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, October 28, 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.

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

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/APPENDED 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 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=TojJpYCxXm0

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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. (ITEM REMOVED FROM AGENDA) CLOSED SESSION
CONFERENCE WITH LABOR NEGOTIATORS

2.2. CLOSED SESSION 25-0938
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:
237-02-062, 237-02-066, 237-02-064, 237-02-067, 237-18-082, 249-21-005, 249-64-001, 249-64-011, 249-64-025, 254-01-004, 254-01-023, 254-01-034, 254-17-103, 467-05-047, 467-05-048, 467-13-007, 472-11-009, 472-11-062, 472-11-081, 472-12-001, 472-12-005, 472-12-041, 472-12-044, 472-12-073, 472-12-075, 472-31-041, 472-31-042, 472-33-007, 472-33-010, 472-33-011, 472-33-012, 477-12-020, Parcel located at St. John Street and 18th Street No APN, 467-13-006, 249-22-027, 249-22-028, 249-22-029, 249-22-030
Agency Negotiators: Melanie Richardson, Rita Chan, Chris Hakes, Bhavani Yerrapotu, Carlo Achdjian, Ken Anderssohn, Madhu Thummaluru
Negotiating Parties: Mai Charcot LLC, AMB Institutional Alliance Fund III LP, City of San Jose, Levitt James E Trustee, Tripp Avenue Housing Associates LP, Jimmie S Eakins Trustee, Bernadette Moise Trustee, Pedro D and Maria C Valdez, Mildred M Peck, Eunan Reynolds, 1020 S

12TH Street LLC, David R Bleile, Michele A Dour, San Jose Unified School District, BGT Development LLC, Unidentified Owner of Parcel Located at St. John Street and 18th Street, B9 Sequoia Charot Owner LLP, SJS Investment Group LLC, Opera San Jose Inc., Kim Lam and Mai Nguyen, James Carbin and Elizabeth Caplan, Ruozhen Hov, Thomas Li and C. Yeo-Chung, Daniel and Jennie Cardona, Danny Weidman and Hortencia Calvillo, Riversedge Business Park.

*2.3. CLOSED SESSION 25-0961
PUBLIC EMPLOYEE DISCIPLINE
Pursuant to Government Code Section 54957(b)(1).

*2.4. CLOSED SESSION 25-0962
CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant Exposure to Litigation
Government Code Section 54956.9(d)(2)
Number of cases: multiple

*2.5. 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. Proposed Updates to the Change Control Process for the Safe, Clean Water and Natural Flood Protection Program. 25-0658

Recommendation: Approve staff's proposed updates to the Change Control Process for the Safe, Clean Water and Natural Flood Protection

Program.

Manager: Luz Penilla, 408-630-2228

Attachments: Attachment 1: SCVWD 20-64 Resolution Adopting Measure S
Attachment 2: Existing Board-Approved Change Control Process
Attachment 3: June 10 2025 Board Agenda Memo
Attachment 4: Draft Revised Change Control Process
Attachment 5: Change Control Process At-A-Glance
Attachment 6: Proposed Public Hearing Process Timelines
Attachment 7: 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 Recognizing October 2025, as National Breast Cancer Awareness Month. 25-0882

Recommendation: Adopt the RESOLUTION RECOGNIZING OCTOBER 2025 AS NATIONAL BREAST CANCER AWARENESS MONTH.

Manager: Patrice McElroy, 408-630-3159

Attachments: Attachment 1: Resolution

4.2. Approve Specific Brand or Trade Name Designation, Adopt Plans and Specifications, and Authorize Advertisement for Bids for the Almaden Valley Pipeline Replacement Project - Phase 1, Project No. 92304001, Contract No. C0714 (San Jose, Unincorporated Santa Clara County) (District 1, District 7). 25-0597

Recommendation:
A. Find that the Almaden Valley Pipeline Replacement Project is substantially complex and, therefore, requires a construction contract retention of 10 percent (10%);
B. Find that certain Supervisory Control and Data Acquisition instrumentation components as specified in

the Plans and Specifications should be designated as specific brand or trade name products. Public Contract Code Section 3400(c)(2);

C. Adopt the Plans and Specifications and Authorize Advertisement for Bids for Construction of the Almaden Valley Pipeline Project - Phase 1 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. Approve the Board of Directors' Quarterly Expense Report for the Quarter Ending June 30, 2025. 25-0909

Recommendation:
A. Review the Board of Directors' Quarterly Expense Report for the quarter ending June 30, 2025; and
B. Approve the Report if the reimbursements comply with Board Policy.

Manager: Darin Taylor, 408-630-3068

Attachments: Attachment 1: Quarterly Expense Report

4.4. Adopt Recommended Positions on Federal Legislation: H.R. 4733 (Sorensen) - Low-Income Household Water Assistance Program Establishment Act; H.R. 3572 (Valadao) - Farm to Market Road Improvement Act; S. 1413 (Padilla) - To Authorize Additional Funding for the San Joaquin River Restoration Settlement Act; S. 1477 (Padilla) / H.R. 2945 (Lieu) - Housing for All Act of 2025; And Other Legislation That May Require Consideration by the Board. 25-0362

Recommendation:
A. Adopt a Position of "Support and Amend" on H.R. 4733 (Sorensen) - Low-Income Household Water Assistance Program Establishment Act;
B. Adopt a Position of "Support and Amend" on H.R. 3572 (Valadao) - Farm to Market Road Improvement Act;
C. Adopt a Position of "Support" on S. 1413 (Padilla) - To authorize additional funding for the San Joaquin River Restoration Settlement Act; and
D. Adopt a Position of "Support and Amend" on S. 1477 (Padilla) / H.R. 2945 (Lieu) - Housing for All Act of 2025.

Manager: Marta Lugo, 408-630-2237

4.5. Denial of Claim of Robert Emmons. 25-0746

Recommendation: Deny the claim.

Manager: Carlos Orellana, 408-630-2755

Attachments: Attachment 1: Claim

4.6. Denial of Claim of Bilal Abbas on Behalf of Bibz N Ribz, LLC. 25-0779

Recommendation: Deny the claim.

Manager: Carlos Orellana, 408-630-2755

Attachments: Attachment 1: Claim
Attachment 2: Photos

4.7. Receive the Santa Clara Valley Water District Youth Commission's Accomplishments Report and Recognition of the 2025 Outgoing Santa Clara Valley Water District Youth Commission Members. 25-0923

Recommendation:
A. Receive and accept the Santa Clara Valley Water District Youth Commission's Accomplishments Report; and
B. Acknowledge and recognize the 2025 outgoing Santa Clara Valley Water District Youth Commission Members.

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

Attachments: Attachment 1: 2025 YC Accomplishments Report

*4.8. Approval of Minutes. 25-0893

Recommendation: Approve the minutes.

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

Attachments: Attachment 1: 09/03/2025 Special Meeting Minutes
Attachment 2: 09/09/2025 Regular Meeting Minutes

*4.9. Accept the CEO Bulletin for the Weeks of October 10-23, 2025. 25-0939

Recommendation: Accept the CEO Bulletin.

Manager: Melanie Richardson, 408-630-2017

Attachments: Attachment 1: 102325 CEO Bulletin PH

5. BOARD OF DIRECTORS:

5.1. Formation of a Labor Negotiations Ad Hoc Committee 25-0940

Recommendation:
A. Form a Labor Negotiations Ad Hoc Committee to Support the Negotiations with Santa Clara Valley Water

District's Bargaining Units

B. Appoint 3 Board Members to Serve on the Labor Negotiations Ad Hoc Committee

Manager: Chair Tony Estremera

Est. Staff Time: 5 Minutes

*5.2. Board Committee Reports. 25-0941

Attachments: *Handout 5.2-A: 091025 ECCC Meeting Summary
*Handout 5.2-B: 091725 BAC Meeting Summary
*Handout 5.2-C: 092425 RWC Meeting Summary
*Handout 5.2-D: 092925 CIP Meeting Summary
*Handout 5.2-E: 101725 Ethics Ad Hoc Meeting Summary
*Handout 5.2-F: 102725 WSDMC Agenda

Est. Staff Time: 5 Minutes

*5.3. Approve the Fiscal Year 2026 Santa Clara Valley Water District Youth Commission Work Plan Including the September 30, 2025, Youth Commission's Project Recommendations. 25-0921

Recommendation: Consider and approve the Fiscal Year 2026 Santa Clara Valley Water District Youth Commission Work Plan with recommendations resulting from the September 30, 2025 Youth Commission meeting:

A. One Water Pitch: A Youth Video Competition on Water Sustainability;
B. Data Accessibility Project, based on Water Watch, Microplastic Interception Program and Trash Pollution Heatmap; and
C. Creekside Community Care Project with elements from Providing Safe Drinking Water.

Manager: Rachael Gibson, 408-630-2884

Attachments: Attachment 1: FY26 Work Plan

Est. Staff Time: 10 Minutes

*5.4. Consider the October 7, 2025, Board Policy and Monitoring Committee Recommendation to Approve the Fiscal Year 2025-2026 Board Work Plan. 25-0936

Recommendation: Consider the recommendation resulting from the October 7, 2025, Board Policy and Monitoring Committee meeting to approve the Fiscal Year 2025-2026 Board Work Plan.

Manager: Theresa Chinte, 408-630-2714

Attachments: [Attachment 1: FY26 Board Work Plan - Edits Highlighted]
[Attachment 2: FY26 Board Work Plan - Final]

Est. Staff Time: 10 Minutes

6. WATER UTILITY ENTERPRISE:

7. WATERSHEDS:

7.1. Receive an Update on the San Francisquito Creek Flood Protection Project from the San Francisquito Creek Joint Powers Authority (Palo Alto, District 7). [25-0763]

Recommendation:

A. Receive an Update on the San Francisquito Creek Flood Protection Project from the San Francisquito Creek Joint Powers Authority; and
B. Provide direction to staff including considering approval of a portion of Santa Clara Valley Water District's Fiscal Year 2025-2026 annual member contribution to the San Francisquito Creek Joint Powers Authority operating budget for "Capital Expenditures" in the amount of $604,000 and authorizing the Interim Chief Executive Officer to take all actions necessary to implement the Board's direction.

Manager: Christopher Hakes, 408-630-3796

Attachments: [Attachment 1: PowerPoint]
[Attachment 2: Agreement]
[Attachment 3: 06262025 SFCJPA Board Agenda Item 6.A]
[Attachment 4: SFCJPA FY25-26 Contribution Invoice Package]
[Attachment 5: 08122025 SCVWD Board Agenda Memo Item 7.1]

Est. Staff Time: 20 Minutes

8. ASSISTANT CHIEF EXECUTIVE OFFICER:

8.1. Approve the Agreement No. A5443A with Aon Risk Insurance Services West, Inc., for Owner Controlled Insurance Program for the Anderson Dam Seismic Retrofit Project, Project No. 91864005, PlanetBids File No. VW0583, for a Total Fee of $3,650,000 and an 11-year term (Morgan Hill, District 1). [25-0741]

Recommendation:

A. Approve Agreement A5443A with Aon Risk Insurance Services West, Inc., for Owner Controlled Insurance Program for the Anderson Dam Seismic Retrofit Project for a Fixed Fee of $2,750,000 and a 9% Builder's Risk Placement Commission Estimated at $900,000 for a Total Fee of $3,650,000 and an 11-year term; and
B. Approve and authorize the Chief Executive Officer to Negotiate and Execute amendments related to Builder's

Risk Placement Commission for Agreement A5443A
with Aon Risk Insurance Services West, Inc.

Manager: Carlos Orellana, 408-630-2755

Attachments: Attachment A: Gov Code 84308
Attachment 1: Agreement

Est. Staff Time: 5 Minutes.

9. EXTERNAL AFFAIRS:

10. CHIEF EXECUTIVE OFFICER:

*10.1. CEO and Chiefs' Reports. 25-0942

Attachments: *Handout 10.1-A: OC Activities
*Handout 10.1-B: 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. 25-0838

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 Special meeting at 11:00 a.m. on Wednesday, November 12, 2025, in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California, and via Zoom teleconference.