



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 REGULAR BOARD MEETING** **AGENDA**

Tuesday, February 10, 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**

***AMENDED/APPEDED
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Join Zoom Meeting:

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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 [26-0197](#)
PUBLIC EMPLOYEE DISCIPLINE
Pursuant to Government Code Section 54957(b)(1)

*2.2. CLOSED SESSION [26-0198](#)
CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant Exposure to Litigation
Government Code Section 54956.9(d)(2)
Number of cases: multiple

*2.3. District Counsel Report on Closed Session.
PREVIOUSLY LISTED AS ITEM 2.1.

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.

[26-0215](#)

Attachments: [*Handout 3.3-A: Congressional Letter on Port Chicago.pdf](#)

Notice to the public: Members of the public who wish to address the Board/Committee on matters not listed on the agenda may do so by completing a Speaker Card and submitting it to the Clerk, or by using the "Raise Hand" feature within the Zoom meeting application to request recognition. Speakers will be acknowledged by the Board/Committee Chair in the order requests are received and, when recognized, will be granted speaking access to address the Board/Committee.

Public comments shall be limited to three (3) minutes per speaker, or such other time as determined by the Chair. State law does not permit the Board/Committee to take action on, or engage in extended discussion of, any item not appearing on the posted agenda, except as otherwise authorized under applicable law. If Board/Committee action is requested, the matter may be scheduled for consideration at a future meeting.

All public comments requiring a response will be referred to staff for a written reply. The Board/Committee may take action on any item of business appearing on the posted agenda.

3.4. Conduct a Public Hearing on the Final Mitigated Negative Declaration and Engineer's Report for the Vasona Pump Station Upgrade Project, Project No. 92264001; Adopt a Resolution Adopting the Final Mitigated Negative Declaration and the Mitigation and Reporting Program; Adopt a Resolution Approving the Engineer's Report; and Approve the Project for the Vasona Pump Station Upgrade Project (Los Gatos, District 7).

[25-1030](#)

- Recommendation:
- A. Open and conduct the public hearing to receive comments on the Final Mitigated Negative Declaration and Engineer's Report for the Vasona Pump Station Upgrade Project, Project No. 92264001;
 - B. Close the Public Hearing;
 - C. Adopt the Resolution ADOPTING THE FINAL MITIGATED NEGATIVE DECLARATION AND THE MITIGATION MONITORING AND REPORTING PROGRAM FOR THE VASONA PUMP STATION UPGRADE PROJECT;
 - D. Adopt the Resolution APPROVING THE ENGINEER'S REPORT FOR THE VASONA PUMP STATION UPGRADE PROJECT; and
 - E. Approve the Project.

Manager: Emmanuel Aryee, 408-630-3074

Attachments: [Attachment 1: Final MND, including MMRP](#)
[Attachment 2: Resolution, Final MND](#)
[Attachment 3: Resolution, Engineer's Report](#)
[Attachment 4: Engineer's Report](#)
[Attachment 5: Notice of Public Hearing](#)
[Attachment 6: Project Delivery Process Chart](#)
[Attachment 7: PowerPoint](#)

Est. Staff Time: 10 Minutes

- 3.5. Conduct a Public Hearing to Determine the Necessity for the Board of Directors to be Compensated for up to 15 Days Per Calendar Month, and to Consider Meeting Compensation Amount for Calendar Year 2026. [26-0034](#)

Recommendation:

- A. Open and conduct a Public Hearing to allow members of the public to provide comments on the need to compensate Directors for up to 15 days per calendar month, and Director meeting compensation amount for calendar year 2026;
- B. Close the Public Hearing; and
- C. Discuss, make a finding, and adopt the Ordinance PROVIDING FOR COMPENSATION OF DIRECTORS OF SANTA CLARA VALLEY WATER DISTRICT PURSUANT TO CHAPTER 2, DIVISION 10, CALIFORNIA WATER CODE, reflecting the number of meetings per calendar month Directors should be compensated and the Director meeting compensation amount for calendar year 2026; or
- D. Provide direction to the Clerk, Board of Directors relevant to the authorized number of compensated meetings per month and meeting compensation amount for calendar year 2026.

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

Attachments: [BOARD USE ONLY: Storyboard](#)
[Attachment 1: Notice of Public Hearing](#)
[Attachment 2: 2026 Board Committee Appointments](#)
[Attachment 3: 2025 Board Meeting Days Analysis](#)
[Attachment 4: Draft Ordinance](#)
[Attachment 5: GP-10](#)

Est. Staff Time: 10 Minutes

- *3.6. Consider Memoranda of Understanding between the Santa Clara Valley Water District and Employees Association - AFSCME Local 101, Engineers Society - IFPTE Local 21, and Professional Managers Association - IFPTE Local 21; and Adopt Resolutions (3) Approving Terms of Memoranda (January 1, 2026 through December 31, 2029). [26-0207](#)

- Recommendation:
- A. Adopt the Resolution APPROVING THE TERMS OF THE MEMORANDUM OF UNDERSTANDING BETWEEN THE SANTA CLARA VALLEY WATER DISTRICT AND EMPLOYEES ASSOCIATION, AFSCME LOCAL 101 FOR THE PERIOD OF JANUARY 1, 2026 THROUGH DECEMBER 31, 2029;
 - B. Authorize CEO to sign the Memorandum of Understanding between the Santa Clara Valley Water District and Employees Association, AFSCME Local 101, in substantially the same form as the draft version;
 - C. Adopt the Resolution APPROVING THE TERMS OF THE MEMORANDUM OF UNDERSTANDING BETWEEN THE SANTA CLARA VALLEY WATER DISTRICT AND ENGINEERS SOCIETY, IFPTE LOCAL 21 FOR THE PERIOD OF JANUARY 1, 2026 THROUGH DECEMBER 31, 2029;
 - D. Authorize CEO to sign the Memorandum of Understanding between the Santa Clara Valley Water District and Engineers Society in substantially the same form as the draft version;
 - E. Adopt the Resolution APPROVING THE TERMS OF THE MEMORANDUM OF UNDERSTANDING BETWEEN THE SANTA CLARA VALLEY WATER DISTRICT AND PROFESSIONAL MANAGERS ASSOCIATION, IFPTE LOCAL 21 FOR THE PERIOD OF JANUARY 1, 2026 THROUGH DECEMBER 31, 2029; and
 - F. Authorize CEO to sign the Memorandum of Understanding between the Santa Clara Valley Water District and Professional Managers Association in substantially the same form as the draft version;

Manager: Patrice McElroy, 408-630-3159

Attachments: [*Original Board Agenda Memo](#)
[*Supplemental Board Agenda Memo](#)
[*Supplemental Attachment 1: Resolution AFSCME Local 10 \(EA\)](#)
[*Supplemental Attachment 2: Tentative Agreement AFSCME Local 10 \(EA\)](#)
[*Supplemental Attachment 3: Resolution IFPTE Local 21 \(ES\)](#)
[*Supplemental Attachment 4: Tentative Agreement IFPTE Local 21 \(ES\)](#)
[*Supplemental Attachment 5: Resolution IFPTE Local 21 \(PMA\)](#)
[*Supplemental Attachment 6: Tentative Agreement IFPTE Local 21 \(PMA\)](#)
[*Supplemental Attachment 7: Coalition Package \(EA, ES, PMA\) T€](#)

Est. Staff Time: 10 Minutes

REGULAR AGENDA:

4. CONSENT CALENDAR: (4.1 - *4.3) (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 Setting the Time and Place of a Public Hearing on the Report on Activities in Protection and Augmentation of Water Supplies of the Santa Clara Valley Water District and Proposed Fiscal Year 2026-2027 Groundwater Production Charges and Surface Water Charges, Beginning April 14, 2026, at 1:00 p.m. and Concluding April 28, 2026, at 1:00 p.m. [25-0872](#)

Recommendation: A. Adopt the Resolution CALLING A PUBLIC HEARING TO CONSIDER COMMENTS FROM MEMBERS OF THE PUBLIC ON THE REPORT ON THE ACTIVITIES IN THE PROTECTION AND AUGMENTATION OF THE WATER SUPPLIES OF THE SANTA CLARA VALLEY WATER DISTRICT, FISCAL YEAR 2026-2027; and
 B. Set the time and place for this Public Hearing to begin on April 14, 2026, at 1:00 p.m. in the Santa Clara Valley Water District Boardroom, continuing to April 22, 2026, at 7:00 p.m. in the City of Morgan Hill Council Chamber Building, and concluding on April 28, 2026, at 1:00 p.m. in the Santa Clara Valley Water District Boardroom.

Manager: Aaron Baker, 408-630-2135

Attachments: [Attachment 1: Resolution](#)

- *4.2. Accept the CEO Bulletin for the Weeks of January 23 Through February 5, 2026. [26-0178](#)

Recommendation: Accept the CEO Bulletin.

Manager: Melanie Richardson, 408-630-2017

Attachments: [Attachment 1: 02/05/2026 CEO Bulletin](#)

- *4.3. Approval of the January 13, 2026, Minutes. [26-0078](#)

Recommendation: Approve the January 13, 2026, minutes.

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

Attachments: [Attachment 1: 01/13/2026 Meeting Minutes](#)

5. BOARD OF DIRECTORS:

- *5.1. (ITEM REMOVED FROM AGENDA) Adopt a Resolution Appointing an Interim CEO and Authorizing the Associated Compensation. [26-0182](#)

Recommendation: Adopt the Resolution APPOINTING THE INTERIM CEO AND AUTHORIZING THE ASSOCIATED COMPENSATION COMMENCING FEBRUARY 13, 2026 FOR AN INITIAL 30 DAY PERIOD FOR UP TO ONE YEAR.

Manager: Patrice McElroy, 408-630-3159

Est. Staff Time: 5 Minutes.

- *5.2. Board Committee Reports. [26-0200](#)

Attachments: [*Handout 5.2-A: 09/11/2025 IMC Meeting Summary](#)
[*Handout 5.2-B: 12/03/2025 IMC Meeting Summary](#)
[*Handout 5.2-C: 02/09/2026 BPMC Agenda](#)

6. WATER UTILITY ENTERPRISE:

7. WATERSHEDS:

- 7.1. Approve the Agreements with Two Consultant Firms: Stillwater Ecosystem, Watershed & Riverine Sciences, DBA Stillwater Sciences, Agreement No. A5566A; and TRIPLE HS, INC. DBA H. T. Harvey & Associates, Agreement No. A5567A, to Provide On-Call Biological Services, PlanetBids File No.VW0597, for a Shared Aggregate Total Not-To-Exceed fee of \$3,000,000. [26-0143](#)

Recommendation: A. Approve the Agreement No. A5566A, with Stillwater Ecosystem, Watershed & Riverine Sciences, DBA Stillwater Sciences, for On-Call Biological Services for a Shared Aggregate Total Not-to-Exceed fee of \$3,000,000; and
B. Approve the Agreement No. A5567A, with TRIPLE HS, INC. DBA H. T. Harvey & Associates, for On-Call Biological Services for a Shared Aggregate Total Not-to-Exceed fee of \$3,000,000.

Manager: John Bourgeois, 408-630-2990

Attachments: [Attachment A: Gov. Code § 84308, Stillwater](#)
[Attachment B: Gov. Code § 84308, H. T. Harvey](#)
[Attachment 1: Agreement, Stillwater](#)
[Attachment 2: Agreement, H. T. Harvey](#)

Est. Staff Time: 5 Minutes

8. ASSISTANT CHIEF EXECUTIVE OFFICER:

- 8.1. Approve a Budget Adjustment in the Amount of \$3,945,234 and Approve an Increase of \$2,500,000 to the Construction Contract Contingency Sum for the Anderson Dam Federal Energy Regulatory Commission Order Compliance Project, Coyote Creek Stream Augmentation Fish Protection Measure: Chillers Plant Project, Project No. 91864008, Contract No. C0701 (Morgan Hill, District 1). [26-0051](#)

- Recommendation:
- A. Approve a Fiscal Year 2026 budget adjustment in the amount of \$3,945,234 to the Coyote Creek Stream Augmentation Fish Protection Measure: Chillers Plant Project; and
 - B. Approve an increase of \$2,500,000 to the construction contract contingency sum, bringing the total contingency sum to \$7,804,592 for the Coyote Creek Stream Augmentation Fish Protection Measure: Chillers Plant Project.

Manager: Ryan McCarter, 408-630-2983

Attachments: [Attachment 1: Map](#)
[Attachment 2: PowerPoint](#)

Est. Staff Time: 5 Minutes.

9. EXTERNAL AFFAIRS:

10. CHIEF EXECUTIVE OFFICER:

- *10.1 CEO and Chiefs' Reports. [26-0201](#)

Attachments: [*Handout 10.1-A: OCE Monthly Report](#)
[*Handout 10.1-B: OGR Summary](#)
[*Handout 10.1-C: Annual Watersheds OM Report](#)

11. ADMINISTRATION:

12. DISTRICT COUNSEL:

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

- *13.1 Review the Fiscal Year 2026 Board Policy Planning Calendar. [25-0914](#)

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

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

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

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, February 24, 2026, in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California, and via Zoom teleconference.