



Santa Clara Valley Water District Board of Directors Meeting

HQ. Bldg. Boardroom, 5700 Almaden Expressway, San Jose, California
Join Zoom Meeting: <https://valleywater.zoom.us/j/84454515597>

***AMENDED/APPENDED CLOSED SESSION AND REGULAR MEETING AGENDA**

**Tuesday, January 13, 2026
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
Tony Estremera, Chair-District 6
Richard P. Santos, Vice Chair-District 3
John L. Varela-District 1
Shiloh Ballard-District 2
Jim Beall-District 4
Nai Hsueh-District 5
Rebecca Eisenberg-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) 630-2277.

MELANIE RICHARDSON
Interim Chief Executive Officer

CANDICE KWOK-SMITH
Clerk, Board of the Directors
(408) 630-3193
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

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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 during public comment or on any item listed on the agenda, may do so by filling out a Speaker Card and submitting it to the Clerk or using the “Raise Hand” tool located in the Zoom meeting application to identify yourself in order to speak, at the time the item is called. Speakers will be acknowledged by the Board/Committee Chair in the order requests are received and granted speaking access to address the Board. Written comments on any item on the agenda may be submitted to clerkoftheboard@valleywater.org or board@valleywater.org.

- 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=ToJpYCxXm0>

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) 630-2277, 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 <http://emmasrb.org/> and <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/ROLL CALL:

1.1. Roll Call.

2. 11:00 AM - CLOSED SESSION:

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

[26-0055](#)

CONFERENCE WITH LEGAL COUNSEL, INITIATION OF LITIGATION

Pursuant to Government Code Section 54956.9(d)(4)

One potential case.

2.2. CLOSED SESSION

[26-0056](#)

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

Setting Negotiation Parameters for Price and Terms of Payment for Purchase, Sale, or Exchange of Property Interest in APNs: 472-33-007, 472-33-010

Agency Negotiators: Melanie Richardson, Rita Chan, Chris Hakes, Bhavani Yerrapotu, Lisa Bankosh, Ken Anderssohn, Madhu Thummaluru

Negotiating Parties: San Jose Unified School District.

***2.3. CLOSED SESSION**

[26-0076](#)

CONFERENCE WITH LEGAL COUNSEL, EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)

Santa Clara Valley Water District v. 1354 E. Taylor Street LLC., et al (Santa Clara County Superior Court, Case No. 23CV418411)

***2.4. CLOSED SESSION**

[26-0132](#)

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957(b)

Title: Interim CEO

- *2.5. CLOSED SESSION [26-0133](#)
PUBLIC EMPLOYEE DISCIPLINE
Pursuant to Government Code Section 54957(b)(1)

- *2.6. CLOSED SESSION [26-0134](#)
CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION
Government Code Section 54956.9(d)(2)
Number of cases: Multiple

- *2.7. District Counsel Report on Closed Session.
(*Previously listed as Item 2.3)

3. 1:00 PM - TIME CERTAIN:

- 3.1. Pledge of Allegiance/National Anthem.

- 3.2. Orders of the Day.
A. *Approximate Discussion Time (Board); and*
B. *Adjustments to the Order of Agenda Items.*

- 3.3. 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/Committee on any item not listed on the agenda may do so by filling out a Speaker Card and submitting it to the Clerk or using the "Raise Hand" tool located in the Zoom meeting application to identify yourself to speak. Speakers will be acknowledged by the Board/Committee Chair in the order requests are received and granted speaking access to address the Board/Committee. Speakers' comments should be limited to three minutes or as set by the Chair. The law does not permit Board/Committee action on, or extended discussion of, any item not on the agenda except under special circumstances. If Board/Committee 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/Committee may take action on any item of business appearing on the posted agenda.

- 3.4. Recognition of Director Tony Estremera for his Service as the 2025 Chairperson of the Santa Clara Valley Water District Board of Directors.

- 3.5. Work Study Session on the Capital Improvement Program Preliminary Fiscal Year 2027-2031 Five-Year Plan and Preliminary Fiscal Year 2026-2027 Groundwater Production Charges. [25-0693](#)
Recommendation: A. Review the Capital Improvement Program (CIP) Evaluation Team's recommended funding scenarios for the CIP preliminary Fiscal Year 2027-2031 (FY 2027-31) Five-Year Plan and approve the recommendations and the inclusion of three projects in the CIP Draft FY

- 2027-31 Five-Year Plan; and
- B. Discuss and provide direction on the preliminary FY 2026-27 (FY 27) Groundwater Production Charge analysis.

Manager: Luz Penilla, 408-630-2228
Darin Taylor, 408-630-3068

Attachments: [Attachment 1: Project Plan Updates](#)
[Attachment 2: Baseline CIP Preliminary FY 2027-31 5-Year Plan](#)
[Attachment 3: Rec. CIP Preliminary FY 2027-31 5-Year Plan](#)
[Attachment 4: Resolution No. 99-21](#)
[Attachment 5: Resolution No. 12-10](#)
[Attachment 6: PowerPoint](#)

Est. Staff Time: 45 Minutes.

REGULAR AGENDA:

4. CONSENT CALENDAR: (4.1 - *4.5) (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 may do so by filling out a Speaker Card and submitting it to the Clerk or using the "Raise Hand" tool located in the Zoom meeting application to identify themselves to speak.

- 4.1. Adopt a Resolution Authorizing Conveyance of Real Property to Khawaja Shams and Zehra Khan at APN 175-14-024, Real Estate File No. 1010-96.1 and to Wayne Qi Zhang and Vicky Yun Xu, APN 175-14-025, Real Estate File No. 1010-96.2 (Los Altos, District 4). [25-1027](#)

Recommendation: A. Adopt the Resolution AUTHORIZING THE CONVEYANCE OF REAL PROPERTY TO KHAWAJA SHAMS AND ZEHRA KHAN AT APN 175-14-024, REAL ESTATE FILE NO. 1010-96.1 AND TO WAYNE QI ZHANG AND VICKY YUN XU AT APN 175-14-025, REAL ESTATE FILE NO. 1010-96.2 (LOS ALTOS, DISTRICT 4); and

B. Authorize the Interim Chief Executive Officer to execute and deliver the Quit Claim Easement Deeds, Real Estate File Nos. 1010-96.1; and 1010-96.2.

Manager: Lisa Bankosh, 408-630-2618

Attachments: [Attachment A: Gov. Code 84308](#)
[Attachment 1: Resolution](#)
[Attachment 2: Quitclaim Deed, 1010-96.1](#)
[Attachment 3: Quitclaim Deed, 1010-96.2](#)

- 4.2. Accept the Santa Clara Valley Water District Annual Comprehensive Financial Report for the Fiscal Year Ended June 30, 2025, and Other Independent Auditors' Reports. [26-0049](#)

Recommendation: Accept the Annual Comprehensive Financial Report for the Fiscal Year ended June 30, 2025, and other independent auditors' reports.

Manager: Darin Taylor, 408-630-3068

Attachments: [Attachment 1: FY 2024-25 ACFR](#)
[Attachment 2: Article XIII-B Appropriations Procedure](#)
[Attachment 3: Investment Policy Compliance](#)
[Attachment 4: Flood Control Master Resolution Compliance](#)

- 4.3. Set the Time and Place of a Public Hearing for the Santa Clara Valley Water District Board of Directors to Determine the Necessity for Directors to be Compensated for up to Fifteen Days per Calendar Month and to Consider Directors' Compensation for Calendar Year 2026. [26-0033](#)

Recommendation: A. Set the time and place for a Public Hearing at 1:00 p.m., on February 10, 2026, at the Santa Clara Valley Water District, 5700 Almaden Expressway, San Jose, California, for the Board of Directors to:

- i. Consider the evidence and determine if there is an operational need for Directors to be compensated for up to fifteen (15) days per calendar month; and
- ii. Consider Directors' compensation for the calendar year 2026, pursuant to Chapter 2, Division 10 of the California Water Code; and

B. Direct the Clerk of the Board to publish a Notice of Public Hearing in a newspaper of general circulation within Santa Clara County.

Manager: Candice Kwok-Smith, 408-630-3139

Attachments: [Attachment 1: Notice of Public Hearing](#)

- *4.4. Accept the CEO Bulletin for the Weeks of December 5, 2025, through January 8, 2026. [26-0060](#)

Recommendation: Accept the CEO Bulletin.

Manager: Melanie Richardson, 408-630-2017
Attachments: [*Attachment 1: 12182025 CEO Bulletin](#)
[*Attachment 2: 01082026 CEO Bulletin](#)

*4.5. Approval of Minutes. [25-1005](#)

Recommendation: Approve the minutes.

Manager: Candice Kwok-Smith, 408-630-3193
Attachments: [*Attachment 1: 11122025 Special CS and Regular Meeting Minute](#)
[*Attachment 2: 11252025 CS and Regular Meeting Minutes](#)
[*Attachment 3: 12092025 Regular Meeting Minutes](#)
[*Attachment 4: 12172025 Special CS Meeting Minutes](#)
[*Attachment 5: 12292025 Special CS Meeting Minutes](#)

5. BOARD OF DIRECTORS:

5.1. Adopt a Resolution Setting the Time and Place of Regular Meetings of the Santa Clara Valley Water District Board of Directors. [25-1016](#)

Recommendation: A. Consider the schedule for the regular meetings of the Board, currently held on the second and fourth Tuesday of each month, beginning at 1:00 p.m., or as designated by the Clerk of the Board to accommodate Closed Session subject matter;
B. Discuss and identify, if necessary, 2026 Board meeting recess dates; and
C. If a new regular Board meeting schedule is approved, adopt the Resolution SETTING THE TIME AND PLACE OF MEETINGS OF THE BOARD OF DIRECTORS OF THE SANTA CLARA VALLEY WATER DISTRICT AND RESCINDING RESOLUTION NO 2025-04.

Manager: Candice Kwok-Smith, 408-630-3139
Attachments: [Attachment 1: Resolution No. 2025-04](#)
[Attachment 2: Draft Resolution](#)

Est. Staff Time: 5 Minutes.

*5.2. Review the Board Committees and Approve the 2026 Board Committee Appointments. [26-0062](#)

Recommendation: A. Review and, if necessary, revise the purpose statements for each individual Board Committee;
B. Establish or dissolve Board Committees as appropriate to meet current organizational and community needs;
C. Review and approve the proposed 2026 Board Committee appointments submitted by the 2026 Board

- Chair; and
D. Appoint new Board Committee representatives, as needed.

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

Attachments: [*Supplemental Board Agenda Memorandum](#)
[*Supplemental Attachment 1: 2026 Board Committee Appointment](#)

Est. Staff Time: 5 Minutes.

***5.3. Board Committee Reports. [26-0059](#)**

Attachments: [*Handout 5.3-A: 10202025 CIP, Summary](#)
[*Handout 5.3-B: 10202025 EWRC, Summary](#)
[*Handout 5.3-C: 10062025 AWAC, Summary](#)
[*Handout 5.3-D: 11182025 SPOC, Summary](#)
[*Handout 5.3-E: 11192025 BAC, Summary](#)
[*Handout 5.3-F: 11192025 YC, Summary](#)
[*Handout 5.3-G: 12082025 WSDMC, Summary](#)
[*Handout 5.3-H: 12102025 BPMC, Summary](#)

Est. Staff Time: 5 Minutes.

***5.4. Consider the December 15, 2025, Board Ethics and Conduct Ad Hoc Committee Recommendation to Take no Further Action on the Board Member Complaint Discussed at the October 14, 2025, Board Meeting and Consider the Matter Closed. [25-1080](#)**

Recommendation: Consider the recommendations resulting from the December 15, 2025, Board Ethics and Conduct Ad Hoc Committee meeting to:

- A. Pursuant to GP-6.5.11, 6.5.12, 6.5.13, to take no further action on the Board member complaint discussed at the October 14, 2025, Board meeting; and
- B. Consider the matter closed.

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

Attachments: [*Attachment 1: Executive Summary](#)
[*Attachment 2: GP-6](#)

Est. Staff Time: 5 Minutes.

- 6. WATER UTILITY ENTERPRISE:**
- 7. WATERSHEDS:**
- 8. ASSISTANT CHIEF EXECUTIVE OFFICER:**
- 9. EXTERNAL AFFAIRS:**

10. CHIEF EXECUTIVE OFFICER:

*10. CEO and Chiefs' Reports.

[26-0061](#)

1.

Attachments: [*Handout 10.1-A: OGR, Summary](#)
[*Handout 10.1-B: OCE, Monthly Update](#)

Est. Staff Time: 5 Minutes.

11. ADMINISTRATION:

12. DISTRICT COUNSEL:

13. BOARD POLICY PLANNING CALENDAR/PROPOSED FUTURE BOARD AGENDA ITEMS:

*13. Review the Fiscal Year 2026 Board Policy Planning Calendar.

[25-0912](#)

1.

Recommendation: Review the Fiscal Year 2026 Board Policy Planning Calendar.

Manager: Candice Kwok-Smith, 408-630-3139

Attachments: [Attachment 1: FY26 Board Calendar](#)
[*Attachment 2: FY26 Board Calendar, Revised](#)

Est. Staff Time: 5 Minutes.

14. BOARD MEMBER REPORTS/ANNOUNCEMENTS:

15. CLERK REVIEW AND CLARIFICATION OF BOARD REQUESTS:

16. ADJOURN:

16.1 The Board will convene for the next Regular meeting at 1:00 p.m. on Tuesday, January, 27, 2026, in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California, and via Zoom teleconference.