



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 AGENDA AGENDA**

**Tuesday, June 10, 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

Note: The finalized Board Agenda, exception items and supplemental items will be posted prior to the meeting in accordance with the Brown Act.

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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://emma.msrb.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

[25-0517](#)

CONFERENCE WITH LEGAL COUNSEL, PENDING LITIGATION

(Significant Exposure to Litigation)

Pursuant to Government Code Section 54956.9(d)(2)

Claims of Stanford University for Refund of Groundwater Production Charges

2.2. CLOSED SESSION

[25-0519](#)

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

*2.3. CLOSED SESSION

[25-0536](#)

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

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

Title: District Counsel

*2.4. 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. Receive Information and Provide Feedback on Valley Water's Draft Water Supply Master Plan 2050.

[25-0448](#)

Recommendation: Provide feedback on Valley Water's Draft Water Supply Master Plan 2050.

Manager: Kirsten Struve, 408-630-3138

Attachments: [Attachment 1: Draft WSMP 2050](#)

[Attachment 2: PowerPoint](#)

Est. Staff Time: 30 Minutes.

REGULAR AGENDA:

4. CONSENT CALENDAR: (4.1 - *4.8) (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 Establishing Appropriations Limit for Fiscal Year 2025-26. [25-0455](#)

Recommendation: A. Select the cost-of-living factor to establish the Santa Clara Valley Water District's Appropriations Limit; and
B. Adopt the Resolution ESTABLISHING
APPROPRIATIONS LIMIT FOR FISCAL YEAR 2025-26.

Manager: Darin Taylor, 408-630-3068

Attachments: [Attachment 1: Resolution](#)

- 4.2. Adopt a Resolution Providing for the Extension of the Appointment and Compensation of the Interim Chief Executive Officer. [25-0504](#)

Recommendation: Adopt the Resolution PROVIDING AN EXTENSION OF THE APPOINTMENT AND COMPENSATION OF MELANIE RICHARDSON, THE INTERIM CHIEF EXECUTIVE OFFICER, FOR UP TO AN ADDITIONAL NINE-MONTHS EFFECTIVE AUGUST 4, 2025.

Manager: Patrice McElroy, 408-630-3159

Attachments: [Attachment 1: Resolution](#)

- 4.3. Approve Amendment No. 3 to Agreement A4648G with Carpi & Clay, Inc, for Washington, D.C. Representation Services Administrative Agencies and Executive Branch Focus 2022, Increasing the Fee by \$192,000 for a Total Revised Not-to-Exceed Fee of \$768,000 and Extending the Agreement Term to June 30, 2026. [25-0447](#)

Recommendation: Approve Amendment No. 3 to Agreement A4648G with Carpi & Clay, Inc, for Washington, D.C. Representation Services Administrative Agencies and Executive Branch Focus 2022, increase the fee by \$192,000 for a total revised not-to-exceed-fee of \$768,000, extend the Agreement term, and incorporate administrative changes.

Manager: Marta Lugo, 408-630-2237

Attachments: [Attachment A: Gov. Code 84308](#)
[Attachment 1: Amendment No. 3](#)
[Attachment 2: Amendment No. 2](#)
[Attachment 3: Amendment No. 1](#)
[Attachment 4: Agreement A4648G](#)

- 4.4. Approve Appointment for a Two-Year Term to the Environmental and Water Resources Committee. [25-0480](#)

Recommendation: Consider and approve appointment for a two-year term to the Environmental and Water Resources Committee.

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

Attachments: [Attachment 1: SCVWD Resolution No. 17-75](#)
[Attachment 2: Ehrlich Application, Redacted](#)

- 4.5. Approve the Board of Directors' Quarterly Expense Report for the Quarter Ending December 31, 2024. [25-0476](#)

Recommendation: A. Review the Board of Directors' Quarterly Expense Report for the quarter ending December 31, 2024; and
B. Approve the Report if the reimbursements comply with Board Policy.

Manager: Darin Taylor, 408-630-3068

Attachments: [Attachment 1: Quarterly Expense Report](#)

- 4.6. Accept the Work as Complete and Direct the Clerk to File the Notice of Completion of Contract and Acceptance of Work for the Upper Llagas Creek Flood Protection Project, Phase 1 Completion of Milestone 3, Three-Year Mitigation Planting Establishment and Maintenance, Graniterock Company, Contractor, Project No. 26174052, Contract No. C0645 (Morgan Hill, Gilroy, Santa Clara County Unincorporated Area, Including San Martin, District 1). [25-0321](#)

Recommendation: A. Accept the work on the Upper Llagas Creek Flood Protection Project Phase 1 completion of Milestone 3, Three-Year Mitigation Planting Establishment and Maintenance, Project No. 26174052, Contract No. C0645 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

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 CEO Bulletin for the Weeks of May 23 through June 5, 2025. [25-0526](#)

Recommendation: Accept the CEO Bulletin.

Manager: Melanie Richardson, 408-630-2017
Attachments: [*Attachment 1: 06052025 CEO Bulletin](#)

*4.8. Approval of Minutes. [25-0528](#)

Recommendation: Approve the minutes.

Manager: Candice Kwok-Smith, 408-630-3193
Attachments: [*Attachment 1: 04222025 CS and Regular Meeting Minutes](#)
[*Attachment 2: 04232025 CS and Special Meeting Minutes](#)
[*Attachment 3: 04252025 Special Meeting Minutes](#)
[*Attachment 4: 05162025 CS and Special Meeting Minutes](#)

5. BOARD OF DIRECTORS:

5.1. Adopt a Resolution Placing in Nomination of Director John L. Varela for the Position of Vice Chair of the Association of California Water Agencies Region 5 Board. [25-0470](#)

Recommendation: Adopt the Resolution PLACING IN NOMINATION OF DIRECTOR JOHN L. VARELA FOR THE POSITION OF VICE CHAIR FOR THE ASSOCIATION OF CALIFORNIA WATER AGENCIES REGION 5 BOARD.

Manager: Candice Kwok-Smith 408-630-3193
Attachments: [Attachment 1: Resolution](#)
Est. Staff Time: 5 Minutes.

*5.2. Receive Information and Provide Direction on Safe, Clean Water and Natural Flood Protection Program Proposed Process Improvements. [25-0424](#)

Recommendation: Receive information and provide direction on staff's proposed process improvements for the implementation of the Safe, Clean Water and Natural Flood Protection Program.

Manager: Luz Penilla, 408-630-2228
Attachments: [Attachment 1: PowerPoint](#)
[*Handout 5.2-A: City of Palo Alto](#)
Est. Staff Time: 15 Minutes.

*5.3. Board Committee Reports. [25-0524](#)

Attachments: [*Handout 5.3-A: 04212025 EWRC, Summary](#)
[*Handout 5.3-B: 01272025 EWRC, Summary](#)
[*Handout 5.3-C: 05052025 WSDMC, Summary](#)
[*Handout 5.3-D: 05192025 RWC, Summary](#)

Est. Staff Time: 5 Minutes.

- *5.4. Consider the May 19, 2025, Recycled Water Committee [25-0503](#)
Recommendation to Authorize the Chief Executive Officer to Negotiate and Execute the Option Agreement for First Amendment to Ground Lease and Property Use Agreement Among Valley Water, the City of San Jose, and the City of Santa Clara and the Draft Amended Agreements Between Valley Water and the City of San Jose to Develop a Direct Potable Reuse Demonstration Facility.

Recommendation: Consider recommendations from the May 19, 2025, Recycled Water Committee meeting to:

- A. Authorize the Chief Executive Officer to negotiate and execute the Option Agreement and amend agreements necessary for the DPR Demonstration Facility;
- B. Authorize the Chief Executive Officer to Negotiate and Execute the Option Agreement for First Amendment to Ground Lease and Property Use Agreement among Valley Water, the City of San Jose, and the City of Santa Clara in substantially the same form as the attached draft;
- C. Authorize the Chief Executive Officer to Negotiate and Execute First Amendment to Ground Lease and Property Use Agreement for the Advanced Water Treatment Facility between the City of San Jose, City of Santa Clara, and Valley Water in substantially the same form as the attached draft and upon satisfaction of the conditions to exercise the option;
- D. Authorize the Chief Executive Officer to Negotiate and Execute First Amendment to Recycled Water Facilities and Programs Integration Agreement between Valley Water and the City of San Jose in substantially the same form as the attached draft; and
- E. Authorize the Chief Executive Officer to Negotiate and Execute Amended and Restated Agreement for Operation and Maintenance of the Silicon Valley Advanced Water Purification Center between Valley Water and the City of San Jose in substantially the same form as the attached draft.

Manager: Kirsten Struve, 408-630-3138

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

Est. Staff Time: 10 Minutes.

6. WATER UTILITY ENTERPRISE:

- 6.1. Approve Amendment No. 1 to Agreement No. A4751A with Ghirardelli [25-0400](#)
Associates, Inc. for Construction Management Services for the Federal

Energy Regulatory Commission Order Compliance Project Coyote Creek Flood Management Measures Project, Project No. 91864007, and the Coyote Creek Flood Protection Project, Project No. 26174043, Increasing the Fee by \$11,262,693, for a Total Revised Fee of \$16,855,256 (San Jose, Districts 2, 3 and 6).

Recommendation: Approve Amendment No. 1 to Agreement No. A4751A with Ghirardelli Associates, Inc. for Construction Management Services for the Federal Energy Regulatory Commission Order Compliance Project Coyote Creek Flood Management Measures Project, Project No. 91864007, and the Coyote Creek Flood Protection Project, Project No. 26174043, increasing the fee by \$11,262,693, for a total revised fee of \$16,855,256.

Manager: Emmanuel Aryee, 408-630-3074

Attachments: [Attachment A: Gov. Code 84308](#)
[Attachment 1: Amendment No. 1](#)
[Attachment 2: Agreement A4751A](#)

Est. Staff Time: 5 Minutes.

7. WATERSHEDS:

8. ASSISTANT CHIEF EXECUTIVE OFFICER:

8.1. Receive an Update on the Anderson Dam Tunnel Project.

[25-0340](#)

Recommendation: Receive an Update on the Anderson Dam Tunnel Project.

Manager: Ryan McCarter, 408-630-2983

Attachments: [Attachment 1: PowerPoint](#)

Est. Staff Time: 20 Minutes.

9. EXTERNAL AFFAIRS:

10. CHIEF EXECUTIVE OFFICER:

*10.1. CEO and Chiefs' Reports.

[25-0525](#)

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

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.

[25-0505](#)

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, June, 24, 2025, in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California, and via Zoom teleconference.

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