



## 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, June 24, 2025  
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) 630-2277  
[www.valleywater.org](http://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**

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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](mailto:clerkoftheboard@valleywater.org) or [board@valleywater.org](mailto: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>

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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**

CONFERENCE WITH LEGAL COUNSEL, EXISTING LITIGATION

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

Santa Clara Valley Water District v. EFuel Investments San Jose LLC,  
et al.

(Santa Clara County Superior Court, Case No. 23CV416095)

[25-0497](#)

**\*2.2. (ITEM REMOVED FROM THE AGENDA)**

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL PENDING LITIGATION

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

Amanda Aguirre, et al. v. Santa Clara Valley Water District  
Santa Clara County Superior Court Case No. 23CV415312

**\*2.3. CLOSED SESSION**

CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6(a)

Agency Designated Representatives: M. Richardson, T. Yoke, P.

McElroy, A. Lee, E. Meeks, J. Carlos Orellana, B. Hopper, E. Kreisberg

Employee Organizations: Employees Association, Engineers Society,  
Professional Managers Association

Unrepresented Employees: All Valley Water Unclassified Positions

(\*Continued from June 10, 2025)

[25-0561](#)

2.4. District Counsel Report on Closed Session.

**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. Receive Information on Consultant Study Regarding Santa Clara Valley Water District's Water Use Projections, Water Demand Elasticity, and Customer Affordability Study; and Provide Feedback to Staff.

[25-0518](#)

Recommendation: Receive information on consultant study regarding Santa Clara Valley Water District's water use projections, water demand elasticity, and customer affordability, including study scope, objectives, and status update; provide feedback to staff.

Manager: Darin Taylor, 408-630-3041

Attachments: [Attachment 1: PowerPoint](#)

Est. Staff Time: 20 Minutes.

**REGULAR AGENDA:**

**4. CONSENT CALENDAR: (4.1 - \*4.9) (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 Adopting the Fiscal Year 2025 Emergency Operations Plan. [25-0521](#)

Recommendation: Adopt the Resolution ADOPTING THE FISCAL YEAR 2025 EMERGENCY OPERATIONS PLAN.

Manager: Alexander Gordon, 408-630-2637

Attachments: [Attachment 1: Resolution](#)  
[Attachment 2: Emergency Operations Plan](#)

- 4.2. Approve a Sole Source Designation, Adopt Plans and Specifications, and Authorize Advertisement for Bids for the West Pipeline Inspection and Rehabilitation Project - Phase 2, as Part of the 10-Year Pipeline Inspection and Rehabilitation Project, Project No. 95084002, Contract No. C0719 (Los Gatos, Campbell, Saratoga, Cupertino, Los Altos, and Santa Clara, Districts 4, 5, and 7). [25-0413](#)

Recommendation: A. Find that certain Supervisory Control and Data Acquisition instrumentation components as specified in the Plans and Specifications be designated as sole source products to match other products already in use at other Santa Clara Valley Water District facilities using the Supervisory Control and Data Acquisition system. Public Contract Code Section 3400(c)(2);  
B. Find that the West Pipeline Inspection and Rehabilitation Project - Phase 2 is substantially complex and, therefore, requires construction contract retention of ten percent (10%);  
C. Adopt the Plans and Specifications and Authorize Advertisement for Bids for construction of the West Pipeline Inspection and Rehabilitation Project - Phase 2, per the Notice to Bidders; and  
D. Authorize the Designated Engineer to issue addenda, as necessary, during the bidding process.

Manager: Emmanuel Aryee, 408-630-3074

Attachments: [Attachment 1: Notice to Bidders](#)  
[Attachment 2: Project Delivery Process Chart](#)  
[Attachment 3: Map](#)

- 4.3. Adopt Recommended Positions on Federal Legislation: S. 1760 (Curtis) - Restoring WIFIA Eligibility Act of 2025; H.R. 2907 (Stanton) - Save Building Resilient Infrastructure and Communities (Save BRIC) Act; S. 324 (Rosen) - Smarter Weather Forecasting for Water Management, [25-0094](#)

Farming, and Ranching Act of 2025; And Other Legislation That May Require Consideration by the Board.

Recommendation:      A. Adopt a Position of “Support” on S. 1760 (Curtis) - Restoring WIFIA Eligibility Act of 2025;  
                                    B. Adopt a Position of “Support” on H.R. 2907 (Stanton) - Save Building Resilient Infrastructure and Communities (Save BRIC) Act; and  
                                    C. Adopt a Position of “Support” on S. 324 (Rosen) - Smarter Weather Forecasting for Water Management, Farming, and Ranching Act of 2025.

Manager:                 Marta Lugo, 408-630-2237

- 4.4.      Adopt Recommended Positions on State Legislation: AB 11 (Lee) The Social Housing Act, AB 1319 (Schultz) Protected species: California Endangered Species Act, SB 466 (Caballero) Drinking water: hexavalent chromium: civil liability: exemption, and Other Legislation Which May Require Urgent Consideration for a Position by the Board. [25-0035](#)

Recommendation:      A. Adopt a position of “Support” on: AB 11 (Lee) The Social Housing Act.  
                                    B. Adopt a position of “Oppose Unless Amended” on: AB 1319 (Schultz) Protected species: California Endangered Species Act.  
                                    C. Adopt a position of “Support” on: SB 466 (Caballero) Drinking water: hexavalent chromium: civil liability: exemption.

Manager:                 Joshua Golka, 408-630-4508

- 4.5.      Approve the Fiscal Year 2025 Schedule Adjustments to Projects in the Safe, Clean Water and Natural Flood Protection Program. [25-0529](#)

Recommendation:      Approve the Fiscal Year 2025 Schedule Adjustments to Projects in the Safe, Clean Water and Natural Flood Protection Program.

Manager:                 Luz Penilla, 408-630-2228

Attachments:           [Attachment 1: Proposed Project Schedule Adjustments](#)

- 4.6.      Accept the Work as Complete and Direct the Clerk to File the Notice of Completion of Contract and Acceptance of Work for the Federal Energy Regulatory Commission Order Compliance Project Coyote Creek Flood Management Measures Project, Stage 1 - Civil Work (Milestones 1 and 1B), Gordon N. Ball, Inc., Contractor, Project No. 91864007, Contract No. C0690 (San Jose, Districts 2, 3 and 6). [25-0154](#)

Recommendation:      A. Accept the work on the Federal Energy Regulatory Commission (FERC) Order Compliance Project (FOCP) Coyote Creek Flood Management Measures Project, Stage 1 - Civil Work (Milestones 1 and 1B),

Project No. 91864007, Contract No. C0690 as complete; and

- B. Direct the Clerk of the Board to sign the Notice of Completion of Contract and Acceptance of Work and submit for recording to the Santa Clara County Clerk-Recorder.

Manager: Bhavani Yerrapotu, 408-630-2735  
Emmanuel Aryee, 408-630-3074

Attachments: [Attachment 1: Notice of Completion and Acceptance of Work](#)  
[Attachment 2: Construction Contract Acceptance](#)  
[Attachment 3: Project Completion Letter](#)  
[Attachment 4: Construction Photos](#)  
[Attachment 5: Project Delivery Process Chart](#)

- 4.7. Accept the Work as Complete and Direct the Clerk to File the Notice of Completion of Contract and Acceptance of Work for the Snell Pipeline Inspection and Rehabilitation Project, as part of the 10-Year Pipeline Inspection and Rehabilitation Project, Con-Quest Contractors Inc., Contractor, Project No. 95084002, Contract No. C0698 (San Jose, Districts 1, 4, 6, 7). [25-0189](#)

Recommendation: A. Accept the work on Snell Pipeline Inspection and Rehabilitation Project, as part of the 10-Year Pipeline Inspection and Rehabilitation Project, Project No. 95084002, Contract No. C0698 as complete; and  
B. Direct the Clerk of the Board to sign the Notice of Completion of Contract and Acceptance of Work and submit for recording to the Santa Clara County Clerk-Recorder.

Manager: Emmanuel Aryee, 408-630-3074

Attachments: [Attachment 1: Notice of Completion and Acceptance of Work](#)  
[Attachment 2: Construction Contract Acceptance](#)  
[Attachment 3: Project Completion Letter](#)  
[Attachment 4: Construction Photos](#)  
[Attachment 5: Project Delivery Process Chart](#)

- \*4.8. Accept the CEO Bulletin for the Weeks of June 6 - 19, 2025. [25-0555](#)

Recommendation: Accept the CEO Bulletin.

Manager: Melanie Richardson, 408-630-2017

Attachments: [Attachment 1: 061925 CEO Bulletin](#)

- \*4.9. Approval of Minutes. [25-0567](#)

Recommendation: Approve the minutes.

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

Attachments: [Attachment 1: 05272025 CS and Regular Meeting Minutes](#)

## 5. BOARD OF DIRECTORS:

- 5.1. Consider the April 14, 2025, Board Policy Monitoring Committee Recommendation to Adopt an Amended and Restated Resolution Adopting a Standard Rate Schedule for Services and Activities Regulated by the Water Resources Protection Ordinance and for Certain Licenses and Costs Associated with Real Property Transactions. [25-0495](#)

Recommendation: A. Adopt the Resolution AN AMENDED AND RESTATED RESOLUTION OF THE BOARD OF DIRECTORS OF THE SANTA CLARA VALLEY WATER DISTRICT ADOPTING A STANDARD RATE SCHEDULE FOR SERVICES AND ACTIVITIES REGULATED BY THE WATER RESOURCES PROTECTION ORDINANCE AND FOR CERTAIN LICENSES AND COSTS ASSOCIATED WITH REAL PROPERTY TRANSACTIONS; and  
B. Provide feedback and recommendations to staff as necessary.

Manager: Lisa Bankosh, 408-630-2618

Attachments: [Attachment 1: SCVWD Resolution No. 10-86](#)  
[Attachment 2: Proposed Changes to Standard Rate Schedule](#)  
[Attachment 3: Resolution](#)

Est. Staff Time: 5 Minutes.

- \*5.2. Consider the June 17, 2025, Board Audit Committee Recommendation to Approve Amendment No. 2 to Agreement A4570A with Sjoberg Evashenk Consulting, Inc., to Provide Board Audit Consultant Services, Extending the Agreement Term to November 22, 2026, and to Increase the Not-to-Exceed by \$600,000, Resulting in a Total Not-to-Exceed Fee of \$1,400,000. [25-0544](#)

Recommendation: Adopt the June 17, 2025, Board Audit Committee Recommendation to Approve Amendment No. 2 to Agreement A4570A with Sjoberg Evashenk Consulting, Inc., to provide Board Audit Consultant Services, extending the Agreement term to November 22, 2026, and to increase the Not-to-Exceed by \$600,000, resulting in a total Not-to-Exceed fee of \$1,400,000.

Manager: Darin Taylor, 408-630-3068



Attachments: [Attachment A: Gov. Code 84308](#)  
[Attachment 1: Amendment No. 2](#)  
[Attachment 2: Amendment No. 1](#)  
[Attachment 3: Agreement](#)

Est. Staff Time: 5 Minutes.

- \*5.3. Board Committee Reports. [25-0556](#)  
(\*Previously Listed as Item 5.2)

Attachments: [\\*Handout 5.3-A: 031325 ECCC Summary](#)  
[\\*Handout 5.3-B: 042125 CIP Summary](#)  
[\\*Handout 5.3-C: 051925 CIP Summary](#)  
[\\*Handout 5.3-D: 052925 Youth Commission Summary](#)  
[\\*Handout 5.3-E: 06252025 RWC, Agenda](#)  
[\\*Handout 5.3-F: 06232025 WSDMC, Agenda](#)

Est. Staff Time: 5 Minutes.

## 6. WATER UTILITY ENTERPRISE:

## 7. WATERSHEDS:

- \*7.1. Receive Report of Bids, Ratify Addenda, Approve the Contingency Fund, and Award the Construction Contract to Granite Rock Company for Construction of the Stevens Creek Evelyn Fish Passage Project, Under the Watersheds Asset Rehabilitation Program, Project No. 62084001, Contract No. C0708 (Mountain View, District 7). [25-0523](#)

Recommendation: A. Ratify Addenda No. 1, 2, and 3 to the Contract Documents for the Stevens Creek Evelyn Fish Passage Project;  
B. Award the Construction Contract to Granite Rock Company, located in San Jose, CA, in the sum of \$4,852,260; and  
C. Approve a contingency sum of 10% in the amount of \$485,226 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: Map](#)  
[Attachment 2: Addendum No. 1, 2 and 3](#)  
[Attachment 3: Project Delivery Process Chart](#)

Est. Staff Time: 5 Minutes.

- \*7.2. Receive Report of Bids, Ratify Addenda, Approve the Contingency Fund, and Award the Construction Contract to Granite Rock Company, for the South Babb Flood Mitigation Project, under the Watershed Asset [25-0539](#)

Rehabilitation Program, Project No. 62084001, Contract No. C0716 in the Sum of \$1,225,742 (San Jose, District 6).

Recommendation:     A. Ratify Addendum No. 1 to the Contract Documents for the South Babb Flood Mitigation Project;  
                              B. Award the Construction Contract to Granite Rock Company, located in San Jose, CA, in the sum of \$1,225,742; and  
                              C. Approve a contingency sum of 10% in the amount of \$122,574 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: Map](#)  
                              [Attachment 2: Addendum No. 1](#)  
                              [Attachment 3: Project Delivery Process Chart](#)

Est. Staff Time:      5 Minutes.

## **8. ASSISTANT CHIEF EXECUTIVE OFFICER:**

- 8.1. Approve Amendment No. 1 to Agreement No. A4932A with Stillwater Sciences, for Regulatory Permitting Services for the Anderson Dam Seismic Retrofit Project, Project No. 91864005, Increasing the Not-to-Exceed Fee by \$918,593 for a Revised Total Not-to-Exceed Fee of \$2,918,593 and Extending the Agreement Term to December 31, 2028 (Morgan Hill, District 1). [25-0509](#)

Recommendation: Approve Amendment No. 1 to Agreement No. A4932A with Stillwater Sciences, for regulatory permitting services for the Anderson Dam Seismic Retrofit Project, Project No. 91864005, increasing the not-to-exceed fee by \$918,593 for a revised total not-to-exceed fee of \$2,918,593, and extending the Agreement Term to December 31, 2028.

Manager:               Ryan McCarter, 408-630-2983

Attachments:         [Attachment A: Gov. Code Section 84308](#)  
                              [Attachment 1: Amendment No. 1](#)  
                              [Attachment 2: Original Agreement](#)

Est. Staff Time:      5 Minutes.

## **9. EXTERNAL AFFAIRS:**

- \*9.1. Approve Fiscal Year 2025 Standard Grants for the Safe, Clean Water and Natural Flood Protection Program. [25-0543](#)

Recommendation:     A. Review and discuss staff's recommendations for Fiscal Year 2025 Safe, Clean Water and Natural Flood Protection Program (Safe, Clean Water Program)

standard grant awards;

- B. Authorize the Chief Executive Officer or designee to approve and execute non-consultant agreements for 13 standard grant projects at a total amount not-to-exceed \$1,837,616.55; and
- C. Authorize staff to reallocate the remaining Fiscal Year 2025 standard grant funding of \$32,383.45 towards Fiscal Year 2026 mini-grants.

Manager: Rachael Gibson, 408-630-2884

Attachments: [Attachment 1: FY 2025 Standard Grant Guidelines](#)  
[Attachment 2: FY 2025 Standard Grant Application Summaries](#)  
[Attachment 3: FY 2025 Staff Funding Recommendations](#)  
[Attachment 4: PowerPoint](#)  
[\\*Handout 9.1-A: Grant Edit](#)

Est. Staff Time: 10 Minutes

**10. CHIEF EXECUTIVE OFFICER:**

\*10. CEO and Chiefs' Reports.

[25-0557](#)

1.

Attachments: [\\*Handout 10.1-A: Office of Communications](#)

Est. Staff Time: 5 Minutes

**11. ADMINISTRATION:**

**12. DISTRICT COUNSEL:**

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

13.1. Review the Fiscal Year 2024-2025 Board Policy Planning Calendar.

[25-0506](#)

Recommendation: Review the Fiscal Year 2024-2025 Board Policy Planning Calendar.

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

Attachments: [Attachment 1: FY24-25 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 Closed Session and Regular meeting at 11:00 a.m. on Tuesday, July 8, 2025, in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California, and via Zoom teleconference.