



BOARD OF DIRECTORS MEETING

MINUTES

**CLOSED SESSION AND REGULAR MEETING
TUESDAY, NOVEMBER 22, 2022
11:00 AM**

(Paragraph numbers coincide with agenda item numbers)

1. CALL TO ORDER:

A Closed Session and Regular 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, and by Zoom teleconference, at 11:00 a.m.

1.1. Roll Call.

Board members in attendance were Tony Estremera, Nai Hsueh, Barbara Keegan, Gary Kremen, and John Varela, Chair Pro Tem being present in the Boardroom, constituting a quorum of the Board.

Director Kremen participated by teleconference, from the location disclosed on the agenda. As a result of Director Kremen's teleconference participation, all votes herein were taken by roll call, in compliance with the Brown Act.

Directors Linda J. LeZotte and Richard Santos arrived as noted below.

Staff members in attendance were R. Callender, Chief Executive Officer, C. Orellana, District Counsel, M. King, Clerk, Board of Directors, J. Aranda, E. Aryee, A. Baker, L. Bankosh, R. Blank, J. Bourgeois, B. Broome, T. Chinte, A. Fulcher, R. Gibson, V. Gin, A. Gordon, A. Gschwind, C. Hakes, B. Hopper, P. McElroy, T. Ndah, L. Penilla, M. Richardson, K. Struve, D. Taylor, B. Yerrapotu, and T. Yoke.

2. TIME CERTAIN:

11:00 AM

Chair Pro Tem Varela confirmed that the Board would adjourn to Closed Session for consideration of Item 2.1.

Director Santos arrived.

- 2.1. CLOSED SESSION
CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code Section 54957.6(a)
Agency designated representatives: Rick Callender, Tina Yoke, Patrice McElroy, Ingrid Bella
Unrepresented employee: All Valley Water unclassified positions

Director Santos left the meeting and did not return.

Director LeZotte arrived.

Upon return to Open Session, the same Board members, including Director LeZotte and excluding Director Santos, and staff were present.

1:00 PM

- 2.2. District Counsel Report on Closed Session.

Carlos Orellana reported that in regard to Item 2.1, the Board met in Closed Session with all members participating, excluding Director LeZotte, and took no reportable action.

- 2.3. Pledge of Allegiance/National Anthem.

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

- 2.4. Orders of the Day.

Chair Pro Tem Varela confirmed that there were no changes to the Orders of the Day.

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

Katja Irvin, San Jose Resident, requested staff provide a more detailed status report of the Pacheco Reservoir Project.

The Board requested that staff address the request for information accordingly.

- 2.6. Adopt a Resolution Commemorating the Promotion of Antoinette R. Gant, Commander of the United States Army Corps of Engineers South Pacific Division, to the Rank of Brigadier General in the United States Army and Recognizing Her Distinguished Career.

Recommendation: Adopt the Resolution COMMEMORATING THE PROMOTION OF ANTOINETTE R. GANT to the rank of Brigadier General in the United States Army and recognizing her distinguished career.

Rick Callender, Chief Executive Officer, reviewed the information on this item, per the attached Board Agenda Memo.

Motion: Adopt Resolution No., 22-107, COMMEMORATING THE PROMOTION OF ANTOINETTE R. GANT to the rank of Brigadier General in the United States Army and recognizing her distinguished career, by roll call vote.

Move to Adopt: Tony Estremera
Second: Barbara F. Keegan
Yeas: Tony Estremera, Nai Hsueh, Barbara F. Keegan, Gary Kremen, Linda J. LeZotte, John L. Varela
Nays: None
Abstains: None
Recuses: None
Absent: Richard Santos
Summary: 6 Yeas; 0 Nays; 0 Abstains; 1 Absent.

Brigadier General Gant was present via Zoom Teleconference and thanked Board for their recognition of her distinguished career.

2.7. Receive Information on the Annual Work Study Session on Water Supply Master Plan Monitoring and Assessment Program Update - Drought Response Actions and the Long-term Water Supply Planning.

Recommendation: A. Receive Information on the Annual Work Study Session on Water Supply Master Plan Monitoring and Assessment Program Update - Drought Response Actions and the Long-term Water Supply Planning; and
B. Provide direction to staff.

Kirsten Struve, Assistant Officer, reviewed the information on this item, per the attached Board Agenda Memo; and Jing Wu, Senior Water Resource Specialist, reviewed the information contained in Attachment 1.

A summary of the Board's discussion is contained in the attached flip chart notes.

The Board noted the information without formal action.

2.8. Receive Information on Santa Clara Valley Water District's Annual Work Study Session of its Water Supply Master Plan Monitoring and Assessment Program Update.

Recommendation: A. Receive information on the Annual Work Study Session on the Water Supply Master Plan Monitoring and Assessment Program Update - Water Supply Master Plan Benchmarking Study;
B. Review and provide feedback on the Annual Work Study Session on the Water Supply Master Plan Monitoring and Assessment Program Update - Water Supply Master Plan Project Evaluation Framework Concept; and
C. Provide direction to staff.

Kirsten Struve reviewed the information on this item, per the attached Board Agenda Memo; and Jing Wu reviewed the information contained in Attachment 2.

A summary of the Board's discussion is contained in the attached flip chart notes.

The Board noted the information without formal action.

- 2.9. Receive an Overview of the Fiscal Year 2023-24 Groundwater Production Charge (and Treated Surface Water, Raw Surface Water, and Recycled Water Charges) Setting Process and Estimated State Water Project Tax; Review 10-Year Water Rate Projection Assumptions; and Provide Feedback.

Recommendation: A. Receive an overview of the Fiscal Year 2023-24 groundwater production charge (and treated surface water, raw surface water, and recycled water charges) setting process and estimated State Water Project tax;
 B. Review staff's 10-Year water rate projection assumptions; and
 C. Provide feedback to staff.

Carmen Narayanan, Financial Planning and Revenue 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.

- 2.10. Receive the Winter Preparedness Briefing.

Recommendation: Receive information on the Santa Clara Valley Water District's preparedness for winter operations.

Alexander Gordon, Assistant Officer, reviewed the information on this item, per the attached Board Agenda Memo, and the corresponding presentation materials contained in Attachment 1 were also reviewed as follows: Alexander reviewed Slides 1, 2, and 4 through 16 and Brian Garcia, National Weather Service Warning Coordination Meteorologist, reviewed Slide 3.

The Board noted the information without formal action.

Director Estremera left the meeting and returned as noted below.

- 2.11. Conduct a Public Hearing on the Engineer's Report and the CEQA Exception Determination for the Coyote Pumping Plant Adjustable Speed Drive Replacement Project, Project No. 91234002, Approve the CEQA Exception Determination; Adopt a Resolution Approving the Engineer's Report for the Coyote Pumping Plant Adjustable Speed Drive Replacement Project; and Approve the Project, (Morgan Hill, District 1).

- Recommendation:
- A. Open and conduct a public hearing on the Engineer's Report and the CEQA Exemption Determination for the Coyote Pumping Plant Adjustable Speed Drive Replacement Project (Project);
 - B. Close the Public Hearing;
 - C. Approve the CEQA Exemption Determination for the Project;
 - D. Adopt a Resolution APPROVING THE ENGINEER'S REPORT FOR THE COYOTE PUMPING PLANT ADJUSTABLE SPEED DRIVE REPLACEMENT PROJECT; and
 - E. Approve the Project.

Chair Pro Tem Varela opened the Public Hearing.

Brandon Ponce, Capital Engineering Manager, reviewed the information on this item, per the attached Board Agenda Memo, and per the information contained in Attachment 6.

Chair Pro Tem Varela declared time open for public comments and, seeing no one present who wished to speak, closed the Public Hearing.

Motion: Approve the CEQA Exemption Determination for the Project; adopt Resolution No., 22-108, APPROVING THE ENGINEER'S REPORT FOR THE COYOTE PUMPING PLANT ADJUSTABLE SPEED DRIVE REPLACEMENT PROJECT, by roll call vote; and approve the Project with the inclusion of the correction to the Engineer's Report regarding the Zone of Benefit to be for W-2 only.

Move to Adopt: Nai Hsueh
Second: Linda J. LeZotte
Yeas: Nai Hsueh, Barbara F. Keegan, Gary Kremen, Linda J. LeZotte, John L. Varela
Nays: None
Abstains: None
Recuses: None
Absent: Tony Estremera, Richard Santos
Summary: 5 Yeas; 0 Nays; 0 Abstains; 2 Absent.

3. CONSENT CALENDAR:

Chair Pro Tem Varela acknowledged Item 3.5 was previously removed from the Agenda, and the Board considered Consent Calendar Items 3.1 through 3.4 and 3.6 through 3.11, under one motion.

- 3.1. Consider and Approve Membership Nominations for Re-Appointments for Two-Year Terms to the Environmental and Water Resources Committee.

Recommendation: Consider and Approve Membership Nominations for Re-Appointments for Two-Year Terms to the Environmental and Water Resources Committee.

- 3.2. Denial of Request to Modify Groundwater Benefit Zone W-2 to Exclude Well 08S02E31E014.

Recommendation: Deny the request to modify Groundwater Benefit Zone W-2 to exclude well 08S02E31E014.

- 3.3. Approve Amendment No. 1 to Agreement No. A4578G with Lighthouse Public Affairs, LLC, for the State Lobbying Services 2021, Project No. 60231004, Increasing the Fee by \$180,000 for a Revised Total Not-To-Exceed Fee of \$360,000 and Extending the Agreement Term to December 3, 2023.

Recommendation: Approve Amendment No. 1 to Agreement No. A4578G with Lighthouse Public Affairs, LLC, for the State Lobbying Services 2021, Project No. 60231004, increasing the fee by \$180,000, for a revised total not-to-exceed fee of \$360,000, and extending the Agreement term to December 3, 2023.

- 3.4. Approve the Relocation Impact Study and Last Resort Housing Plan for the Anderson Dam Tunnel Project as Part of the Federal Energy Regulatory Commission Order Compliance Project, Under the Anderson Dam Seismic Retrofit Project, Project No. 91864006. (Morgan Hill, District 1).

Recommendation: Approve the Relocation Impact Study and Last Resort Housing Plan for the Anderson Dam Tunnel Project as part of the Federal Energy Regulatory Commission Order Compliance Project, under the Anderson Dam Seismic Retrofit Project.

- 3.5. (ITEM REMOVED FROM AGENDA) Approve and Authorize the Chief Executive Officer to Execute Amendment No. 1 to the Agreement A4537G with Sacred Heart Community Service for Consultation and Administration Services for the Low-Income Water Rate Assistance Program (WRAP), Project No. 60232001, PlanetBids File No. VW0036, to Increase the Not-to-Exceed Fee from \$100,000 to \$325,000 and to Extend the Agreement Term Two Years (County-wide, Districts 1-7).

- 3.6. Approve and Authorize the Chief Executive Officer to Execute Amendment No. 2 to the Master Services Agreement A4603X with Mobile-Med Work Health Solutions, Inc. for the COVID-19 Medical Health Provider Services Project, Project No. 60601013, PlanetBids File No. VW0137 Increasing the Fee by \$160,000 for a Total Revised Fee of \$320,000.

Recommendation: Approve and authorize the Chief Executive Officer to execute Amendment No. 2 to the Master Services Agreement A4603X with Mobile-Med Work Health Solutions, Inc. for the COVID-19 Medical Health Provider Services Project for a fee of \$320,000.

- 3.7. Adopt a Resolution Adopting the Salary Structure for the Unrepresented Employees in the Executive Service.

Recommendation: *Adopt the Resolution ADOPTING THE SALARY STRUCTURE FOR UNREPRESENTED EMPLOYEES IN THE EXECUTIVE SERVICE.

- 3.8. Adopt a Resolution Adopting Employee Salary Schedule - Effective Pay Period 25 of Fiscal Year 2023.

Recommendation: *Adopt the Resolution ADOPTING EMPLOYEE SALARY SCHEDULE - EFFECTIVE PAY PERIOD 25 OF FISCAL YEAR 2023.

- 3.9. Adopt a Resolution by the Santa Clara Valley Water District Authorizing Representatives to Submit a Grant Application to the United States Bureau of Reclamation Desalination and Water Purification Research Program: Research Projects Program Funding FY 2023 for up to \$800,000 and, if Awarded, Delegate Authority to the Chief Executive Officer or Designee, to Negotiate and Execute a Grant Agreement and any Amendments Thereto, for the Pilot-Scale Treated Water Augmentation Project, Project No. 91101004.

Recommendation: A. Adopt the Resolution AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE UNITED STATES BUREAU OF RECLAMATION DESALINATION AND WATER PURIFICATION RESEARCH PROGRAM: RESEARCH PROJECTS PROGRAM FUNDING FISCAL YEAR 2023 FOR UP TO \$800,000 AND, IF AWARDED, DELEGATE AUTHORITY TO THE CHIEF EXECUTIVE OFFICER OR DESIGNEE, TO NEGOTIATE AND EXECUTE A GRANT AGREEMENT AND ANY AMENDMENTS THERETO, FOR THE PILOT-SCALE TREATED WATER AUGMENTATION PROJECT, PROJECT NO. 91101004;
B. Delegate authority to the Chief Executive Officer (CEO), or designee, to submit a grant application and, if awarded, to negotiate and execute a Grant

Agreement with US Bureau of Reclamation (USBR) to support the Pilot-Scale Treated Water Augmentation Project, provided all grant requirements can be met;

- C. Delegate authority to the CEO, or designee, including the Chief Financial Officer (CFO), to sign and submit invoices to USBR for grant fund reimbursements to be made pursuant to the Grant Agreement; and
- D. Delegate to the CEO, or designee appointed by the CEO, such other authority as needed, to provide management and support services required for the performance of the work and administration, pursuant to the Grant Agreement, as deemed necessary and appropriate.

3.10. Approval of Minutes.

Recommendation: Approve the minutes.

3.11. Accept the CEO Bulletin for the Weeks of November 4 - November 17, 2022.

Recommendation: Accept the CEO Bulletin.

Motion: Approve Consent Calendar Items 3.1 through 3.4 and 3.6 through 3.11, under one motion, as follows: approve membership nominations for re-appointments for two-year terms to the Environmental and Water Resources Committee as contained in Item 3.1; deny the request to modify groundwater benefit zone W-2 to exclude well 08S02E31E014 as contained in Item 3.2; approve Amendment No. 1 to Agreement No. A4578G with Lighthouse Public Affairs, LLC, for the State Lobbying Services 2021, Project No. 60231004, increasing the fee by \$180,000, for a revised total not-to-exceed fee of \$360,000, and extending the Agreement term to December 3, 2023 as contained in Item 3.3; approve the Relocation Impact Study and Last Resort Housing Plan for the Anderson Dam Tunnel Project as contained in Item 3.4; approve and authorize the Chief Executive Officer to execute Amendment No. 2 to the Master Services Agreement A4603X with Mobile-Med Work Health Solutions, Inc. for the COVID-19 Medical Health Provider Services Project for a total revised fee of \$320,000 as contained in Item 3.6; adopt Resolution No., 22-109, ADOPTING THE SALARY STRUCTURE FOR UNREPRESENTED EMPLOYEES IN THE EXECUTIVE SERVICE, by roll call vote, as contained in Item 3.7; adopt Resolution No., 22-110, ADOPTING EMPLOYEE SALARY SCHEDULE - EFFECTIVE PAY PERIOD 25 OF FISCAL YEAR 2023, by roll call vote, as contained in Item 3.8;

adopt Resolution No., 22-111, AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE UNITED STATES BUREAU OF RECLAMATION DESALINATION AND WATER PURIFICATION RESEARCH PROGRAM: RESEARCH PROJECTS PROGRAM FUNDING FISCAL YEAR 2023 FOR UP TO \$800,000 AND, IF AWARDED, DELEGATE AUTHORITY TO THE CHIEF EXECUTIVE OFFICER OR DESIGNEE, TO NEGOTIATE AND EXECUTE A GRANT AGREEMENT AND ANY AMENDMENTS THERETO, FOR THE PILOT-SCALE TREATED WATER AUGMENTATION PROJECT, PROJECT NO. 91101004, by roll call vote, as contained in Item 3.9; approve the minutes as contained in Item 3.10; and accept the CEO Bulletin as contained in Item 3.11.

Move to Approve:	Nai Hsueh
Second:	Linda J. LeZotte
Yeas:	Nai Hsueh, Barbara F. Keegan, Gary Kremen, Linda J. LeZotte, John L. Varela
Nays:	None
Abstains:	None
Recuses:	None
Absent:	Tony Estremera, Richard Santos
Summary:	5 Yeas; 0 Nays; 0 Abstains; 2 Absent.

Director Estremera returned.

REGULAR AGENDA:

4. BOARD OF DIRECTORS:

- 4.1. Consider the October 27, 2022, Diversity and Inclusion Ad Hoc Committee Recommendations to Revise the Board Governance Ends Policy E-4, Water Resources Stewardship, and Address Support for Affordable Housing.

Recommendation: Consider recommendations resulting from the October 27, 2022, Diversity and Inclusion Ad Hoc Committee meeting to:

- A. Revise the Board Governance Ends Policy E-4, Water Resources Stewardship; and address support for affordable housing; and
- B. Adopt the proposed modifications to the Board Governance Ends Policy E-4.

Lisa Bankosh, Assistant Officer, reviewed the information on this item, per the attached Board Agenda Memo.

Move to Adopt: Tony Estremera
 Second: Nai Hsueh
 Yeas: Tony Estremera, Nai Hsueh, Barbara F. Keegan, Gary Kremen, Linda J. LeZotte, John L. Varela
 Nays: None
 Abstains: None
 Recuses: None
 Absent: Richard Santos
 Summary: 6 Yeas; 0 Nays; 0 Abstains; 1 Absent.

The Board considered Items 4.2, 4.3, and 4.4 without a staff presentation.

- 4.2. Consider the October 13, 2022, Water Storage Exploratory Committee Recommendation to Approve Los Vaqueros Reservoir Expansion Multi-party Agreement Amendment No. 4 to Agreement No A4239S; and Authorize the Chief Executive Officer to Execute Amendment No. 4 to Continue the Planning and Design of the Los Vaqueros Project, (LVE Project) Project No. 91251001 in the amount of \$1,094,000. (County-wide, Districts 1-7).

Recommendation: Consider recommendations resulting from the October 13, 2022, Water Storage Exploratory Committee (WSEC) meeting to:

- A. Approve Multi-party Agreement Amendment No. 4 to Agreement No. A4239S in the amount of \$1,094,000; and
- B. Authorize the Chief Executive Officer to execute Multi-party Agreement Amendment No. 4 to continue the planning and design of the Los Vaqueros Project, Project No. 91251001.

Move to Approve: Tony Estremera
 Second: Nai Hsueh
 Yeas: Tony Estremera, Nai Hsueh, Barbara F. Keegan, Gary Kremen, Linda J. LeZotte, John L. Varela
 Nays: None
 Abstains: None
 Recuses: None
 Absent: Richard Santos
 Summary: 6 Yeas; 0 Nays; 0 Abstains; 1 Absent.

- 4.3. Consider the October 19, 2022, Board Audit Committee Recommendation to Remove Objective 1 Related to Risk Management Organizational Alignment; Keep Objective 2 Related to Operational Performance Audit Objective for Consideration at a Later Date; and Authorize Staff to Update FY 22-24 Annual Audit Workplan.

Recommendation: Consider recommendations resulting from the October 19, 2022, Board Audit Committee (BAC) meeting to:

- A. Remove Objective 1 related to Risk Management organizational alignment from the FY22-24 Annual Audit Work Plan;

- B. Keep Objective 2 related to operational performance audit objective for consideration at a later date; and
- C. Authorize staff to update FY22-24 Annual Audit Workplan accordingly.

Move to Authorize: Barbara F. Keegan
 Second: Tony Estremera
 Yeas: Tony Estremera, Nai Hsueh, Barbara F. Keegan, Gary Kremen, Linda J. LeZotte, John L. Varela
 Nays: None
 Abstains: None
 Recuses: None
 Absent: Richard Santos
 Summary: 6 Yeas; 0 Nays; 0 Abstains; 1 Absent.

4.4. Association of California Water Agencies (ACWA) - Appointment of District Voting Delegate for General Session Membership Meeting.

- Recommendation:
- A. Appoint a Director as the Valley Water voting delegate for the November 30, 2022, Association of California Water Agencies (ACWA) General Session Membership Meeting; and
 - B. Authorize delegate to cast a vote on behalf of Valley Water to Approve the Proposed Amended and Restated ACWA Bylaws.

The Board appointed and authorized Chair Pro Tem Varela as the Valley Water voting delegate for the ACWA General Session Membership meeting on November 30, 2022.

Move to Authorize: Tony Estremera
 Second: Barbara F. Keegan
 Yeas: Tony Estremera, Nai Hsueh, Barbara F. Keegan, Gary Kremen, Linda J. LeZotte, John L. Varela
 Nays: None
 Abstains: None
 Recuses: None
 Absent: Richard Santos
 Summary: 6 Yeas; 0 Nays; 0 Abstains; 1 Absent.

4.5. Board Committee Reports.

Director LeZotte requested that Samantha Zutler, outside counsel, provide a response to previous questions from Directors LeZotte and Keegan regarding Director Kremen's Investigation Summary Report (Board Member Request No. 22-0008).

CEO Callender confirmed that a memo regarding this matter was in progress and will be provided at a future Board meeting.

The Board noted the information contained in the attached Board Committee meeting summaries, identified as Handouts 4.5-A through 4.5-E, herein.

The Board noted the information, without formal action.

5. WATER UTILITY ENTERPRISE:

- 5.1. Approve Amendment No. 4 to Agreement No. A4242G with Cordoba Corporation for Executive Project Management Services for the Rinconada Water Treatment Plant Reliability Improvement Project, Project No. 93294057, CAS File No. 4953, Increasing the Not-to-Exceed Fee by \$9,646,153, for a Total Not-to-Exceed Fee of \$24,409,273 and extending the term to July 31, 2025 (Los Gatos, District 7).

Recommendation: Approve Amendment No. 4 to Agreement No. A4242G with Cordoba Corporation for Executive Project Management Services for the Rinconada Water Treatment Plant Reliability Improvement Project, Project No. 93294057, to increase the not-to-exceed fee by \$9,646,153, resulting in a revised total not-to-exceed fee of \$24,409,273, and extend the Agreement term to July 31, 2025.

Emmanuel Aryee, Deputy Operating Officer, reviewed the information on this item, per the attached Board Agenda Memo.

Move to Approve: Barbara F. Keegan
Second: Nai Hsueh
Yeas: Tony Estremera, Nai Hsueh, Barbara F. Keegan, Gary Kremen, Linda J. LeZotte, John L. Varela
Nays: None
Abstains: None
Recuses: None
Absent: Richard Santos
Summary: 6 Yeas; 0 Nays; 0 Abstains; 1 Absent.

Director Keegan left the meeting and returned as noted below.

6. WATERSHEDS:

- 6.1. Approve and Authorize the Chief Executive Officer to Execute a License Agreement with Google LLC, Receive Report of Bids, Approve a Budget Adjustment in the Amount of \$2,157,000, Ratify Addenda Nos. 1 and 2, Approve the Contingency Fund, and Award the Construction Contract to Anvil Builders Inc. for the Permanente Creek Flood Protection Project - Floodwall Retrofit, Project No. 10244001, Contract No. C0689 (Mountain View, District 7).

Recommendation: A. Approve and Authorize the Chief Executive Officer to execute a License Agreement to Use Temporary Spaces with Google LLC;
B. Approve the Budget Adjustment in the amount of \$2,157,000 for the Permanente Creek Flood Protection Project - Floodwall Retrofit;

- C. Ratify Addenda Nos. 1 and 2 to the Contract Documents for the Permanente Creek Flood Protection Project - Floodwall Retrofit;
- D. Award the Contract to Anvil Builders Inc., located in San Francisco, California, in the sum of \$1,097,210; and
- E. Approve a contingency sum of \$164,581.50 and authorize the Chief Executive Officer or designee to approve individual change orders up to the designated amount.

The Board considered Item 6.1 without a staff presentation.

Move to Approve: Tony Estremera
 Second: Nai Hsueh
 Yeas: Tony Estremera, Nai Hsueh, Gary Kremen, Linda J. LeZotte, John L. Varela
 Nays: None
 Abstains: None
 Recuses: None
 Absent: Barbara F. Keegan, Richard Santos
 Summary: 5 Yeas; 0 Nays; 0 Abstains; 2 Absent.

7. ASSISTANT CHIEF EXECUTIVE OFFICER:

- 7.1. Approve the Fiscal Year 2021-2022 (FY22) Safe, Clean Water and Natural Flood Protection Program Annual Report (Annual Report) and Authorize Staff to Submit it to the Independent Monitoring Committee for its Review.

Recommendation: A. Approve the Fiscal Year 2021-2022 (FY22) Safe, Clean Water and Natural Flood Protection Program Annual Report and authorize staff to submit it to the Independent Monitoring Committee for its review; and
 B. Authorize staff to update the Annual Report with audited financials.

The Board considered Item 7.1 without a staff presentation.

Move to Approve: Tony Estremera
 Second: Nai Hsueh
 Yeas: Tony Estremera, Nai Hsueh, Gary Kremen, Linda J. LeZotte, John L. Varela
 Nays: None
 Abstains: None
 Recuses: None
 Absent: Barbara F. Keegan, Richard Santos
 Summary: 5 Yeas; 0 Nays; 0 Abstains; 2 Absent.

8. EXTERNAL AFFAIRS:

None.

9. CHIEF EXECUTIVE OFFICER:

Director Keegan returned.

9.1. CEO and Chiefs' Report.

Rachael Gibson, Chief of External Affairs, reviewed the attached Office of Civic Engagement and Office of Government Relations Updates, identified as Handouts 9.1-A and 9.1-B respectively.

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

10. ADMINISTRATION:

None.

11. DISTRICT COUNSEL:

None.

12. ADJOURN:

12.1. Board Member Reports/Announcements.

Director Kremen reported attending San Francisquito Creek Joint Powers Authority and Delta Conveyance Finance Authority Committee meetings; an Amah Mutsun Tribal Band meeting; and various other Board and staff meetings.

Director Kremen left the meeting and did not return.

Director Estremera reported attending the aforementioned Amah Mutsun Tribal Band meeting; Stream Planning and Operations (SPOC), and Capital Improvement Program Committee meetings; a Townhall meeting; and various meetings with staff.

Director Hsueh reported attending all regularly assigned Committee meetings; an Employees Association meeting; and various meetings with staff.

Chair Pro Tem Varela reported attending Agricultural Water Advisory (AWAC), and Association of California Water Agencies Committee meetings; an Environmental Stakeholder Group meeting; and reported participating in the Water Rates Assistance Program Media event.

Director LeZotte reported attending the aforementioned SPOC, AWAC, and Environmental Stakeholders Group meetings; Board Policy and Planning, Los Vaqueros Reservoir Joint Powers Authority, Santa Clara Valley Habitat Joint Powers Authority, Water Conservation and Demand Management, and Financial

Sustainability Group Committee meetings. Director LeZotte commented on her 12 years in office as Director of District 4.

12.2 Proposed Future Board Member Agenda Items.

None.

12.3. Clerk Review and Clarification of Board Requests.

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

12.4. Adjourn to Regular Meeting at 1:00 p.m., on December 13, 2022.

Chair Pro Tem Varela adjourned the meeting at 4:06 p.m., to the 1:00 p.m. Regular meeting on December 13, 2022.

Michele L. King, CMC
Clerk/Board of Directors

Approved:

Date: 01/24/2023

**Santa Clara Valley Water District
Board Meeting
Work Study Session of the Water Supply Master Plan Monitoring and Assessment
Program Update – Drought Response Actions and Long-term Water Supply
Planning
November 22, 2022**

Board Discussion

- **Chair Pro-Tem Varela**
 - Need to pay attention to fire prevention efforts and ensure efforts are in line with the state

- **Vice Chair Pro Tem Keegan**
 - Coordination with other governmental agencies at the elected official level could help with reducing water demand
 - Law of diminishing returns will come into play, and we will need to anticipate what demand hardening trajectory will look like
 - New Board members will bring new ideas/perspectives as well as input from interactions with the public

- **Director Estremera**
 - Part of long-term planning needs to be securing decent contracts for imported water and continuing to pursue storage opportunities to take advantage of wet seasons

- **Director Hsueh**
 - Water conservation has been and will continue to be an important strategy for water supply planning; Board should continue to invest

- **Director LeZotte**
 - There will be a lot of insight from Director Elect Jim Beall on water/water agencies/agriculture sector

Santa Clara Valley Water District
Board Meeting
Work Study Session of the Water Supply Master Plan Monitoring and Assessment
Program Update – Benchmark Study and Project Evaluation Framework
November 22, 2022

Board Discussion

- **Chair Pro-Tem Varela**

- Since South County is dependent on groundwater only, how do we ensure their supply security?
- Important to pursue the Pacheco project which represents water supply security to South County
- Need to be prepared for massive growth and increased demands in South County
- Valley Water needs to be more engaged in the General Plan process of cities

- **Vice Chair Pro Tem Keegan**

- Cost-benefit analysis of maintaining our reservoirs would be good, and it is easier to get permits for maintaining existing systems over building new projects
- 30-year planning horizon sounds reasonable. If considering extending the planning horizon, need to keep in mind uncertainty involved with climate change
- Considering multiple future scenarios is interesting. The scenario planning approach appears a probabilistic approach over deterministic
- Coordination with cities needs to happen at the elected official level to create meaningful change
- For the project evaluation framework, decision tree should also show what is happening to our existing system over time, not a static condition

- **Director Estremera**

- Need to include water supply in talks with South County stakeholders
- Policymakers dealing with housing decisions talk with Valley Water too late in the planning process

- **Director Hsueh**

- Maintenance and operation of existing infrastructure is a priority
- How will we evaluate conveyance utilization of new projects considering the current existing conditions of infrastructure?
- Will need to communicate with the public about the complexity of project timing
- Considering alternate futures is the way to go
- Since South County's system is simpler than that of North County, should consider separate evaluation criteria
- We can work with cities on demand management, new developments provide new opportunities for water conservation. Need to continue working with local government.

- **Director Kremen**

- Should consider doing a cost-benefit analysis on dam repair vs pursuing other storage options. We can't do everything.