



## **Santa Clara Valley Water District Board of Directors Meeting**

Headquarters Building Boardroom  
5700 Almaden Expressway  
San Jose, CA 95118

### **4:00 PM SPECIAL BOARD MEETING SAFE, CLEAN WATER AGENDA**

**Wednesday, May 23, 2018  
4:00 PM**

**District Mission: Provide Silicon Valley safe, clean water for a healthy life, environment and economy.**

#### **DISTRICT BOARD OF DIRECTORS**

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

NORMA CAMACHO  
Chief Executive Officer

MICHELE L KING, CMC  
Clerk of the Board  
(408) 265-2600  
Fax (408) 266-0271  
[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**

**Santa Clara Valley Water District  
Board of Directors  
4:00 PM SPECIAL BOARD MEETING  
AGENDA**

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Wednesday, May 23, 2018

4:00 PM

Headquarters Building Boardroom

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**1. CALL TO ORDER:**

1.1. Roll Call.

1.2. Pledge of Allegiance/National Anthem.

1.3. 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.*

**2. TIME CERTAIN:**

**4:00 PM**

- 2.1. Public Hearing on the Proposed Modifications to Project A2: Safe, Clean Water Partnerships and Grants (Nitrate Treatment System Rebate Program); and Project E4: Upper Penitencia Creek Flood Protection of the Safe, Clean Water and Natural Flood Protection Program (Continued from April 10, 2018).

[18-0318](#)

- Recommendation:
- A. Conduct the public hearing on the proposed modifications to Project A2: Safe, Clean Water Partnerships and Grants (Nitrate Treatment System Rebate Program); and Project E4: Upper Penitencia Creek Flood Protection of the Safe, Clean Water and Natural Flood Protection Program;
  - B. Adopt the resolution APPROVING MODIFICATION TO THE NITRATE TREATMENT SYSTEM REBATE PROGRAM OF THE SAFE, CLEAN WATER PARTNERSHIPS AND GRANTS OF THE SAFE, CLEAN WATER AND NATURAL FLOOD PROTECTION PROGRAM; and
  - C. Adopt the resolution APPROVING MODIFICATION TO THE UPPER PENITENCIA CREEK FLOOD PROTECTION PROJECT OF THE SAFE, CLEAN WATER AND NATURAL FLOOD PROTECTION PROGRAM.

Manager: Ngoc Nguyen, 408-630-2632

Attachments: [Attachment 1: Nitrate Treatment System Rebate Program](#)  
[Attachment 2: Upper Penitencia Creek Project Text Modifications](#)  
[Attachment 3: Resolution, Nitrate Treatment System](#)  
[Attachment 4: Resolution, Upper Penitencia Creek](#)  
[Attachment 5: Sample Ad and Schedule](#)

Est. Staff Time: 20 Minutes

- 2.2. Funding reallocation of approximately \$650,000 of surplus funds in Safe, Clean Water and Natural Flood Protection Program Fund 26 Reserves (Fund 26 Reserves) resulting from the Project A2: Safe, Clean Water Partnerships and Grants (Nitrate Treatment System Rebate Program) modification (pending Board approval of May 23, 2018 Agenda Item 2.1) to other Project(s) within the Safe, Clean Water and Natural Flood Protection Program.

[18-0366](#)

Recommendation: If the Board approves the modification to the Nitrate Treatment System Rebate Program Key Performance Indicator (May 23, 2018 Agenda Item 2.1), staff recommends that the Board:

- A. Reallocate approximately \$650,000 of surplus funds in Fund 26 Reserves to Project B4 Good Neighbor Program: Encampment Cleanup (Encampment Cleanup Project); or
- B. Provide direction to staff as to the disposition of all or a portion of the approximately \$650,000 of surplus funds in Fund 26 Reserves

Manager: Ngoc Nguyen, 408-630-2632

Attachments: [Attachment 1: PowerPoint](#)

Est. Staff Time: 15 Minutes

- 2.3. Provide Direction on the Operational Approach for the Safe, Clean Water and Natural Flood Protection Program (Safe, Clean Water) Project B4 Good Neighbor Program: Encampment Cleanup for Fiscal Years 2019 - 2028 (FYs 19-28); and Approve the Transfer of up to 90 Percent of the FY18 Net Rental Income from Properties Purchased Through the Watershed and Stream Stewardship Fund (Fund 12) to Fund the Encampment Cleanup Project in FY 19.

[18-0395](#)

- Recommendation:
- A. Select one of the following operational approaches for the Encampment Cleanup Project for FYs 19-28, or provide such other direction as the Board deems appropriate:
    - 1. Limit the number of cleanups each year to the Key Performance Indicator (KPI) target of 52;
    - 2. Limit the number of cleanups each fiscal year based upon the funding available by committing 90 percent of the net rental income from properties purchased through Watersheds Fund 12 (Fund 12 rental properties) to pay for this expense; or
    - 3. Aim to meet the community demand for cleanups in FY19 dependent upon available financial resources, and budget for anticipated community demand through Fund 12 for FYs 20-28; and
  - B. Approve the transfer of up to 90 percent of the FY 18 net rental income from Fund 12 rental properties to fund the Encampment Cleanup Project in FY19.

Manager: Ngoc Nguyen, 408-630-2632

Attachments: [Attachment 1: PowerPoint](#)

Est. Staff Time: 15 Minutes

- 2.4. Draft 5-Year Implementation Plan for Fiscal Years 2019-2023 for the Safe, Clean Water and Natural Flood Protection Program. [18-0367](#)

Recommendation:

- A. Approve the proposed schedule adjustment to one project in the Safe, Clean Water and Natural Flood Protection Program (Safe, Clean Water);
- B. Approve the proposed text adjustments to specific projects in the Safe, Clean Water Program;
- C. Approve the Flood Protection Key Performance Indicator (KPI) Selection Process; and
- D. Provide direction to staff on the draft 5-Year Implementation Plan (draft 5-Year Plan) for Fiscal Years 2019-2023 (FYs 19-23) for the Safe, Clean Water Program.

Manager: Ngoc Nguyen, 408-630-2632

Attachments: [Attachment 1: Draft 5-Year Implementation Plan, FYs 19-23](#)  
[Attachment 2: PowerPoint](#)

Est. Staff Time: 20 Minutes

### 3. **ADJOURN:**

- 3.1. Clerk Review and Clarification of Board Requests.
- 3.2. Adjourn to Special Board Leadership Study Session at 9:00 a.m. on June 8, 2018, at the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California.