



Santa Clara Valley Water District Board of Directors Meeting

Teleconference Zoom Meeting

***AMENDED/APPENDED**
AMENDED 11:00 AM CLOSED SESSION AND 1:00 PM
REGULAR MEETING
AGENDA

Tuesday, February 9, 2021
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
Gary Kremen, Vice Chair - District 7
John Varela - District 1
Barbara Keegan - District 2
Richard P. Santos - District 3
Linda J. LeZotte - District 4
Nai Hsueh - District 5

During the COVID-19 restrictions, 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, or through a link in the Zoom Chat Section during the respective meeting. 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) 265-2600.

RICK L. CALLENDER, ESQ.
Chief Executive Officer

MICHELE L KING, CMC
Clerk of the Board
(408) 265-2600
Fax (408) 266-0271
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, February 9, 2021

11:00 AM

Teleconference Zoom Meeting

IMPORTANT NOTICES

This meeting is being held in accordance with the Brown Act as currently in effect under the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20 issued on March 17, 2020 that allows attendance by members of the Board of Directors, District staff, and the public to participate and conduct the meeting by teleconference, videoconference, or both.

Members of the public wishing to address the Board during a video conferenced meeting on an item not listed on the agenda, or any item listed on the agenda, should use the "Raise Hand" or "Chat" tools located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Board Chair in the order requests are received and granted speaking access to address the Board.

Santa Clara Valley Water District (District), in complying with the Americans with Disabilities Act (ADA), requests individuals who require special accommodations to access and/or participate in District Board meetings to please contact the Clerk of the Board's office at (408) 630-2711, at least 3 business days before the scheduled District Board meeting to ensure that the District 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 the District 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://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/94145443248>
Meeting ID: 941 4544 3248
Join by Phone:
1 (669) 900-9128, 94145443248#

1. CALL TO ORDER:

1.1. Roll Call.

2. TIME CERTAIN:

11:00 AM

2.1. CLOSED SESSION
PUBLIC EMPLOYEE RECRUITMENT
Pursuant to Government Code Section 54957(b)(1)
Title: District Counsel

[21-0139](#)

1:00 PM

Rejoin Zoom Meeting:
<https://valleywater.zoom.us/j/94145443248>
Meeting ID: 941 4544 3248
Join by Phone:
1 (669) 900-9128, 94145443248#

2.2. District Counsel Report on Closed Session.

2.3. Pledge of Allegiance/National Anthem.

2.4. Orders of the Day.

A. *Approximate Discussion Time (Board); and*
B. *Adjustments to the Order of Agenda Items.*

2.5. 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 on any item not listed on the agenda should access the "Raise Hand" or "Chat" tools located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Board Chair in order requests are received and granted speaking access to address the Board. 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.

*2.6. Public Hearing on the Engineer's Report and CEQA Exemption [20-1160](#)
Determination for the Pacheco Pumping Plant Electrical Current Limiting Fuse & Hydraulic Valve Operation System Upgrades Project, Small Capital Improvements, San Felipe Reach 1, Project No. 91214010 (Merced County, District 1).

- Recommendation:
- A. Conduct a Public Hearing on the Engineer's Report and the CEQA Exemption Determination for the Pacheco Pumping Plant Electrical Current Limiting Fuse & Hydraulic Valve Operation System Upgrades Project (Project);
 - B. Close the Public Hearing;
 - C. Approve the CEQA Exemption Determination for the Project;
 - D. Adopt the Resolution APPROVING THE ENGINEER'S REPORT FOR THE PACHECO PUMPING PLANT ELECTRICAL CURRENT LIMITING FUSE & HYDRAULIC VALVE OPERATION SYSTEM UPGRADES PROJECT; and
 - E. Approve the Project.

Manager: Heath McMahon, 408-630-3126

Attachments: [Attachment 1: Draft Notice of Exemption](#)
[Attachment 2: Engineer's Report](#)
[Attachment 3: Public Hearing Notice](#)
[Attachment 4: Resolution](#)
[Attachment 5: Project Delivery Process Chart](#)
[Attachment 6: PowerPoint](#)
[*Handout 2.6-A: Revised Slide replacing Attachment 6, Page 2](#)

Est. Staff Time: 15 Minutes

- 2.7. Public Hearing - Determine the Necessity for the Board of Directors to be Compensated for up to 15 Days Per Calendar Month, and to Consider Meeting Compensation Amount for Calendar Year 2021. [21-0008](#)

Recommendation:

- A. Conduct a Public Hearing to allow members of the public to provide comments on the need to compensate Directors for up to 15 days per calendar month, and Director meeting compensation amount for calendar year 2021;
- B. Close the Public Hearing; and
- C. Discuss, make a finding, and adopt the Ordinance PROVIDING FOR COMPENSATION OF DIRECTORS OF SANTA CLARA VALLEY WATER DISTRICT PURSUANT TO CHAPTER 2, DIVISION 10, CALIFORNIA WATER CODE, reflecting the number of meetings per calendar month Directors should be compensated and the Director meeting compensation amount for calendar year 2021; or
- D. Provide direction to the Clerk of the Board relevant to the authorized number of compensated meetings per month and meeting compensation amount for calendar year 2021.

Manager: Michele King, 408-630-2711

Attachments: [Attachment 1: Notice of Public Hearing](#)
[Attachment 2: 2020 Board Committee Appointments](#)
[Attachment 3: 2020 Board Meeting Days Analysis](#)
[Attachment 4: Draft Ordinance](#)

Est. Staff Time: 5 Minutes

3. CONSENT CALENDAR: (3.1 - *3.4) (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 should submit a request to speak to the Clerk of the Board.

- 3.1. Resolution Setting Time and Place of Public Hearing on the Report on Activities in Protection and Augmentation of Water Supplies of the District, Fiscal Year 2021-2022 to begin starting on April 13, 2021 at 1:00 p.m. [21-0106](#)

Recommendation: A. Adopt Resolution CALLING A 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, FY 2021-2022; and

B. Set time and place for public hearing to begin starting on April 13, 2021 at 1:00 p.m. and continuing on April 15, 2021 at 7:00 p.m. and concluding on April 27, 2021, starting at 6:00 p.m. via Zoom at:
[<https://valleywater.zoom.us/j/95060012118>](https://valleywater.zoom.us/j/95060012118).

Manager: Aaron Baker, 408-630-2135

Attachments: [Attachment 1: Resolution](#)
[Attachment 2: Notice of Public Hearing](#)

- 3.2. Semi-Annual Lobbyist Report of Individuals Engaged in Compensated Lobbying Activities Aimed at Influencing District Decisions, in Accordance with District Ordinance 10-01. [21-0075](#)

Recommendation: Receive the Semi-Annual Lobbyist Report of Individuals Engaged in Compensated Lobbying Activities for the period July 1, 2020 through December 31, 2020.

Manager: Michele King, 408-630-2711

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

- *3.3 Accept the CEO Bulletin for the Weeks of January 22, 2021 - February 4, 2021. [21-0089](#)

Recommendation: Accept the CEO Bulletin.

Manager: Rick Callender, 408-630-2017

Attachments: [Attachment 1: 020421 CEO Bulletin](#)

*3.4 Approval of Minutes.

[21-0134](#)

Recommendation: Approve the minutes.

Manager: Michele King, 408-630-2711

Attachments: [Attachment 1: 011221 Regular Meeting Minutes](#)
[Attachment 2: 011921 Special Meeting Minutes](#)

REGULAR AGENDA:

4. BOARD OF DIRECTORS:

- 4.1. Consider the January 13, 2021 Recommendation from the Board Audit Committee, that the Board Refer a Policy Discussion Related to Financial Auditor Responsibility to the Board Policy and Planning Committee, for Further Discussion and Refinement.

[21-0099](#)

Recommendation: Consider the recommendation resulting from the Board Audit Committee's January 13, 2021 meeting, that the Board refer a policy discussion related to financial auditor responsibility to the Board Policy and Planning Committee for further discussion and refinement.

Manager: Darin Taylor, 408-630-3068

Est. Staff Time: 15 Minutes

Standing Reports (Summary or Verbal Report):

1. Delta Conveyance Design and Construction Authority (DCA) Update
2. Delta Conveyance Finance Authority (Finance Authority) Update

Board Committees (Summary or Meeting Agenda):

3. Board Audit Committee (BAC)
4. Board Policy and Planning Committee (BPPC)
5. Capital Improvement Program (CIP) Committee
6. Diversity and Inclusion (D&I) Ad Hoc Committee
7. Stream Planning and Operations Committee (SPOC)
8. Homeless Encampment Ad Hoc Committee (HEAHC)
9. Recycled Water Committee (RWC)
10. Water Conservation and Demand Management (WCDM) Committee
11. Water Storage Exploratory Committee (WSEC)

Board Advisory Committees (Summary or Meeting Agenda):

12. Agricultural Water Advisory Committee (AWAC)
13. Environmental and Water Resources Committee (EWRC)
14. Santa Clara Valley Water Commission (Water Commission)
15. Youth Commission

Board Joint Committees (Summary or Meeting Agenda):

16. Joint Recycled Water Advisory Committee (JRWAC) (Sunnyvale)
17. Joint Recycled Water Advisory Committee (JRWAC) (East PA/PA/MV)
18. Joint Recycled Water Policy Advisory Committee (JRWPAC) (SJ/SC/TPAC)
19. Joint Water Resources Committee (JWRC) (Gilroy/Morgan Hill)
20. San Felipe Division Reach One

External Committees/Agencies (Verbal Reports):

21. ACWA and ACWA Joint Powers Insurance Authority
22. Joint Venture Silicon Valley Board of Directors
23. Landscape Committee
24. Local Agency Formation Commission (LAFCO)
25. Northern California Latino Water Coalition
26. Pajaro River Watershed Flood Protection Authority
27. Redevelopment Dissolution Countywide Oversight Board of Santa Clara County
28. Safe, Clean Water Independent Monitoring Committee (IMC)
29. San Francisquito Creek JPA
30. Santa Clara County Water Retailers
31. Santa Clara Valley Habitat Conservation Plan JPA
32. San Luis and Delta-Mendota Water Authority Board
33. Santa Clara County Emergency Operations Area Council
34. Santa Clara County Recycling and Waste Reduction Commission

- Attachments:
- [*Handout 4.2.4-A: 012521 BPPC Summary](#)
 - [*Handout 4.2.5-A: 121420 CIP Summary](#)
 - [*Handout 4.2.5-B: 010621 CIP Summary](#)
 - [*Handout 4.2.5-C: 020821 CIP Agenda](#)
 - [*Handout 4.2.13-A: 012521 EWRC Summary](#)
 - [*Handout 4.2.14-A: 012721 Water Commission Summary](#)
 - [*Handout 4.2.28-A: 012721 IMC Summary](#)
 - [*Handout 4.2.28-B: 021021 IMC Agenda](#)
 - [*REVISED Handout 4.2.28-A: 012721 IMC Summary](#)

5. WATER UTILITY ENTERPRISE:

7. ASSISTANT CHIEF EXECUTIVE OFFICER:

8.1. Adopt Recommended Sponsorship of State Legislation: Santa Clara Valley Water District Act: Financing for Capital Projects; and Adopt Recommended Positions on Other Legislation Which May Require Urgent Consideration for a Position by the Board. [21-0084](#)

Manager: Donald Rocha, 408-630-2338
Est. Staff Time: 5 Minutes

Page 8 of 9

- 9.1. Receive and Discuss the Overview of the Santa Clara Valley Water District's Fiscal Year 2021-22 First Pass Budget Development Process. [21-0047](#)

Recommendation: Receive and discuss the overview of Santa Clara Valley Water District's Fiscal Year 2021-22 First Pass Budget Development Process.

Manager: Darin Taylor, 408-630-3068

Attachments: [Attachment 1: PowerPoint](#)

Est. Staff Time: 10 Minutes

- *9.2. CEO and Chiefs' Report. [21-0190](#)

Attachments: [*Handout 9.2-A: Office of Communications Update](#)
[*Handout 9.2-B: Office of Civic Engagement Update](#)

10. ADMINISTRATION:

11. DISTRICT COUNSEL:

12. ADJOURN:

12.1. Board Member Reports/Announcements.

12.2. Clerk Review and Clarification of Board Requests.

12.3. Adjourn to Regular Meeting at 6:00 p.m., on February 23, 2021, to be called to order in compliance with the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20.



Santa Clara Valley Water District

File No.: 21-0139

Agenda Date: 2/9/2021
Item No.: 2.1.

NON-EXHIBIT/CLOSED SESSION ITEM

SUBJECT:
CLOSED SESSION
PUBLIC EMPLOYEE RECRUITMENT
Pursuant to Government Code Section 54957(b)(1)
Title: District Counsel



Santa Clara Valley Water District

File No.: 20-1160

Agenda Date: 2/9/2021

Item No.: *2.6.

BOARD AGENDA MEMORANDUM

SUBJECT:

Public Hearing on the Engineer's Report and CEQA Exemption Determination for the Pacheco Pumping Plant Electrical Current Limiting Fuse & Hydraulic Valve Operation System Upgrades Project, Small Capital Improvements, San Felipe Reach 1, Project No. 91214010 (Merced County, District 1).

RECOMMENDATION:

- A. Conduct a Public Hearing on the Engineer's Report and the CEQA Exemption Determination for the Pacheco Pumping Plant Electrical Current Limiting Fuse & Hydraulic Valve Operation System Upgrades Project (Project);
- B. Close the Public Hearing;
- C. Approve the CEQA Exemption Determination for the Project;
- D. Adopt the Resolution APPROVING THE ENGINEER'S REPORT FOR THE PACHECO PUMPING PLANT ELECTRICAL CURRENT LIMITING FUSE & HYDRAULIC VALVE OPERATION SYSTEM UPGRADES PROJECT; and
- E. Approve the Project.

SUMMARY:

On January 26, 2021 the Board adopted a resolution setting the time and place for the public hearing on the Engineer's Report to take place on February 9, 2021. Staff is recommending the Board hold this public hearing and consider adoption of the Resolution (Attachment 4) to approve the Engineer's Report, approve the CEQA exemption determination, and approve the Project.

Project Background

The Pacheco Pumping Plant, completed in 1987 and owned by the U.S. Bureau of Reclamation (USBR), is part of the San Felipe Division that delivers Central Valley Project water to Santa Clara and San Benito counties. The pumping plant consists of twelve pumps capable of lifting water from the intakes in San Luis Reservoir into the San Felipe System. The pumps have been in operation since the late 1980s.

The District operates and maintains the San Felipe Division facilities, including the Pacheco Pumping Plant, in accordance with its contract, *Contract for the Transfer of Operation and Maintenance of*

Certain San Felipe Division Facilities (O&M agreement), with USBR dated September 8, 1986. Proper maintenance, repair, and parts replacement are required by the O&M agreement and critical to the reliability and efficiency of the pumps.

The objective of the Project is to construct improvements that reduce the risk of an unplanned event which could result in an occupational injury (electrical arc flash); asset damage (pump motor failure) or pumping plant shutdown (Hydraulic Valve Operation System controls systems failure). The estimated total cost of this Project is \$550,000.

Engineer's Report

Section 12 of the District Act requires the Board to conduct a public hearing to consider all written and oral objections to a proposed project when: 1) the project is new construction; and 2) the project is funded by a single or joint zone of benefit. Staff prepared an Engineer's Report (Attachment 2) for the purpose of public disclosure. The Public Hearing Notice (Attachment 3) for the Engineer's Report was published in accordance with the District Act and posted outside Valley Water's Offices at 5700 Almaden Expressway, San Jose, California, 95118, and on Valley Water's website at <https://www.valleywater.org/public-review-documents>.

Next Steps

If the Board approves the proposed Project, the future milestones are:

1. Board adoption of plans and specifications, and authorization for construction bidding
2. Board award of construction contract

FINANCIAL IMPACT:

The proposed Project is included in the Board approved Fiscal Year 2021-25 Capital Improvement Program. The estimated total project cost is \$550,000. There are sufficient funds in the FY 2020-21 Small Capital Improvements, San Felipe Reach 1, Project No. 91214010, budget to fund the proposed Project.

Pursuant to a written cost sharing agreement with the San Benito County Water District (SBCWD), SBCWD is responsible for 22% of the total Project cost for the work within San Felipe Reach 1. The proposed Project would be funded 22% by SBCWD and 78% by Valley Water's Water Enterprise Fund, with 82.3% of Valley Water's costs allocated to Zone W-2 (North County), 8.0% of Valley Water's costs allocated to W-5 (South County), and 9.7% of Valley Water's costs allocated to Zone W-7 (South County).

CEQA:

Staff has reviewed the proposed Project for CEQA compliance and concluded that it qualifies for a Categorical Exemption under CEQA Guidelines Section 15301; Existing Facilities [Class 1 - operation, repair, maintenance, minor alteration of existing structures and facilities]. A Notice of Exemption has been prepared (Attachment 1) and is ready to be filed with the County of Merced Office of the Clerk/Recorder upon Board's approval of the Project.

ATTACHMENTS:

Attachment 1: Draft Notice of Exemption
Attachment 2: Engineer's Report
Attachment 3: Public Hearing Notice
Attachment 4: Resolution
Attachment 5: Project Delivery Process Chart
Attachment 6: PowerPoint

UNCLASSIFIED MANAGER:

Heath McMahon, 408-630-3126

Public Notice
Notice of Exemption



To: Merced County
Clerks Office, Business Division
2222 M Street
Merced CA 95340

From: Santa Clara Valley Water District
5750 Almaden Expressway
San Jose CA 95118-3686
Telephone (408) 265 2600

Project Title: Pacheco Pumping Plant Electrical Small Caps Project

Project Location—Specific: The project site is located at the Pacheco Pumping Plant near San Luis Reservoir in Merced County.

Project Location-City: Unincorporated Merced County

Project Location-County: Merced

Project Purpose: The purpose of the project is to improve safety and operability of existing electrical structures at the Pacheco Pumping Plant.

Name of Public Agency Approving Project: Santa Clara Valley Water District

Name of Agency or Person Carrying Out Project: Santa Clara Valley Water District

Exempt Status: (*check one*)

- ☐ Ministerial [§ 21080(b)(1); 15268];
- ☐ Declared Emergency [§ 21080(b)(3); 15269(a)];
- ☐ Emergency Project [§ 21080(b)(c); 15269(b)(c)];
- ☒ Categorical Exemptions [Sec. 15301, Class 1, Existing Facilities and Sec. 15304, Class 4, Minor Alterations to Land]
- ☐ Statutory Exemptions [n/a].

Reasons Why Project is Exempt: The project qualifies for a Categorical Exemption under California Environmental Quality Act (CEQA) Guidelines §15301 and §15304:

"Class 1 consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former use."

"Class 4 consists of minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry or agricultural purposes."

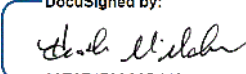
None of the conditions noted under the CEQA Guidelines §15300.2 will occur.

Description of Project: The proposed project consists of the replacement and maintenance of existing electrical systems at the Pacheco Pumping Plant. Proposed project activities include installation of fused disconnects with current limiting fuse, replacement of the existing Hydraulic Valve Operating System (HVOS) Motor Control Center (MCC), and attachment of motor relays on existing structures. The purpose of this project is to improve safety and operability of the existing electrical structures. Installation of fused disconnects would include construction of a new concrete pad to mount the disconnect on the existing transformers. The motor protection relays would be installed to provide additional protection for the existing motors. New enclosures and junction boxes would be installed in the pump gallery.

Equipment anticipated to be used includes standard construction equipment, a small backhoe, and a small concrete mixer. The project site would be accessed through existing roads. The project is expected to take three weeks to complete. Proposed work hours would be 7:00 a.m. to 5:00 p.m., Monday through Friday.

Lead Agency: Santa Clara Valley Water District
Contact Person: Tiffany Chao

Area Code/Telephone/Extension
(408) 630-3107

Signature: _____
DocuSigned by:

09E2E1708C2D418...

Date: 1/4/2021

Title: Heath McMahon
Deputy Operating Officer

cc: CEQA Administrative Record

Small Capital Improvement Project: Pacheco Pumping Plant Electrical Current Limiting Fuse & HVOS Upgrades Engineer's Report



December 2020

Water Utility Capital Division



Valley Water

Clean Water • Healthy Environment • Flood Protection

Page 1 of 9

Attachment 2
Page 1 of 7

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SMALL CAPITAL IMPROVEMENT PROJECT: PACHECO PUMPING PLANT ELECTRICAL CURRENT LIMITING FUSE & HVOS UPGRADES

PROJECT NO. 91214010

ENGINEER'S REPORT

Prepared By:

Roderick R. Ramirez, P.E. Associate Engineer

Under the Direction of:

Emmanuel Aryee, P.E.
Engineering Unit Manager

Heath McMahon, P.E.
Deputy Operating Officer

Aaron Baker, P.E.
Chief Operating Officer

Enrico Callender
Chief Executive Officer

The Engineer's Report has been prepared under the direct supervision of the undersigned, who hereby certifies that he is a Registered Electrical Engineer in the State of California



December 2020

DISTRICT BOARD OF DIRECTORS

John L. Varela
Barbara Keegan
Richard Santos
Linda J. LeZotte

District 1
District 2
District 3
District 4

Nai Hsueh, Chair
Tony Estremera, Vice Chair
Gary Kremen

District 5
District 6
District 7

Page 3 of 9

Attachment 2
Page 3 of 7

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1. PROJECT DESCRIPTION

This project plans, designs, and constructs new electrical safety and reliability system improvements for the main facility building at the Pacheco Pumping Plant, Dinosaur Point, Merced County, CA.

- Current Limiting Fuses - Fused disconnects with current limiting fuses will be installed on the 480V station service transformers secondaries to reduce arc flash risk. This will include constructing new concrete pads to mount the disconnects adjacent to the existing transformers.
- HVOS Upgrade - The existing Hydraulic Valve Operating System (HVOS) Motor Control Center (MCC) and control panel was originally installed in 1987 and will be replaced in order to improve safety, troubleshooting, and operability. All work will take place within existing structures.

The objective of the project is to reduce the risk of an unplanned event that could result in an occupational injury (electrical arc flash); asset damage (pump motor failure) or pumping plant shutdown (HVOS controls systems failure).

2. ZONE BENEFITS

The proposed Project work will benefit the customers of Zone W-2 (North County), Zones W- 5, and W-7 (South County).

3. PROJECT RIGHT OF WAY

The proposed Project would be constructed on District property. The Project would require a permit from the United States Bureau of Reclamation (USBR).

4. MAPS AND FIGURES

Figure 1 - Project Location Map

5. PROJECT COSTS

The estimated cost to design and construct the proposed Project is \$550,000 (2020 dollars). The proposed Project would be funded by the Water Enterprise Fund; 8.0% cost will be allocated to Zone W-5 (South County), 9.7% cost will be allocated to Zone W-7 (South County) and the remaining 82.3% will be funded by Zone W-2 (North County).

6. PROJECT SCHEDULE

- Advertise for construction bids: Q4 FY2021
- Award construction contract: Q1 FY2022
- Complete construction: Q3 FY2022

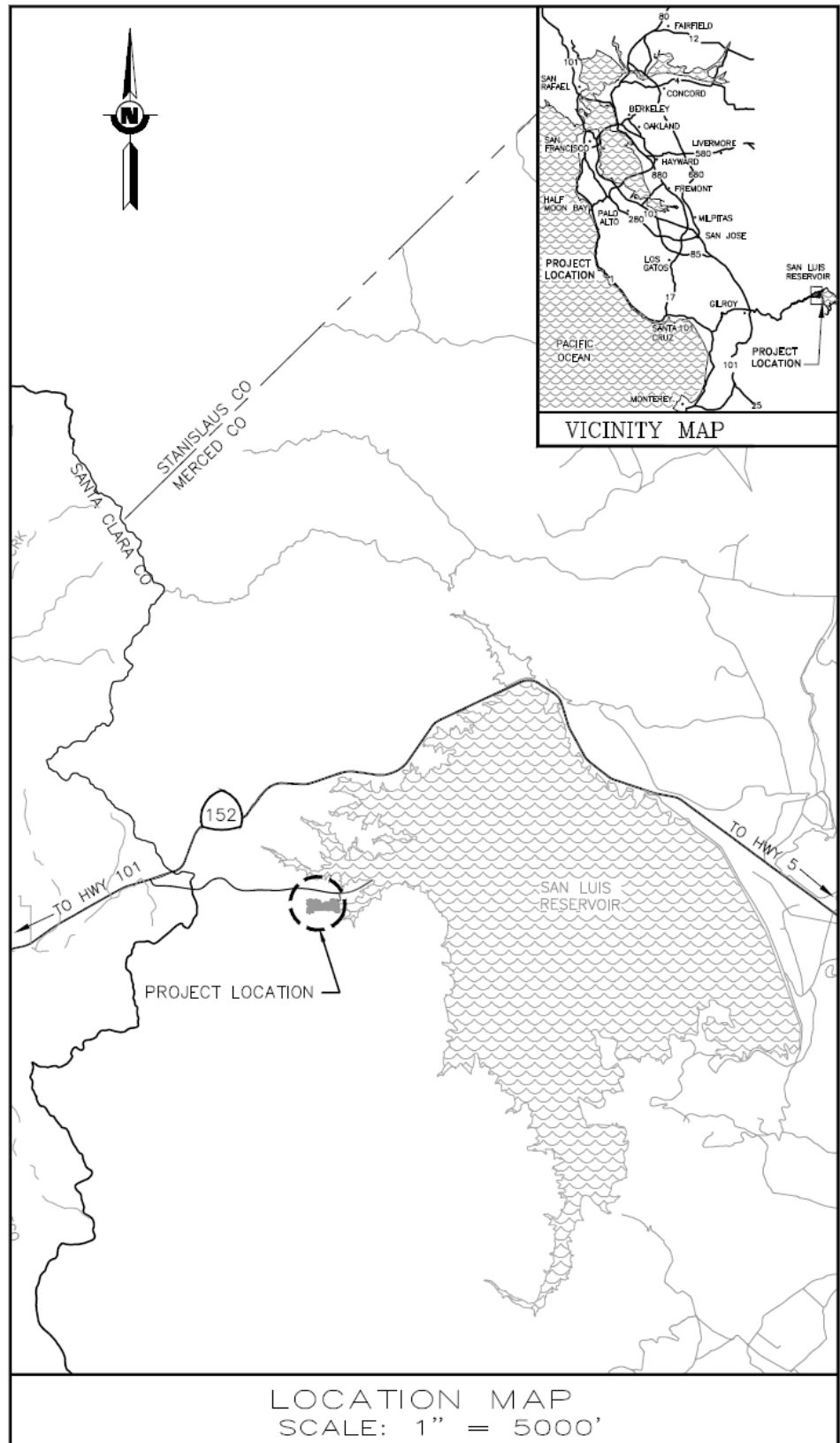


Figure 1 - Project Location Map

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Public Hearing Notice

SMALL CAPITAL IMPROVEMENT PROJECT



Topic: **Small Capital Improvement Project:** Pacheco Pumping Plant Electrical Current Limiting Fuse & Hydraulic Valve Operating System (HVOS) Upgrades Project

Who: Santa Clara Valley Water District

What: Public hearing on Engineer's Report and CEQA Exemption Determination

When: Tuesday, February 9, 2021, 1:00 p.m.

Where: Teleconference Zoom

Why: The Santa Clara Valley Water District invites you to a meeting regarding the Pacheco Pumping Plant Electrical Current Limiting Fuse & HVOS Upgrades Project. The proposed works of improvement are described in the Engineer's Report for Pacheco Pumping Plant Electrical System Upgrade. The Report is available on the water district's website: <http://www.valleywater.org/PublicReviewDocuments.aspx>. A copy of this Notice has been posted outside Valley Water's Offices at 5700 Almaden Expressway, San Jose, CA 95118.

In compliance with the State Emergency Services Act, the Governor's Emergency Declaration related to the COVID-19 pandemic, the Governor's Executive Order N-29-20, and Order of the County of Santa Clara Public Health Officer dated March 16, 2020, Valley Water's offices are closed to the public. Therefore, the Engineer's Report is unavailable for public inspection at Valley Water's offices and only available online.

The Small Capital Improvement Project: Pacheco Pumping Plant Electrical Upgrade System Improvements will install current limiting fuses and upgrade the existing hydraulic valve operating system in the Motor Control Center at the Pacheco Pumping Plant.

At the time and place fixed for the public hearing, the Board of Directors will receive comments on the Engineer's Report and the CEQA exemption determination for the Project and consider approving the Project's CEQA exemption determination in accordance with the California Environmental Quality Act. After considering the comments on the Engineer's Report, the Board will decide whether or not to proceed with the Project.

For more information about this hearing or this project, contact Rolando Bueno at (408) 630-2037 and/or Todd Inman at (408) 630-3167.

IMPORTANT NOTICES This meeting is being held in accordance with the Brown Act as currently in effect under the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20 issued on March 17, 2020 that allows attendance by members of the Board of Directors, District staff, and the public to participate and conduct the meeting by teleconference, videoconference, or both.

Members of the public wishing to address the Board during a video conference meeting on this item listed on the agenda, should use the "Raise Hand" or "Chat" tools located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Board Chair in the order requests are received and granted speaking access to address the Board.

Santa Clara Valley Water District (District), in complying with the Americans with Disabilities Act (ADA), requests individuals who require special accommodations to access and/or participate in District Board meetings to please contact the Clerk of the Board's office at (408) 630-2711, at least 3 business days before the scheduled District Board meeting to ensure that the District may assist you.

Se realizarán esfuerzos a fin de brindar todas las facilidades posibles a las personas con discapacidades que desean asistir a esta reunión pública. Para información adicional sobre como asistir a esta audiencia incluyendo peticiones para acomodar a discapacitados

o asistencia con intérpretes, por favor comuníquese a la Oficina del Secretario de la Junta Directiva al (408) 630-2277, por lo menos tres días antes de la audiencia.

Những người khuyết tật cũng có thể tham dự buổi điều trần này. Muốn có các yêu cầu hỗ trợ người khuyết tật tham dự buổi điều trần kể cả các tiện nghi, thông dịch, quý vị có thể tiếp xúc văn phòng Thư ký Hội đồng tại số (408) 630-2277, ít nhất ba ngày trước buổi điều trần.

**BOARD OF DIRECTORS
SANTA CLARA VALLEY WATER DISTRICT**

RESOLUTION NO. 21-

**APPROVING THE ENGINEER'S REPORT FOR THE PACHECO PUMPING PLANT
ELECTRICAL CURRENT LIMITING FUSE & HYDRAULIC VALVE OPERATIONS SYSTEM
UPGRADES PROJECT**

WHEREAS, the Santa Clara Valley Water District (Valley Water) has been duly and regularly established and exists pursuant to the provisions of the Santa Clara Valley Water District Act (District Act); and

WHEREAS, the Pacheco Pumping Plant Electrical Current Limiting Fuse & Hydraulic Valve Operating System (HVOS) Upgrades (proposed Project) is included in the Board-approved fiscal years 2021–2025 Capital Improvement Program under the Small Capital Improvements, San Felipe Reach 1 (Project No. 91214010); and

WHEREAS, on the 26th day of January 2021, the Engineer's Report for the proposed Project prepared by the Valley Water's Engineer, titled "Pacheco Pumping Plant Electrical Current Limiting Fuse & HVOS Upgrades Project No. 91214010," and dated December 2020, was made available to the Board of Directors; and

WHEREAS, on the 26th day of January 2021, this Board of Directors set a time and place for a public hearing on the Engineer's Report to take place on the 9th day of February 2021, at 1:00 p.m., by teleconference Zoom meeting; and

WHEREAS, notice of the time and place of said public hearing was duly given and published pursuant to law; and

WHEREAS, on the 9th day of February 2021, the Valley Water's Engineer presented the Engineer's Report dated December 2020 to the Board of Directors containing:

1. A general description of the proposed Project; and
2. A general description of and maps showing the location of the proposed Project and land, right of way, and easement required therefor; and
3. An estimate of the cost of the proposed Project and means of financing the cost.

WHEREAS, on said 9th day of February 2021, at the time and place as set by the Board of Directors, a public hearing was duly held.

NOW, THEREFORE BE IT RESOLVED by the Board of Directors of the Santa Clara Valley Water District:

SECTION 1

That all comments including all written and oral objections to the proposed Projects have been heard and considered; and

SECTION 2

That this Board hereby approves said Engineer's Report for a work of improvement for the Pacheco Pumping Plant Electrical Current Limiting Fuse & HVOS Upgrades, Project No. 91214010; and

SECTION 3

That the Engineer of this District has estimated the current cost of the Project is \$550,000 for the Pacheco Pumping Plant Electrical Current Limiting Fuse & HVOS Upgrades, and that this Board hereby determines that Project is for the benefit of North County (W-2) Zone South County (W-5) and (W-7) and further determines that 82.3% of the cost thereof shall be borne by Zone W-2, 8.0% of the cost thereof shall be borne by Zone W-5, and 9.7% of the cost thereof shall be borne by Zone W-7.

PASSED AND ADOPTED by the Board of Directors of the Santa Clara Valley Water District by the following vote on February 9, 2021:

AYES: Directors

NOES: Directors

ABSENT: Directors

ABSTAIN: Directors

SANTA CLARA VALLEY WATER DISTRICT

TONY ESTREMER
Chair, Board of Directors

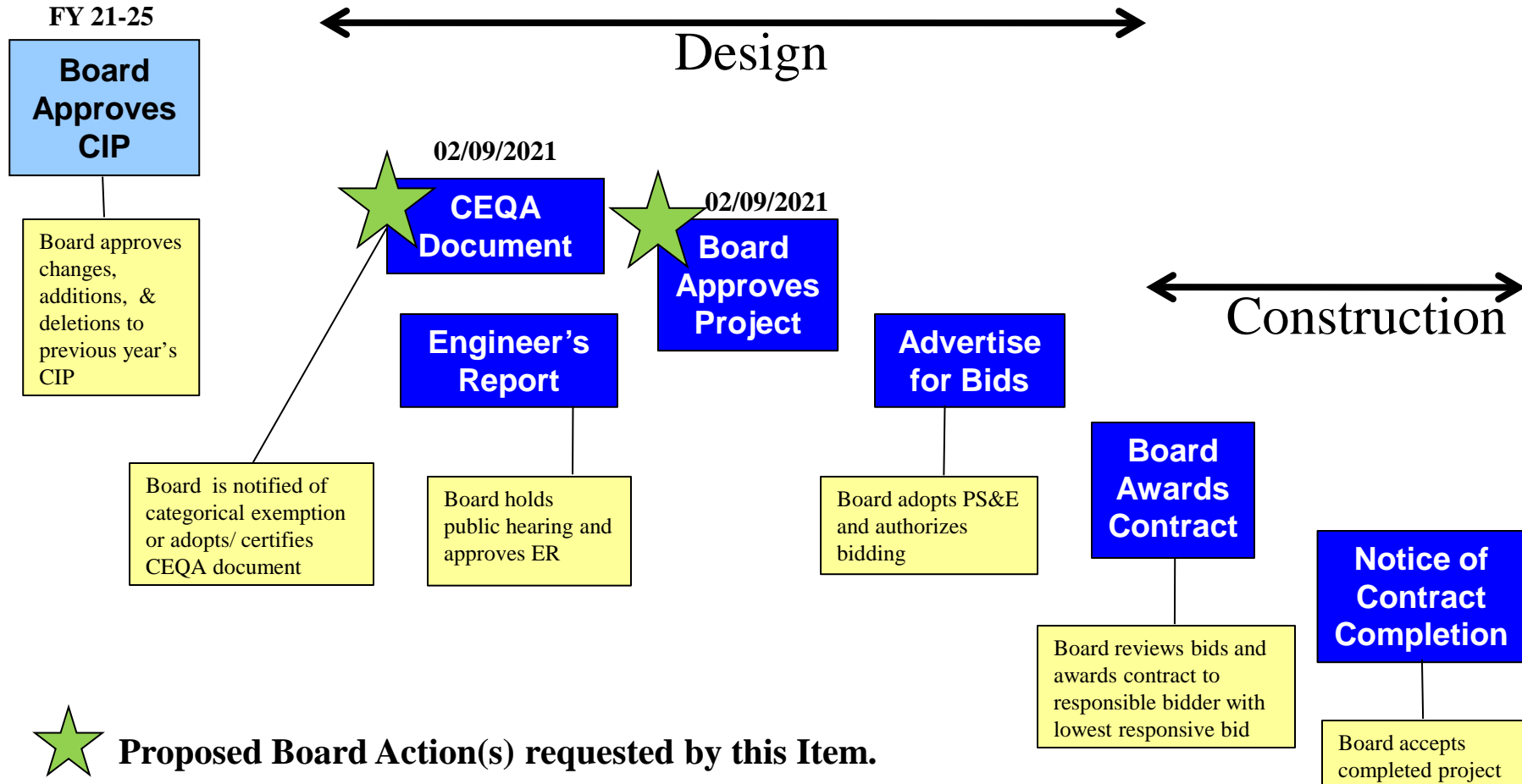
ATTEST: MICHELE L. KING, CMC

Clerk, Board of Directors

Project Delivery Process

Pacheco Pumping Plant

Electrical Current Limiting Fuse & HVOS Upgrades



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Pacheco Pumping Plant Electrical Current Limiting Fuse & HVOS Upgrades (Project Number 91214010)

Public Hearing - February 9,
2021



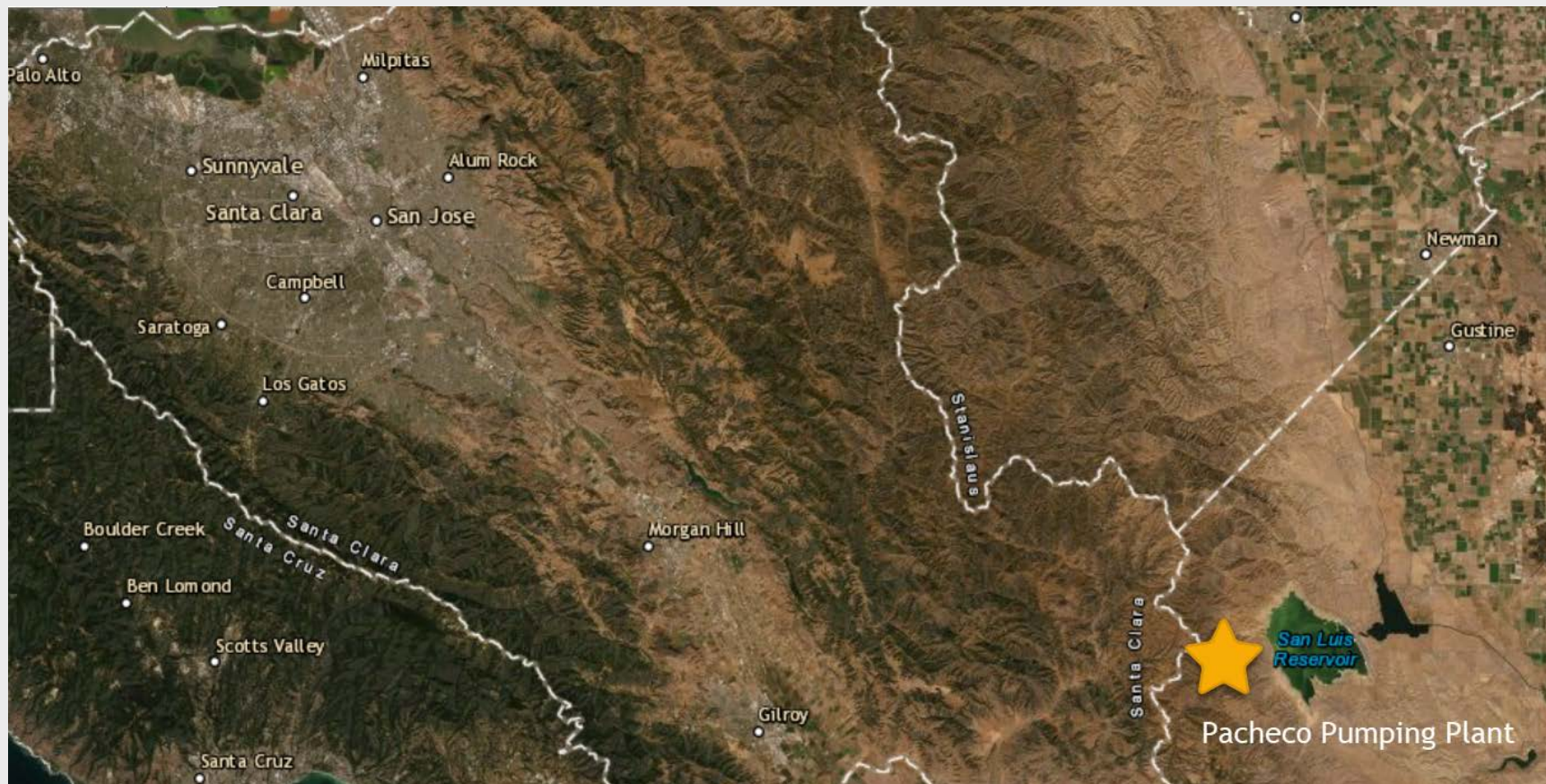
Board Actions – February 9, 2021

- ▶ Conduct Public Hearing on Engineer's Report;
- ▶ Close Public Hearing;
- ▶ Approve Engineer's Report;
- ▶ Approve Project.

Project Objectives

- ▶ Pacheco Electrical Current Limiting Fuse & HVOs Upgrades: Reduce the risk of an unplanned event that could result in an occupational injury, asset damage, or plant shutdown.

Projects' Location



Project Description

PPP Electrical Current Limiting Fuse & HVOS Upgrades

- ▶ Install Current Limiting Fuses on the 480V station service transformers
- ▶ Replace the existing Hydraulic Valve Operating System (HVOS) Motor Control Center (MCC) and control.



Project Right of Way

- ▶ The project is within the limits of United States Bureau of Reclamation (BOR) facility.
- ▶ Coordination with BOR before construction will be required.

Project Cost / Zone Funding

- ▶ Pacheco PP Electrical Current Limiting Fuse & HVOS Upgrades
 - ▶ Estimated total cost: \$550,000 (2020 dollars)
 - ▶ Zone of Benefit:
 - W-2 (82.3%)
 - W-5 (8.0%)
 - W-7 (9.7%)

Project's Next Steps

- ▶ Advertise for Bids for Construction – June 2021
- ▶ Award Construction Contract –August 2021
- ▶ Initiate Construction – September 2021

Questions



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Board Actions – February 9, 2021

- ▶ Conduct Public Hearing on Engineer's Report & CEQA Exemption Determination;
- ▶ Close Public Hearing;
- ▶ Consider CEQA Exemption Determination;
- ▶ Approve Engineer's Report;
- ▶ Approve Project.

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Santa Clara Valley Water District

File No.: 21-0008

Agenda Date: 2/9/2021

Item No.: 2.7.

BOARD AGENDA MEMORANDUM

SUBJECT:

Public Hearing - Determine the Necessity for the Board of Directors to be Compensated for up to 15 Days Per Calendar Month, and to Consider Meeting Compensation Amount for Calendar Year 2021.

RECOMMENDATION:

- A. Conduct a Public Hearing to allow members of the public to provide comments on the need to compensate Directors for up to 15 days per calendar month, and Director meeting compensation amount for calendar year 2021;
- B. Close the Public Hearing; and
- C. Discuss, make a finding, and adopt the Ordinance PROVIDING FOR COMPENSATION OF DIRECTORS OF SANTA CLARA VALLEY WATER DISTRICT PURSUANT TO CHAPTER 2, DIVISION 10, CALIFORNIA WATER CODE, reflecting the number of meetings per calendar month Directors should be compensated and the Director meeting compensation amount for calendar year 2021; or
- D. Provide direction to the Clerk of the Board relevant to the authorized number of compensated meetings per month and meeting compensation amount for calendar year 2021.

SUMMARY:

This item allows the Board to hold a public hearing to:

- a. Determine necessity for Directors to be compensated for up to 15 days per calendar month; and
- b. Consider Directors' meeting compensation for calendar year 2021

PUBLIC HEARING

At its January 12, 2021, regular meeting, the Board set a public hearing to be held on February 9, 2021, to determine the necessity for Directors to be compensated for up to 15 days per calendar month and to consider Directors' meeting compensation for calendar year 2021. A Notice of Public Hearing has been published in a newspaper of general circulation, as well as community papers throughout Santa Clara County, notifying the public of the opportunity to provide comment at the public hearing if they so choose (Attachment 1).

The public hearing is held pursuant to Santa Clara Valley Water District (Valley Water) Act (District Act) Section 33(c), Government Code Section 53232.1, and California Water Code Sections 20200-20207.

Monthly Meeting Limit

AB 1889 (Caballero) signed by the Governor on September 5, 2018, and which took effect on January 1, 2019, amends the District Act by adding Section 33(c), authorizing the Board, until December 31, 2023, to annually adopt a written policy describing, based on a finding supported by substantial evidence, why more than 10 meetings per month, but not more than 15 meetings per month, are necessary for the effective operation of Valley Water. The determination of whether a Director's activities on any specific day are compensable shall be made pursuant to Section 53232.1 of the Government Code. Board Governance Policy GP-10.6.1 provides the activity definitions required by this Government Code section.

In accordance with Board Governance Policy GP-10-6.1, a finding could be made based on substantial evidence including, but not limited to the following.

1. Many of Valley Water's responsibilities such as water supply, flood protection, and environmental stewardship, are in other jurisdictions spread across separate governmental entities. These functions require numerous meetings to set courses of action based on input from the community and other stakeholders.
2. The number and scope of Board and committee meetings, public hearings, community meetings, and other meetings Directors must attend to accomplish the District's business are extensive. The Board has 23 internal and/or joint policy committees/working groups, and the Directors serve on a total of 19 external boards and committees for other intergovernmental, regional, or public policy entities (Attachment 2).
3. The District is the only water agency in California that is both a state and federal water contractor through the State Water Project and the Central Valley Project, putting the District at the heart of complex water policy debates in both Sacramento and Washington. This greatly expands the number of meetings necessary to ensure reliable water supplies for Santa Clara County as compared to other regions.
4. In 2020 the maximum meeting days per month that Directors could be compensated was 15, per Ordinance 20-01. During the first 11 months of 2020, the Valley Water Board of Directors reported 1106 meeting days that were paid, and 145 meeting that were unpaid, because they exceeded the maximum number of meeting days allowed for the stated month. The table included as Attachment 3 provides details on the meetings per month data.

The Board could consider the following monthly meeting limit options:

1. Make a finding based on substantial evidence that there is an operational need to compensate Directors for up to 15 days per calendar month, and set the meeting day limit accordingly, effective April 14, 2020, for calendar year 2020 (60 days after adoption of ordinance); or
2. Determine that there is no operational need to compensate Directors for more than the current 10 days per calendar month, per California Water Code.

Meeting Compensation

California Water Code Section 20202 authorizes the Board to annually consider, through the public hearing and ordinance adoption process, meeting compensation increases at a rate not to exceed an amount equal to five percent (5%) annually.

Any Board approved change in the Directors' number of compensated meetings per month and meeting compensation rate will become effective beginning 60 days after date of ordinance adoption, pursuant to California Water Code Section 20204.

The Board's last compensation adjustment was in April 2020. In accordance with the regulatory process, the Board held a public hearing on February 11, 2020, for the public to comment on the Directors' meeting compensation amount; and at that meeting, the Board adopted Ordinance 20-01 enacting a compensation increase of five percent (5%), effective April 14, 2020 (12 months after the last compensation increase.)

The Board could consider the following monthly compensation options:

1. Keep the Directors' compensation at the current amount of \$316.06 per day; or
2. Reduce the Directors' compensation to a specified amount below the current \$316.06 rate per day, up to 10 or 15 days per calendar month, as previously determined, effective April 14, 2021; or
3. Approve an increase up to 5% in Directors' compensation in accordance with the California Water Code Sections 20200-20207, effective April 14, 2021.

FINANCIAL IMPACT:

Funds are budgeted in the Board of Directors Fiscal Year 2021 budget for meeting compensation.

Staff estimates that a 5% increase in Directors' compensation for up 15 days per calendar month would cost approximately \$20,000. Since contingency budgeting is not performed, funding for any Board-approved increase in compensation may need to be transferred from reserves pursuant to a budget adjustment if the impact cannot be absorbed within budget.

CEQA:

The recommended action does not constitute a project under CEQA because it does not have the potential for resulting in direct or reasonably foreseeable indirect physical change in the environment.

ATTACHMENTS:

Attachment 1: Notice of Public Hearing
Attachment 2: 2020 Board Committee Appointments
Attachment 3: 2020 Board Meeting Days Analysis
Attachment 4: Draft Ordinance

UNCLASSIFIED MANAGER:

Michele King, 408-630-2711



- Topic:** Santa Clara Valley Water District Board of Directors to Determine Necessity for Directors to be Compensated for up to 15 Days per Calendar Month and Consideration of Directors' Per Meeting Compensation Amount for Calendar Year 2021
- Who:** The Santa Clara Valley Water District Board of Directors
- What:** Public hearing for the Board of Directors to Determine Necessity for Directors to be Compensated for up to 15 Days per Calendar Month and consider Directors' per meeting compensation amount for calendar year 2021.
- When:** February 9, 2021, 1:00 p.m.
- Where:** Teleconference Zoom Meeting
- Why:** The Board of Directors of Santa Clara Valley Water District will hold a public hearing to determine necessity for Directors to be compensated for up to 15 days per calendar month; to consider the Directors' per meeting compensation amount for calendar year 2021; and to adopt associated ordinance.

In compliance with the State Emergency Services Act, the Governor's Emergency Declaration related to the COVID-19 pandemic, the Governor's Executive Order N-29-20, and Order of the County of Santa Clara Public Health Officer dated March 16, 2020 Valley Water's offices are closed to the public.

At the time and place fixed for the public hearing, the Board of Directors will receive comments relevant to and make a determination of the necessity for Directors to be compensation for up to 15 days per calendar month for performance of official duties and set the Board compensation for calendar year 2021. After considering all information presented, the Board will consider the following options:

MONTHLY MEETING LIMIT

1. Determine that there is an operational need to compensate Directors for up to 15 days per calendar month, and set the meeting day limit accordingly, for calendar year 2021; or
2. Determine that there is **NO** operational need to compensate Directors for more than 10 days per calendar month, per California Water Code.

MEETING COMPENSATION

1. Keep the Directors' compensation at the current amount of \$316.06 per day;
2. Reduce the Directors' compensation to a specified amount below the current \$316.06 rate per day, effective April 14, 2021; or
3. Approve an increase up to 5% in Directors' compensation in accordance with the California Water Code Sections 20200-20207, effective April 14, 2021.

Reasonable efforts will be made to accommodate persons with disabilities wishing to attend this public hearing. To request accommodations for disabilities, arrange for an interpreter, or obtain more information on attending this hearing, please contact the Office of the Clerk of the Board at (408)265-2600, ext. 2277, at least three days prior to the hearing.

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**2020 SANTA CLARA VALLEY WATER DISTRICT BOARD
COMMITTEE APPOINTMENTS**

BOARD COMMITTEES	MEMBERS		
Board Policy and Planning Committee	Keegan	LeZotte	Hsueh
Board Audit Committee	LeZotte	Keegan	Kremen
Board Ethics and Conduct Committee	Hsueh (2020 Chair)	Estremera (2020 Vice Chair)	LeZotte (Prior year Chair)
Capital Improvement Program Committee	Estremera	LeZotte	Hsueh
Diversity and Inclusion Ad Hoc Committee	Estremera	Hsueh	Varela
Homeless Encampment Committee	Estremera	Santos	Varela
Recycled Water Committee	Estremera	Keegan	Kremen
Stream Planning & Operations Committee (formerly FAHCE Ad Hoc Committee)	Estremera	Keegan	LeZotte
Water Conservation and Demand Management Committee	Hsueh	LeZotte	Santos
Water Storage Exploratory Committee	Kremen	Santos	Varela

BOARD ADVISORY COMMITTEES	REPRESENTATIVE(S)	ALTERNATE(S)
Agricultural Water Advisory Committee	Varela Santos	Hsueh
Environmental and Water Resources Committee	LeZotte Estremera	Hsueh
Santa Clara Valley Water Commission	Hsueh (2020 Chair) Estremera (2020 Vice Chair)	LeZotte (2019 Chair)
Santa Clara Valley Water District Youth Commission	Varela Hsueh Keegan	N/A

JOINT COMMITTEES	MEMBER(S)	ALTERNATE(S)
Joint Recycled Water Advisory Committee with the City of Sunnyvale	Estremera Keegan Kremen	N/A
Joint Recycled Water Policy Advisory Committee w/ City SJSC/TPAC	Estremera Keegan Kremen	N/A
Joint Recycled Water Policy Committee w/City of Palo Alto, East Palo Alto and Mountain View	Estremera Keegan Kremen	N/A
Joint Water Resources Committee with Cities of Morgan Hill and Gilroy	Santos Varela	N/A
San Felipe Division Reach One	Santos Varela	N/A

**2020 SANTA CLARA VALLEY WATER DISTRICT BOARD
COMMITTEE APPOINTMENTS**

BOARD WORK GROUPS	MEMBER(S)	ALTERNATE(S)
DCA Group	Estremera Keegan Kremen	N/A
Financial Sustainability Group	Hsueh LeZotte Keegan	N/A
Fiscal Year 2021 Budget Review Working Group	Kremen Estremera Hsueh	N/A
Project Labor Agreement Working Group	Keegan Estremera Hsueh	N/A

STAFF COMMITTEES	REPRESENTATIVE(S)	ALTERNATE(S)
Landscape Committee	Santos Hsueh (<i>Liaisons</i>)	N/A
Santa Clara County Water Retailers	Hsueh (2020 Chair) Estremera (2020 Vice Chair) (<i>Liaisons</i>)	N/A

EXTERNAL COMMITTEES (WITH VOTING AUTHORITY)	MEMBER(S)	ALTERNATE(S)
ACWA <i>Joint Powers Insurance Authority</i>	Varela	LeZotte
Delta Conveyance Design and Construction Joint Powers Authority	Estremera	Keegan
Delta Conveyance Finance Authority	Kremen	Hsueh
Joint Venture Silicon Valley Board of Directors	Varela	N/A
Pajaro River Watershed Flood Protection Authority	Varela	Santos
Redevelopment Dissolution Countywide Oversight Board of Santa Clara County	Estremera	N/A
San Francisquito Creek JPA	Kremen	Hsueh
SLDMWA Board - Division 4	Kremen Varela	Santos Baker (Staff)
SLDMWA DHCCP Steering Committee – Division 4	Kremen	D. Jacobson (Staff)
SCCO Special Districts Association	Estremera LeZotte	N/A
SCCO Recycling and Waste Reduction Commission	LeZotte	Hsueh
Santa Clara Valley HCP JPA	LeZotte Keegan	N/A

**2020 SANTA CLARA VALLEY WATER DISTRICT BOARD
COMMITTEE APPOINTMENTS**

EXTERNAL COMMITTEES (NON-VOTING AUTHORITY)	REPRESENTATIVE(S)	ALTERNATE(S)
ACWA	Varela	Hsueh
Local Agency Formation Commission (LAFCO) <i>(Representative is appointed by SCVWD, but represents the public as a whole)</i>	LeZotte	N/A
Northern California Latino Water Coalition	Estremera	Santos
Safe, Clean Water Independent Monitoring Committee	Hsueh (2020 Chair)	Estremera (2020 Vice Chair)
SCCO Emergency Operations Area Council	Santos	LeZotte
SCRWA	Varela Santos	Estremera
Zone 7, EBRPD, ACWD, SCVWD, LARPD and Tri-Valley Conservancy Liaison Committee	Kremen	N/A

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Santa Clara Valley Water District Board of Directors 2020 Meeting Days Data for January through November

The table below shows the number of meeting days reported by Valley Water Directors, January through November 2020, through the expense reporting process.

In 2020 Directors could be compensated a maximum of 15 meeting days per month, per Ordinance 20-01.

During the first 11 months of 2020, the Valley Water Board of Directors reported 1106 meeting days that were paid, and 145 meetings that were unpaid, because they exceeded the maximum number of meeting days allowed for the stated month.

Number of Meeting Days by Month – January through November 2020

	District 1	District 2	District 3	District 4	District 5	District 6	District 7	Totals
January	15	11	15	11	15	15	15	97
February	15	13	14	12	14	12	15	95
March	15	15	12	15	12	13	15	97
April	15	15	15	15	14	15	15	104
May	15	15	15	14	11	15	15	100
June	15	15	15	15	12	15	15	102
July	15	13	13	15	15	15	15	101
August	15	15	15	15	15	15	15	105
September	15	15	15	15	15	15	15	105
October	15	11	15	15	15	15	15	101
November	14	15	14	14	13	14	15	99
Total Meeting Days Worked	164	153	158	156	151	159	165	1106
Total Unpaid Meeting Days	37	10	1	4	0	14	79	145

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ORDINANCE NO. 21 –

**PROVIDING FOR COMPENSATION OF DIRECTORS OF
SANTA CLARA VALLEY WATER DISTRICT
PURSUANT TO CHAPTER 2, DIVISION 10, CALIFORNIA WATER CODE**

The Board of Directors of Santa Clara Valley Water District does ORDAIN as follows:

FIRST: This ordinance is adopted pursuant to Chapter 2, Division 10, Section 20200, and following of the California Water Code, and Section 33(c) of the District Act;

SECOND: At the February 9, 2021, Board meeting, the Board made findings based on substantial evidence that there is an operational need to compensate Directors for up to 15 days per calendar month, for calendar year 2021, effective April 14, 2021;

THIRD The findings made by the Board were:

1. (Insert Board identified findings)

FOURTH: For each year following the effective date of this ordinance, the current compensation of three hundred sixteen dollars and six cents (\$316.06) per day provided to each District Board member for each day's attendance at Board meetings, or for each day's service rendered as a member of the Board by request of the Board as described in Board Policy GP-10.6.1, is increased/decreased to \$_____ effective on April 14, 2021.

The increase is in accordance with the Board of Directors' direction to ensure that District's services are carried out in a cost-effective and efficient method.

FIFTH: This ordinance shall not be deemed to authorize compensation for more than a total of 15 days in any calendar month.

PASSED AND ADOPTED by the Board of Directors of the SANTA CLARA VALLEY WATER DISTRICT on February 9, 2021.

AYES: Directors
NOES: Directors
ABSENT: Directors
ABSTAIN: Directors

SANTA CLARA VALLEY WATER DISTRICT

By: _____
Tony Estremera
Chair, Board of Directors

ATTEST: MICHELE L. KING, CMC

Clerk, Board of Directors



Santa Clara Valley Water District

File No.: 21-0106

Agenda Date: 2/9/2021

Item No.: 3.1.

BOARD AGENDA MEMORANDUM

SUBJECT:

Resolution Setting Time and Place of Public Hearing on the Report on Activities in Protection and Augmentation of Water Supplies of the District, Fiscal Year 2021-2022 to begin starting on April 13, 2021 at 1:00 p.m.

RECOMMENDATION:

- A. Adopt Resolution CALLING A 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, FY 2021-2022; and
- B. Set time and place for public hearing to begin starting on April 13, 2021 at 1:00 p.m. and continuing on April 15, 2021 at 7:00 p.m. and concluding on April 27, 2021, starting at 6:00 p.m. via Zoom at: <https://valleywater.zoom.us/j/95060012118>.

SUMMARY:

Section 26.5 of Valley Water's District Act requires the District to annually prepare a written report upon the District's activities in the protection and augmentation of the water supplies of the District (PAWS Report). District Act Section 26.6 requires a public hearing to be held that allows any well owner/user and surface water permittee within the District, or any person interested in the District's activities in the protection and augmentation of the water supplies, to appear and submit evidence concerning the subject of the PAWS Report. This public hearing must be held on or before the fourth Tuesday of April of each year, in the chambers of the Board. The District must provide advance notice of the public hearing to well owners/users and surface water users. Staff recommends that the Board, in accordance with this year's budget and groundwater production charge setting schedule, set Tuesday, April 13, 2021 for the start of this public hearing, with the hearing continuing on April 15, 2021 (with a focus on South County) and concluding on April 27, 2021.

Section 26.6 requires the PAWS Report be filed with the Clerk of the Board on or before the first Tuesday in April. The PAWS Report for Fiscal Year 2021-2022 will be filed with the Clerk of the Board on Friday, February 26, 2021 and available for public review thereafter.

FINANCIAL IMPACT:

Though setting the date for a public hearing does not have any direct financial impact, the public hearings will affect the future finances of the Water Utility Enterprise.

CEQA:

The recommended action does not constitute a project under CEQA because it does not have a potential for resulting in direct or reasonably foreseeable indirect physical change in the environment.

ATTACHMENTS:

Attachment 1: Resolution

Attachment 2: Notice of Public Hearing

UNCLASSIFIED MANAGER:

Aaron Baker, 408-630-2135

**BOARD OF DIRECTORS
SANTA CLARA VALLEY WATER DISTRICT**

RESOLUTION NO. 21-

**CALLING A 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 2021-2022**

WHEREAS, Section 26.6 of the District Act requires that the Clerk of the Board publish a notice of the receipt of the annual "Report of the Activities on the Protection and Augmentation of Water Supplies of the District" (PAWS Report) in a newspaper of general circulation printed and published within the Santa Clara Valley Water District, at least 10 days prior to the date at which the public hearing regarding the report shall be held; and

WHEREAS, Section 26.6 of the District Act requires that such public hearing be held on or before the fourth Tuesday of April.

NOW, THEREFORE BE IT RESOLVED by the Board of Directors of the Santa Clara Valley Water District as follows:

1. The Public Hearing shall be held at the time and place provided in the notice attached hereto as Exhibit A (Notice) and incorporated herein by this reference.
2. Clerk of the Board shall publish the Notice pursuant to California Government Code Section 6061.

PASSED AND ADOPTED by the Board of Directors of the Santa Clara Valley Water District by the following vote on February 9, 2021:

AYES: Directors

NOES: Directors

ABSENT: Directors

ABSTAIN: Directors

SANTA CLARA VALLEY WATER DISTRICT

TONY ESTREMER
Chair, Board of Directors

ATTEST: MICHELE L. KING, CMC

Clerk, Board of Directors

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Exhibit A

Public hearing notice

Topic: Fiscal Year 2021/2022 Groundwater Production and Surface Water Charges

Who: Santa Clara Valley Water District Board of Directors

What: Public hearings on proposed fiscal year 2021/2022 Groundwater Production and Surface Water Charges

When: April 13, 2021 at 1:00 p.m. – open public hearing
April 15, 2021 at 6:00 p.m. – open house, focus on South County
April 15, 2021 at 7:00 p.m. – continued public hearing, focus on South County
April 27, 2021 at 6:00 p.m. – conclude public hearing

Place: April 13 and April 27, 2021
Teleconference Zoom Meeting
<https://valleywater.zoom.us/j/95060012118>

April 15, 2021 – focus on South County
Teleconference Zoom Meeting Open House
<https://valleywater.zoom.us/j/99875795135>
Teleconference Zoom Meeting Continued Public Hearing
<https://valleywater.zoom.us/j/95060012118>

Why: The Santa Clara Valley Water District (Valley Water) has prepared an annual report on the Protection and Augmentation of Water Supplies documenting financial and water supply information, which provides the basis for recommended groundwater production and surface water charges for fiscal year 2021/2022.

The report includes financial analyses of Valley Water's water utility system; supply and demand forecasts; future capital improvement, maintenance and operating requirements; and method to finance such requirements.

Valley Water will hold a public hearing to obtain public comments on the report, which will be available at the hearing.

Based upon findings and determinations made at the public hearing, including the results of the surface water protest procedure, Valley Water Board of Directors will decide whether or not groundwater production and surface water charges should be increased, and if so, to what level, in each charge zone or zones for the fiscal year beginning July 1, 2021.

All operators of water-producing facilities within Valley Water's jurisdiction or any person interested in the Valley Water's activities with regard to protection and

augmentation of the water supply may appear, in person or by representative, and submit comments regarding the subject.

For more information on the public hearing, please visit our website at www.valleywater.org, or contact **Carmen Narayanan** at **(408) 630-3041** or WaterRevenue@valleywater.org.

Reasonable efforts will be made to accommodate persons with disabilities wishing to attend this public hearing. For additional information on attending this hearing, including requesting accommodations for disabilities or interpreter assistance, please contact the **Office of the Clerk of the Board** at **(408) 630-2277**, at least three business days prior to the hearing.

Se realizarán esfuerzos a fin de brindar todas las facilidades posibles a las personas con discapacidades que desean asistir a esta reunión pública. Para información adicional sobre como asistir a esta audiencia incluyendo peticiones para acomodar a discapacitados o asistencia con intérpretes, por favor comuníquese a la Oficina del Secretario de la Junta Directiva al **(408) 630-2277**, por lo menos tres días antes de la audiencia.

Những người khuyết tật cũng có thể tham dự buổi điều trần này. Muốn có các yêu cầu hỗ trợ người khuyết tật tham dự buổi điều trần kể cả các tiện nghi, thông dịch, quý vị có thể tiếp xúc văn phòng Thư ký Hội đồng tại số (408) 630-2277, ít nhất ba ngày trước buổi điều trần.



Santa Clara Valley Water District

File No.: 21-0075

Agenda Date: 2/9/2021
Item No.: 3.2.

BOARD AGENDA MEMORANDUM

SUBJECT:

Semi-Annual Lobbyist Report of Individuals Engaged in Compensated Lobbying Activities Aimed at Influencing District Decisions, in Accordance with District Ordinance 10-01.

RECOMMENDATION:

Receive the Semi-Annual Lobbyist Report of Individuals Engaged in Compensated Lobbying Activities for the period July 1, 2020 through December 31, 2020.

SUMMARY:

In accordance with reporting requirements of the Lobbyist Ordinance, Ordinance No. 10-01, adopted by the Board on June 5, 2010, the attached Semi-Annual Lobbyist Report of Individuals Engaged in Compensated Lobbying Activities (Attachment 1) for the period of July 1, 2020, through December 31, 2020, is provided for Board information.

The Lobbyist Ordinance was adopted by the Board to ensure that the public is aware of the identity of interests which attempt to influence decisions of the District.

A Lobbyist webpage (<https://www.valleywater.org/how-we-operate/lobbyist-ordinance>) has been created on the District's website providing the public access to the District's Lobbyist Ordinance, Lobbyist Report, filing forms and a frequently asked questions form.

Along with providing a semi-annual report, the Lobbyist Ordinance also requires that the Clerk recommend a fee schedule to the Board for adoption, based on the estimated cost of the services provided pursuant to the ordinance. With only one registered individuals at present, there has not been a significant amount of staff time spent in performing duties relevant to lobbyist registration. Therefore, no fee schedule is recommended at this time. The Clerk will continue to monitor staff time required to process lobbyist reports and return to the Board at a future date, if necessary, to recommend a fee schedule.

FINANCIAL IMPACT:

There is no financial impact associated with this item.

CEQA:

The recommended action does not constitute a project under CEQA because it does not have the potential for resulting in direct or reasonably foreseeable indirect physical change in the environment.

ATTACHMENTS:

Attachment 1: Lobbyist Report

UNCLASSIFIED MANAGER:

Michele King, 408-630-2711

Santa Clara Valley Water District Registered Lobbyists - 2021

Lobbyist Entity / Firm	Clients	Individuals Lobbying under Entity	District Decisions
Pacific Gas and Electric Company		Daniel Cedeno	Working with District officials to ensure that necessary work on gas and electric infrastructure can be completed in a timely and cost effective fashion in order to provide safe, reliable, and affordable service to our customers. PG&E's lobbying may occasionally include advocating for District policy that ensures our customers continue to receive safe, reliable, and affordable gas and electric service.
Google LLC and its Affiliates		Joe Van Belleghem, Parham Khoshkbari, Andy Springer, Cindy Muller, Joel Cesare, Michelle McDermott, Jordan O'Brien, Ricardo Benavidez	Community outreach, environmental clearance, planning entitlements, masterplan approval process related to Google developments.

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Santa Clara Valley Water District

File No.: 21-0089

Agenda Date: 2/9/2021

Item No.: *3.3

BOARD AGENDA MEMORANDUM

SUBJECT:

Accept the CEO Bulletin for the Weeks of January 22, 2021 - February 4, 2021.

RECOMMENDATION:

Accept the CEO Bulletin.

SUMMARY:

The CEO Bulletin is a weekly communication for the CEO, to the Board of Directors, assuring compliance with Executive Limitations Policy EL-7: The BAOs inform and support the Board in its work. Further, a BAO shall: inform the Board of relevant trends, anticipated adverse media coverage, or material external and internal changes, particularly changes in the assumptions upon which any Board policy has previously been established; and report in a timely manner an actual or anticipated noncompliance with any policy of the Board.

CEO Bulletins are produced and distributed to the Board weekly as informational items, and then placed on the bimonthly, regular Board meeting agendas to allow opportunity for Board discussion on any of the matters contained therein.

FINANCIAL IMPACT:

There is no financial impact associated with this item.

CEQA:

The recommended action does not constitute a project under CEQA because it does not have a potential for resulting in direct or reasonably foreseeable indirect physical change in the environment.

ATTACHMENTS:

Attachment 1: 020421 CEO Bulletin

UNCLASSIFIED MANAGER:

Rick Callender, 408-630-2017

CEO BULLETIN



To: Board of Directors
From: Rick L. Callender, CEO

Weeks of January 22 – February 4, 2021

Board Executive Limitation Policy EL-7:

The Board Appointed Officers shall inform and support the Board in its work. Further, a BAO shall 1) inform the Board of relevant trends, anticipated adverse media coverage, or material external and internal changes, particularly changes in the assumptions upon which any Board policy has previously been established and 2) report in a timely manner an actual or anticipated noncompliance with any policy of the Board.

Item	IN THIS ISSUE
<u>1</u>	Factsheet Developed for Pajaro River Watershed Integrated Regional Water Management
<u>2</u>	PFAS Meeting with San Francisco Regional Board, Division of Drinking Water, and San Jose Water Company
<u>3</u>	Safe, Clean Water Grant Closeout: Children's Discovery Museum's Bill's Backyard: Bridge to Nature
<u>4</u>	Taste and Odor After-action Debrief Meeting with San Jose Water Company and City of San Jose
<u>5</u>	Valley Water Hosts Crane Operator Certification Training
<u>6</u>	Valley Water hosts GET FLOOD READY Virtual Workshop

1. Factsheet Developed for Pajaro River Watershed Integrated Regional Water Management

Valley Water collaboratively manages the Pajaro River Watershed (Pajaro) Integrated Regional Water Management (IRWM) region with Pajaro Valley Water Management Agency and San Benito County Water District. The IRWM program is a cooperative effort among regional stakeholders to identify and implement water management solutions that increase regional self-reliance, reduce conflict, and achieve the social, environmental, and economic objectives of the region.

Valley Water developed a factsheet for the Pajaro IRWM region that can be used by government officials, potential partners, and other stakeholders to help raise awareness of the IRWM program, and its capabilities to address regional water resources issues. This factsheet also includes Pajaro IRWM regional successes, such as identification of needs and improved participation of under-represented communities, as well as studies and projects to address water quality, flood risk reduction, habitat improvement, water supply, and water conservation.

The Pajaro IRWM region is one of the first to have an IRWM factsheet, and it is being used as an example to support other regions in developing their own. The Pajaro IRWM factsheet was presented at the "IRWM Advocacy Template 101" webinar organized by the Association of California Water Agencies. The factsheet can be found on the Pajaro IRWM website at <https://www.pajaroirwmp.org/documents>.

For further information, please contact Kirsten Struve at (408) 630-3138 or (408) 613-0566.

2. PFAS Meeting with San Francisco Regional Board, Division of Drinking Water, and San Jose Water Company

On January 26, 2021, Valley Water, San Jose Water Company, the San Francisco Bay Regional Water Quality Control Board (Regional Board), and the Division of Drinking Water met to discuss ten San Jose Water Company wells impacted by PFAS (Per- and Polyfluoroalkyl Substances). As reported in a prior CEO Bulletin, the group's initial meeting was in October 2020, and the agencies committed to quarterly meetings to ensure continued coordination.

San Jose Water Company provided an update on a recently launched PFAS treatment feasibility study for its Williams Well Field. Valley Water shared recent PFAS results from voluntary groundwater, raw water, and treated water sampling. Twelve monitoring wells with previous PFAS detections were resampled, with consistent levels between recent and prior results. Recent raw and treated water sampling at Valley Water treatment plants continues to indicate that PFAS with state advisory levels are not detected in raw and treated water. The Regional Board described an initial screening of known environmental release sites that could be potential sources of PFAS present in the San Jose Water Company wells. Valley Water and San Jose Water Company will provide additional information to aid the Regional Board in further exploring potential sources, and the group is expected to reconvene in April 2021.

For further information, please contact Greg Williams at (408) 630-2867.

3. Safe, Clean Water Grant Closeout: Children's Discovery Museum's Bill's Backyard: Bridge to Nature

In Fiscal Year 2016, Valley Water awarded the San Jose Children's Discovery Museum a \$142,771 Safe, Clean Water Program D3 Grant for their Bill's Backyard: Bridge to Nature Project (Project). The Children's Discovery Museum completed the Project in February of 2020 and the final Project closeout materials were provided last Fall 2020.

The Project provides an outdoor learning environment for children ages two through ten that contains drought-tolerant, native plants, trees, shrubs and grasses. The design supports runoff prevention through bioswales, permeable hardscape, and drainage strategies. The Project also provides children with an opportunity to learn about the natural world, the importance of water conservation, and promotes the importance of the Guadalupe River ecosystem to downtown San Jose and the greater Bay Area.

Key Outcomes:

- 0.5 acres/linear feet of area enhanced or restored
- 0.5 acres of grass converted to drought tolerant plants resulting in water savings
- More than 100 native plants, trees, shrubs, grasses and ground covers planted

For further information, please contact Marta Lugo at (408) 630-2237.

4. Taste and Odor After-action Debrief Meeting with San Jose Water Company and City of San Jose

As previously reported to the Valley Water Board of Directors, Valley Water was notified by San Jose Water Company (SJWC) and City of San Jose (CSJ) of several complaints of musty smell in customers' drinking water in early November 2020. The incident was immediately addressed in collaboration with California Department of Water Resources (DWR) and the retailers, with source and treatment process changes. On January 28, 2021, Valley Water held an after-action debrief meeting with SJWC and CSJ to discuss this incident.

Valley Water provided an overview of steps taken to identifying the source of the problem, and the immediate analytical and operational actions Valley Water took to mitigate the impact to customers, including communications with the affected water retailers, DWR, and South Bay Aqueduct (SBA) contractors. In addition, Valley Water shared lessons learned and described actions taken to minimize the chances of similar episodes.

Actions taken by Valley Water include: conducting an internal debrief with key Valley Water staff, providing refresher training to operations staff on rarely-used treatment tools, revising Valley Water's taste and odor action plan to expand monitoring, more regular data-sharing with SBA contractors, and initiation of discussions with DWR to reduce the turn-around time for water sample results.

SJWC and CSJ expressed appreciation for the thorough information provided by Valley Water, asked questions, and provided additional feedback that Valley Water will be considering for inclusion in next steps.

For further information, please contact Bhavani Yerrapotu at (408) 630-2735.

5. Valley Water Hosts Crane Operator Certification Training

During the week of January 4, 2021, Valley Water hosted Crane Operator Certification training, provided by the California Crane School, for 10 apprentice operators. This training is part of an effort to enlist a greater number of field maintenance staff who are cleared to safely operate mobile cranes, and it is an important factor in succession planning efforts for field maintenance staff.

Mobile crane operators serve a critical role during storm events. They are responsible for safely operating the equipment used to remove woody debris and other types of materials that can cause blockages that prohibit the flow of stormwater. To be cleared as a journey level crane operator, maintenance staff must obtain certification at the national level, successfully complete 300 hours of on-the-job crane training, plus 300 hours of crane operating hours, and complete a list of training milestone achievements. In recent months, an apprentice operator completed the clearance requirements and was added to the list of journey level crane operators.

Scheduling training and facilitating program requirements for staff undertaking and accomplishing the journey level crane certification is a cross-functional effort between the Watershed Field Operations, Environmental, Health & Safety and Talent Development Units.

For further information, please contact Tina Yoke at (408) 630-2385.

6. Valley Water hosts GET FLOOD READY Virtual Workshop

On January 21, 2021, Valley Water hosted a virtual flood preparedness workshop to an audience of about 35 people, including residents and Valley Water staff. The GET FLOOD READY workshop provided emergency preparedness tools and information to residents and businesses in areas at the highest risk of creek flooding.

Speakers discussed community hot spots and shared emergency preparedness tips. They included information on finding a location on the Federal Emergency Management Agency (FEMA) Special Flood Hazard Area (SFHA) map. Valley Water also explained how to understand stream gauges, prepare an emergency plan and kit, obtain flood insurance, locate sandbag sites, and report creek blockages. Interpreters provided live translation services in Spanish, Vietnamese, and Chinese. The event was shared live on Facebook and the recording has since been viewed more than 2,000 times.

Public outreach for this virtual workshop included a mailing to more than 1,300 properties located near a community flooding hot spot, as well as targeted emails and direct mailings to more than 50 community organizations, in addition to multilingual social media ads.

For further information, please contact Rachael Gibson at (408) 630-2884.



Santa Clara Valley Water District

File No.: 21-0134

Agenda Date: 2/9/2021

Item No.: *3.4

BOARD AGENDA MEMORANDUM

SUBJECT:

Approval of Minutes.

RECOMMENDATION:

Approve the minutes.

SUMMARY:

In accordance with the Ralph M. Brown Act, a summary of Board discussions, and details of all actions taken by the Board, during all open and public Board of Directors meetings, is transcribed and submitted to the Board for review and approval.

Upon Board approval, minutes transcripts are finalized and entered into the District's historical records archives and serve as historical records of the Board's meetings.

FINANCIAL IMPACT:

There is no financial impact associated with this item.

CEQA:

The recommended action does not constitute a project under CEQA because it does not have a potential for resulting in direct or reasonably foreseeable indirect physical change in the environment.

ATTACHMENTS:

Attachment 1: 011221 Regular Meeting Minutes

Attachment 2: 011921 Special Meeting Minutes

UNCLASSIFIED MANAGER:

Michele King, 408-630-2711



BOARD OF DIRECTORS MEETING

MINUTES

REGULAR MEETING
TUESDAY, JANUARY 12, 2021
1:00 PM

(Paragraph numbers coincide with agenda item numbers)

1. CALL TO ORDER:

A Regular Meeting of the Santa Clara Valley Water District (Valley Water) Board of Directors was called to order in the Valley Water Headquarters Building Conference Room A-124 at 5700 Almaden Expressway, San Jose, California, at 1:00 p.m.

1.1. Roll Call.

Board members in attendance were Tony Estremera, Nai Hsueh, and Richard Santos. Board members participating by teleconference were Barbara Keegan, Gary Kremen, Linda J. LeZotte, and John L. Varela, constituting a quorum of the Board.

Staff in attendance was M. King, Clerk, Board of Directors. Staff participating by teleconference were R. Callender, Chief Executive Officer, L. Orta, Acting District Counsel, A. Baker, I. Bella, R. Blank, R. Chan, M. Cook, G. De La Piedra, A. Fulcher, R. Gibson, V. Gin, A. Gschwind, C. Hakes, B. Hopper, L. Infante, M. Lugo, H. McMahon, M. Richardson, D. Rocha, D. Taylor, S. Tippets, K. Wong, B. Yerrapotu, and T. Yoke.

1.2. Pledge of Allegiance/National Anthem.

Director Estremera led all present in reciting the Pledge of Allegiance.

1.3. Orders of the Day.

Chairperson Hsueh confirmed that there were no changes to the Orders of the Day.

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

Chairperson Hsueh declared time open for public comment on any item not on the agenda. There was no one present who wished to speak.

Chairperson Hsueh reported that, pertaining to the complaint filed by Rev. Jethroe Moore, San Jose Silicon Valley National Association for the Advancement of Colored People (NAACP) President, and consistent with Board Governance Policies, she had completed the Board Chairperson's review of the draft report from Ms. Amy Oppenheimer, Independent Investigator, to confirm the report's completeness and consistency with scope of work.

Chairperson Hsueh confirmed that she would work with the 2021 incoming Board Chairperson to distribute Ms. Oppenheimer's findings to the Board.

2. TIME CERTAIN:

1:00 PM

2.1. Election of Board Chair and Vice Chair for Year 2021.

Recommendation: Nominate and elect a new Chairperson and Vice Chairperson for the calendar year 2021.

Chairperson Hsueh opened the floor for nominations for the Board of Directors 2021 Chairperson.

Motion: Nominate and elect Director Tony Estremera as Board Chairperson for the calendar year 2021.

Move to Approve: Gary Kremen

Second: Richard Santos

Yeas: Tony Estremera, Nai Hsueh, Barbara Keegan, Gary Kremen, Linda J. LeZotte, Richard Santos, John L. Varela

Nays: None

Abstains: None

Recuses: None

Absent: None

Summary: 7 Yeas; 0 Nays; 0 Abstains; 0 Absent.

The remainder of the meeting was facilitated by newly-elected Chairperson Estremera.

Chairperson Estremera opened the floor for nominations for the Board of Directors 2021 Vice Chairperson.

Motion: Nominate and elect Director Gary Kremen as a Board Vice Chairperson for the calendar year 2021.

Move to Approve: Richard Santos

Second: Nai Hsueh

Yeas: Tony Estremera, Nai Hsueh, Barbara Keegan, Gary Kremen, Linda J. LeZotte, Richard Santos, John L. Varela
Nays: None
Abstains: None
Recuses: None
Absent: None
Summary: 7 Yeas; 0 Nays; 0 Abstains; 0 Absent.

2.2. Recognition of Outgoing Chair.

Mr. Rick Callender, Chief Executive Officer, reviewed the information on this item, per the attached Board Agenda Memo, and showed a brief video highlighting the accomplishments Director Hsueh had achieved during her term as 2020 Board Chairperson.

The Board individually and collectively acknowledged Director Hsueh's accomplishments as 2020 Board Chairperson, and thanked her for her service.

2.3. Ceremonial Swearing-In of Director Barbara Keegan, District 2, Director Richard Santos, District 3, and Director Nai Hsueh, District 5, for Terms Expiring December 2024.

Ms. Michele King, Clerk, Board of Directors, confirmed that consistent with requirements, an official swearing-in had been conducted on December 4, 2020, via Zoom; and administered the ceremonial swearing-in of District 2 Director Keegan, District 3 Director Santos, and District 5 Director Hsueh.

2.4. Update on Draft Watersheds and Water Utility Five-Year Operations and Maintenance Plans.

Recommendation: Receive Information on the Draft Watersheds and Water Utility Five-Year Operations and Maintenance Plans.

Ms. Erin Baker, Asset Management Manager, reviewed the information on this item, per the attached Board Agenda Memo, and per the information contained in Attachment 1.

The Board noted the information, without formal action.

2.5. Pacheco Reservoir Expansion Project Preliminary Alternatives Analysis, Pursuant to the Water Storage Exploratory Committee's Recommendation Resulting from the December 28, 2020 Meeting.

Recommendation: Consider the Water Storage Exploratory Committee's recommendation resulting from the December 28, 2020 meeting to:
A. Receive and discuss information regarding status of the Pacheco Reservoir Expansion Project Preliminary Alternatives Analysis; and

- B. Discuss and approve recommendation that an audit be performed by the Board Audit Committee to determine the timeline associated with cost increases for the project.

Mr. Chris Hakes, Deputy Operating Officer, reviewed the information on this item, per the attached Board Agenda Memo, and Mr. Ryan McCarter, Pacheco Project Manager, reviewed the presentation materials contained in Attachment 2.

Ms. King acknowledged receipt of, and read into the record, the following Zoom Chat Box Comment from Ms. Katja Irvin, Sierra Club Loma Prieta Chapter: *If this project moves forward, please do more community engagement than has been done to date. The project delivery process shows public outreach during the alternatives development.*

The Board made the following requests of staff:

- Remain sensitive to issues associated with Henry W. Coe State Park encroachment;
- Come back with information on anticipated permit issues; and
- Increase the project's outreach to allow two-way communication between Valley Water and stakeholders.

Chairperson Estremera confirmed he would investigate options for Board/Stakeholder engagement; and Director Hsueh suggested utilizing the water fluoridation and trails program outreach efforts as models for effective stakeholder engagement.

Motion: Authorize the Board Audit Committee to perform an audit to determine the timeline associated with cost increases for the project.

Move to Authorize: Gary Kremen
Second: John L. Varela
Yeas: Tony Estremera, Nai Hsueh, Barbara Keegan, Gary Kremen, Linda J. LeZotte, Richard Santos, John L. Varela
Nays: None
Abstains: None
Recuses: None
Absent: None
Summary: 7 Yeas; 0 Nays; 0 Abstains; 0 Absent.

- 2.6. Work Study Session on Preliminary Fiscal Year 2021-22 Groundwater Production Charges and Fiscal Years 2022-26 Preliminary Capital Improvement Program.

- Recommendation:
- A. Review the Fiscal Year (FY) 2022-26 Preliminary Capital Improvement Program (CIP) and provide direction to staff for development of the Draft FY 2022-26 CIP; and
 - B. Discuss and provide direction on the preliminary FY 2021-22 Groundwater Production Charge analysis prepared by staff.

Mr. Darin Taylor, Chief Financial Officer, reviewed the information on this item, per the attached Board Agenda Memo; and the corresponding presentation materials contained in Attachment 1 were reviewed by staff as follows: Mr. Taylor reviewed Slides 1 through 3, and 28 through 44; and Mr. Heath McMahon, Deputy Operating Officer, reviewed Slides 4 through 27.

Mr. Taylor advised the Board that Attachment 1, Page 35, would be revised as follows: an accidental drop in the 2028 *Source of Supply* data would be adjusted to the level shown in 2027, and 2029 through 2031 would be adjusted accordingly; and an accidental increase in the 2028 *Debt Service* data would be corrected, with 2029 through 2031 adjusted accordingly.

Mr. Taylor further advised the Board that the Agricultural Water Advisory Committee, during its January 4, 2021 meeting, had passed a motion to recommend to the Board that the Board consider continuing the discretionary portion of the Open Space Credit.

Motion: Approve staff's proposal to include in the Fiscal Year 2021-22 Report on the Protection and Augmentation of Water Supplies (FY 21-22 PAWS Report), an Open Space Credit increase from 6 percent, to 10 percent, of Municipal and Industrial water rates; and direct staff to come back with discussion on the Board's April 2019 direction to eliminate the discretionary portion of the Open Space Credit.

Move to Approve: Nai Hsueh
Second: The motion did not receive a second and was lost.

The motion was withdrawn.

Motion: Approve including a Treated Water surcharge increase to \$115 per acre foot in the FY 21-22 PAWS Report.

Move to Approve: Nai Hsueh
Second: Richard Santos
Yeas: Tony Estremera, Nai Hsueh, Barbara Keegan, Gary Kremen, Linda J. LeZotte, Richard Santos, John L. Varela
Nays: None
Abstains: None
Recuses: None

Absent: None
Summary: 7 Yeas; 0 Nays; 0 Abstains; 0 Absent.

The Board requested that staff prepare the FY 21-22 PAWS Report with Agricultural Water rates at 25 percent of Municipal and Industrial; and with the Pacheco Reservoir Expansion Water Supply Master Plan Projects included in the analysis.

3. CONSENT CALENDAR:

The Board removed Items 3.5 and 3.16 from the Consent Calendar for individual consideration; noted that Item 3.8 had been removed from the agenda; and considered Consent Calendar Items 3.1 through 3.4, 3.6 and 3.7, and 3.9 through 3.15, under one motion.

- 3.1. Adopt Resolutions Expressing Appreciation for the Outgoing Safe, Clean Water Independent Monitoring Committee (SCW IMC) Members.

Recommendation: Adopt the Resolutions EXPRESSING APPRECIATION to outgoing SCW IMC members.

- 3.2. Consider Membership Nominations for Two-Year Committee Appointments to the Santa Clara Valley Water Youth Commission.

Recommendation: Consider nominations for two-year membership appointments to the Santa Clara Valley Water Youth Commission.

- 3.3. Adopt Resolution Authorizing the Conveyance of Real Property by a Quitclaim Deed to California Antique Aircraft Museum, for the Upper Llagas Creek Flood Protection Project, Project No. 26174051 (Morgan Hill), (District 1).

Recommendation: A. Adopt a Resolution authorizing the CONVEYANCE OF REAL PROPERTY BY A QUITCLAIM DEED TO CALIFORNIA ANTIQUE AIRCRAFT MUSEUM FOR THE UPPER LLAGAS CREEK FLOOD PROTECTION PROJECT, PROJECT NO. 26174051 (MORGAN HILL);
B. Authorize the Chief Executive Officer to execute the Real Property Purchase and Sale Agreement; and
C. Authorize the Chief Executive Officer to execute the Quitclaim Deed Document No. 5010-107.1.

- 3.4. Approve Modification of Real Property Easement Rights Between Santa Clara Valley Water District and Milpitas Materials Company, for the Lower Calera Creek Flood Protection Project, Project No. 40174005, APN No. 022-02-014, Real Estate File No. 4018-6.1 (Milpitas) (District 3).

- Recommendation: A. Approve and Authorize the Chief Executive Officer to sign the Right of Way Agreement with Milpitas Materials Company; and
 B. Approve and Authorize the Chief Executive Officer to sign the Easement Modification Agreement (4018-6.1) with Milpitas Materials Company.

- 3.6. Approve Amendment No. 1 to Agreement No. A4158A, with Northgate Environmental Management, Inc. for On-Call Environmental Site Assessment, Remedial Design, and Storm Water Management and Engineering Services, CAS File No. 4825, Increasing the Fee by \$200,000, for a Total Not-To-Exceed Fee of \$700,000 and Extending the Term of the Agreement by Six Months.

- Recommendation: Approve Amendment No. 1 to Agreement No. A4158A with Northgate Environmental Management, Inc. for On-Call Environmental Site Assessment, Remedial Design, and Storm Water Management and Engineering Services, to increase the not-to-exceed fee by \$200,000, resulting in a total not-to-exceed fee of \$700,000, and to extend the term of the Agreement by six (6) months.

- 3.7. Approve Amendment No. 4 to Agreement No. A3536R, a Clean, Safe Creeks and Natural Flood Protection Program FY 2011 Trail and Open Space Grant Agreement between the Santa Clara Valley Water District and the City of San Jose, Providing a No-Cost Time Extension to the Agreement Expiration Date (San Jose) (District 2).

- Recommendation: Approve Amendment No. 4 to Agreement No. A3536R between the Santa Clara Valley Water District and the City of San Jose to retroactively extend the Agreement expiration date from March 20, 2020 to March 30, 2021, as a 12-month no-cost extension.

- 3.8. ITEM REMOVED FROM AGENDA.
Adopt Plans and Specifications and Authorize Advertisement for Bids for the Lower Calera Creek Flood Protection Project, Project No. 40174005, Contract No. C0666 (Milpitas) (District 3).

- 3.9. Adopt Plans and Specifications and Authorize Advertisement for Bids for the Phase 2A Construction of the Upper Llagas Creek Flood Protection Project, Project No. 26174052, Contract No. C0645 (Morgan Hill) (District 1).

- Recommendation: A. Find the Phase 2A construction of the Upper Llagas Creek Flood Protection Project is substantially complex and requires a construction contract retention of 10 percent;
 B. Adopt the plans and specifications and authorize advertisement for bids for Phase 2A construction of the

Upper Llagas Creek Flood Protection Project, per the Notice to Bidders; and

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

- 3.10. Notice of Completion of Contract and Acceptance of Work for the Lower Silver Creek Flood Protection and Creek Restoration Project, Reaches 5C to 6A (Landscape and Revegetation Establishment Maintenance Phase – Milestone 2), Proven Management, Inc., Contractor, Project No. 40264008, Contract No. C0580 (San Jose) (District 6).

- Recommendation:
- A. Accept the work on the Lower Silver Creek Flood Protection and Creek Restoration Project, Reaches 5C to 6A (Landscape and Revegetation Establishment Maintenance Phase – Milestone 2), Proven Management, Inc., Contractor, Project No. 40264008, Contract No. C0580 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.

- 3.11. Notice of Completion of Contract and Acceptance of Work for the Cross Valley and Calero Pipeline Inspection and Rehabilitation Project, Kiewit Infrastructure West Co., Contractor, Project No. 95084002, Contract No. C0650 (San Jose, Morgan Hill, Unincorporated Santa Clara County) (Districts 1 and 7).

- Recommendation:
- A. Accept the work on the Cross Valley and Calero Pipeline Inspection and Rehabilitation Project, Project No. 95084002, Contract No. C0650 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.

- 3.12. Certification of November 3, 2020 General Election and Official Results for Board of Directors Districts 2, 3, and 5 and Measure S – Safe, Clean Water and Natural Flood Protection Program.

- Recommendation:
- A. Accept the Santa Clara County Registrar of Voters' Statement of Votes and Certificates of Election Results for Measure S – Safe, Clean Water and Natural Flood Protection Project, declaring the totals to be the final results of the election, and declaring the passage of Measure S; and
 - B. Accept the Santa Clara County Registrar of Voters Certificate of Election Facts and Request to Fill Vacant Office by Appointment for District 2, District 3, and District 5.

- 3.13. Set Time and Place of Public Hearing for the Santa Clara Valley Water District Board of Directors to Determine the Necessity for Directors to be Compensated for up to 15 Days per Calendar Month and to Consider Directors' Compensation for Calendar Year 2021.

Recommendation: A. Set a time and place for a public hearing at 1:00 p.m., on February 9, 2021 at the Santa Clara Valley Water District, 5700 Almaden Expressway, San Jose, California, for the Board of Directors to:

- i. Consider evidence and determine if there is an operational need for Directors to be compensated for up to 15 days per calendar month; and
- ii. Consider Directors' compensation for calendar year 2021, pursuant to Chapter 2, Division 10 of the California Water Code; and

B. Direct the Clerk of the Board to publish notice of public hearing in a newspaper of general circulation within Santa Clara County.

- 3.14. Approval of Minutes.

Recommendation: Approve the minutes.

- 3.15. Accept the CEO Bulletins for the Weeks of December 4-17, 2020, and December 18, 2020-January 7, 2021.

Recommendation: Accept the CEO Bulletins.

Motion: Approve Consent Calendar Items 3.1 through 3.4, 3.6 and 3.7, and 3.9 through 3.15, under one motion as follows: adopt Resolution Nos. 21-01, 21-02, 21-03, and 21-04, EXPRESSING APPRECIATION to outgoing SCW IMC members Tara Martin-Milius, Carmen Montano, Eileen McLaughlin, and Kit Gordon, respectively, by roll call vote, as contained in Item 3.1; approve the nominations for two-year membership appointments to the Santa Clara Valley Water Youth Commission, as contained in Item 3.2; adopt Resolution No. 21-05, CONVEYANCE OF REAL PROPERTY BY A QUITCLAIM DEED TO CALIFORNIA ANTIQUE AIRCRAFT MUSEUM FOR THE UPPER LLAGAS CREEK FLOOD PROTECTION PROJECT, by roll call vote, and authorize the CEO to execute the Real Property Purchase and Sale Agreement and Quitclaim Deed, as contained in Item 3.3; authorize the CEO to sign the Right of Way and Easement Modification Agreements with Milpitas Materials Company, as contained in Item 3.4; approve Amendment No. 1 to Agreement No. A4158A, with Northgate Environmental Management, Inc., as contained in Item 3.6; approve

Amendment No. 4 to Agreement No. A3536R, with the City of San Jose, as contained in Item 3.7; adopt the plans and specifications and authorize advertisement for bids for Phase 2A construction of the Upper Llagas Creek Flood Protection Project, and authorize the Designated Engineer to issue addenda, as contained in Item 3.9; accept the works as complete on the Lower Silver Creek Flood Protection and Creek Restoration Project, Reaches 5C to 6A, and the Cross Valley and Calero Pipeline Inspection and Rehabilitation Project, and direct the Clerk to sign and file the Notices of Completion of Contracts and Acceptance of Work with the Santa Clara County Clerk-Recorder, as contained in Items 3.10 and 3.11; accept the Santa Clara County Registrar of Voters' Statement of Votes and Certificates of Election Results declaring the passage of Measure S, and Certificate of Election Facts and Request to Fill Vacant Office by Appointment for Districts 2, 3, and 5, as contained in Item 3.12; set a time and place of a public hearing to consider evidence and determine if there is an operational need for Directors to be compensated for up to 15 days per calendar month, and to consider Directors' compensation for calendar year 2021, and direct the Clerk to publish notice of the public hearing, as contained in Item 3.13; approve the minutes, as contained in Item 3.14; and Accept the CEO Bulletins, as contained in Item 3.15.

Move to Approve:	Richard Santos
Second:	John L. Varela
Yeas:	Tony Estremera, Nai Hsueh, Barbara Keegan, Gary Kremen, Linda J. LeZotte, Richard Santos, John L. Varela
Nays:	None
Abstains:	None
Recuses:	None
Absent:	None
Summary:	7 Yeas; 0 Nays; 0 Abstains; 0 Absent.

Chairperson Estremera returned the Agenda to Item 3.5.

3.5. Deny Claim of Hacienda Creek Senior Apartments.

Recommendation: Deny the claim.

Mr. Paul Trung, Hacienda Creek Senior Apartments, requested the Board approve paying the claim.

Mr. David Cahan, Risk Manager, reviewed the item on this item, per the attached Board Agenda Memo.

Motion: Deny staff's recommendation to deny the claim, and approve the claim of the Hacienda Creek Senior Apartments.

Move to Deny: Gary Kremen
 Second: Richard Santos
 Yeas: Tony Estremera, Nai Hsueh, Barbara Keegan, Gary Kremen, Linda J. LeZotte, Richard Santos, John L. Varela
 Nays: None
 Abstains: None
 Recuses: None
 Absent: None
 Summary: 7 Yeas; 0 Nays; 0 Abstains; 0 Absent.

Chairperson Estremera moved the agenda to Item 3.16.

3.16. Notice of Completion of Contract and Acceptance of Work for the Rinconada Water Treatment Plant Reliability Improvement Project, Balfour Beatty Infrastructure, Inc., Contractor, Project No. 93294057, Contract No. C0601 (Los Gatos) (District 7). (Continued from November 10, 2020)

Recommendation: A. Accept the work on the Rinconada Water Treatment Plant Reliability Improvement Project, Project No. 93294057, Contract No. C0601 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.

Mr. Ken Fredrickson, Neal Electric Corporation, expressed appreciation for the Board's support of Neal Electric to-date in the matters pending resolution between Neal Electric and Balfour Beatty Infrastructure, Inc., and requested that the Board continue to withhold retention funds on the Rinconada Water Treatment Plant Reliability Improvement Projects until all issues are resolved.

Mr. McMahon confirmed that the Board taking action to accept the work as complete and direct the Clerk to file the Notice of Completion with the Santa Clara County Clerk Recorder, as recommended by staff in the attached Board Agenda Memo, did not preclude Valley Water from withholding the Stop Notice amounts, as required by law.

Move to Accept: Nai Hsueh
 Second: Richard Santos
 Yeas: Tony Estremera, Nai Hsueh, Barbara Keegan, Linda J. LeZotte, Richard Santos, John L. Varela
 Nays: Gary Kremen
 Abstains: None
 Recuses: None
 Absent: None

Summary: 6 Yeas; 1 Nays; 0 Abstains; 0 Absent.

REGULAR AGENDA:

4. BOARD OF DIRECTORS:

The Board considered Item 4.1 without a staff presentation.

4.1. Set the Time and Place of Regular Meetings of the Santa Clara Valley Water District Board of Directors.

Recommendation: A. Consider the schedule for the regular meetings of the Board, currently held on the second and fourth Tuesday of each month, beginning at 1:00 p.m. and 6:00 p.m., respectively, or as designated by the Clerk of the Board to accommodate closed session subject matter;
B. Discuss and identify, if necessary, 2021 Board meeting recess dates; and
C. If a new regular Board meeting schedule is approved, adopt the Resolution SETTING TIME AND PLACE OF MEETINGS OF THE BOARD OF DIRECTORS OF THE SANTA CLARA VALLEY WATER DISTRICT AND RESCINDING RESOLUTION NO. 17-55.

Motion: Approve making no changes to the existing schedule for the regular meetings of the Board, currently held on the second and fourth Tuesday of each month, beginning at 1:00 p.m. and 6:00 p.m., respectively, or as designated by the Clerk of the Board to accommodate closed session subject matter.

Move to Approve: Richard Santos
Second: Linda J. LeZotte
Yeas: Tony Estremera, Nai Hsueh, Barbara Keegan, Gary Kremen, Linda J. LeZotte, Richard Santos, John L. Varela
Nays: None
Abstains: None
Recuses: None
Absent: None
Summary: 7 Yeas; 0 Nays; 0 Abstains; 0 Absent.

4.2. Consider the Public Suggestion Brought to the Board Audit Committee, at its November 18, 2020 Meeting, Regarding a Desk Review or Audit of the Sponsorship Program.

Recommendation: Consider the Public Suggestion Brought to the Board Audit Committee, at its November 18, 2020 Meeting, Regarding a Desk Review or Audit of the Sponsorship Program.

Mr. Taylor reviewed the information on this item, per the attached Board Agenda Memo.

Motion: Deny the suggestion to incorporate into the Grants Management Audit, an audit of Valley Water's Sponsorship Program.

Move to Deny: Richard Santos

Second: The motion did not receive a second and was lost.

Director LeZotte requested that staff provide the Board with a report on Valley Water's Sponsorship Program activities for the past five years (Board Member Request No. R-21-0001).

The Board confirmed that in the future it wants items, such as public suggestions for audit topics, to be brought to the Board as part of the Board Audit Committee's annual audit review process.

4.3. Board Committee Reports.

Standing Reports (Summary or Verbal Report):

1. Delta Conveyance Design and Construction Authority (DCA) Update
2. Delta Conveyance Finance Authority (Finance Authority) Update

Board Committees (Summary or Meeting Agenda):

3. Board Audit Committee (BAC)
4. Board Policy and Planning Committee (BPPC)
5. Capital Improvement Program (CIP) Committee
6. Diversity and Inclusion (D&I) Ad Hoc Committee
7. Stream Planning and Operations Committee (SPOC)
8. Homeless Encampment Ad Hoc Committee (HEAHC)
9. Recycled Water Committee (RWC)
10. Water Conservation and Demand Management (WCDM) Committee
11. Water Storage Exploratory Committee (WSEC)

Board Advisory Committees (Summary or Meeting Agenda):

12. Agricultural Water Advisory Committee (AWAC)
13. Environmental and Water Resources Committee (EWRC)
14. Santa Clara Valley Water Commission (Water Commission)
15. Youth Commission

Board Joint Committees (Summary or Meeting Agenda):

16. Joint Recycled Water Advisory Committee (JRWAC) (Sunnyvale)
17. Joint Recycled Water Advisory Committee (JRWAC) (East PA/PA/MV)
18. Joint Recycled Water Policy Advisory Committee (JRWPAC) (SJ/SC/TPAC)
19. Joint Water Resources Committee (JWRC) (Gilroy/Morgan Hill)
20. San Felipe Division Reach One

External Committees/Agencies (Verbal Reports):

21. ACWA and ACWA Joint Powers Insurance Authority
22. Joint Venture Silicon Valley Board of Directors
23. Landscape Committee
24. Local Agency Formation Commission (LAFCO)
25. Northern California Latino Water Coalition
26. Pajaro River Watershed Flood Protection Authority
27. Redevelopment Dissolution Countywide Oversight Board of Santa Clara County
28. Safe, Clean Water Independent Monitoring Committee (IMC)
29. San Francisquito Creek JPA
30. Santa Clara County Water Retailers
31. Santa Clara Valley Habitat Conservation Plan JPA
32. San Luis and Delta-Mendota Water Authority Board
33. Santa Clara County Emergency Operations Area Council
34. Santa Clara County Recycling and Waste Reduction Commission
35. Santa Clara County Special Districts Association
36. South County Regional Wastewater Authority (SCRWA)
37. Zone 7, EBRPD, ACWD, SCVWD, LARPD and Tri-Valley Conservancy Liaison Committee

Director LeZotte requested that on Handout 4.3.28-A, December 2, 2020 IMC Meeting Summary, Page 1, *Attendees* Section, Line 2, *Jason Baker* be revised to read **Hon. Jason Baker**.

The Board noted the information, without formal action.

4.4. Proposed Future Board Member Agenda Items.

None.

5. WATER UTILITY ENTERPRISE:

None.

6. WATERSHEDS:

- 6.1. Approve a Budget Adjustment in the Amount of \$3,886,677 and Authorize the Chief Executive Officer to Negotiate and Execute Amendments to Consultant Agreements A4170G, for Native American Consulting Services for Permanente Creek Flood Protection Project, with Andrew Galvan, and A3932A, for Permanente Creek Flood Protection Project – Rancho San Antonio Construction Management Services, with Harris & Associates, Project No. 26244001, Rancho San Antonio Detention Basin Project. (Cupertino) (Districts 5 and 7).

Recommendation: A. Approve a budget adjustment of \$3,886,677 from Fund 26 Operating and Capital Reserves to the Permanente Creek Flood Protection Project;

- B. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Agreement A4170G, for Native American Consulting Services for Permanente Creek Flood Protection Project, with Andrew Galvan, to provide Native American monitoring; and
- C. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 4 to Agreement No. A3932A, for Permanente Creek Flood Protection Project – Rancho San Antonio Construction Management Services, with Harris & Associates, to provide construction management services for the Permanente Creek Project, Rancho San Antonio Detention Basin Project.

Ms. Sue Tippetts, Interim Chief Operating Officer, reviewed the information on this item, per the attached Board Agenda Memo.

Move to Approve:	Richard Santos
Second:	Nai Hsueh
Yeas:	Tony Estremera, Nai Hsueh, Barbara Keegan, Gary Kremen, Linda J. LeZotte, Richard Santos, John L. Varela
Nays:	None
Abstains:	None
Recuses:	None
Absent:	None
Summary:	7 Yeas; 0 Nays; 0 Abstains; 0 Absent.

6.2. ITEM REMOVED FROM AGENDA.

Authorize the Chief Executive Officer to Execute the Master Agreement With the City of Milpitas for the Removal and Construction of City Improvements, Modifications to City Facilities, and Work Within City's Right of Way Included in the Lower Berryessa Creek Flood Protection, Lower Calera Creek Flood Protection, and Lower Penitencia Creek Improvements Projects (Project Nos. 40174005 and 40334005) for a Fee of \$1,665,505 (Milpitas) (District 3).

The Board noted that Item 6.2 had been removed from the agenda.

7. ASSISTANT CHIEF EXECUTIVE OFFICER:

None.

8. EXTERNAL AFFAIRS:

None.

9. CHIEF EXECUTIVE OFFICER:

9.1. CEO and Chiefs' Report.

Ms. Rachael Gibson, Chief of External Affairs, reviewed the information on the attached Office of Communications and Office of Civic Engagement Updates, identified as Handouts 9.1-A and 9.1-B, respectively, herein.

Ms. Tippetts informed the Board of the December 30, 2020 U.S. Army Corps of Engineers signing of an agreement with Valley Water for reevaluation of the Upper Guadalupe River; and reviewed the information contained in the attached Storm Report, identified as Handout 9.1-C herein.

Copies of the Handouts were distributed to the Board and made available to the public.

Ms. Tina Yoke, Chief Administrative Officer, provided a summary of COVID-19 positive cases reported to-date among Valley Water employees, contractors, temporary personnel, and internship participants.

Mr. Aaron Baker, Chief Operating Officer, advised the Board of the upcoming retirement of Mr. Jerry De La Piedra, and the recent promotion of Ms. Kirsten Struve, Assistant Officers.

The Board members individually and collectively congratulated Mr. De La Piedra and Ms. Struve on their retirement and promotion, respectively.

10. ADMINISTRATION:

None.

11. DISTRICT COUNSEL:

None.

12. ADJOURN:

12.1. Board Member Reports/Announcements.

Director Varela reported attending various Association of California Water Agencies meetings; a Valley Water Volunteer Recognition event; and Board Policy and Planning (BPPC) and Agricultural Water Advisory (AWAC) Committee meetings.

Director Keegan reported attending the aforementioned BPPC meeting; and various meetings with staff.

Director Santos reported attending the aforementioned AWAC meeting and Volunteer Recognition event; a Berryessa Citizens Advisory Committee meeting; and various meetings with staff.

Director LeZotte reported attending the aforementioned AWAC and BPPC meetings, and Volunteer Recognition event; Financial Sustainability Working

Group, Water Storage Exploratory (WSEC), and Capital Improvement Program (CIP) Committee meetings; and various meetings with staff.

Director Hsueh reported attending the aforementioned AWAC, BPPC, and CIP meetings; a Local Agency Formation Commission meeting; and various meetings with staff.

Director Kremen reported attending the aforementioned Volunteer Recognition event; a Delta Habitat Conservation & Conveyance Plan Steering Committee meeting; and various meetings with staff.

Chairperson Estremera reported attending the aforementioned WSEC, AWAC, and CIP Committee meetings; and various meetings with staff.

12.2. Clerk Review and Clarification of Board Requests.

Ms. Michele King, Clerk, Board of Directors, read the new Board Member Request into the record.

12.3. Adjourn to Special Closed Session Meeting at 10:00 a.m., on January 19, 2021, to be called to order in compliance with the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20.

Chairperson Estremera adjourned the meeting at 4:35 p.m., to the Special Closed Session Meeting at 10:00 a.m., on January 19, 2021, to be called to order in compliance with the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20.

Michele L. King, CMC
Clerk/Board of Directors

Approved:

Date:

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BOARD OF DIRECTORS MEETING

MINUTES

**SPECIAL CLOSED SESSION MEETING
TUESDAY, JANUARY 19, 2021
10:00 AM**

(Paragraph numbers coincide with agenda item numbers)

1. CALL TO ORDER:

A Special Closed Session Meeting of the Santa Clara Valley Water District (Valley Water) Board of Directors was called to order in the Valley Water Headquarters Building Boardroom at 5700 Almaden Expressway, San Jose, California, at 10:00 a.m.

1.1 Roll Call.

Board members in attendance were Nai Hsueh and Richard Santos. Board members participating by teleconference were Tony Estremera, Gary Kremen, and Linda J. LeZotte, constituting a quorum of the Board.

Directors Barbara Keegan and John L. Varela joined the meeting by teleconference, as noted below.

Staff in attendance was M. King, Clerk, Board of Directors. Staff participating by teleconference were R. Callender, Chief Executive Officer, L. Orta, Acting District Counsel, R. Chan, R. Gibson, and B. Hopper.

1.2 Pledge of Allegiance/National Anthem.

Director Santos led all present in reciting the Pledge of Allegiance.

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

Chairperson Estremera declared time open for public comment on any item not on the agenda. There was no one present who wished to speak.

2. TIME CERTAIN:

10:00 AM

Chairperson Estremera announced that the Board would adjourn to Closed Session for consideration of Items 2.1 and 2.2. During Closed Session, Directors Keegan and Varela joined the meeting by teleconference.

Upon conclusion of Closed Session, Directors Kremen, LeZotte, and Varela ended their participation by teleconference and did not rejoin.

Upon return to Open Session, the same Board members and staff were present, including Directors Hsueh, Keegan, and Santos, and Chairperson Estremera, and excluding Directors Kremen, LeZotte, and Varela.

2.1 CLOSSED SESSION
CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
SCVWD v. San Francisco Bay Regional Water Quality Control Board
First Appellate District, Court of Appeal of the State of California, Case
No. A157127

2.2 CLOSSED SESSION
CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
White, et al. v. SCVWD, et al.
(Santa Clara Co. Superior Court, No. 18CV321600 (Lead))

3. ADJOURN:

3.1 District Counsel Report on Closed Session.

Ms. Rita Chan, Assistant District Counsel, reported that in regard to Item 2.1, and Ms. Leslie Orta, Acting District Counsel, reported that in regard to Item 2.2, the Board met in Closed Session with all members present and gave direction to staff.

3.2 Adjourn to Regular Meeting at 6:00 p.m. on January 26, 2021, to be called to order in compliance with the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20.

Chairperson Estremera adjourned the meeting at 11:10 a.m. to the next regularly scheduled meeting at 6:00 p.m. on January 26, 2021, to be called to order in compliance with the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20.

Michele L. King, CMC
Clerk, Board of Directors

Approved:

Date:



Santa Clara Valley Water District

File No.: 21-0099

Agenda Date: 2/9/2021

Item No.: 4.1.

BOARD AGENDA MEMORANDUM

SUBJECT:

Consider the January 13, 2021 Recommendation from the Board Audit Committee, that the Board Refer a Policy Discussion Related to Financial Auditor Responsibility to the Board Policy and Planning Committee, for Further Discussion and Refinement.

RECOMMENDATION:

Consider the recommendation resulting from the Board Audit Committee's January 13, 2021 meeting, that the Board refer a policy discussion related to financial auditor responsibility to the Board Policy and Planning Committee for further discussion and refinement.

SUMMARY:

At its January 13, 2021 meeting, the Board Audit Committee discussed financial accounting issues that have recently been publicized at the City of Manteca. The City of Manteca is facing extensive financial accounting issues that go back several years. Roughly \$67 million in cash deficits have been identified. The Interim Finance Director for the City of Manteca believes that it may take several years before all issues are cleared up and addressed. Of importance to Valley Water is that Maze and Associates - Valley Water's current financial auditor - has been the financial auditor for the City of Manteca for the past several years. Valley Water will be monitoring the situation in Manteca especially as it relates to the role that Maze and Associates may have played with regard to the accounting crisis, and for lessons learned that can be applied to Valley Water. Valley Water understands that Maze and Associates has been voicing deficit spending concerns to City of Manteca management for years, and that a key reason that the City has not produced a Fiscal Year 2019 Comprehensive Annual Financial Report is due to questions raised by Maze and Associates.

The article can be found at the following URL:

<https://www.mantecabulletin.com/news/local-news/67m-manteca-cash-deficits/>

The purpose of this item is to recommend that the Board refer this issue to the Board Policy and Planning Committee for further discussion and refinement.

Staff additionally offers the following potential policy considerations that would help bolster financial controls at Valley Water:

1. The Board could adopt a policy that all management letters received from the external financial auditor following an audit must be shared with the Board. Staff currently follows this practice.
2. The Board could adopt a policy that any Request for Proposal (RFP) and agreement for a new external financial auditor going forward must require the external financial auditor to provide written notification of any deficiency found during a financial audit (referred to as full disclosure) as opposed to only providing written notification of material deficiencies (referred to as material disclosure).

FINANCIAL IMPACT:

There is no financial impact associated with this item.

CEQA:

The recommended action does not constitute a project under CEQA because it does not have the potential for resulting in direct or reasonably foreseeable indirect physical change in the environment.

ATTACHMENTS:

None.

UNCLASSIFIED MANAGER:

Darin Taylor, 408-630-3068



Santa Clara Valley Water District

File No.: 21-0091

Agenda Date: 2/9/2021

Item No.: *4.2.

BOARD AGENDA MEMORANDUM

SUBJECT:

Board Committee Reports.

Standing Reports (Summary or Verbal Report):

1. Delta Conveyance Design and Construction Authority (DCA) Update
2. Delta Conveyance Finance Authority (Finance Authority) Update

Board Committees (Summary or Meeting Agenda):

3. Board Audit Committee (BAC)
4. Board Policy and Planning Committee (BPPC)
5. Capital Improvement Program (CIP) Committee
6. Diversity and Inclusion (D&I) Ad Hoc Committee
7. Stream Planning and Operations Committee (SPOC)
8. Homeless Encampment Ad Hoc Committee (HEAHC)
9. Recycled Water Committee (RWC)
10. Water Conservation and Demand Management (WCDM) Committee
11. Water Storage Exploratory Committee (WSEC)

Board Advisory Committees (Summary or Meeting Agenda):

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13. Environmental and Water Resources Committee (EWRC)
14. Santa Clara Valley Water Commission (Water Commission)
15. Youth Commission

Board Joint Committees (Summary or Meeting Agenda):

16. Joint Recycled Water Advisory Committee (JRWAC) (Sunnyvale)
17. Joint Recycled Water Advisory Committee (JRWAC) (East PA/PA/MV)
18. Joint Recycled Water Policy Advisory Committee (JRWPAC) (SJ/SC/TPAC)
19. Joint Water Resources Committee (JWRC) (Gilroy/Morgan Hill)
20. San Felipe Division Reach One

External Committees/Agencies (Verbal Reports):

21. ACWA and ACWA Joint Powers Insurance Authority
22. Joint Venture Silicon Valley Board of Directors
23. Landscape Committee
24. Local Agency Formation Commission (LAFCO)
25. Northern California Latino Water Coalition
26. Pajaro River Watershed Flood Protection Authority
27. Redevelopment Dissolution Countywide Oversight Board of Santa Clara County

-
28. Safe, Clean Water Independent Monitoring Committee (IMC)
 29. San Francisquito Creek JPA
 30. Santa Clara County Water Retailers
 31. Santa Clara Valley Habitat Conservation Plan JPA
 32. San Luis and Delta-Mendota Water Authority Board
 33. Santa Clara County Emergency Operations Area Council
 34. Santa Clara County Recycling and Waste Reduction Commission
 35. Santa Clara County Special Districts Association
 36. South County Regional Wastewater Authority (SCRWA)
 37. Zone 7, EBRPD, ACWD, SCVWD, LARPD and Tri-Valley Conservancy Liaison Committee

ATTACHMENTS:

- *Handout 4.2.4-A: 01/25/21 BPPC Summary
- *Handout 4.2.5-A: 12/14/20 CIP Summary
- *Handout 4.2.5-B: 01/06/21 CIP Summary
- *Handout 4.2.5-C: 02/08/21 CIP Agenda
- *Handout 4.2.13-A: 01/25/21 EWRC Summary
- *Handout 4.2.14-A: 01/27/21 Water Commission Summary
- *Handout 4.2.28-A: 01/27/21 IMC Summary
- *Handout 4.2.28-B: 02/10/21 IMC Agenda
- *REVISED Handout 4.2.28-A: 01/27/21 IMC Summary



MEMORANDUM

FC 14 (02-08-19)

TO: Board of Directors

FROM: Nai Hsueh,
BPPC Chair

SUBJECT: Board Policy and Planning Committee
(BPPC) January 25, 2021 Meeting Summary

DATE: February 3, 2021

This memorandum summarizes agenda items from the regular meeting of the Board Policy and Planning Committee (BPPC) held on January 25, 2021.

TRAILS POLICY CRITERIA AND GUIDANCE: PUBLIC OUTREACH UPDATE

Ms. Lisa Bankosh provided an update on the stakeholder and community outreach on the public trails policy criteria and guidance.

The BPPC discussed the policy criteria and guidance and provided some further input for consideration as additional stakeholder review and input is obtained.

The BPPC received written input from Mr. Doug Muirhead and the City of Morgan Hill, as well as verbal input from Mr. Larry Ames, Ms. Shani Kleinhaus, Environmental Advocate, Santa Clara Valley Audubon Society, Linda Ruthruff, Environmental Advocate, Santa Clara Valley Native Plant Society, and Lynn Paulson, Santa Teresa Foothills Neighborhood Association.

The BPPC discussed the letter from the City of Morgan Hill and agreed that it contained requests that require a Board policy-level discussion and does not fit within the policy criteria and guidance document currently being reviewed. Therefore, the BPPC requested that the letter, along with information on available grants data, etc., if applicable, be forwarded to the full Board for discussion and consideration with a recommendation from the BPPC to keep the current policy.

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MEMORANDUM
FC 14 (01-02-07)

TO: Board of Directors

FROM: Capital Improvement
Program Committee

SUBJECT: December 14, 2020 and January 6, 2021
Capital Improvement Program Meeting
Summary

DATE: February 9, 2021

This memorandum summarizes the Capital Improvement Program Committee (Committee) meetings held December 14, 2020 and January 6, 2021, where the following workplan items were discussed:

December 14, 2020:

1. Capital Project Monitoring – Construction.

The Committee received an update on capital projects in the construction phase. All projects are progressing, and no significant issues were identified.

2. Update on Palo Alto Flood Basin Tide Gate Structure Replacement Project.

The Committee received an update to the proposed replacement structure alignment and location to reduce complications during the environmental permitting process. The Draft CEQA MND was posted for public review in September 2020. Staff is working to address comments and anticipates submitting permit applications by early January 2021. The project is included in the FY21-25 CIP.

3. Draft Preliminary Five-Year Capital Improvement Program for Fiscal Years 2022-2026.

The Committee reviewed and discussed projects with significant updates, FY22 unfunded projects and draft preliminary CIP financial models. The Committee requested further review prior to the January 12, 2021 Board review.

4. Receive Information on Upcoming Consultant Agreement Amendments for Capital Projects.

The Committee received updates on proposed amendments to the following consultant agreements:

- Agreement A4133A with Environmental Science Associates provides environmental services for the Purified Water Program. Amendment 1 proposes to update project objectives, add the Palo Alto site, and extend the agreement by three years.
- Agreement A3901G with HDR Engineering, Inc., provides project management services for the Purified Water Program. Amendment 3 proposes to extend the agreement to December 2024 and includes administrative updates to the existing language such as hourly rate increase and adding new subconsultants. (Info Only)
- Agreements A4263A with Kleinfelder, Inc., and A4264A with Cal Engineering & Geology, Inc., provide on-call geotechnical engineering services to augment Valley Water staff capacity. Amendment 1 proposes to increase the not-to-exceed fee by \$750,000 for each agreement due to larger than anticipated geotechnical engineering needs. *Note: These amendments were approved by the board on 1/26/2021.*

January 6, 2021:

Follow-up Review of Draft Preliminary Five-Year Capital Improvement Program Fiscal for Years 2022-2026.

The Committee received an update on revisions to the Draft Preliminary Five-Year Capital Improvement Program requested during the 12/14/20 CIP meeting. The Committee unanimously supported the Draft Preliminary CIP. *Note: The Preliminary CIP was approved by the Board on 1/12/2021.*

Board member comments and suggestions can be forwarded to Natalie Dominguez, Assistant Deputy Clerk II, by email to ndominguez@valleywater.org.

Thank you.

Nai Hsueh

Director, District 5
Capital Improvement Program Committee Chairperson

/nfd



MEMORANDUM
FC 14 (01-02-07)

TO: Board of Directors

FROM: Capital Improvement
Program Committee

SUBJECT: December 14, 2020 and January 6, 2021
Capital Improvement Program Meeting
Summary

DATE: February 9, 2021

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- Agreement A4133A with Environmental Science Associates provides environmental services for the Purified Water Program. Amendment 1 proposes to update project objectives, add the Palo Alto site, and extend the agreement by three years.
- Agreement A3901G with HDR Engineering, Inc., provides project management services for the Purified Water Program. Amendment 3 proposes to extend the agreement to December 2024 and includes administrative updates to the existing language such as hourly rate increase and adding new subconsultants. (Info Only)
- Agreements A4263A with Kleinfelder, Inc., and A4264A with Cal Engineering & Geology, Inc., provide on-call geotechnical engineering services to augment Valley Water staff capacity. Amendment 1 proposes to increase the not-to-exceed fee by \$750,000 for each agreement due to larger than anticipated geotechnical engineering needs. *Note: These amendments were approved by the board on 1/26/2021.*

January 6, 2021:

Follow-up Review of Draft Preliminary Five-Year Capital Improvement Program Fiscal for Years 2022-2026.

The Committee received an update on revisions to the Draft Preliminary Five-Year Capital Improvement Program requested during the 12/14/20 CIP meeting. The Committee unanimously supported the Draft Preliminary CIP. *Note: The Preliminary CIP was approved by the Board on 1/12/2021.*

Board member comments and suggestions can be forwarded to Natalie Dominguez, Assistant Deputy Clerk II, by email to ndominguez@valleywater.org.

Thank you.

Nai Hsueh

Director, District 5
Capital Improvement Program Committee Chairperson

/nfd



Santa Clara Valley Water District Capital Improvement Program Committee Meeting

Zoom Video Teleconference

REGULAR MEETING AGENDA

**Monday, February 8, 2021
11:00 AM**

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

Nai Hsueh, Chair, District 5
Linda J. LeZotte, Vice Chair, District 4
Tony Estremera, District 6

During the COVID-19 restrictions, 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, or through a link in the Zoom Chat Section during the respective meeting. 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) 265-2600.

Jessica Collins
Committee Liaison

Natalie Dominguez, CMC
Assistant Deputy Clerk II
Office/Clerk of the Board
(408) 265-2659
ndominguez@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
Capital Improvement Program Committee
REGULAR MEETING
AGENDA

Monday, February 8, 2021

11:00 AM

Zoom Video Teleconference

IMPORTANT NOTICES

This meeting is being held in accordance with the Brown Act as currently in effect under the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20 issued on March 17, 2020 that allows attendance by members of the Committee, staff, and the public to participate and conduct the meeting by teleconference, videoconference, or both.

Members of the public wishing to address the Committee during a video conferenced meeting on an item not listed on the agenda, or any item listed on the agenda, should use the "Raise Hand" or "Chat" tools located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Committee Chair in the order requests are received and granted speaking access to address the Committee.

Santa Clara Valley Water District (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 Committee meetings to please contact the Clerk of the Board's office at (408) 630-2711, 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 <https://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/94158013374>

Meeting ID: 941 5801 3374

One tap mobile: +16699009128,,94158013374# US (San Jose)

Dial by your location: +1 669 900 9128 US (San Jose)

1. CALL TO ORDER:

1.1. Roll Call.

2. 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 Committee on any item not listed on the agenda should access the "Raise Hand" or "Chat" tools located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Committee Chair in order requests are received and granted speaking access to address the Committee. Speakers comments should be limited to three minutes or as set by the Chair. The law does not permit Committee action on, or extended discussion of, any item not on the agenda except under special circumstances. If 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 Committee may take action on any item of business appearing on the posted agenda.

3. ELECTION OF OFFICERS.

3.1. Election of 2021 Capital Improvement Program Committee Officers.

[21-0094](#)

Recommendation: Nominate and elect the 2021 Capital Improvement Program Committee Chairperson and Vice Chairperson.

Manager: Michele King, 408-630-2711

Est. Staff Time: 5 Minutes

4. APPROVAL OF MINUTES:

- 4.1. Approval of July 31, 2020 Special Meeting, December 14, 2020 Regular Meeting and January 6, 2021 Special Meeting Minutes. [21-0093](#)
- Recommendation: Approve the minutes.
- Manager: Michele King, 408-630-2711
- Attachments: [Attachment 1: 073120 CIP Committee Minutes](#)
[Attachment 2: 121420 CIP Committee Minutes](#)
[Attachment 3: 010621 CIP Committee Minutes](#)
- Est. Staff Time: 5 Minutes

5. ACTION ITEMS:

- 5.1. Review Capital Project Monitoring - Design and Permitting Report. [21-0087](#)
- Recommendation: Receive and discuss information regarding the status of capital projects in the design and permitting phase.
- Manager: Rechelle Blank, 408-630-2615
Christopher Hakes, 408-630-3796
Heath McMahon, 408-630-3126
- Attachments: [Attachment 1: Design and Permitting Report](#)
- Est. Staff Time: 20 Minutes
- 5.2. Review Capital Project Monitoring - Feasibility and Planning Report. [21-0086](#)
- Recommendation: Receive updates on projects in the feasibility and planning phase, discuss resources needs, and make recommendations, as necessary.
- Manager: John Bourgeois, 408-630-2990
Christopher Hakes, 408-630-3796
Heath McMahon, 408-630-3126
Rechelle Blank, 408-630-2615
- Attachments: [Attachment 1: Feasibility and Planning Report](#)
- Est. Staff Time: 20 Minutes
- 5.3. Receive Information on Upcoming Consultant Agreement Amendments for Capital Projects. [21-0085](#)
- Recommendation: Receive information on upcoming consultant agreement amendments for capital projects.
- Manager: Chris Hakes, 408-630-3796
Rechelle Blank, 408-630-2615
Heath McMahon, 408-630-3126
- Est. Staff Time: 20 Minutes

5.4. Review 2020 Capital Improvement Program Committee Accomplishments Report. [21-0077](#)
Recommendation: Review and accept the 2020 Capital Improvement Program Committee Accomplishments Report.
Manager: Michele King, 408-630-2711
Attachments: [Attachment 1: 2020 Accomplishments Report](#)
Est. Staff Time: 5 Minutes

5.5. Review 2021 Capital Improvement Committee Work Plan. [21-0092](#)
Recommendation: Review the 2021 Capital Improvement Program Committee Work Plan and make adjustments as necessary.
Manager: Michele King, 408-630-2711
Attachments: [Attachment 1: 2021 CIP Committee Work Plan](#)
Est. Staff Time: 5 Minutes

6. INFORMATION ITEMS:

7. CLERK REVIEW AND CLARIFICATION OF COMMITTEE REQUESTS.

This is an opportunity for the Clerk to review and obtain clarification on any formally moved, seconded, and approved requests and recommendations made by the Committee during the meeting.

8. ADJOURN:

Adjourn to Regular Meeting at 11:00 a.m., on Monday, March 15, 2021, to be called to order in compliance with the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20.

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02/09/2021



MEMORANDUM
FC 14 (01-02-07)

TO: Board of Directors

FRO Environmental and Water
Resources Committee

SUBJECT: Environmental and Water Resources
Committee Meeting Summary for
January 25, 2021

DATE February 9, 2021

This memorandum summarizes agenda items from the regular meeting of the Environmental and Water Resources Committee held on January 25, 2021.

Attendees:

Committee members in attendance were: Loren Lewis, Charles Ice, Elizabeth Sarmiento, Hon. Dean J. Chu, Rev. Jethroe Moore, II, Charles Taylor, Susan Blake, Bob Levy, Hon. Tara Martin-Milius, Mike Michitaka, Hon. Patrick S. Kwok, Diego Mora Tejeda, Stephen A. Jordan, Arthur M. Keller, Ph.D.

Board members in attendance were: Director Tony Estremera (Board Representative), Director Nai Hsueh (Board Alternate).

Staff members in attendance were: Aaron Baker, Lisa Bankosh, Glenna Brambill, John Bourgeois, Marta Lugo, Linda Nguyen, and Kirsten Struve.

Public in attendance was: San Jose Resident.

AGENDA ITEM:

4.1 ELECTION OF CHAIR AND VICE CHAIR

The Environmental and Water Resources Committee took the following action:

The Committee by roll call and majority vote elected Mr. Bob Levy as Chair and Rev. Jethroe Moore, II, as Vice Chair.

4.2 REVIEW AND APPROVE 2020 ANNUAL ACCOMPLISHMENTS REPORT FOR PRESENTATION TO THE BOARD (COMMITTEE CHAIR)

Ms. Glenna Brambill gave an overview of the following.

Summary from Meeting Agenda Memo:

The Accomplishments Report summarizes the committee's discussions and actions to prepare Board policy alternatives and implications for Board deliberation throughout 2020. The Committee Chair, or designee, presents the Accomplishments Report to the Board at a future Board meeting.

The Committee may provide feedback to the Committee Chair, at this time, to share with Board as part of the Accomplishments Report presentation pertaining to the purpose, structure, and function of the Committee.

BACKGROUND:**Governance Process Policy-8:**

The District Act provides for the creation of advisory boards, committees, or commissions by resolution to serve at the pleasure of the Board.

Accordingly, the Board has established Advisory Committees, which bring respective expertise and community interest, to advise the Board, when requested, in a capacity as defined: prepare Board policy alternatives and provide comment on activities in the implementation of the District's mission for Board consideration. In keeping with the Board's broader focus, Advisory Committees will not direct the implementation of District programs and projects, other than to receive information and provide comment.

Further, in accordance with Governance Process Policy-3, when requested by the Board, the Advisory Committees may help the Board produce the link between the District and the public through information sharing to the communities they represent.

The Environmental and Water Resources Committee took the following action:

The Committee by roll call and unanimous vote approved the Environmental and Water Resources Committee's 2020 Accomplishments Report. Due to COVID 19, the Committee was limited in fully engaging in 2020.

4.3 STATUS OF ENVIRONMENTAL AND WATER RESOURCES COMMITTEE'S WORKING GROUPS

Chair Bob Levy reviewed the following:

Summary from Meeting Agenda Memo:

At the Committee's January 2019 meeting, the Committee would like to see the working groups more aligned with the issues and policies that the Board of Directors has on their work plan and calendar for this year.

The Board approved the Committee's request to keep the Committee informed of the working groups' activities and results.

This will be a standing agenda item.

BACKGROUND:

The District Act provides for the creation of advisory boards, committees, or commissions by resolution to serve at the pleasure of the Board.

Accordingly, the Board has established Board Committees, which bring respective expertise and community interest, to advise the Board, when requested, in a capacity as defined: prepare Board policy alternatives and provide comment on activities in the implementation of the District's mission for Board consideration. In keeping with the Board's broader focus, Board Committees will not direct the implementation of District programs and projects, other than to receive information and provide comment.

Further, in accordance with Governance Process Policy-3, when requested by the Board, the Board's Committees may help the Board produce the link between the District and the public through information sharing to the communities they represent.

Mr. Steve Jordan reported on his Working Group-Water Storage Exploratory Committee that he attends the meetings, and the topics of discussion have been: Anderson Dam Retrofit, Pacheco Reservoir Expansion Project, Los Vaqueros Reservoir Expansion Project (LVE), and other water banking/storage issues and concerns.

Chair Bob Levy encouraged the Members to join the Working Groups as the sign-ups are few.

The Environmental and Water Resources Committee took no action.

INFORMATION ITEMS:

5.1 STANDING ITEMS REPORT

Ms. Glenna Brambill gave an overview of the following.

Summary from Meeting Agenda Memo:

The Environmental and Water Resources Committee was established to assist the Board with policy review and development, provide comment on activities in the implementation of the District mission, and to identify Board-related issues.

On August 2020, the Board of Directors approved aligning the Board Advisory Committees' agendas and work plans with the Board's yearly work plan.

The new agenda format will allow regular reports on the Board's priorities from the Board's committees and/or Board committee representative and identify subjects where the committees could provide advice to the Board on pre-identified subjects in a timely manner to meet the Board's schedule and distribute information/reports that may be of interest to committee members.

The Environmental and Water Resources Committee had questions on: drought, water supply/demand, population growth, funding, and climate change.

Mr. Aaron Baker and Ms. Lisa Bankosh were available to answer questions.

The Environmental and Water Resources Committee took no action.

5.2 UPDATE ON VALLEY WATER'S CREATION OF NEW OFFICE OF RACIAL EQUITY, DIVERSITY & INCLUSION AND BOARD ADOPTION OF A RESOLUTION ADDRESSING SYSTEMIC RACISM AND PROMOTING EQUITY

Ms. Linda Nguyen gave an overview of the following.

Summary from Meeting Agenda Memo:

In July, Chief Executive Officer Rick Callender announced the creation of a new Office of Racial Equity, Diversity, and Inclusion (REDI) under the External Affairs Division. The new office will encompass the existing Diversity and Inclusion Program, with an expanded charge to break down organizational barriers that enable systemic racism, and instead promote a culture of equity and environmental justice. This office will ensure that racial equity, diversity and inclusion practices are reflected both internally and externally to better serve all communities within Valley Water's service area.

On August 27, 2020, REDI staff presented a resolution "Addressing Systemic Racism and Promoting Equity" to the Board of Directors' Diversity and Inclusion Ad Hoc Committee. The resolution was developed consistent with Valley Water's core values and the principles used in accomplishing Valley Water's mission. Specifically, the purpose and intent of the resolution is to establish Valley Water's response to individual and systemic racism and its commitment to taking meaningful action, internally and externally, to address the impacts of acts of prejudice, abuse of power, racial bias, gender or gender identity bias, racism, and barriers to diversity, equity and inclusion. The Committee recommended the resolution go to the Board of Directors for adoption and recommended that staff present the resolution to other Board Advisory Committees.

During the September 22, 2020 Board Meeting, REDI staff presented the resolution to the Board of Directors for adoption. The Board voted to adopt the resolution and directed staff to present the resolution to all Board Advisory Committees. The resolution is included as Attachment 1.

The Environmental and Water Resources Committee took no action.

The next regularly scheduled meeting is Monday, April 19, 2021, 6:00 p.m.

If you have any questions or concerns, you may contact me at, gbrambill@valleywater.org or 1.408.630.2408.

Thank you.

Glenna Brambill, Management Analyst II,
Board Committee Liaison
Office of the Clerk of the Board

02/09/2021



MEMORANDUM
FC 14 (01-02-07)

TO: Board of Directors

FRO Santa Clara Valley Water
Commission

SUBJECT: Santa Clara Valley Water Commission
Meeting Summary for January 27, 2021

DATE February 9, 2021

This memorandum summarizes agenda items from the regular meeting of the Santa Clara Valley Water Commission held on January 27, 2021.

Attendees:

Commission members in attendance were: Hon. Susan M. Landry, Hon. Hung Wei, Hon. Peter Leroe-Muñoz, Hon. Lynette Lee Eng, Hon. Lisa Schmidt, Hon. Matthew Hudes, Hon. Carmen Montano, Hon. Liz Lawler, Hon. Rich Constantine, Hon. Lucas Ramirez, Hon. Greg Tanaka, Hon. Pam Foley, Hon. Kathy Watanabe, Hon. Rishi Kumar, Hon. Omar Din, Hon. Mike Wasserman, Hon. Mike Flaughter, and Hon. Jed Cyr.

Board members in attendance were: Director Tony Estremera (Board Representatives) and Director Gary Kremen (Board Alternate).

Staff members in attendance were: Jennifer Abadilla, Aaron Baker, Glenna Brambill, Chelsea Busick, Domingo Candelas, Leonardo Foster, Rachael Gibson, Vincent Gin, Andrew Gschwind, Stacy Klopfer, Marta Lugo, Carmen Narayanan, Heath McMahon, Linda Nguyen, Melanie Richardson, Donald Rocha, Kirsten Struve, Darin Taylor, and Warren Whitlock.

Guests in attendance were: Christopher Hoem (Santa Clara County Board of Supervisors), Karla Dailey (City of Palo Alto), Brendan McCarthy (City of Santa Clara), Mansour Nasser (City of Sunnyvale), Tony Ndah (City of Milpitas), Hon. Maria Ristow (Town of Los Gatos), and Gary Welling (City of Santa Clara).

Public in attendance was: Katja Irvin.

AGENDA ITEM:

4.1 ELECTION OF CHAIR AND VICE CHAIR

The Santa Clara Valley Water Commission took the following action:

The Commission by roll call and unanimous vote elected Hon. Pam Foley as Chair and Hon. Lynette Lee Eng as Vice Chair.

4.2 REVIEW AND APPROVE 2020 ANNUAL ACCOMPLISHMENTS REPORT FOR PRESENTATION TO THE BOARD (COMMITTEE CHAIR)

Ms. Glenna Brambill gave an overview of the following.

Summary from Meeting Agenda Memo:

The Accomplishments Report summarizes the committee's discussions and actions to prepare Board policy alternatives and implications for Board deliberation throughout 2020. The Committee Chair, or designee, presents the Accomplishments Report to the Board at a future Board meeting.

The Committee may provide feedback to the Committee Chair, at this time, to share with Board as part of the Accomplishments Report presentation pertaining to the purpose, structure, and function of the Committee.

BACKGROUND:

Governance Process Policy-8:

The District Act provides for the creation of advisory boards, committees, or commissions by resolution to serve at the pleasure of the Board.

Accordingly, the Board has established Advisory Committees, which bring respective expertise and community interest, to advise the Board, when requested, in a capacity as defined: prepare Board policy alternatives and provide comment on activities in the implementation of the District's mission for Board consideration. In keeping with the Board's broader focus, Advisory Committees will not direct the implementation of District programs and projects, other than to receive information and provide comment.

Further, in accordance with Governance Process Policy-3, when requested by the Board, the Advisory Committees may help the Board produce the link between the District and the public through information sharing to the communities they represent.

The Santa Clara Valley Water Commission took the following action:

The Commission by roll call and unanimous vote approved the Santa Clara Valley Water Commission's 2020 Accomplishments Report. Due to COVID 19, the Commission was limited in fully engaging in 2020.

4.3 REVIEW AND COMMENT TO THE BOARD ON THE FISCAL YEAR 2021-22 PRELIMINARY GROUNDWATER PRODUCTION CHARGES

Mr. Darin Taylor gave an overview of the following.

Summary from Meeting Agenda Memo:

Summary of Groundwater Production Charge Analysis

Staff has prepared the preliminary FY 2021-22 groundwater production charge analysis, which includes two scenarios for Board review. Staff is seeking Board input on the preliminary analysis to incorporate into the development of the groundwater production charge recommendation.

The groundwater production charge reflects the benefit of Valley Water activities to protect and augment groundwater supplies and is applied to water extracted from the groundwater basin in Zones W-2, W-5, W-7, and W-8. Zone W-2 encompasses the Santa Clara groundwater subbasin north of Metcalf Road or the North County. Zone W-5 overlays the Llagas subbasin from northern Morgan Hill south to the Pajaro River. Zone W-7 overlays the Coyote Valley south of Metcalf Road to northern Morgan Hill, and W-8 encompasses the area below Uvas and Chesbro Reservoirs.

The groundwater production charge recommendation will be detailed in the Annual Report on the Protection and Augmentation of Water Supplies that is planned to be filed with the Clerk of the Board on February 26, 2021. The public hearing on groundwater production charges is scheduled to open on April

13, 2021. It is anticipated that the Board would set the FY 2021-22 groundwater production charges by May 11, 2021, that would become effective on July 1, 2021.

The FY 2021-22 groundwater production charge and surface water charge setting process will be conducted consistent with the District Act, and Board resolutions 99-21 and 12-10.

Water Use Assumptions

Valley Water managed water use for FY 2019-20 is estimated to be approximately 232,000 acre-feet (AF), roughly 7,000 AF lower than budgeted, but 16,000 AF higher than prior year, due to a dry winter and dry spring. If the dry winter and dry spring were to repeat for the current year FY 2020-21, then there would be a 2,000 AF water usage excess versus budget, which would translate to an estimated \$3.2M in revenue. The current projection for FY 2021-22 is 232,000 AF, which is flat compared to the FY 2019-2020 estimate.

Staff will continue to carefully monitor monthly water use actuals and work closely with the water retailers during the upcoming rate setting process to modify the water usage forecast as necessary.

Groundwater Production Charge Projection Scenarios

Staff has prepared two preliminary groundwater production charge projection scenarios for Board review. The increase in the North County Zone W-2 Municipal and Industrial (M&I) groundwater production charge ranges from 9.5% to 9.8% for FY 2021-22 depending on the scenario. In the South County, for FY2021-22 and depending on the scenario, increases in the M&I groundwater production charge ranges from 3.8% to 4.6% for Zone W-5; from 8.1% to 10.3% for Zone W-7; and is projected at 4.4% for Zone W-8.

Depending on the scenario, the proposed FY2021-22 North County Zone W-2 M&I groundwater production charge per acre-foot ranges from \$1,505 to \$1,509. In the South County, depending on the scenario for FY2021-22, proposed groundwater production charges per acre-foot range from \$485 to \$488 in Zone W-5; from \$520 to \$531 in Zone W-7; and is projected at \$341 in Zone W-8. The agricultural rate for all 4 zones ranges from \$34.14 to \$85.35 per acre-foot.

The overall impact of the preliminary analysis scenarios for FY 2021-22 to the average household would be an increase ranging from \$4.50 to \$4.64 per month in North County and from \$0.61 to \$0.74 per month in South County Zone W-5, from \$1.34 to \$1.71 in Zone W-7, and by \$0.50 in Zone W-8.

Staff proposes to increase the Contract Treated Water Surcharge from \$100/AF to \$115/AF to be more aligned with the cost that retailers would incur to pump water from their wells. Based on information gathered from retailers, staff believes that setting the Contract Treated Water Surcharge at \$115/AF would be closer to the point of neutrality where a retailer would be indifferent in the short term as to whether to pump water from the ground or take treated water.

Staff has prepared the following scenarios for Board consideration:

Scenario 1) Baseline:

This scenario includes the following projects and assumptions:

- Baseline Projects according to the WSMP strategy #1 to Secure Existing Supplies and Infrastructure;
- Delta Conveyance (State side only; participation at 3.23%);
- Potable Reuse Phase 1 to produce between 9,000-12,000 AF delivered via Public-Private Partnership (P3) (assume operations start in FY 28);
- Transfer-Bethany Pipeline;
- FY 2021-22 Agricultural Charge at 25% of the Zone W-8 M&I Charge; and,
- Pacheco Reservoir Expansion (assumes \$485M Proposition 1 grant, WIFIA loan for 49% of project cost and 20% Partnerships).

- Master Plan Project Placeholder – Assumes \$346M in anticipated costs from FY 22 to FY 31 for new pipelines, pipeline rehabilitations, treatment plant upgrades and SCADA implementation projects.

Scenario 2) Baseline no Pacheco:

Includes the same projects and assumptions as Scenario 1 except as follows:

- Excludes Pacheco Reservoir Expansion project; and,
- FY 2021-22 Agricultural Charge at 10% of the Zone W-8 M&I Charge

Staff can model additional scenarios for the Board as needed.

Other Assumptions

All scenarios assume the continued practice of relying on the State Water Project (SWP) Tax to pay for 100% of the SWP contractual obligations. Pursuant to Water Code Section 11652, Valley Water, whenever necessary, is required to levy on all property in its jurisdiction not exempt from taxation, a tax sufficient to provide for all payments under its SWP contract with the California Department of Water Resources (DWR). All scenarios assume an increase in the SWP Tax for FY 2021-22, setting it at \$26M. The SWP Tax for the average household in Santa Clara would increase to about \$40 per year.

A Drought Reserve was established in FY 2015-16 and was budgeted at \$10M for FY 2020-21. No further funding for this reserve is included in the preliminary analysis. The purpose of this reserve would be to help minimize rate impacts during the next drought and would complement the Supplemental Water Supply Reserve. The preliminary analysis does not include unfunded capital projects or additional unfunded operations cost needs identified by staff.

All scenarios assume Water Utility operations cost of \$224.4M in FY 2021-22 versus the FY 2020-21 adopted budget of \$200.6M.

Summary of Groundwater Production Charge Analysis Issues

Staff is seeking Board direction on the following issues to be incorporated into the Report on Protection and Augmentation of Water Supplies (PAWS) scheduled to be filed with the Clerk of the Board on February 26, 2021:

- Agricultural Groundwater Charge for FY 22
- Pacheco Reservoir Expansion
- Treated Water surcharge increase to \$115/AF
- Master Plan Project Placeholder
- Other?

The Santa Clara Valley Water Commission (Hon. Carmen Montano, Hon. Mike Wasserman, Hon. Greg Tanaka, Hon. Rishi Kumar, Hon. Susan Landry, Hon. Kathy Watanabe, Hon. Pam Foley, Hon. Liz Lawler, Hon. Peter Leroe-Muñoz, and Hon. Mike Flaughner) discussed the following: water usage, North/South Zones costs, keeping the agricultural rates low, water basin, recharge, wells, Pacheco Reservoir, fees increase, Anderson Dam, water supply/demand, assist low-income areas, do not increase rates, monthly impact, lot size comparison, capital improvement projects, planning for future/infrastructure and continuing to provide clean drinking water.

Mr. Mansour Nasser explained the City of Sunnyvale's water system and usage.

Director Tony Estremera, Mr. Aaron Baker and Mr. Donald Rocha were available to answer questions.

The Santa Clara Valley Water Commission took no action.

INFORMATION ITEMS:

5.1 STANDING ITEMS REPORT

Ms. Glenna Brambill gave an overview of the following.

Summary from Meeting Agenda Memo:

The Santa Clara Valley Water Commission was established to assist the Board with policy review and development, provide comment on activities in the implementation of the District mission, and to identify Board-related issues.

On August 2020, the Board of Directors approved aligning the Board Advisory Committees' agendas and work plans with the Board's yearly work plan.

The new agenda format will allow regular reports on the Board's priorities from the Board's committees and/or Board committee representative and identify subjects where the committees could provide advice to the Board on pre-identified subjects in a timely manner to meet the Board's schedule and distribute information/reports that may be of interest to committee members.

The Santa Clara Valley Water Commission took no action.

5.2 UPDATE ON VALLEY WATER'S CREATION OF NEW OFFICE OF RACIAL EQUITY, DIVERSITY & INCLUSION AND BOARD ADOPTION OF A RESOLUTION ADDRESSING SYSTEMIC RACISM AND PROMOTING EQUITY

Ms. Linda Nguyen gave an overview of the following.

Summary from Meeting Agenda Memo:

In July, Chief Executive Officer Rick Callender announced the creation of a new Office of Racial Equity, Diversity, and Inclusion (REDI) under the External Affairs Division. The new office will encompass the existing Diversity and Inclusion Program, with an expanded charge to break down organizational barriers that enable systemic racism, and instead promote a culture of equity and environmental justice. This office will ensure that racial equity, diversity and inclusion practices are reflected both internally and externally to better serve all communities within Valley Water's service area.

On August 27, 2020, REDI staff presented a resolution "Addressing Systemic Racism and Promoting Equity" to the Board of Directors' Diversity and Inclusion Ad Hoc Committee. The resolution was developed consistent with Valley Water's core values and the principles used in accomplishing Valley Water's mission. Specifically, the purpose and intent of the resolution is to establish Valley Water's response to individual and systemic racism and its commitment to taking meaningful action, internally and externally, to address the impacts of acts of prejudice, abuse of power, racial bias, gender or gender identity bias, racism, and barriers to diversity, equity and inclusion. The Committee recommended the resolution go to the Board of Directors for adoption and recommended that staff present the resolution to other Board Advisory Committees.

During the September 22, 2020 Board Meeting, REDI staff presented the resolution to the Board of Directors for adoption. The Board voted to adopt the resolution and directed staff to present the resolution to all Board Advisory Committees. The resolution is included as Attachment 1.

The Santa Clara Valley Water Commission took no action.

The Santa Clara Valley Water Commission's next regularly scheduled meeting is Wednesday, April 14, 2021, 12:00 p.m.

If you have any questions or concerns, you may contact me at, gbrambill@valleywater.org or 1.408.630.2408.

Thank you.

Glenna Brambill, Management Analyst II,
Board Committee Liaison
Office of the Clerk of the Board



MEMORANDUM

FC 14 (01-02-07)

TO: Board of Directors

FRO Santa Clara Valley Water
Commission

SUBJECT: Santa Clara Valley Water Commission
Meeting Summary for January 27, 2021

DATE February 9, 2021

This memorandum summarizes agenda items from the regular meeting of the Santa Clara Valley Water Commission held on January 27, 2021.

Attendees:

Commission members in attendance were: Hon. Susan M. Landry, Hon. Hung Wei, Hon. Peter Leroe-Muñoz, Hon. Lynette Lee Eng, Hon. Lisa Schmidt, Hon. Matthew Hudes, Hon. Carmen Montano, Hon. Liz Lawler, Hon. Rich Constantine, Hon. Lucas Ramirez, Hon. Greg Tanaka, Hon. Pam Foley, Hon. Kathy Watanabe, Hon. Rishi Kumar, Hon. Omar Din, Hon. Mike Wasserman, Hon. Mike Flaughter, and Hon. Jed Cyr.

Board members in attendance were: Director Tony Estremera (Board Representatives) and Director Gary Kremen (Board Alternate).

Staff members in attendance were: Jennifer Abadilla, Aaron Baker, Glenna Brambill, Chelsea Busick, Domingo Candelas, Leonardo Foster, Rachael Gibson, Vincent Gin, Andrew Gschwind, Stacy Klopfer, Marta Lugo, Carmen Narayanan, Heath McMahon, Linda Nguyen, Melanie Richardson, Donald Rocha, Kirsten Struve, Darin Taylor, and Warren Whitlock.

Guests in attendance were: Christopher Hoem (Santa Clara County Board of Supervisors), Karla Dailey (City of Palo Alto), Brendan McCarthy (City of Santa Clara), Mansour Nasser (City of Sunnyvale), Tony Ndah (City of Milpitas), Hon. Maria Ristow (Town of Los Gatos), and Gary Welling (City of Santa Clara).

Public in attendance was: Katja Irvin.

AGENDA ITEM:

4.1 ELECTION OF CHAIR AND VICE CHAIR

The Santa Clara Valley Water Commission took the following action:

The Commission by roll call and unanimous vote elected Hon. Pam Foley as Chair and Hon. Lynette Lee Eng as Vice Chair.

4.2 REVIEW AND APPROVE 2020 ANNUAL ACCOMPLISHMENTS REPORT FOR PRESENTATION TO THE BOARD (COMMITTEE CHAIR)

Ms. Glenna Brambill gave an overview of the following.

Summary from Meeting Agenda Memo:

The Accomplishments Report summarizes the committee's discussions and actions to prepare Board policy alternatives and implications for Board deliberation throughout 2020. The Committee Chair, or designee, presents the Accomplishments Report to the Board at a future Board meeting.

The Committee may provide feedback to the Committee Chair, at this time, to share with Board as part of the Accomplishments Report presentation pertaining to the purpose, structure, and function of the Committee.

BACKGROUND:

Governance Process Policy-8:

The District Act provides for the creation of advisory boards, committees, or commissions by resolution to serve at the pleasure of the Board.

Accordingly, the Board has established Advisory Committees, which bring respective expertise and community interest, to advise the Board, when requested, in a capacity as defined: prepare Board policy alternatives and provide comment on activities in the implementation of the District's mission for Board consideration. In keeping with the Board's broader focus, Advisory Committees will not direct the implementation of District programs and projects, other than to receive information and provide comment.

Further, in accordance with Governance Process Policy-3, when requested by the Board, the Advisory Committees may help the Board produce the link between the District and the public through information sharing to the communities they represent.

The Santa Clara Valley Water Commission took the following action:

The Commission by roll call and unanimous vote approved the Santa Clara Valley Water Commission's 2020 Accomplishments Report. Due to COVID 19, the Commission was limited in fully engaging in 2020.

4.3 REVIEW AND COMMENT TO THE BOARD ON THE FISCAL YEAR 2021-22 PRELIMINARY GROUNDWATER PRODUCTION CHARGES

Mr. Darin Taylor gave an overview of the following.

Summary from Meeting Agenda Memo:

Summary of Groundwater Production Charge Analysis

Staff has prepared the preliminary FY 2021-22 groundwater production charge analysis, which includes two scenarios for Board review. Staff is seeking Board input on the preliminary analysis to incorporate into the development of the groundwater production charge recommendation.

The groundwater production charge reflects the benefit of Valley Water activities to protect and augment groundwater supplies and is applied to water extracted from the groundwater basin in Zones W-2, W-5, W-7, and W-8. Zone W-2 encompasses the Santa Clara groundwater subbasin north of Metcalf Road or the North County. Zone W-5 overlays the Llagas subbasin from northern Morgan Hill south to the Pajaro River. Zone W-7 overlays the Coyote Valley south of Metcalf Road to northern Morgan Hill, and W-8 encompasses the area below Uvas and Chesbro Reservoirs.

The groundwater production charge recommendation will be detailed in the Annual Report on the Protection and Augmentation of Water Supplies that is planned to be filed with the Clerk of the Board on February 26, 2021. The public hearing on groundwater production charges is scheduled to open on April

13, 2021. It is anticipated that the Board would set the FY 2021-22 groundwater production charges by May 11, 2021, that would become effective on July 1, 2021.

The FY 2021-22 groundwater production charge and surface water charge setting process will be conducted consistent with the District Act, and Board resolutions 99-21 and 12-10.

Water Use Assumptions

Valley Water managed water use for FY 2019-20 is estimated to be approximately 232,000 acre-feet (AF), roughly 7,000 AF lower than budgeted, but 16,000 AF higher than prior year, due to a dry winter and dry spring. If the dry winter and dry spring were to repeat for the current year FY 2020-21, then there would be a 2,000 AF water usage excess versus budget, which would translate to an estimated \$3.2M in revenue. The current projection for FY 2021-22 is 232,000 AF, which is flat compared to the FY 2019-2020 estimate.

Staff will continue to carefully monitor monthly water use actuals and work closely with the water retailers during the upcoming rate setting process to modify the water usage forecast as necessary.

Groundwater Production Charge Projection Scenarios

Staff has prepared two preliminary groundwater production charge projection scenarios for Board review. The increase in the North County Zone W-2 Municipal and Industrial (M&I) groundwater production charge ranges from 9.5% to 9.8% for FY 2021-22 depending on the scenario. In the South County, for FY2021-22 and depending on the scenario, increases in the M&I groundwater production charge ranges from 3.8% to 4.6% for Zone W-5; from 8.1% to 10.3% for Zone W-7; and is projected at 4.4% for Zone W-8.

Depending on the scenario, the proposed FY2021-22 North County Zone W-2 M&I groundwater production charge per acre-foot ranges from \$1,505 to \$1,509. In the South County, depending on the scenario for FY2021-22, proposed groundwater production charges per acre-foot range from \$485 to \$488 in Zone W-5; from \$520 to \$531 in Zone W-7; and is projected at \$341 in Zone W-8. The agricultural rate for all 4 zones ranges from \$34.14 to \$85.35 per acre-foot.

The overall impact of the preliminary analysis scenarios for FY 2021-22 to the average household would be an increase ranging from \$4.50 to \$4.64 per month in North County and from \$0.61 to \$0.74 per month in South County Zone W-5, from \$1.34 to \$1.71 in Zone W-7, and by \$0.50 in Zone W-8.

Staff proposes to increase the Contract Treated Water Surcharge from \$100/AF to \$115/AF to be more aligned with the cost that retailers would incur to pump water from their wells. Based on information gathered from retailers, staff believes that setting the Contract Treated Water Surcharge at \$115/AF would be closer to the point of neutrality where a retailer would be indifferent in the short term as to whether to pump water from the ground or take treated water.

Staff has prepared the following scenarios for Board consideration:

Scenario 1) Baseline:

This scenario includes the following projects and assumptions:

- Baseline Projects according to the WSMP strategy #1 to Secure Existing Supplies and Infrastructure;
- Delta Conveyance (State side only; participation at 3.23%);
- Potable Reuse Phase 1 to produce between 9,000-12,000 AF delivered via Public-Private Partnership (P3) (assume operations start in FY 28);
- Transfer-Bethany Pipeline;
- FY 2021-22 Agricultural Charge at 25% of the Zone W-8 M&I Charge; and,
- Pacheco Reservoir Expansion (assumes \$485M Proposition 1 grant, WIFIA loan for 49% of project cost and 20% Partnerships).

- Master Plan Project Placeholder – Assumes \$346M in anticipated costs from FY 22 to FY 31 for new pipelines, pipeline rehabilitations, treatment plant upgrades and SCADA implementation projects.

Scenario 2) Baseline no Pacheco:

Includes the same projects and assumptions as Scenario 1 except as follows:

- Excludes Pacheco Reservoir Expansion project; and,
- FY 2021-22 Agricultural Charge at 10% of the Zone W-8 M&I Charge

Staff can model additional scenarios for the Board as needed.

Other Assumptions

All scenarios assume the continued practice of relying on the State Water Project (SWP) Tax to pay for 100% of the SWP contractual obligations. Pursuant to Water Code Section 11652, Valley Water, whenever necessary, is required to levy on all property in its jurisdiction not exempt from taxation, a tax sufficient to provide for all payments under its SWP contract with the California Department of Water Resources (DWR). All scenarios assume an increase in the SWP Tax for FY 2021-22, setting it at \$26M. The SWP Tax for the average household in Santa Clara would increase to about \$40 per year.

A Drought Reserve was established in FY 2015-16 and was budgeted at \$10M for FY 2020-21. No further funding for this reserve is included in the preliminary analysis. The purpose of this reserve would be to help minimize rate impacts during the next drought and would complement the Supplemental Water Supply Reserve. The preliminary analysis does not include unfunded capital projects or additional unfunded operations cost needs identified by staff.

All scenarios assume Water Utility operations cost of \$224.4M in FY 2021-22 versus the FY 2020-21 adopted budget of \$200.6M.

Summary of Groundwater Production Charge Analysis Issues

Staff is seeking Board direction on the following issues to be incorporated into the Report on Protection and Augmentation of Water Supplies (PAWS) scheduled to be filed with the Clerk of the Board on February 26, 2021:

- Agricultural Groundwater Charge for FY 22
- Pacheco Reservoir Expansion
- Treated Water surcharge increase to \$115/AF
- Master Plan Project Placeholder
- Other?

The Santa Clara Valley Water Commission (Hon. Carmen Montano, Hon. Mike Wasserman, Hon. Greg Tanaka, Hon. Rishi Kumar, Hon. Susan Landry, Hon. Kathy Watanabe, Hon. Pam Foley, Hon. Liz Lawler, Hon. Peter Leroe-Muñoz, and Hon. Mike Flaughner) discussed the following: water usage, North/South Zones costs, keeping the agricultural rates low, water basin, recharge, wells, Pacheco Reservoir, fees increase, Anderson Dam, water supply/demand, assist low-income areas, do not increase rates, monthly impact, lot size comparison, capital improvement projects, planning for future/infrastructure and continuing to provide clean drinking water.

Mr. Mansour Nasser explained the City of Sunnyvale's water system and usage.

Director Tony Estremera, Mr. Aaron Baker and Mr. Donald Rocha were available to answer questions.

The Santa Clara Valley Water Commission took no action.

INFORMATION ITEMS:

5.1 STANDING ITEMS REPORT

Ms. Glenna Brambill gave an overview of the following.

Summary from Meeting Agenda Memo:

The Santa Clara Valley Water Commission was established to assist the Board with policy review and development, provide comment on activities in the implementation of the District mission, and to identify Board-related issues.

On August 2020, the Board of Directors approved aligning the Board Advisory Committees' agendas and work plans with the Board's yearly work plan.

The new agenda format will allow regular reports on the Board's priorities from the Board's committees and/or Board committee representative and identify subjects where the committees could provide advice to the Board on pre-identified subjects in a timely manner to meet the Board's schedule and distribute information/reports that may be of interest to committee members.

The Santa Clara Valley Water Commission took no action.

5.2 UPDATE ON VALLEY WATER'S CREATION OF NEW OFFICE OF RACIAL EQUITY, DIVERSITY & INCLUSION AND BOARD ADOPTION OF A RESOLUTION ADDRESSING SYSTEMIC RACISM AND PROMOTING EQUITY

Ms. Linda Nguyen gave an overview of the following.

Summary from Meeting Agenda Memo:

In July, Chief Executive Officer Rick Callender announced the creation of a new Office of Racial Equity, Diversity, and Inclusion (REDI) under the External Affairs Division. The new office will encompass the existing Diversity and Inclusion Program, with an expanded charge to break down organizational barriers that enable systemic racism, and instead promote a culture of equity and environmental justice. This office will ensure that racial equity, diversity and inclusion practices are reflected both internally and externally to better serve all communities within Valley Water's service area.

On August 27, 2020, REDI staff presented a resolution "Addressing Systemic Racism and Promoting Equity" to the Board of Directors' Diversity and Inclusion Ad Hoc Committee. The resolution was developed consistent with Valley Water's core values and the principles used in accomplishing Valley Water's mission. Specifically, the purpose and intent of the resolution is to establish Valley Water's response to individual and systemic racism and its commitment to taking meaningful action, internally and externally, to address the impacts of acts of prejudice, abuse of power, racial bias, gender or gender identity bias, racism, and barriers to diversity, equity and inclusion. The Committee recommended the resolution go to the Board of Directors for adoption and recommended that staff present the resolution to other Board Advisory Committees.

During the September 22, 2020 Board Meeting, REDI staff presented the resolution to the Board of Directors for adoption. The Board voted to adopt the resolution and directed staff to present the resolution to all Board Advisory Committees. The resolution is included as Attachment 1.

The Santa Clara Valley Water Commission took no action.

The Santa Clara Valley Water Commission's next regularly scheduled meeting is Wednesday, April 14, 2021, 12:00 p.m.

If you have any questions or concerns, you may contact me at, gbrambill@valleywater.org or 1.408.630.2408.

Thank you.

Glenna Brambill, Management Analyst II,
Board Committee Liaison
Office of the Clerk of the Board



Santa Clara Valley Water District SCW Independent Monitoring Committee (IMC) Meeting

**Teleconferencing
Join Zoom Meeting:
<https://valleywater.zoom.us/j/91306579300>**

REGULAR MEETING AGENDA

**Wednesday, February 10, 2021
4:00 PM**

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

**SAFE, CLEAN WATER
INDEPENDENT MONITORING
COMMITTEE**

COMMITTEE OFFICERS:
Kathleen Sutherland, Committee Chair
Bill Hoeft, Committee Vice Chair

During the COVID-19 restrictions, 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, or through a link in the Zoom Chat Section during the respective meeting. 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) 265-2600.

Glenna Brambill, Committee
Liaison
gbrambill@valleywater.org

**BOARD
REPRESENTATIVES:**
Tony Estremera, Board
Representative
Gary Kremen, Board Alternate

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
SCW Independent Monitoring Committee (IMC)

REGULAR MEETING
AGENDA

Wednesday, February 10, 2021

4:00 PM

Teleconferencing

IMPORTANT NOTICES

This meeting is being held in accordance with the Brown Act as currently in effect under the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20 issued on March 17, 2020 that allows attendance by members of the Committee, staff, and the public to participate and conduct the meeting by teleconference, videoconference, or both.

Members of the public wishing to address the Committee during a video conferenced meeting on an item not listed on the agenda, or any item listed on the agenda, should use the "Raise Hand" or "Chat" tools located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Committee Chair in the order requests are received and granted speaking access to address the Committee.

Santa Clara Valley Water District (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 Committee meetings to please contact the Clerk of the Board's office at (408) 630-2711, 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 <https://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/91306579300>

1. CALL TO ORDER:

1.1. Roll Call.

2. 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 Committee on any item not listed on the agenda should access the "Raise Hand" or "Chat" tools located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Committee Chair in order requests are received and granted speaking access to address the Committee. Speakers comments should be limited to two minutes or as set by the Chair. The law does not permit Committee action on, or extended discussion of, any item not on the agenda except under special circumstances. If 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 Committee may take action on any item of business appearing on the posted agenda.

3. APPROVAL OF MINUTES:

3.1. Approval of Minutes

[21-0142](#)

Recommendation: Approve 01272021 SCW IMC Meeting Minutes

Attachments: [Attachment 1: 01272021 SCW IMC DRAFT Mins](#)

Est. Staff Time: 5 Minutes

4. Report Drafting Committee Presents Draft Final IMC Report

[21-0143](#)

Recommendation: The Committee to Review and Approve Final IMC Report

Attachments: [Attachment 1: FY20 Draft Annual Report Cover Letter.pdf](#)
[Attachment 2: SCW IMC FY20 Draft Annual Report.pdf](#)

Est. Staff Time: 25 Minutes

a. Review and Approve Final IMC Report

5. NEXT STEPS

a. February 23, 2021, IMC Chair presents Final IMC Report to Board

6. CLERK REVIEW AND CLARIFICATION OF COMMITTEE REQUESTS.

This is an opportunity for the Clerk to review and obtain clarification on any formally moved, seconded, and approved requests and recommendations made by the Committee during the meeting.

7. ADJOURN:

7.1. Adjourn



MEMORANDUM

FC 14 (01-02-07)

TO: Board of Directors

FROM: Safe, Clean Water and Natural Flood Protection Program Independent Monitoring Committee (SCW IMC)

SUBJECT: Safe, Clean Water and Natural Flood Protection Program Independent Monitoring Committee (SCW IMC) Meeting Summary for January 27, 2021

DATE: February 9, 2021

This memorandum summarizes agenda items from the Zoom meeting of the Safe, Clean Water and Natural Flood Protection Program Independent Monitoring Committee (SCW IMC) held on January 27, 2021.

Attendees:

SCW IMC Members in attendance were: Susan Kazemi (District 1), Kathy Sutherland and Rosalinda Zepeda (District 2), Rolane Santos and Huy Tran (District 3), Hon. Jason Baker and Hon. Joe Head (District 4), Bill Hoeft and George Fohner (District 5), Hon. Patrick S. Kwok (District 6), Tess Byler (District 7).

Board Members in attendance were: Directors Tony Estremera (Board Representative) and Director Gary Kremen (Board Alternate).

Staff members in attendance were: Aaron Baker, Lisa Bankosh, Wade Blackard, Rechelle Blank, John Bourgeois, Glenna Brambill, Rolando Bueno, Jennifer Codianne, Jessica Collins, Zooey Diggory, James Downing, Stephen Ferranti, Amy Fonseca, Meenakshi Ganjoo, Laura Garrison, Andrew Gschwind, Christopher Hakes, Todd Inman, Sunshine Julian, Karen Koppett, Jeanine Larabee, Juan Ledesma, Jennifer Martin, Judy Nam, Carmen Narayanan, Karl Neuman, Alec Nicholas, Afshin Rouhani, Kevin Sibley, Kirsten Struve, Ashley Taylor, Paul Thomas, Doug Titus, Sherilyn Tran, James Ujah, Damaris Villalobos Galindo, Jack Xu, Kristen Yasukawa, and Emily Zedler.

Public in attendance was: Jeffrey Hare.

4. OUTCOME OF SUBCOMMITTEE MEETINGS

a. SUBCOMMITTEE CHAIRS REPORT OUT ON KEY AREAS OF DISCUSSIONS AND RECOMMENDATIONS

Chair Kathy Sutherland introduced each Subcommittee Chair who reported out on key areas of discussions and recommendations from the subcommittee meetings:

Mr. Bill Hoeft (Financial Subcommittee Chair) reported: No recommendations and reviewed the financial notes: 1. At the beginning of the financial appendices section, introduce a summary page that highlights what we are sharing with the community in these appendices and draws out some of the nuances. 2. In Appendix A-1: Annual Financial Summary Table, add 'budget adjustment' and 'carryforward' columns. 3. In Appendix A-2: Cumulative Financial Summary table, modify the header in the last column to reflect that the comparison is with the 15-Year Adjusted Plan. 4. In Appendix A-2.1: Currently Authorized Project Reserves table, modify headers to communicate more clearly.

Hon. Joe Head (Priority A and C Subcommittee Chair) reported: Projects are on target, no recommendations, however, for A2 bring back information on AMI effort.

Ms. Tess Byler (Priority B Subcommittee Chair) reported: Projects are on target, no recommendations except B4- Find solution to address the biohazard, especially feces/waste in the water, such as porta-potties or buckets to contain the waste.

Mr. George Fohner (Priority D Subcommittee Chair) reported: Projects are on target, no recommendations, but mentioned the following notes: D1-1. Provide link to qualitative assessments of acres maintained. These are the reports provided to regulatory agencies, 2. Add future projections to Graph D1.1: Acres of Annual Revegetation Maintenance. D3-Overall Grants Program, that the District should look at the workload to administer the grants and provide adequate staffing required to support the grants program. D5-Create shorter weblinks. D7-Upload the agreement with VHA on the webpage & check for broken links.

Mr. Huy Tran (Priority E and Other Subcommittee Chair) reported: Projects are on target, no recommendations but mentioned the following notes: E1-A graph or a chart showing the sources of funding, E3-Include information on how flood studies conducted under this project are used in other Valley Water projects. E5-Include in FY21 report the projection for the budget shortfall and some brief mentions of the strategy to address it. Permanente Creek Flood Protection San Francisco Bay to Foothill Expressway-Mountain View-When referencing the 5-Year Implementation Plan, identify the year range. Berryessa Creek Flood Protection Calaveras Boulevard to Interstate 680 – Milpitas and San José-Instead of projecting specific month for anticipated milestones, identify the fiscal year. Coyote Creek Flood Protection Montague Expressway to Tully Road – San José-A general note that when referencing 5-Year Implementation Plan, identify the year range. Calabazas Creek Flood Protection Miller Avenue to Wardell Road-the project was completed FY2014.

5. NEXT STEPS:

Chair Kathy Sutherland reviewed the agenda items below:

5a. January 28, 2021, IMC Report Drafting Meeting (IMC Chair and Subcommittee Chairs)

5b. February 10, 2021, Full Committee Meeting Report

i. Approve Final IMC Report

5c. February 23, 2021, IMC Chair presents Final IMC Report to Board

The Independent Monitoring Committee took no action.

The Independent Monitoring Committee's next regular meeting is scheduled at 4:00 p.m., on Wednesday, February 10, 2021.

If you have any questions or concerns, you may contact me at, gbrambill@valleywater.org or 1.408.630.2408.

Thank you!

Glenna Brambill, Management Analyst II,
Board Committee Liaison
Office of the Clerk of the Board



Santa Clara Valley Water District

File No.: 21-0084

Agenda Date: 2/9/2021

Item No.: 8.1.

BOARD AGENDA MEMORANDUM

SUBJECT:

Adopt Recommended Sponsorship of State Legislation: Santa Clara Valley Water District Act: Financing for Capital Projects; and Adopt Recommended Positions on Other Legislation Which May Require Urgent Consideration for a Position by the Board.

RECOMMENDATION:

- A. Adopt a Position of "Sponsor" on: Santa Clara Valley Water District Act: Financing for Capital Projects; and
- B. Direct staff to develop bill and seek a state legislator to author.

SUMMARY:

Santa Clara Valley Water District Act: Financing for Capital Projects

Position Recommendation: Sponsor

Priority: 1

The Santa Clara Valley Water District Act (Chapter 1405 of the California Statutes of 1951) is the primary state law governing the Valley Water Board's authority and the agency's operations. This proposal for Valley Water-sponsored legislation would do the following.

1. Authorize Valley Water to issue general obligation bonds backed by ad valorem property taxes with voter approval and authorize revenue bonds backed by net revenues of the Water Utility Enterprise;
2. Address a sunset date of December 31, 2023, that applies to a Board member compensation limitation; and
3. Clean up certain provisions of the District Act to delete obsolete language and improve clarity for those implementing the Act and for the public.

Reduce the Cost of Borrowing for Capital Projects

Section 17 of the District Act limits the sources of revenue that may be used to pay bonds to the revenue proceeds derived from an annual tax or assessment, levied in compliance with other provisions of the District Act. This bill proposal would amend that section to allow bonds to be paid by the revenue proceeds from an ad valorem property tax which would also require approval by voters (general obligation bonds). In addition, this bill would create a new section of the District Act that

would exempt Valley Water from provisions of the Revenue Bond Law of 1941, thereby allowing bonds to be paid from net revenues (instead of gross revenues) of the Water Utility Enterprise, and from funds allocated to Valley Water from the County's 1% property tax.

Address Sunset of Compensable Meeting Days Limitation

Subdivision (c) of Section 33 of the District Act regulates the compensation for Board member attendance at meetings related to Valley Water business. This provision was amended in 2018 to allow compensation for not more than 15 meetings per month and that limitation will sunset on December 31, 2023. Considering that the sunset was intended to determine if meeting data shows that 15 days is the appropriate number of compensable meetings, and considering that the COVID-19 pandemic has limited the number of community meetings Board members have attended in 2020 and 2021, this sunset date should be reconsidered to determine if more time is needed to collect meeting data or if the determination may be made by other means.

Clean Up Obsolete Provisions and Grammar for Clarity

There are numerous provisions in the District Act that, like all statutes, need to be cleaned up over time. Some subdivisions of the Act have become obsolete. For example, provisions related to the historical configuration of the Board and its transition to its current seven elected members can be deleted. Other provisions could be made clearer with minor grammatical changes.

Importance to Valley Water

Agricultural Region Now Major Metropolitan Area

The current version of the District Act was enacted in 1951 and has been amended numerous times to accommodate the changing needs of Santa Clara County regarding water resources management, flood protection, and stream stewardship. Since the District Act was first enacted, Valley Water has merged with other agencies, become an independent special district with its own elected Board, and witnessed the region's transformation from a county of 290,000 people with a largely agricultural economy, to one of the state's largest metropolitan areas with a population of 2 million that is home to the nation's technology economy.

Antiquated Limits on Bonding Drive Unnecessary Costs

Valley Water now builds some of the largest water infrastructure projects in the state and has outgrown the provisions of the District Act limiting the use of water revenue to pay for revenue bonds and without the use of general obligation bonds. These limitations increase the cost of borrowing on large projects by millions of dollars per year. Were these limitations removed, over a 30-year period, that extra cost would be reduced, resulting in substantial savings for Valley Water.

The intent of these bond related provisions is to create more flexibility in how Valley Water

may finance capital projects and to lower the cost of financing. A voter approval threshold of 2/3 would apply to levy ad valorem property taxes to secure general obligation bonds. General obligation bonds have high investor demand and lower borrowing costs, which would result in cheaper financing for Valley Water and the people of Santa Clara County.

Pandemic Impacts Board Meeting Days Data

The level of Board member compensation impacts who can afford to serve on the Valley Water Board of Directors. Residents of more modest means or of more diverse backgrounds may not be able to devote the extensive amount of time required of a Board member if the number of compensable meeting days is set too low. The intent of this legislation would be to ensure that this important determination is made using an appropriate means and in consideration of the actual time devoted to meetings for Valley Water purposes.

Non-Substantive Changes to Clarify the District Act

Cleanup of the District Act is needed to remove obsolete provisions, clarify outdated phrasing, or to make grammatical corrections. None of these clean up items is intended to make a substantive change, but instead will make the District Act more understandable for those implementing the Act and for the public.

Staff recommends that the Board adopt a position of "Sponsor" on this proposed state legislation and that the Board direct staff to develop legislative language and seek a bill author.

Pros

- Reduces the cost of borrowing for Valley Water capital projects.
- Helps ensure socioeconomic diversity on the Valley Water Board.
- Clarifies the District Act for those implementing the Act and for the public.

Cons

- General obligation bonds need 2/3 voter approval, requiring the Board to request placement on the ballot and appropriate funds for an election, albeit for much larger savings in capital costs.

FINANCIAL IMPACT:

Creates more flexibility in how Valley Water may finance capital projects. To the extent that revenue bonds paid by Water Utility Enterprise net revenues are used or that general obligation bonds are approved by the voters, this legislation could lower the cost of financing for large capital projects by millions of dollars per year. Over the life of a 30-year bond, these savings could be substantial for Valley Water.

CEQA:

The recommended action does not constitute a project under CEQA because it does not have a potential for resulting in direct or reasonably foreseeable indirect physical change in the environment.

ATTACHMENTS:

None

UNCLASSIFIED MANAGER:

Donald Rocha, 408-630-2338



Santa Clara Valley Water District

File No.: 21-0047

Agenda Date: 2/9/2021

Item No.: 9.1.

BOARD AGENDA MEMORANDUM

SUBJECT:

Receive and Discuss the Overview of the Santa Clara Valley Water District's Fiscal Year 2021-22 First Pass Budget Development Process.

RECOMMENDATION:

Receive and discuss the overview of Santa Clara Valley Water District's Fiscal Year 2021-22 First Pass Budget Development Process.

SUMMARY:

The Santa Clara Valley Water District (Valley Water) develops the annual budget to allocate the public's funds that are necessary to provide Silicon Valley with safe, clean water for a healthy life, environment, and economy. The development of Valley Water's budget is accomplished in an open transparent process providing opportunity for Board and public input. This report presents the first pass budget update and schedule for development of the final Fiscal Year (FY) 2021-22 Budget. The process includes over nine (9) open session discussions, and the online budget simulation tool, providing the Board and public significant opportunity for input. In addition to the Board open sessions, Board Advisory committees have opportunities for input during the development of the Budget. The Board has scheduled Budget work study sessions on April 28 and 29. The process is scheduled to conclude with the adoption of the budget on May 11, 2021.

Valley Water's financial planning and budget development processes are governed by the District Act, Section 13 for taxation and Section 20 for adoption of the budget. In addition, state and federal laws require annual examinations of financial records. Board Governance Policies EL-4 guide financial management, planning, budgeting and ongoing financial activities.

FINANCIAL IMPACT:

There is no financial impact related to this agenda. It is presented for information only.

CEQA:

The recommended action does not constitute a project under CEQA because it does not have a potential for resulting in direct or reasonably, foreseeable indirect physical changes in the environment.

File No.: 21-0047

Agenda Date: 2/9/2021
Item No.: 9.1.

ATTACHMENTS:

Attachment 1: PowerPoint

UNCLASSIFIED MANAGER:

Darin Taylor, 408-630-3068



Valley Water

Clean Water • Healthy Environment • Flood Protection

FY2021-22 First Pass Budget Development Update

February 9, 2021

Topics

- **Budget Schedule Update**
- **Revenue Assumptions**
- **Salaries and Benefits Assumptions**
- **Districtwide Outlays**
- **Next Steps**

FY2021-22 Budget Schedule Update

4

Operating and Capital Budget Development Updates:

- ➔ • February 9 – 1st Pass Budget Update
- March 23 – 2nd Pass Budget Update
- April 28 to 29 – Budget Work Study Sessions

Groundwater Production Charge (GWP):

- ✓ January 12 – Preliminary GWP Analysis
- April 13-27 – GWP Public Hearings

Capital Improvement Program (CIP):

- ✓ January 12 – Preliminary CIP
- February 23 – Draft CIP
- April 13-27 – CIP Public Hearings

Budget Adoption: (Budget, GWP and CIP)

- May 11

FY2021-22 Revenue Assumptions

Major Revenue Sources - First Pass

- **Total water charge revenue: \$291.7M, \$30.6M increase or 11.7% over FY21**
 - M&I Groundwater Production Charges
 - Up to a 9.8% increase in North County Zone W-2
 - Up to a 4.6% increase in South County Zone W-5
 - Up to a 10.3% increase in South County Zone W-7
 - Up to a 4.4% increase in South County Zone W-8
 - Valley Water managed water usage projection of 232KAF
- **1% Ad-valorem Property Tax: \$117.9M, \$7.0M increase or 6.3% over FY21**
 - Due to both new construction and increase in the assessed value of all property in Santa Clara County.
- **Capital Reimbursements & State Subventions: \$35.1M**
 - Watershed and Stream Stewardship Fund: \$20.9M
 - Safe, Clean Water Fund: \$7.6M
 - Water Enterprise Fund: \$6.6M

FY2021-22 1st Pass Revenue

6

Revenue (\$ in millions)	FY21 Adopted	FY22 1st Pass	1st Pass vs Adopted	% Change
Water Charges	\$ 261.1	\$ 291.7	\$ 30.6	11.7%
1% Ad-valorem Property Tax	110.9	117.9	7.0	6.3%
SCW Special Parcel Tax	45.5	47.1	1.6	3.5%
State Water Project Tax	18.0	26.0	8.0	44.4%
Benefit Assessment	12.4	13.5	1.1	8.9%
Capital Reimbursements	43.6	35.1	(8.5)	(19.5%)
Interest Income & Other	15.1	10.8	(4.3)	(28.5%)
Total Revenue	\$ 506.6	\$ 542.1	\$ 35.5	7.0%

FY2021-22 Salaries & Benefit Assumptions

7

Salaries & Benefits - First Pass

Total Salaries budget: \$132.7M (funding for 859 regular positions, 6 limited-term, 4 fellows), an increase of 10.2% or \$12.3M over FY21

- Includes a 4% COLA increase and step increase for eligible positions
- Salary budget includes 27 pay periods, one additional than in a typical year

Total Benefits budget: \$69.3M, an increase of 9.8% or \$6.2M over FY21

- CalPERS Employer contribution: \$35.8M, up \$4.5M or 14.4% over FY21
- Group Insurance – Active Employees: \$17.8M, up \$1.0M or 6.0% over FY21
- Healthcare benefits – Retirees: \$12.4M, up \$0.2M or 1.6% over FY21
- Fed & State Taxes and Deferred Comp: \$3.3M, up \$0.5M or 17.9% over FY21

FY2021-22 1st Pass Salaries & Benefits

8

Salary and Benefits (\$ in millions)	FY21 Adopted	FY22 1st Pass	1st Pass vs Adopted	% Change
Salaries				
Salaries - Regular Employees	\$ 121.2	\$ 131.8	\$ 10.6	8.7%
Overtime and Special Pays	4.1	4.2	0.1	2.4%
Salary Savings	(4.9)	(3.3)	1.6	(32.7%)
Total Salaries	120.4	132.7	12.3	10.2%
Benefits				
Fed & State Taxes and Deferred Comp	2.8	3.3	0.5	17.9%
Retirement Contribution (CalPERS)	31.3	35.8	4.5	14.4%
Group Insurance - Active Employees	16.8	17.8	1.0	6.0%
Group Insurance - Retired Employees	12.2	12.4	0.2	1.6%
Total Benefits	63.1	69.3	6.2	9.8%
Total Salary & Benefits	\$ 183.5	\$ 202.0	\$ 18.5	10.1%

FY2021-22 1st Pass – Districtwide Outlays

9

(\$ in millions)	FY21 Adopted	FY22 1st Pass	1st Pass vs Adopted	% Change
Operations	\$ 373.0	\$ 408.4	\$ 35.4	9.5%
Operating Project	6.1	5.9	(0.2)	(3.3%)
Debt Service	61.8	71.4	9.6	15.5%
Operating Outlays	440.9	485.7	44.8	10.2%
Capital Projects	259.7	452.6	192.9	74.3%
Total Outlays	700.6	938.3	237.7	33.9%
Intra-District Reimbursements*	(91.1)	(101.4)	(10.3)	11.3%
Net Outlays	\$ 609.5	\$ 836.9	\$ 227.4	37.3%

* Intra-District reimbursements represent cost recovery for support services such as human resources and information technology, etc.

FY2021-22 1st Pass– Operations & Operating Projects by Fund

Operations & Operating Projects (\$ in millions)	FY21 Adopted	FY22 1st Pass	1st Pass vs Adopted	% Change
General Fund	\$ 69.6	\$ 73.0	\$ 3.4	4.9%
Watershed Stream Stewardship Fund	61.8	66.2	4.4	7.1%
Safe, Clean Water Fund	16.5	21.5	5.0	30.3%
Water Enterprise Fund	200.7	219.5	18.8	9.4%
Fleet Management Fund	5.0	4.7	(0.3)	(6.0%)
Risk Management Fund	6.9	7.0	0.1	1.4%
Information Technology Fund	18.6	22.4	3.8	20.4%
Total	\$ 379.1	\$ 414.3	\$ 35.2	9.3%

Note: This table reflects gross figures that have not been adjusted for intra-district reimbursements

FY2021-22 1st Pass – Capital by Fund

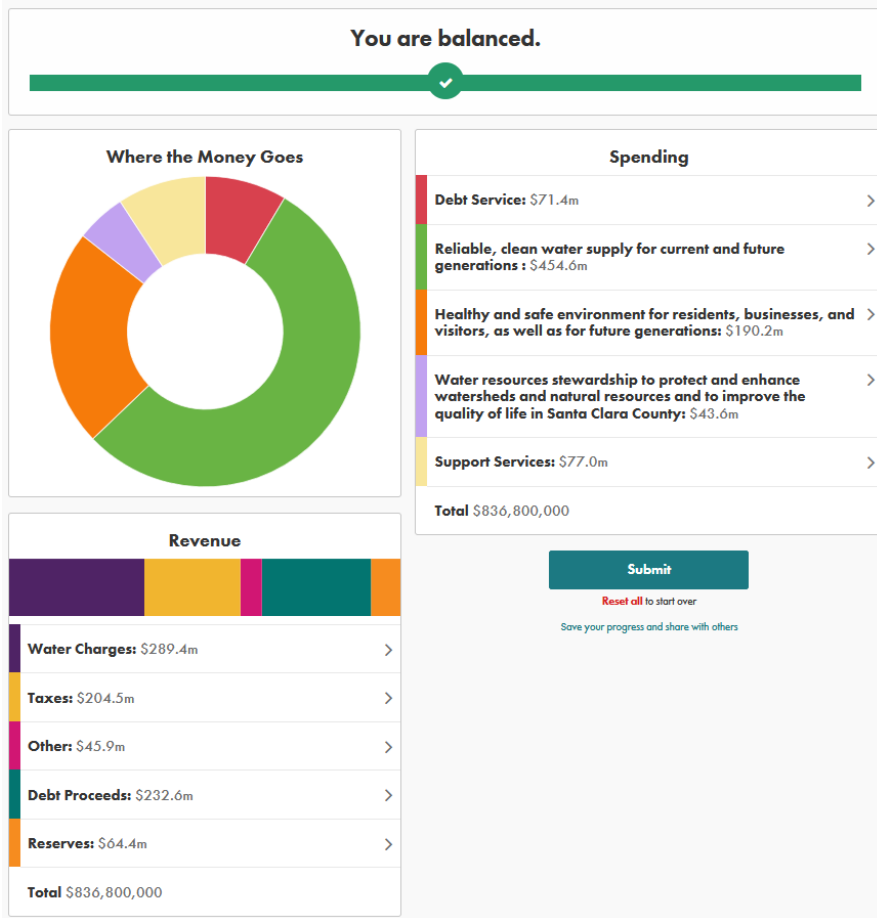
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Capital (\$ in millions)	FY21 Adopted	FY22 1st Pass	1st Pass vs Adopted	% Change
General Fund	\$ 3.0	\$ 6.1	\$ 3.1	103.3%
Watershed Stream Stewardship Fund	27.9	53.8	25.9	92.8%
Safe, Clean Water Fund	58.7	111.5	52.8	89.9%
Water Enterprise Fund	159.1	274.1	115.0	72.3%
Fleet Management Fund	3.5	3.8	0.3	8.6%
Information Technology Fund	7.5	3.3	(4.2)	(56.0%)
Total Capital	\$ 259.7	\$ 452.6	\$ 192.9	74.3%

Note: FY22 1st Pass budget is based on draft FY22-26 Five-Year CIP

FY2021-22 1st Pass – Community Budget Engagement

12



The new budget simulation tool on the Valley Water website provides residents with the opportunity to learn about proposed budgets, give feedback on tradeoffs during the budgeting process, and provide community buy-in for proposed budgets.

Gives our community a better understanding of where and how financial resources are being applied currently while also highlighting the financial constraints.

Next Steps

Operating and Capital Budget Development Updates:

- March 23 – 2nd Pass Budget Update
- April 28 to 29 – Budget Work Study Sessions

Groundwater Production Charge (GWP):

- April 13-27 – GWP Public Hearings

Capital Improvement Program (CIP):

- February 23 – Draft CIP
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Budget Adoption: (Budget, GWP and CIP)

- May 11

QUESTIONS





Santa Clara Valley Water District

File No.: 21-0190

Agenda Date: 3/11/2021
Item No.: *9.2.

BOARD AGENDA MEMORANDUM

SUBJECT:

CEO and Chiefs' Report.

ATTACHMENTS:

*Handout 9.2-A: Office of Communications Update

*Handout 9.2-B: Office of Civic Engagement Update

Office of Communications Activities Summary of January 2021



Chair Estremera welcoming guests to Valley Water's Get Flood Ready Virtual Workshop

Get Flood Ready Virtual Workshop

On Jan. 21, staff hosted the Get Flood Ready Flood Zone and Community Hot Spot Outreach Virtual Workshop. Chair Tony Estremera delivered opening and closing remarks to an audience of about 35 people, including residents and staff. Director Santos and Director LeZotte also attended. The meeting provided emergency preparedness tools and information to residents and businesses in areas at the highest risk of creek flooding. Subject matter experts also discussed how to find a location on the Federal Emergency Management Agency (FEMA) Special Flood Hazard Area (SFHA) map, preparing an emergency plan and kit, flood insurance, locating sandbag sites, and how to report creek blockages. By the end of January, the workshop video had been viewed more than 9,000 times.

Speaker Bureau Presentation with Board Directors

Morgan Hill Kiwanis Club members learned more about Valley Water during a presentation from Director Varela and staff on Jan 19. Following opening remarks from Director Varela, Deputy Operating Officer Chris Hakes presented an update on both the Anderson Dam Seismic Retrofit Project and the Pacheco Reservoir Expansion Project. The presentation was well received by the group.

Media, Communications and Social Media

Staff wrote and posted stories on valleywaternews.org on the following subjects:

- Update to proposed expansion of Pacheco Reservoir includes changes to dam, spillway and increased costs

Staff prepared for the atmospheric river on January 26-27 by posting GET FLOOD READY messages on social media and from Chair Estremera on Nextdoor. Staff also participated in the EOC during the storm event providing social media and board updates.

During January, staff continued to produce and lead the biweekly Town Halls to provide staff with updates and bring awareness of resources, engagement opportunities, and other relevant items. In addition, staff supported the Emergency Operations Center activation with a variety of communications and outreach efforts.

Staff responded to media inquiries on the following topics:

- NBC Bay Area reporter Damian Trujillo interviewed Acting Deputy Officer of Watersheds Jennifer Codianne on debris cleanup in the creeks.

- Mercury News Reporter Paul Rogers interviewed Water Supply Operations Manager Bassam Kassab on the impact of the recent storm on water supply
- KCBS reporter Matt Bigler interviewed Media and Public Relations Supervisor Matt Keller on the recent storm and the impact on water supply.
- Staff provided reservoir level information requested by KPIX's assignment desk.
- Staff provided ABC7 News assignment editor Gloria Oliveras information on how Valley Water's reservoirs were doing with the rain, what percentage of capacity they're at now and the historical averages.
- Telemundo reporter Andres Brender interviewed Water Supply Operations Manager Bassam Kassab on the current conditions for reservoirs and waterways.
- Staff provided Morgan Hill Life and Gilroy Life publisher Marty Cheek answers from Director Varela on the Pacheco Reservoir Expansion Project.
- Valley Water updated NBC Bay Area reporter Cheryl Hurd on Valley Water's reservoir levels and the impact of the storm on waterways.
- KPIX reporter Wilson Walker interviewed Public Information Representative III Mark Gomez on the lack of early-season rainfall and the water supply outlook.

Staff prepared Nextdoor messages for board members on the following topics:

- Free COVID-19 testing bus returns to Valley Water HQ
- Storm preparedness
- Pipeline work in your neighborhood
- Public invited to use new, mobile COVID-19 testing bus at Valley Water HQ
- Are you flood ready? Join our flood preparedness virtual event
- Wonders of Water Wednesday for 4th and 5th Graders - Free Class
- Water infrastructure virtual bus tour series - Stop #1 - 4
- Do you live in a high-risk flood zone? GET FLOOD READY!
- Valley Water is prepared for a potentially dry winter

Statistics for Facebook, Twitter, valleywaternews.org blog, video, and eNews are below. Impressions are the number of times a post is displayed in a newsfeed, Twitter stream, etc. Engagement is the number of times a user interacts with a post, such as a retweet, click, and more.

	536,000 video views	7 videos posted
	27,621 impressions	530 engagements 137 link click
	1,067,279 impressions	54,709 engagements 3,294 message clicks
	24,573 impressions	372 engagements
	Valleywaternews Blog	24,573 views 2,946 visitors
	January Newsletter	26% open rate 16% click through rate

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Internal Communications

News You Can Use was sent to all employees each Tuesday and Thursday, and 33 all user e-mails were sent in January.

Community Outreach

Central Pipeline work (Vice Chair Kremen, Director Keegan, Director LeZotte, Director Santos)

- Posted to Nextdoor

Speaker Bureau Presentation (Director Varela)

- Provided opening remarks to the Morgan Hill Kiwanis Club on January 19

Graphics and Design

Rebranding

- Educational video primer for internal employees

Publications Created

- FY 2019-20 Annual Report and 2021 Wall Calendar
- Cyanotoxins FAQ sheet
- Update of Renewed Safe, Clean Water Program (SCW) 5-Year Implementation Plan Book report

Mailer, Event and Outreach Materials Created

- Neighborhood notice for Rinconada Water Treatment Plant
- Postcard for agricultural water customers
- Job Shadow 2021 flyer
- Flyer for Government Relations intern recruitment

Public Notice and Newspaper Advertisements

- Public Notice ad for Upper Llagas Creek Flood Protection Project and Pacheco Santa Clara Conduit
- Sponsorship Ad for 2021 Campbell Chamber of Commerce Directory

Internal Support Materials Created

- One-Pager for Office of Government Relations, January 2021
- One-Pager for Office of Communications and Office of Civic Engagement, December 2020
- Graphic online request form prototype for CRM modernization project
- Map support for Uvas Llagas Watershed and Central Pipeline Work
- Volunteer face mask logo

Get Flood Ready Flood Campaign

- PowerPoint polishing and slide support
- Hot spot outreach postcard
- Enews thumbnail for Education Outreach newsletter
- Community hotspot handout

Digital Graphics Supported

- Trello board for Directors' preferences
- Slideshow for the Outgoing Board Chair Nai Hsueh
- Central Pipeline neighborhood letter, Director's Signature
- Virtual background for 2021 Service Awards
- PPT for Volunteer Recognition Event
- Holiday greeting cards
- Flipbook for the 2020 Annual Report

Enewsletter Supported

- Education Outreach newsletter volume 2
- 2021 headers for newsletter
- Communications newsletter support for January 2021

Social Media Graphics Created

- Promoting New Trail via SCW Grants
- Climate change
- 2020 Annual Report
- 2020 signage scavenger hunt
- 2021 New Year greetings

Book Report Cover Created

- SCW Renewal Program Report
- Protection and Augmentation of Water Supplies report FY 2021-22
- Engineer's report for Santa Clara and Pacheco Conduits, January 2021

Upcoming February Activities

East Pipeline geotechnical work (Director Santos)

- Post to Nextdoor

West Pipeline geotechnical work (Vice Chair Kremen)

- Post to Nextdoor

Anderson Dam Tunnel Project (Director Varela)

- Nextdoor for Borello Ranch Estates neighborhood
- Virtual public meeting for Borello Ranch Estates neighborhood scheduled on Feb. 18

South Bay Aqueduct (Director Santos)

- Nextdoor to promote completion of work and refilling of Robert Gross Ponds

Lower Berryessa Creek (Director Santos)

- Preparing outreach materials and maps for a spring 2021 Calera Creek pre-construction meeting

Public Trails on Valley Water Lands: Draft Policy Criteria and Guidance (All Directors)

- Constant Contact reminder sent informing people of the Board Policy and Planning Committee

Speaker Bureau Presentation (Director Varela)

- Providing opening remarks to the Sustainability Villages Club on February 11

Pacheco Reservoir Expansion Project (Vice Chair Kremen, Director Santos, Director Varela)

- Virtual Public Scoping Meetings and Open House on Feb. 24 and Feb. 25

Office of Civic Engagement Activities

Summary of January 2021



Youth Commission

The Youth Commissioners have been busy planning for the upcoming virtual Job Shadow Day on February 18. The Job Shadowing and Mentorship working group has been meeting every other week to formulate ideas for the agenda and content for the event. Some of the commissioners also join staff for weekly internal planning meetings to provide the youth perspective on the logistics and other details to ensure the virtual event is engaging for high school students. The Outreach and Communications working group has also been meeting every other week to work on outreach efforts to recruit as many high school students as possible to Job Shadow Day. Although previous Youth Commissions in years past have sponsored the event, this is the first year that the Youth Commissioners have actively played an integral role in the event's planning and logistics.

Creek Stewardship

Adopt-A-Creek Cleanup

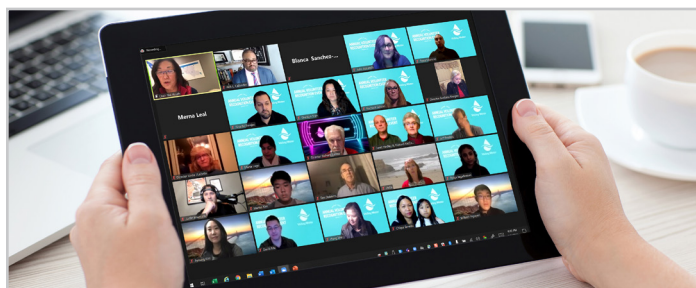
DATE	PARTNER	CREEK	# VOLUNTEERS	# MILES	LBS TRASH
1/10	Pekon Gupta	Guadalupe River	1	0.5	100
1/22	Martin Kim	Barron Creek	5	0.5	10
1/23	Pekon Gupta	Guadalupe River	2	0.5	225
1/24	Pekon Gupta	Guadalupe River	2	0.5	90
TOTAL			10	2	425

Volunteer Program

On Wednesday, January 6, Valley Water held its annual volunteer recognition event. Seven volunteers, one from each board district, were recognized for their outstanding commitment to creek cleanups through the Creek Stewardship Program or their passion and leadership for stewardship and community engagement through their role as a water ambassador. This year, due to the COVID-19 pandemic, the event took place via Zoom. Over 60 volunteers attended the event. Former Board Chair Hsueh provided welcoming remarks, and Directors Kremen, Keegan, Santos, LeZotte, and Varela all presented an award to their respective recipients.

Recipients for this year's Volunteer Recognition Event included:

- Jeffrey Prickett from Stay Golden California - District 1
- Justin Imamura from Trash Punx - District 2
- Shari Carlet - District 3
- Roy Hays - District 4
- David Ma and Boy Scout Troop 400/2400 - District 5
- Rebecca Gallardo - District 6
- Martin Kim and BAF/131111 from Gunn High School - District 7



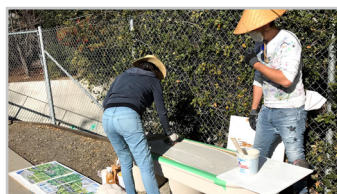
70 volunteers registered for the Virtual Volunteer Recognition Event.

Water 101 Academy

Staff has been busy planning the upcoming 3rd cohort of the Water 101 Academy, which is set to launch in March 2021. Staff has been working with the Board to finalize each board member's three selections to the Water 101 Academy. Due to the ongoing COVID-19 pandemic, the 2021 Water 101 Academy will be held virtually on Zoom.

Public Arts & Signage

Adopt-A-Bench Project with Youth Commission: In January, Paul J. Gonzalez, art advisor of the bench project, and his installer completed the installation of the artwork of all seven pilot benches. The Adopt-A-Bench public art project sought to revitalize seven existing interpretive benches located around Santa Clara County (one in each Board District) with updated artwork. The benches now feature unique artwork that includes a creek and plant and animal species native to that area. The Youth Commission and staff continue to develop outreach materials to promote the completion of the bench project, including a promo video, social media and blog posts, a website with an interactive map, and a virtual ribbon-cutting event this spring.



Paul J. Gonzalez and his installer prep the bench before installing the artwork tiles.



"Wet Paint" caution tape protects the newly installed artwork of the District 4 Alamos Creek bench.

Safe, Clean Water Grants and Partnerships

In January, Valley Water awarded two A2 Water Conservation & two D3 Restore Wildlife Habitat mini-grants:

- Bay Area Older Adults, Water Conservation Workshop Series for the Older Adult Community (A2)
- Bay Area Older Adults, Watershed Appreciation Program (D3)
- Bay Area Older Adults, Watershed Walk & Talk Program (D3)
- Evergreen Islamic Center, Drinking Water Stations (A2)



Safe, Clean Water FY16 D3 Grant Closeout: Children's Discovery Museum's Bill's Backyard: Bridge to Nature

Safe, Clean Water FY16 D3 Grant Closeout: Children's Discovery Museum's Bill's Backyard: Bridge to Nature: Valley Water awarded the San Jose Children's Discovery Museum a \$142,771 D3 grant award for their Bill's Backyard: Bridge to Nature Project. This outdoor learning environment for children contains drought-tolerant

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native plants, trees, shrubs, and grasses. Its design reduces runoff through bioswales, permeable hardscape, and drainage strategies. Bill's Backyard helps visitors learn about the importance of the natural world, water conservation, and the Guadalupe River ecosystem. Key outcomes include: half-acre of museum land enhanced and restored; half acres of grass converted to drought-tolerant plants; and more than 100 native plants, trees, shrubs, grasses and groundcovers planted.

Safe, Clean Water FY18 D3 Mini-Grant Closeout: Veggielution's Eastside Explorers Watershed Curriculum Project: Valley Water awarded a \$5,000 D3 mini-grant to Veggielution for the Eastside Explorers Watershed Curriculum Project. The project implemented a watershed-specific curriculum as part of the field trip program for 380 local middle school students, 282 from East San Jose. The Eastside Explorers Watershed Curriculum encouraged students to consider the importance of a healthy and biologically diverse watershed to its natural environment. The curriculum incorporated the interconnection between urban and natural landscapes and the challenges of sustaining watershed viability. Activities were centered around collaborative group tasks focused on urban agriculture, nutrition, human impacts, environmental justice, food justice, and ecological interconnections.



Middle school students participated in the Eastside Explorers Watershed Curriculum and learned about the importance of a healthy and biologically diverse watershed

Education Outreach

In January, the Education Outreach team reached 1,006 students from 31 virtual classrooms and supported 34 educators through distance learning presentations. The team engaged 67 members of the public through two Wonders of Water Wednesdays after-school enrichment programs.

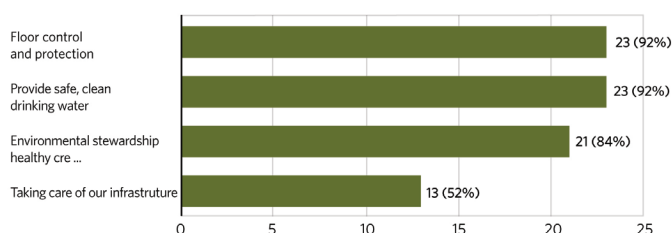
On January 19, staff presented to the Santa Clara County Office of Education (SCCOE) Teachers on Special Assignment (TOSA)/Instructional Coaches meeting about Valley Water programs and Distance Learning opportunities. The participants were interested in hearing about resources they could share with the teachers that they support and programs that can be brought into the classrooms.

MONTH	STUDENTS AND EDUCATORS	PUBLIC ATTENDEES	YEAR TO DATE
JUL - DEC	2,629	464	3,093
JAN	1,040	67	1107
TOTAL	3,669	531	4,200

FY21 Goal: Reach at least 10,000 students and 1,500 members of the public

What do you think we do at Valley Water? (check all that apply)

25 responses



Before the Watershed Maps presentation, survey data showed only 56% of students knew that Valley Water provides flood protection. After the presentation, this increased to 92% of students knowing that Valley Water is also a flood protection agency.

Water Supply Outreach

The Water Supply Outreach team hosted a four-stop Water Infrastructure Virtual Tour in the evening during January. In addition, the team hosted two private tours of stop #2 -- Water Treatment & Water Quality for high school students at Gunderson High School. Gunderson students also received Valley Water career information, as they collectively expressed interest in the future of water and jobs related to helping improve the environment.

The team hosted several private Silicon Valley Advanced Water Purification Center (SVAWPC) tour groups including: Contra Costa Water District, Homestead High School Environmental Studies, Calaveras Hills High School (Nextflex Learning Program), and the Girl Scouts of Saratoga

DATE	WATER INFRASTRUCTURE AND PURIFICATION CENTER TOURS	FY 21 TOTAL ATTENDEES
JUL - DEC		1,807
JAN 5	Water Infrastructure Tour Stop #1 - Water Supply	24
JAN 7	Water Infrastructure Tour Stop #2 - Water Treatment Quality	13
JAN 12	Water Infrastructure Tour Stop #3 - Flood Protection and Healthy Environments	17
JAN 14	Water Infrastructure Tour Stop #4 - Purified Water and Water Reuse	21
JAN 20	Private SVAWPC Tour - Contra Costa Water District	6
JAN 21	Private SVAWPC Tour - Homestead High School Environmental Studies	33
JAN 26	Private SVAWPC Tour - Calaveras Hills High School (Nextflex Learning)	12
JAN 28	Water Treatment, Quality & Career - Gunderson High School (AM Class)	32
JAN 28	Water Treatment, Quality & Career - Gunderson High School (PM Class)	21
JAN 29	Private SVAWPC Tour - Girl Scouts of Saratoga	22
TOTAL		2,008

FY 21 Goal: Conduct public/private tours of the SVAWPC for at least 750 attendees

Community Rating System

Staff have submitted a draft version 2021 Multi-Jurisdictional Program for Public Information (PPI) (5-Year Plan) for a courtesy review with our Insurance Services Office (ISO) Technical Reviewer and are currently updating the document with the feedback provided. Staff will be sharing the document for a final review with the PPI Committee and our internal Valley Water staff in early February. Staff anticipates bringing the 5-Year Plan to the Board for adoption in March/April 2021.

Looking Ahead

Virtual Job Shadow Day - February 18

Youth Commission Quarter 3 Meeting - February 24

Wonders of Water Wednesday Afterschool Science Enrichment Series

- February 3 - Plastic Voyages
- February 10 - H2O on the Go!
- February 17 - The Little Blue Hen: A Conservation Story
- February 24 - The Three Little Pigs and the Bad Weather **Wolf!**
- February 22 - Robert Sanders Elementary School STEAM Night

New Water Infrastructure Virtual Bus Tour series:

(All tours from 11:30 - 12:30 a.m.)

- February 16, Stop #1 - Water Supply
- February 18, Stop #2 - Water Treatment & Water Quality
- February 23, Stop #3 - Flood Protection & Healthy Environment
- February 25, Stop #4 - Purified Water & Water Reuse

Private tours of the SVAWPC:

- Tours will be conducted for: Mission College, Cub Scouts, American Society of Chemical Engineers, Metropolitan Education District