



BOARD OF DIRECTORS MEETING

# MINUTES

**SPECIAL JOINT MEETING  
WITH SANTA CLARA COUNTY BOARD OF SUPERVISORS  
THURSDAY, DECEMBER 13, 2018  
9:30 AM**

(Paragraph numbers coincide with agenda item numbers)

A Special Joint Meeting of the Santa Clara Valley Water District (District) Board of Directors (District Board) and Santa Clara County (County) Board of Supervisors (County Board) was called to order in the District Headquarters Building Boardroom at 5700 Almaden Expressway, San Jose, California, at 9:30 a.m.

1. Call to Order and Roll Call.

District Chairperson Santos called the meeting to order and, in the absence of a quorum of the County Board, moved the agenda to Item 2.

2. Pledge of Allegiance.

County Board Vice President Chavez led all present in reciting the Pledge of Allegiance.

3. Opening Comments/Introductions.

Chairperson Santos and Vice President Chavez offered opening comments, and led all present in providing brief introductions.

Director LeZotte announced the recent passing of Honorable Ms. Susanne Wilson, former City of San Jose Council and Santa Clara County Board of Supervisors member, and led all present in observing a moment of silence.

Seeing that Board Supervisor Cortese had arrived and a quorum of the County Board had been established, Chairperson Santos returned the agenda to Item 1.

1. Call to Order and Roll Call.

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

County Board Supervisors in attendance were Cindy Chavez, Dave Cortese, and Mike Wasserman, constituting a quorum of the County Board.

Supervisor Yeager and County Board President Simitian were absent.

District staff members in attendance were N. Camacho, Chief Executive Officer (CEO), M. King, Clerk/Board of Directors, K. Arends, M. Baratz, R. Callender, R. Gibson, V. Gin, C. Hakes, N. Hawk, K. Oven, M. Richardson, D. Taylor, and S. Tippets. Senior Assistant District Counsel L. Orta represented District Counsel S. Yamamoto.

County staff members in attendance were Dr. J. Smith, County Executive, J. Williams, County Counsel, M. Doyle, Clerk of the Board, H. Barroga, J. Farr, J. Hawks, T. Heffington, K. Larson, and M. Marquez, D. Rocha, A. Thomson.

4. Joint Report on the Status of the South San Francisco Bay Shoreline Project and Shoreline Recreation.

Recommendation: That the District and County Boards receive a joint report relating to the South San Francisco Shoreline Project and shoreline opportunities related to recreational and emergency access.

Ms. Rechelle Blank, District Capital Engineering Unit Manager, and Mr. Kyle Larson, Senior Management Analyst, Office of the County Executive, reviewed the information on this item per the attached Board Agenda Memo, and per the corresponding presentation materials contained in Attachment 1, as follows: Ms. Blank reviewed Slides 1, 2, 4, and 5; and Mr. Larson reviewed Slide 3.

Chairperson Santos declared time open for public comment. There was no one present who wished to speak.

Director LeZotte acknowledged receipt of, and read into the record, the attached comments from Lieutenant Colonel David Kaulfers, U.S. Army Corps of Engineers, identified as Handout 4.1-A herein. Copies of the Handout were distributed to the Boards and made available to the public.

The District Board requested its staff come back at a future meeting with more information on recreational development opportunities within the South San Francisco Bay Shoreline Project area.

Motion: That the District Board accept the joint report relating to the South San Francisco Bay Shoreline Project and shoreline opportunities related to recreational and emergency access.

Move to Accept: Tony Estremera

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

Absent: None

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

Motion: That the County Board accept the joint report relating to the South San Francisco Shoreline Project and shoreline opportunities related to recreational and emergency access.

Move to Accept: Dave Cortese  
Second: Mike Wasserman  
Yeas: Cindy Chavez, Dave Cortese, Mike Wasserman  
Nays: None  
Abstains: None  
Absent: Joe Simitian, Ken Yeager  
Summary: 3 Yeas; 0 Nays; 0 Abstains; 2 Absent.

5. Ogier Ponds Update and Discussion.

Recommendation: A. That the District and County Boards receive their respective staff's reports on the Ogier Pond update, including the identification of opportunities for cooperation between the District and the County regarding habitat restoration that is integrated with park and recreational amenities;  
B. Receive report from County Administration and District Staff relating to potential Partnership Memorandum of Agreement for the Ogier Ponds Planning Study, under the authority of the Master License Agreement by and between the Santa Clara Valley Water District and County of Santa Clara; and  
C. That the District Board consider authorizing District staff to execute the Partnership Memorandum of Agreement (MOA) for the Ogier Ponds Planning Study, under the authority of the Master License Agreement by and between the Santa Clara Valley Water District and County of Santa Clara.

Mr. Vincent Gin, District Deputy Operating Officer, reviewed the information on this item per the attached Board Agenda Memo; and Mr. Tim Heffington, County Parks Principal Real Estate Agent, reviewed the County Staff Report contained in Attachment 3, and reviewed and distributed the attached Regional Parks map, identified as Handout 5-A herein. Copies of the Handout were distributed to the Boards and made available to the public.

Mr. Heffington confirmed that County staff would bring forward a Partnership Memorandum of Agreement for the Ogier Ponds Planning Study, under the authority of the Master License Agreement by and between the Santa Clara Valley Water District and County of Santa Clara.

Motion: A. Accept the reports relating to the Ogier Pond update, including the identification of opportunities for cooperation between the Santa Clara Valley Water District (District) and the County regarding habitat restoration that is integrated with park and recreational amenities; and  
B. Accept the report from County Administration and District Staff relating to potential Partnership Memorandum of Agreement for the Ogier Ponds Planning Study, under the authority of the

- Master License Agreement by and between the Santa Clara Valley Water District and County of Santa Clara; and
- C. Direct County staff, working with District staff, to come back to the full Board of Supervisors with options for financing; the feasibility of using the projects for mitigation; more explanation of rationale for project phasing and prioritization; and develop a shared County and District strategy relative to federal grants.

Move to Approve: Dave Cortese  
Second: Mike Wasserman  
Yeas: Cindy Chavez, Dave Cortese, Mike Wasserman  
Nays: None  
Abstains: None  
Absent: Joe Simitian, Ken Yeager  
Summary: 3 Yeas; 0 Nays; 0 Abstains; 2 Absent.

- Motion:
- A. That the District and County Boards receive their respective staff's reports on the Ogier Pond update, including the identification of opportunities for cooperation between the District and the County regarding habitat restoration that is integrated with park and recreational amenities;
- B. Receive report from County Administration and District Staff relating to potential Partnership Memorandum of Agreement for the Ogier Ponds Planning Study, under the authority of the Master License Agreement by and between the Santa Clara Valley Water District and County of Santa Clara; and
- C. Direct staff to bring the Partnership Memorandum of Agreement for the Ogier Ponds Planning Study, under the authority of the Master License Agreement by and between the Santa Clara Valley Water District and County of Santa Clara, back to the full Board of Directors for consideration, prior to execution by the CEO.

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

6. Discussion of Issues Surrounding Homelessness Along Waterways.

- Recommendation:
- A. That the District and County Boards receive District staff's presentation regarding the District's roles, responsibilities, and coordinated efforts in cleaning up homeless encampments along waterways;
- B. That the District and County Boards receive County staff's presentation related to affordable housing efforts; and

- C. Forward recommendations relating to the possibility of convening to focus on issues associated with this item.

Ms. Kirsten Struve, District Senior Water Resource Specialist, and Ms. Hilary Barroga, County Office of Supportive Housing Program Manager, reviewed the information on this item per the attached Board Agenda Memo, and the corresponding presentation materials contained in Attachments 1 and 2 were reviewed as follows: Ms. Struve reviewed Attachment 1, Slides 1-11; and Ms. Barroga reviewed Attachment 2, Pages 1 through 12.

Mr. John Tucker, AFSCME Local 101, and Ms. Ingrid Bella, outgoing District Employees Association President, reviewed and distributed the attached letter identified as Handout 6-A herein, and expressed concern for the safety of District employees working in and around encampment areas. Copies of the Handout were distributed to the Boards and made available to the public.

Ms. Gayle Osmer, of undisclosed residency, expressed concern regarding encampment cleanup processes, and encouraged more compassionate treatment of the homeless and their belongings.

Mr. David Hernandez, Opening Doors Executive Director, suggested that the Boards consider homeless encampment trash abatement in coordination with homeless meal distribution programs, and expressed desire for city and county agencies to participate in Opening Doors taskforce meetings.

- Motion:
- A. Accept the District staff presentation regarding the District's roles, responsibilities, and coordinated efforts in cleaning up homeless encampments along waterways;
  - B. Accept the County staff presentation related to affordable housing efforts; and
  - C. Continue discussion related to the possibility of convening to focus on issues associated with this item.

Move to Approve: Tony Estremera  
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  
Absent: None  
Summary: 7 Yeas; 0 Nays; 0 Abstains; 0 Absent.

- Motion: Approve moving forward toward cohosting a joint District and County Summit on Homelessness Along Waterways, which is to be preceded by the formation of a joint District and County staff workgroup to design Summit details, including use of the Summit as a way of engaging a cross section of the community together in tabletop exercises.

Move to Approve: Dave Cortese  
Second: Mike Wasserman  
Yeas: Cindy Chavez, Dave Cortese, Mike Wasserman  
Nays: None  
Abstains: None  
Absent: Joe Simitian, Ken Yeager  
Summary: 3 Yeas; 0 Nays; 0 Abstains; 2 Absent.

7. Water Supply Overview and Discussion.

Recommendation: That the District and County Boards receive a report on short and long-term strategies to address water supplies and water shortages, and an overview of water conveyance within Santa Clara County, including an update on the Pacheco Reservoir Expansion Project, Anderson Dam Seismic Retrofit Project, and the role San Luis Reservoir plays in the County's water supply.

Mr. Kurt Arends, Deputy Operating Officer, reviewed the information on this item per the attached Board Agenda Memo, and the corresponding materials contained in Attachment 1 were reviewed as follows: Mr. Arends reviewed Slides 1-4; and Ms. Tracy Hemmeter, District Senior Project Manager, reviewed Slides 5-13.

Chairperson Santos momentarily tabled discussion on Item 7, and moved the Agenda to Item 8.

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

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

Vice President Chavez left the meeting and did not return. In the absence of the presence of a quorum of the County Board, all further items were heard for informational purposes only.

Chairperson Santos returned the agenda to Item 7.

7. Water Supply Overview and Discussion.

Mr. Arends and Ms. Hemmeter resumed the presentation of information contained in Attachment 1, Slides 1-13.

Chairperson Santos left the meeting, and did not return. The remainder of the meeting was facilitated by Vice Chairperson LeZotte.

Seeing that the meeting had exceeded its scheduled time, Vice Chairperson LeZotte halted the presentation of information on the item, and continued the information contained in Attachment 1, Slides 14-22, to a future meeting.

Move to Accept: Tony Estremera  
Second: Nai Hsueh

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

9. Adjourn to the Special Joint Meeting with the City of Sunnyvale, on December 17, 2018, at 1:00 p.m., in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California.

Vice Chairperson LeZotte adjourned the meeting at 12:40 pm, in memory of the Honorable Susanne Wilson, former San Jose City Council Member and Santa Clara County Supervisor, to the Special Meeting on December 17, 2018, at 1:00 p.m., in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California.

Michele L. King, CMC  
Clerk/Board of Directors

Approved:

Date: