [Attachment 1: ACWA Executive Director Memo](#)
[Attachment 2: Redline Amended and Restated Bylaws](#)
[Attachment 3: Voter Designation Form](#)

Est. Staff Time: 5 Minutes

- *4.5. Board Committee Reports. [22-1354](#)

Attachments: [*Handout 4.5-A: 101722 EWRC Summary](#)
[*Handout 4.5-B: 101822 ECCC Summary](#)
[*Handout 4.5-C: 102422 WCaDM Summary](#)
[*Handout 4.5-D: 102622 Water Commission Summary](#)
[*Handout 4.5-E: 111422 AWAC Summary](#)

5. WATER UTILITY ENTERPRISE:

- 5.1. Approve Amendment No. 4 to Agreement No. A4242G with Cordoba Corporation for Executive Project Management Services for the Rinconada Water Treatment Plant Reliability Improvement Project, Project No. 93294057, CAS File No. 4953, Increasing the Not-to-Exceed Fee by \$9,646,153, for a Total Not-to-Exceed Fee of \$24,409,273 and extending the term to July 31, 2025 (Los Gatos, District 7). [22-1281](#)

Recommendation: Approve Amendment No. 4 to Agreement No. A4242G with Cordoba Corporation for Executive Project Management Services for the Rinconada Water Treatment Plant Reliability Improvement Project, Project No. 93294057, to increase the not-to-exceed fee by \$9,646,153, resulting in a revised total not-to-exceed fee of \$24,409,273, and extend the Agreement term to July 31, 2025.

Manager: Emmanuel Aryee, 408-630-3074

Attachments: [Attachment 1: Amendment No. 4](#)

Est. Staff Time: 5 Minutes

6. WATERSHEDS:

*6.1. Approve and Authorize the Chief Executive Officer to Execute a License Agreement with Google LLC, Receive Report of Bids, Approve a Budget Adjustment in the Amount of \$2,157,000, Ratify Addenda Nos. 1 and 2, Approve the Contingency Fund, and Award the Construction Contract to Anvil Builders Inc. for the Permanente Creek Flood Protection Project - Floodwall Retrofit, Project No. 10244001, Contract No. C0689 (Mountain View, District 7).

[22-1356](#)

- Recommendation:
- A. Approve and Authorize the Chief Executive Officer to execute a License Agreement to Use Temporary Spaces with Google LLC;
 - B. Approve the Budget Adjustment in the amount of \$2,157,000 for the Permanente Creek Flood Protection Project - Floodwall Retrofit;
 - C. Ratify Addenda Nos. 1 and 2 to the Contract Documents for the Permanente Creek Flood Protection Project - Floodwall Retrofit;
 - D. Award the Contract to Anvil Builders Inc., located in San Francisco, California, in the sum of \$1,097,210; and
 - E. Approve a contingency sum of \$164,581.50 and authorize the Chief Executive Officer or designee to approve individual change orders up to the designated amount.

Manager: Bhavani Yerrapotu, 408-630-2735

Attachments: [Attachment 1: Addenda 1 and 2](#)
[Attachment 2: Project Delivery Process](#)
[Attachment 3: Location Map](#)
[*Supplemental Board Agenda Memo](#)
[*Supplemental Attachment 1: Lease Agreement](#)

Est. Staff Time: 5 Minutes

7. ASSISTANT CHIEF EXECUTIVE OFFICER:

- 7.1. Approve the Fiscal Year 2021-2022 (FY22) Safe, Clean Water and Natural Flood Protection Program Annual Report (Annual Report) and Authorize Staff to Submit it to the Independent Monitoring Committee for its Review. [22-1029](#)

Recommendation: A. Approve the Fiscal Year 2021-2022 (FY22) Safe, Clean Water and Natural Flood Protection Program Annual Report and authorize staff to submit it to the Independent Monitoring Committee for its review; and
 B. Authorize staff to update the Annual Report with audited financials.

Manager: Melanie Richardson, 408-630-2035

Attachments: [Attachment 1: FY22 Safe, Clean Water Annual Report](#)
 [Attachment 2: PowerPoint](#)

Est. Staff Time: 10 Minutes

8. EXTERNAL AFFAIRS:

9. CHIEF EXECUTIVE OFFICER:

- *9.1. CEO and Chiefs' Report. [22-1355](#)

Attachments: [*Handout 9.1-A: Office of Civic Engagement Update](#)
 [*Handout 9.1-B: Office of Government Relations Update](#)

10. ADMINISTRATION:

11. DISTRICT COUNSEL:

12. ADJOURN:

- 12.1. Board Member Reports/Announcements.
12.2. Proposed Future Board Member Agenda Items.
12.3. Clerk Review and Clarification of Board Requests.
12.4. Adjourn to Regular Meeting at 1:00 p.m., on December 13, 2022.