



## 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 BOARD MEETING** **AGENDA**

**Tuesday, March 24, 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](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

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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 hybrid meetings, conducted in-person as well as by telecommunication, and are compliant with the provisions of the Ralph M. Brown Act.

To maximize public safety while maintaining transparency and public access, members of the public have the option to participate via teleconference/video conference or attend in person. To participate in the meeting via teleconference/video conference, please refer to 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 that 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=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) 630-2277, 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 on 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://emmam.srb.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:**

2.1. CLOSED SESSION

PUBLIC EMPLOYEE APPOINTMENT

Pursuant to Government Code Section 54957(b)(1)

Title: Chief Executive Officer

[26-0296](#)

2.2. 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 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. Consider the January 2026 Board Advisory Agricultural Water Advisory Committee, Environmental and Water Resources Committee, and Santa Clara Valley Water Commission's Recommendations to Approve the Board Advisory Committee Annual Work Plans. [26-0238](#)

Recommendation: Consider the January 2026 Board Advisory Agricultural Water Advisory Committee, Environmental and Water Resources Committee, and Santa Clara Valley Water Commission's recommendations to approve the Board Advisory Committee Annual Work Plans.

Manager: Wendy Ho, 408-630-3874

Attachments: [Attachment 1: 2026 Work Plan, AWAC](#)  
[Attachment 2: 2026 Work Plan, EWRC](#)  
[Attachment 3: 2026 Work Plan, SCVWC](#)

Est. Staff Time: 10 Minutes

- \*3.5. Receive an Update on the Status of Santa Clara Valley Water's Pension and Other Post-Employment Benefits Unfunded Liabilities. [26-0310](#)

Recommendation: A. Receive information on the status of Santa Clara Valley Water District's Pension and other Post-Employment Benefit unfunded liabilities; and  
B. Provide direction to staff as necessary.

Manager: Darin Taylor, 408-630-3068

Attachments: [\\*Original Agenda Memo](#)  
[\\*Supplemental Agenda Memo](#)  
[\\*Original Attachment 1: PowerPoint, CalPERS Pension](#)  
[\\*Supplemental Attachment 1: PowerPoint, Unfunded Liability](#)

Est. Staff Time: 30 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. Accept the 2025 Board Advisory Agricultural Water Advisory Committee, Environmental and Water Resources Committee, and Santa Clara Valley Water Commission's Accomplishments Reports or as Presented by the Board's Advisory Committees/Commission Chairs. [26-0237](#)

Recommendation: Receive and accept the 2025 Board Advisory Agricultural Water Advisory Committee, Environmental and Water Resources Committee, and Santa Clara Valley Water Commission's Accomplishments Reports or as presented by the Board's Advisory Committees/Commission Chairs.

Manager: Wendy Ho, 408-630-3874

Attachments: [Attachment 1: 2025 Accomplishments Report, AWAC](#)  
[Attachment 2: 2025 Accomplishments Report, EWRC](#)  
[Attachment 3: 2025 Accomplishments Report, SCVWC](#)

- 4.2. Approve a Specific Brand or Trade Name Designation, Adopt Plans and Specifications, and Authorize Advertisement for Bids for the Penitencia Delivery and Force Main Inspection and Rehabilitation Project, Project No. 95084005, Contract No. C0727 (San Jose, District 3) [26-0058](#)

Recommendation:

- A. Find that the Penitencia Delivery and Force Main Inspection and Rehabilitation Project is substantially complex and, therefore, requires construction contract retention of ten percent (10%);
- B. Find that certain Supervisory Control and Data Acquisition (SCADA) instrumentation components, as specified in the Plans and Specifications, be designated 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 Penitencia Delivery and Force Main Inspection and Rehabilitation Project, 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 State Legislation: \*AB 1577 [26-0305](#)  
(Bauer-Kahan) Data Centers: Monthly Reporting, AB 2051 (Wicks) Public resources: Coastal Resilience Permitting Working Group, \*AB 2180 (Ward) Local Government: Proposition 218 Omnibus Implementation Act: Proportional Cost of Service, \*AB 2215 (Calderon) Statutory Time Extension for State Water Project Water Rights Permits, \*AB 2619 (Papan) Water Resources: Data Centers, SB 872 (McNerney) Climate Change: Funding Priorities, \*SB 899 (Grove) Wildfire Smoke: Health Cost Assessment, SB 1085 (Durazo) Water Supply Planning: California Environmental Quality Act Determination, SB 1153 (Caballero) Disaster Preparedness: Urban Retail Water Suppliers and Public Water Systems: Wildfire, and Other Legislation Which May Require Urgent Consideration for a Position by the Board.

Recommendation:

- A. \*Adopt a position of “Support” on: AB 1577 (Bauer-Kahan) Data Centers: Monthly Reporting;
- B. Adopt a position of “Support” on: AB 2051 (Wicks) Public Resources: Coastal Resilience Permitting Working Group;
- C. \*Adopt a position of “Support” on: AB 2180 (Ward) Local Government: Proposition 218 Omnibus Implementation Act: Proportional Cost of Service;
- D. \*Adopt a position of “Support” on: AB 2215 (Calderon) Statutory Time Extension for State Water Project Water Rights Permits;
- E. \*Adopt a position of “Support” on: AB 2619 (Papan) Water Resources: Data Centers;
- F. Adopt a position of “Support and Amend” on: SB 872 (McNerney) Climate Change: Funding Priorities;
- G. \*Adopt a position of “Support” on: SB 899 (Grove) Wildfire Smoke: Health Cost Assessment;
- H. Adopt a position of “Support” on: SB 1085 (Durazo) Water Supply Planning: California Environmental Quality Act Determination;
- I. Adopt a position of “Support” on: SB 1153 (Caballero) Disaster Preparedness: Urban Retail Water Suppliers and Public Water Systems: Wildfire.

Manager: Marta Lugo, 408-630-2237

Attachments: [\\*Original Board Agenda Memo](#)  
[\\*Supplemental Board Agenda Memo](#)

- \*4.4. Approval of Minutes from February 24, 2026. [26-0081](#)

Recommendation: Approve the minutes from February 24, 2026.

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

Attachments: [Attachment 1: 02/24/2026 Meeting Minutes](#)

\*4.5. Accept the CEO Bulletin for the Weeks of March 6-19, 2026.

[26-0292](#)

Recommendation: Accept the CEO Bulletin.

Manager: Melanie Richardson, 408-630-2017

Attachments: [Attachment 1: 03/19/2026 CEO Bulletin](#)

## 5. BOARD OF DIRECTORS:

5.1. Adopt a Resolution Authorizing Conveyance of a Real Property Interest to the Santa Clara Valley Transportation Authority (VTA) for the Bay Area Rapid Transit Silicon Valley Berryessa Extension Project; Authorize the Interim Chief Executive Officer to Execute the Quitclaim Deed and the Agreement to Acquire Easement Interests, and to Accept an Assignment of Utility and Ingress/Egress Easements (Milpitas, District 3).

[26-0262](#)

Recommendation:

- A. Adopt the Resolution DECLARING THAT A REAL PROPERTY INTEREST (EASEMENT 9433-3) OWNED BY THE SANTA CLARA VALLEY WATER DISTRICT ON APN 092-07-010 IS NO LONGER REQUIRED FOR DISTRICT USE AND THAT THE REAL PROPERTY INTEREST BE CONVEYED BY QUITCLAIM DEED TO THE SANTA CLARA VALLEY TRANSPORTATION AUTHORITY AS OWNER OF APN 092-07-010 PURSUANT TO SECTION 31(g) OF THE DISTRICT ACT (SAN JOSE, DISTRICT 3);
- B. Authorize the Interim CEO to execute a Quitclaim Deed (9433-3.1) conveying a Real Property Interest (Easement 9433-3) owned by Santa Clara Valley Water District on APN 092-07-010 to Santa Clara Valley Transportation Authority (VTA).
- C. Authorize the Interim CEO to approve an Easement Agreement with VTA, for acquisition of easement interests (9433-18, 9433-19, 9433-20, 9433-21, and 9433-23) on APNs 092-08-083 and 092-08-002; and
- D. Authorize the Interim CEO to accept the Assignment of Utility and Ingress/Egress Easements (9433-22) from VTA.

Manager: Lisa Bankosh, 408-630-2618

Attachments: [Attachment A: Gov. Code 84308](#)  
[Attachment 1: Map of Milpitas Transit Station](#)  
[Attachment 2: Resolution](#)  
[Attachment 3: Easement Agreement](#)  
[Attachment 4: Ingress/Egress Easements](#)  
[Attachment 5: Quitclaim Deed](#)

Est. Staff Time: 5 Minutes

\*5.2. Board Committee Reports. [26-0293](#)

Attachments: [\\*Handout 5.2-A: 02182026 BAC Meeting Summary](#)  
[\\*Handout 5.2-B: 02232026 WSDMC Summary](#)  
[\\*Handout 5.2-C: 02252026 RWC Summary](#)

Est. Staff Time: 5 Minutes

**6. WATER UTILITY ENTERPRISE:**

**7. WATERSHEDS:**

7.1. Approve the Budget Adjustment in the Amount of \$15,000,000 to the Fiscal Year 2026 Budget for the Upper Llagas Creek Flood Protection Project, Phase 2B, Project No. 26174055 (Morgan Hill, District 1). [26-0266](#)

Recommendation: Approve the budget adjustment in the amount of \$15,000,000 to the Fiscal Year 2026 Budget for the Upper Llagas Creek Flood Protection Project, Phase 2B.

Manager: Bhavani Yerraptou, 408-630-2735

Est. Staff Time: 5 Minutes

**8. ASSISTANT CHIEF EXECUTIVE OFFICER:**

**9. EXTERNAL AFFAIRS:**

**10. CHIEF EXECUTIVE OFFICER:**

\*10.1 CEO and Chiefs' Reports. [26-0294](#)

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

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 2026 Board Policy Planning Calendar.

[25-0919](#)

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, April 14, 2026, in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California, and via Zoom teleconference.