



## 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, April 8, 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  
Interim Clerk of the Board  
(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**

**\*ITEMS AMENDED AND/OR APPEDED SINCE THE ORIGINAL PUBLICATION OF THIS AGENDA  
ARE IDENTIFIED BY AN ASTERISK (\*) HEREIN**

---

Tuesday, April 8, 2025

11:00 AM

HQ. Bldg. Boardroom, 5700 Almaden  
Expressway, San Jose, California

Join Zoom Meeting:

<https://valleywater.zoom.us/j/84454515597>

---

### \*\*\*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=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 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://emmas.msrbo.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

CONFERENCE WITH LEGAL COUNSEL

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 4190 Zanker Rd., San Jose, California

Agency Negotiators: Melanie Richardson, Aaron Baker, Kirsten Struve

Negotiating Parties: City of San Jose, City of Santa Clara

[25-0353](#)

2.2. District Counsel Report on Closed Session Items

**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. Conduct a Public Hearing to Consider the Santa Clara Valley Water District's Capital Improvement Program Draft Fiscal Years 2026-30 Five-Year Plan. [24-0780](#)

Recommendation:      A. Open and conduct a Public Hearing to receive public comments and Board feedback regarding the Santa Clara Valley Water District's Capital Improvement Program Draft Fiscal Years 2026-30 Five-Year Plan; and  
                                    B. Continue the Public Hearing to the regularly scheduled Board meeting on April 22, 2025, the subsequent Budget Work Study Sessions currently scheduled for April 23, 2025, and if needed, April 24, 2025, the Special Board meeting scheduled for May 16, 2025, and conclude the Public Hearing at the regularly scheduled Board Meeting on May 27, 2025.

Manager:                Luz Penilla, 408-630-2228

Attachments:         [Attachment 1: CIP Draft FY 2026-30 Five-Year Plan](#)  
                                 [Attachment 2: Notice of Public Hearing](#)

Est. Staff Time:     20 Minutes.

- 3.5. Conduct a Public Hearing on the February 2025 Annual Report on the Protection and Augmentation of Water Supplies and Recommended Increases in Groundwater Production Charges, Surface Water Charges, and Recycled Water Charges for Fiscal Year 2025-26. [24-0907](#)

Manager:                Aaron Baker, 408-630-2135

Attachments:         [Attachment 1: Staff Report](#)  
                                 [Attachment 2: PowerPoint](#)  
                                 [Attachment 3: Resolution No. 12-10](#)  
                                 [Attachment 4: Notice of Public Hearing](#)

Est. Staff Time:     20 Minutes.

- \*3.6. Conduct a Public Hearing on the Final Mitigated Negative Declaration and Engineer's Report for the Penitencia Water Treatment Plant Residuals [25-0365](#)

Management Project, Project No. 93234044; Adopt a Resolution Approving 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 Penitencia Water Treatment Plant Residuals Management Project (San Jose, District 3).

- Recommendation:
- A. Open and conduct a Public Hearing on the Final Mitigated Negative Declaration and Engineer's Report for the Penitencia Water Treatment Plant Residuals Management Project, Project No. 93234044;
  - B. Close the Public Hearing;
  - C. Adopt the Resolution APPROVING THE FINAL MITIGATED NEGATIVE DECLARATION AND THE MITIGATION MONITORING AND REPORTING PROGRAM FOR THE PENITENCIA WATER TREATMENT PLANT RESIDUALS MANAGEMENT PROJECT;
  - D. Adopt the Resolution APPROVING THE ENGINEER'S REPORT FOR THE PENITENCIA WATER TREATMENT PLANT RESIDUALS MANAGEMENT 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](#)  
[\\*Supplemental Board Agenda Memo](#)  
[\\*Supplemental Attachment 1: Appendix H](#)

Est. Staff Time: 20 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 Recognizing April 22, 2025, as Earth Day. [25-0233](#)

Recommendation: Adopt the Resolution RECOGNIZING APRIL 22, 2025, AS EARTH DAY.

Manager: Kirsten Struve, 408-630-3138  
Lisa Bankosh, 408-630-2618  
Bhavani Yerrapotu, 408-630-2735

Attachments: [Attachment 1: Resolution](#)

- 4.2. Adopt a Resolution Setting Time and Date of a Public Hearing on the Final Program Environmental Impact Report and Engineer's Report for the Pipeline Maintenance Program. [25-0258](#)

Recommendation: Adopt the Resolution SETTING TIME AND DATE OF PUBLIC HEARING ON THE FINAL PROGRAM ENVIRONMENTAL IMPACT REPORT AND ENGINEER'S REPORT FOR THE PIPELINE MAINTENANCE PROGRAM, to occur on April 22, 2025, at 1:00 PM, in the Boardroom at Santa Clara Valley Water District, Headquarters Building, 5700 Almaden Expressway, San Jose, California.

Manager: Emmanuel Aryee, 408-630-3074

Attachments: [Attachment 1: Resolution](#)  
[Attachment 2: Engineer's Report](#)  
[Attachment 3: Notice of Public Hearing](#)

- 4.3. Adopt a Resolution Amending the Second and Third Hearing Dates of the 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 2025-2026 Groundwater Production Charges and Surface Water Charges, Continuing April 25, 2025, at 7:00 p.m. and Concluding May 16, 2025, Starting at 1:00 p.m. [25-0347](#)

Recommendation: A. Adopt the Resolution AMENDING RESOLUTION 2025-08 TO CONTINUE THE SECOND AND THIRD HEARING DATES ON THE 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 2025-2026; and  
B. Set the continued times and dates for the second and third days of this Public Hearing to April 25, 2025, at 7:00 p.m. in the City of Morgan Hill Council Chamber Building, and May 16, 2025, at 1:00 p.m. in the Santa Clara Valley

Water District Boardroom.

Manager: Aaron Baker, 408-630-2135

Attachments: [Attachment 1: Resolution](#)

- 4.4. Approve the Board of Directors' Quarterly Expense Report for the Quarter Ending September 30, 2024. [25-0285](#)

Recommendation: A. Review the Board of Directors' quarterly Expense Report for the quarter ending September 30, 2024; and  
B. Approve the Report if the reimbursements comply with Board Policy.

Manager: Darin Taylor, 408-630-3068

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

- 4.5. Approve and Authorize the Interim Chief Executive Officer to Execute the Joint Use Agreement No. A5355M, with the City of Cupertino for the Stevens Creek Trail Between McClellan Ranch Park and Blackberry Farm Park (Cupertino, District 5). [25-0215](#)

Recommendation: A. Approve and authorize the Interim Chief Executive Officer to execute Joint Use Agreement No. A5355M, with the City of Cupertino for the Stevens Creek Trail Between McClellan Ranch Park and Blackberry Farm Park; and  
B. Delegate authority to the Interim Chief Executive Officer to approve future renewals and amendments to Joint Use Agreement No. A5355M with the City of Cupertino for the Stevens Creek Trail between McClellan Ranch Park and Blackberry Farm Park.

Manager: Lisa Bankosh, 408-630-2618

Attachments: [Attachment 1: Location Map](#)  
[Attachment 2: Joint Use Agreement, A5355M](#)  
[Attachment 3: Joint Use Agreement, A4346X](#)

- 4.6. Set the Time and Date for a Public Hearing on Fiscal Year 2025-2026 Flood Control Benefit Assessments to May 27, 2025 at 1:00 p.m. [24-0908](#)

Recommendation: Set the time and date for a Public Hearing on Fiscal Year 2025-2026 (FY 2025-26) Flood Control Benefit Assessments for 1:00 p.m. on May 27, 2025, at the Santa Clara Valley Water District Boardroom, 5700 Almaden Expressway, San Jose, California, and via Teleconference Zoom Board Meeting.

Manager: Darin Taylor, 408-630-3068

Attachments: [Attachment 1: Flood Control Benefit Assessments Report](#)  
[Attachment 2: Notice of Public Hearing](#)

\*4.7. Approval of Minutes. [25-0305](#)

Recommendation: Approve the minutes.

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

Attachments: [\\*Attachment 1: 02252025 CS and Regular Minutes](#)

\*4.8. Accept the CEO Bulletin for the Weeks of March 21, 2025, through April 3, 2025. [25-0337](#)

Recommendation: Accept the CEO Bulletin.

Manager: Melanie Richardson, 408-630-2017

Attachments: [\\*Attachment 1: 04032025 CEO Bulletin](#)

## 5. BOARD OF DIRECTORS:

\*5.1. Consider the March 19, 2025, Board Audit Committee Recommendation to Receive and Discuss the 2024 Human Resources Performance Audit Report with Management's Response. [25-0317](#)

Recommendation: Consider recommendations resulting from the March 19, 2025, Board Audit Committee meeting to:

- A. Receive and discuss the 2024 Human Resources Performance Audit Report with Management's response; and
- B. Provide feedback to staff as necessary.

Manager: Darin Taylor, 408-630-3068

Attachments: [\\*Attachment 1: HR Audit Report with Responses](#)  
[\\*Attachment 2: PowerPoint](#)

Est. Staff Time: 10 Minutes.

\*5.2. Consider the March 24, 2025, Water Supply and Demand Management Committee Recommendation to Increase Santa Clara Valley Water District's Storage Capacity to a Minimum of 63,560 Acre Feet, or up to 70,000 Acre Feet if Space Becomes Available, as Part of the B.F. Sisk Dam Raise and Reservoir Expansion Project, Project No. 91131006, and Authorize an Increase of Project Planning Costs From \$2,057,636 to \$2,187,646. [25-0326](#)

Recommendation: Receive an update and discuss the B.F. Sisk Dam Raise and Reservoir Expansion Project and consider the March 24, 2025, Water Supply and Demand Management Committee's recommendations to:

- A. Increase Santa Clara Valley Water District's storage



- capacity to a minimum of 63,560 Acre Feet, or up to 70,000 Acre Feet if space becomes available;
- B. Authorize up to \$2,187,646 to cover Santa Clara Valley Water District's share of Project planning costs; and
- C. Provide feedback and recommendations to staff as necessary.

Manager: Vincent Gin, 408-630-2633

Attachments: [\\*Attachment 1: PowerPoint](#)

Est. Staff Time: 5 Minutes.

- \*5.3. Board Committee Reports.  
(\*Previously listed as Item 5.1)

[25-0336](#)

Attachments: [\\*Handout 5.3-A: 03192025 BAC, Summary](#)  
[\\*Handout 5.3-B: 04092025 WC, Agenda](#)

Est. Staff Time: 5 Minutes.

**6. WATER UTILITY ENTERPRISE:**

**7. WATERSHEDS:**

**8. ASSISTANT CHIEF EXECUTIVE OFFICER:**

- 8.1. Approve Amendment No. 10 to Agreement No. A3676A with URS Corporation for Design Services for the Anderson Dam Seismic Retrofit Project, Project No. 91864005, and Engineering Support During Construction for the Anderson Dam Tunnel Project, Project No. 91864006, Increasing the Not-to-Exceed fee by \$15,496,898 for a Revised Total Not-to-Exceed fee of \$83,455,670, and Extending the Agreement Term to December 31, 2027 (Morgan Hill, District 1).

[25-0279](#)

Recommendation: Approve Amendment No. 10 to Agreement No. A3676A with URS Corporation (Consultant) for design services for the Anderson Dam Seismic Retrofit Project, Project No. 91864005, and engineering support during construction for the Anderson Dam Tunnel Project, Project No. 91864006, increasing the not-to-exceed fee by \$15,496,898 for a total not-to-exceed fee of \$83,455,670, and extending the Agreement term to December 31, 2027.

Manager: Ryan McCarter, 408-630-2983

Attachments: [Attachment A: Gov. Code 84308](#)  
[Attachment 1: Amendment No. 10](#)  
[Attachment 2: Amendment No. 9](#)  
[Attachment 3: Amendment No. 8](#)  
[Attachment 4: Amendment No. 7](#)  
[Attachment 5: Amendment No. 6](#)  
[Attachment 6: Amendment No. 5](#)  
[Attachment 7: Amendment No. 4](#)  
[Attachment 8: Amendment No. 3](#)  
[Attachment 9: Amendment No. 2](#)  
[Attachment 10: Amendment No. 1](#)  
[Attachment 11: Original Agreement](#)

Est. Staff Time: 5 Minutes.

**9. EXTERNAL AFFAIRS:**

**10. CHIEF EXECUTIVE OFFICER:**

\*10.1 CEO and Chiefs' Reports.

[25-0335](#)

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.

[25-0308](#)

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

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

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 Regular meeting at 1:00 p.m. on Tuesday, April 22, 2025, in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California, and via Zoom teleconference.