



Santa Clara Valley Water District Board of Directors Meeting

District Headquarters Board Room
5700 Almaden Expressway
San Jose, CA 95118

***AMENDED/APPENDED AGENDA**

**Tuesday, November 10, 2015
6:00 PM**

***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

Gary Kremen, Chair - District 7
Dennis Kennedy, Vice Chair - District 1
Barbara Keegan - District 2
Richard P. Santos - District 3
Linda J. LeZotte - District 4
Nai Hsueh - District 5
Tony Estremera - District 6

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 for public inspection at the Office of the Clerk of the Board at the Santa Clara Valley Water District Headquarters Building, 5700 Almaden Expressway, San Jose, CA 95118, 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 attend Board of Directors' meeting. Please advise the Clerk of the Board Office of any special needs by calling (408) 265-2600.

BEAU GOLDIE
Chief Executive Officer

MICHELE L. KING, CMC
Clerk of the Board
(408) 265-2600
Fax (408) 266-0271
www.valleywater.org
5750 Almaden Expressway
San Jose, CA 95118-3686

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
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Tuesday, November 10, 2015

6:00 PM

District Headquarters Board Room

1. CALL TO ORDER:

1.1. Roll Call.

1.2. Pledge of Allegiance/National Anthem.

1.3. Orders of the Day.

A. Approximate Discussion Time (Board); and

B. Adjustments to the Order of Agenda Items.

1.4. Time Open for Public Comment on any Item not on the Agenda.

Notice to the public: This item is reserved for persons desiring to address the Board on any matter not on this agenda. Members of the public who wish to address the Board on any item not listed on the agenda should complete a Speaker Card and present it to the Clerk of the Board. The Board Chair will call individuals to the podium in turn. Speakers comments should be limited to three minutes or as set by the Chair. The law does not permit Board action on, or extended discussion of, any item not on the agenda except under special circumstances. If Board 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 may take action on any item of business appearing on the posted agenda.

*1.4 Handouts Received During Time Open for Public Comment on Any Item

[15-0581](#)

A-B Not on the Agenda.

Recommendation: The law does not permit Board action on, or extended discussion of, any item not on the agenda, except under special circumstances. The Board may place items on a future agenda, or refer items to staff.

Attachments:

[*Attachment 1: Item 1.4-A, Handout , Marlies Lee](#)

[*Attachment 2: Item 1.4-B, Handout, Maureen Jones](#)

2. TIME CERTAIN: None.

*2.1 ITEM REMOVED FROM AGENDA

3. **CONSENT CALENDAR: (Item 3.1 - 3.7)**

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 item delegated to the Board Appointed Officers (BAOs) yet required by law or contract to be Board approved (EL-7.10); and CEO monitoring reports that do not reflect policy violations or call for debate of policy criteria (GP 4.5). 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 should complete a Speaker Card and present it to the Clerk of the Board.

- *3.1. Adopt Plans and Specifications and Authorize Advertisement for Bids for Snell Pipeline (Santa Teresa Water Treatment Plant to Coyote Creek Line Valve) Rehabilitation Project, Project No. 95084001, Contract No. C0608 (San Jose).

[15-0374](#)

Recommendation: A. Find that the Snell Pipeline (Santa Teresa Water Treatment Plant to Coyote Creek Line Valve) Rehabilitation Project is substantially complex and, therefore, requires a construction contract retention of ten percent;

B. Adopt the plans and specifications and authorize advertisement for bids for the construction of the Snell Pipeline (Santa Teresa Water Treatment Plant to Coyote Creek Line Valve) Rehabilitation Project per the Notice to Bidders; and

C. Authorize the Designated Engineer to issue addenda, as necessary, during the bidding process.

Unclassified Manag Frank Maitski, 408-630-2284

Attachments: [Attachment 1: Notice of Bidders \(Distributed on 11/6 in Supplemental Board Agenda Memo\)](#)
[Attachment 2: Project Delivery Process](#)
[Attachment 3: Project Location Map](#)
[*Supplemental Board Agenda Memo](#)
[*Supplemental Attachment 1: Revised Notice to Bidders](#)

- 3.2. Memorandum of Understanding with Imagine H2O, a Non-Profit Organization, to Collaborate on Identifying Cutting-Edge Water Industry Technologies and Exploring Their Potential Applicability to District Operations.

[15-0381](#)

Recommendation: Receive information on the District's intent to enter into a Memorandum of Understanding (MOU) with Imagine H2O.

Unclassified Manag Frank Maitski, 408-630-2284

Attachments: [Attachment 1: Memorandum of Understanding](#)

*3.3. Adopt Plans and Specifications and Authorize Advertisement for Bids for Construction of the Fluoridation at Water Treatment Plants Project - Project No. 93084011, Contract No. C0610 (San Jose).

[15-0401](#)

Recommendation:

- A. Find that the Fluoridation at Water Treatment Plants Project is substantially complex and, therefore, requires construction contract retention of ten percent (10%);
- B. Find that Simplex Grinnell fire alarm system components should be designated by specific brand name and catalog item as a sole source product to match other products already in use at the Penitencia Water Treatment Plant. PCC 3400(c)(2);
- C. Find that Milton Roy CENTRAC diaphragm chemical metering pumps (or most current) should be designated by specific brand name and catalog item as a sole source product. There are no other products that can match the feature sets of the Milton Roy equipment. PCC 3400(c)(3);
- D. Adopt the plans and specifications and authorize advertisement for bids for the construction of the Fluoridation at Water Treatment Plants Project (Project) per the Notice to Bidders (Attachment 1) exclusively to the list of District prequalified bidders; and
- E. Authorize the Designated Engineer to issue addenda, as necessary, during bidding.

Unclassified Manag Katherine Oven, 408-630-3126

Attachments:

[Attachment 1: Notice to Bidders](#)

[Attachment 2: Project Delivery Process Chart](#)

[Attachment 3: Handout 3.3 A Paul Email](#)

[Attachment 4: Handout 3.3-B Maureen Jones](#)

- 3.4. Adopt Plans and Specifications and Authorize Advertisement for Bids for Construction of the Wolfe Road Recycled Water Facilities Project - Project No. 91244001, Contract No. C0607 (Sunnyvale) ..End

[15-0411](#)

RECOMMENDATION:

- Recommendation:
- A. Find that the Wolfe Road Recycled Water Facilities Project is substantially complex and, therefore, requires a construction contract retention of ten percent (10%);
 - B. Find that Rockwell Automation Allen-Bradley CompactLogix PLCs, I/O, and PanelView Plus Operator Interface Terminals, and Rockwell Automation Rockwell Software Studio 5000 and FactoryTalk View programming and configuration software packages should be designated by specific brand name and catalog item as sole source products to match other products already in use at the City of Sunnyvale's San Lucar Pump Station and Water Pollution Control Plant;
 - C. Find that SKM Power Tools electrical analysis study software and Square D PowerLogic ION 7650 power and energy meters should be designated by specific brand name and catalog item as sole source products to match products already in use at District facilities;
 - D. Adopt the plans and specifications and authorize advertisement for bids for the construction of the Wolfe Road Recycled Water Facilities Project (Project) per the Notice to Bidders (Attachment 1); and
 - E. Authorize the Designated Engineer to issue addenda, as necessary, during bidding.

Unclassified Manag Katherine Oven, 408-630-3126

Attachments: [Attachment 1: Notice to Bidders Wolfe Road Recycled Water Facil](#)
[Attachment 2: Project Delivery Process Chart](#)

- 3.5. Adopt Plans and Specifications and Authorize Advertisement for Bids for the Infrastructure Reliability Program Portfolio 2 (IRP2) Water Treatment Plant Operations Buildings Seismic Retrofit Project - Penitencia Water Treatment Plant and the Penitencia Water Treatment Plant Clearwell Recoat and Repair Project - Project Nos. 93764003 and 93234043 (San Jose) [15-0415](#)

Recommendation: A. Find that the IRP2 Water Treatment Plant Operations Buildings Seismic Retrofit Project - Penitencia Water Treatment Plant (PWTP) (IRP2 Seismic Retrofit at PWTP Project) and the Penitencia Water Treatment Plant Clearwell Recoat and Repair Project (PWTP Clearwell Recoat and Repair Project) are substantially complex and, therefore, require a construction contract retention of ten percent (10%);

B. Adopt the plans and specifications and authorize advertisement for bids for the construction of the IRP2 Seismic Retrofit at PWTP Project and the PWTP Clearwell Recoat and Repair Project per the Notice to Bidders (Attachment 1); and

C. Authorize the Designated Engineer to issue addenda, as necessary, during bidding.

Unclassified Manag Katherine Oven, 408-630-3126

Attachments: [Attachment 1: Notice to Bidders](#)
[Attachment 2: Project Delivery Process - Seismic Retrofit](#)
[Attachment 3: Project Delivery Process - Clearwell Recoat/Repair](#)

- 3.6. Approval of Minutes. [15-0416](#)

Recommendation: Approve the Minutes.

Unclassified Manag Michele King, 408-630-2711

Attachments: [Attachment 1: 082515 Special Closed Session Minutes](#)
[Attachment 2: 082515 Regular Minutes](#)
[Attachment 3: 090815 Regular Minutes](#)
[Attachment 4: 090915 Special Closed Session Minutes](#)
[Attachment 5: 091015 Special Closed Session Minutes](#)
[Attachment 6: 092215 Special Closed Session Minutes](#)
[Attachment 7: 092215 Regular Minutes](#)

- *3.7. *CEO Bulletin for the Week of October 23 - 29, and October 30 - November 5, 2015. [15-0492](#)

Recommendation: Accept the CEO Bulletin.

Unclassified Manag Beau Goldie, 408-265-2600

Attachments: [Attachment 1: CEO Bulletin 102315 - 102915](#)
[*Attachment 2: CEO Bulletin 103015 - 110515](#)

REGULAR AGENDA:

4. WATER UTILITY ENTERPRISE:

- 4.1. Project Update for the Anderson Dam Seismic Retrofit Project - Project No. 91864005 (Morgan Hill) [15-0422](#)

Recommendation: Receive Project update for the Anderson Dam Seismic Retrofit Project.

Unclassified Manag Katherine Oven, 408-630-3126

Attachments: [Attachment 1: PowerPoint](#)

Estimated Time: 10 Minutes

- *4.2. Quarterly Update on the Fisheries and Aquatic Habitat Collaborative Effort (FAHCE) Process. [15-0488](#)

Recommendation: A. Discuss the status of the FAHCE Settlement Agreement (Settlement Agreement) - Fish Habitat Restoration Plan, and of the water rights change petition process.

*B. Extend the schedule to complete the Fish Habitat Restoration Plan and Environmental Impact Report (EIR) to December 31, 2016 to accommodate implementation of the FAHCE Modeling Study Plan, which was developed per the request of the Guadalupe - Coyote Resource Conservation District (GCRCD).

*C. Direct staff to: 1) modify the existing environmental consulting agreement scope of services with HDR, Engineering, Inc. to support the additional services needed to implement the FAHCE Modeling Study Plan; and 2) allocate existing funds from the FAHCE project budget to support the legal services agreement for consulting services from water resources modeling expert, Dr. David Purkey of Stockholm Environment Institute.

Unclassified Manag Frank Maitski, 408-630-2284

Attachments: [Original 10-Day Board Agenda Memo](#)

[*Supplemental Board Agenda Memo](#)

[*Supplemental Attachment 1: FAHCE Water Rights Petition Sche](#)

[*Attachment 4: Handout 4.2 A Julie Gantenbein Email](#)

Estimated Time: 10 Minutes

5. WATERSHEDS:

- 5.1. Increase the Fiscal Year 2016 (FY16) Budget by \$2,725,000 for the Cost Increases Related to Replacement of the Montague Expressway Bridge in Support of Upper Berryessa Flood Project, Project No. 26174041 (Milpitas and San Jose). [15-0380](#)

Recommendation: Approve an increase to the FY16 Budget of the Upper Berryessa Flood Protection Project, Project No. 26174041 by \$2,725,000 from \$2,629,476 to \$5,354,476.

Unclassified Manag Melanie Richardson, 408-630-2035

Attachments: [Attachment 1: 091415 VTA Letter](#)
[Attachment 2: 100915 County of Santa Clara Letter](#)

Estimated Time: 10 Minutes

6. CHIEF EXECUTIVE OFFICER:

- 6.1. Chief Executive Officer Report.

7. ADMINISTRATION: None.

8. DISTRICT COUNSEL: None.

9. BOARD OF DIRECTORS:

- *9.1. Affirm and Approve Final Revisions to the Board's Governance Policies and Receive Next Steps for Continued Board Governance Framework Discussions (Removed From September 22, 2015). [15-0361](#)

Recommendation: A. Affirm and approve final policy revisions adopted during the Board's Governance Policy Work Study sessions; and

B. Receive planned next steps for Board discussion about its governance framework.

Unclassified Manag Teresa, Alvarado, 408-630-3081

Attachments: [Attachment 1: Final Board Governance Policy Revisions](#)
[Attachment 2: List of Follow-up Policy Actions and Activities](#)
[Attachment 3: Memo Governance Interviews](#)
[Attachment 4: Memo Media/General Community Communications](#)
[*Attachment 5: Handout 9.1-A, Email from Doug Muirhead](#)

Estimated Time: 15 Minutes

- 9.2. Open Space Credit Policy Discussion/State Water Tax. [15-0395](#)

Recommendation: Consider information provided by staff and provide policy direction as necessary.

Unclassified Manag Jim Fiedler, 408-630-2736

Attachments: [Attachment 1: PowerPoint](#)

Estimated Time: 10 Minutes

- 9.3. Agricultural Water Advisory Committee - Consideration of Committee's Comment and Associated Staff Analysis from the Committee's October 5, 2015, Meeting.

[15-0465](#)

Recommendation: Consider the Agricultural Water Advisory Committee's (Committee) comment and associated staff analysis , that the Committee felt the agricultural community was not well represented in the Water Resources Master Plan Report as presented at their October 5, 2015, meeting.

Unclassified Manag Michele King, 408-630-2711

Estimated Time: 10 Minutes

10. ADJOURN:

- 10.1. Board Member Reports/Announcements.
- 10.2. Clerk Review and Clarification of Board Requests.
- 10.3. Adjourn to Special Meeting at 10:00 a.m., on November 13, 2015, in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California.