



BOARD OF DIRECTORS MEETING

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# MINUTES

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REGULAR MEETING  
TUESDAY, SEPTEMBER 10, 2019  
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 Boardroom at 5700 Almaden Expressway, San Jose, California, at 1:00 p.m.

**1.1. Roll Call.**

Board members in attendance were Nai Hsueh, Barbara Keegan, Gary Kremen, and John L. Varela, constituting a quorum of the Board.

Chairperson LeZotte and Directors Estremera and Santos were excused from attending.

During Chairperson LeZotte 's absence, the meeting was facilitated by Vice Chairperson Hsueh.

Staff members in attendance were S. Yamamoto, District Counsel, M. King, Clerk, Board of Directors, R. Callender, M. Cook, G. De La Piedra, R. Gibson, N. Nguyen, K. Oven, M. Richardson, and D. Taylor. Chief Operating Officer T. Yoke represented Chief Executive Officer, N. Camacho; Deputy Operating Officer C. Hakes represented Chief Operating Officer, N. Hawk; and General Services Manager I. Bella represented Chief Operating Officer, T. Yoke.

**1.2. Pledge of Allegiance/National Anthem.**

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

**1.3. Orders of the Day.**

Vice 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.

Vice Chairperson Hsueh 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:**

**1:00 PM**

- 2.1. Adopt Resolution Expressing Appreciation to Katherine Oven, P.E.

Recommendation: Adopt the Resolution EXPRESSING APPRECIATION TO KATHERINE OVEN, P.E.

The Board considered Item 2.1 without staff presentation.

Motion: Adopt Resolution No. 19-66, EXPRESSING APPRECIATION TO KATHERINE OVEN, P.E., by roll call vote.

Move to Adopt: John L. Varela  
Second: Barbara Keegan  
Yeas: Nai Hsueh, Barbara Keegan, Gary Kremen, John L. Varela  
Nays: None  
Abstains: None  
Recuses: None  
Absent: Tony Estremera, Linda J. LeZotte, Richard Santos  
Summary: 4 Yeas; 0 Nays; 0 Abstains; 3 Absent.

**3. CONSENT CALENDAR:**

The Board considered Consent Calendar Items 3.1 through 3.7, under one motion.

- 3.1. Adopt Resolution Declaring September 21, 2019 as Coastal Cleanup Day in Santa Clara County.

Recommendation: Adopt the Resolution DECLARING SEPTEMBER 21, 2019 AS COASTAL CLEANUP DAY IN SANTA COUNTY.

- 3.2. Adopt Plans and Specifications and Authorize Advertisement for Bids for the Vasona Pump Station Fence and Gates Replacement - Phase 1, Project No. 92764009, Contract No C0654 (Los Gatos) (District 7).

Recommendation: A. Adopt Plans and Specifications and Authorize Advertisement for Bids for the Vasona Pump Station Fence and Gates Replacement Project per the Notice to Bidders; and  
B. Authorize the Designated Engineer to issue addenda, as necessary, during the bidding process.

- 3.3. Accept the Work as Complete, and Direct the Clerk to File the Notice of Completion of Contract and Acceptance of Work for the Gold Street Median Removal Project, Project No. 00761023, Silicon Valley Paving, Inc., Contractor, Contract No. C0646 (San Jose) (District 3).

Recommendation:     A. Accept the work as complete on the Gold Street Median Removal Project, Project No. 00761023, Contract No. C0646; 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 County of Santa Clara Office of the Clerk-Recorder.

- 3.4. Approve the Board of Directors' Quarterly Expense Report for the Quarter Ending June 30, 2019.

Recommendation:     A. Review the Board of Directors' Quarterly Expense Report for the Quarter Ending June 30, 2019; and  
                              B. Approve the report, if the reimbursements comply with Board Policy.

- 3.5. Accept the CEO Bulletins for the Weeks of August 23-29, and August 30 through September 5, 2019.

Recommendation:     Accept the CEO Bulletins.

- 3.6. Approval of Minutes.

Recommendation:     Approve the minutes.

- 3.7. Adopt Resolution Authorizing the Application for Funding and negotiation of Grant Agreement with the United States Bureau of Reclamation WaterSMART Title XVI Water Reclamation and Reuse Program and Executing Grant Agreement for the Reverse Osmosis Concentrate Management Alternatives Study Project (Project Number 91101004).

Recommendation:     A. Adopt the Resolution AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO FILE AN APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE UNITED STATES BUREAU OF RECLAMATION FOR WATERSMART: TITLE XVI WATER RECLAMATION AND REUSE PROGRAM GRANT FOR THE REVERSE OSMOSIS CONCENTRATE MANAGEMENT ALTERNATIVES STUDY PROJECT; and  
                              B. Authorize the Chief Executive Officer to negotiate and execute a grant agreement with the United States Bureau of Reclamation upon the approval of the grant award.

Motion: Approve Consent Calendar Items 3.1 through 3.7, under one motion, as follows: adopt Resolution No. 19-67, DECLARING SEPTEMBER 21, 2019 AS COASTAL CLEANUP DAY IN SANTA CLARA COUNTY, by roll call vote, as contained in Item 3.1; adopt plans and specifications and Authorize Advertisement for Bids for the Vasona Pump Station Fence and Gates Replacement Phase 1 Project, and authorize the designated Engineer to issue addenda, as contained in Item 3.2; accept the work as complete and direct the Clerk to file the Notice of Completion of Contract and Acceptance of Work for the Gold Street Median Removal Project, as contained in Item 3.3; approve the Board of Directors' Quarterly Expense Report for the Quarter Ending June 30, 2019, as contained in Item 3.4; accept the CEO Bulletins, as contained in Item 3.5; approve the minutes, as contained in Item 3.6; and adopt Resolution No. 19-68, AUTHORIZING THE APPLICATION FOR FUNDING AND NEGOTIATION OF GRANT AGREEMENT WITH THE UNITED STATES BUREAU OF RECLAMATION WATERSMART TITLE XVI WATER RECLAMATION AND REUSE PROGRAM AND EXECUTING GRANT AGREEMENT FOR THE REVERSE OSMOSIS CONCENTRATE MANAGEMENT ALTERNATIVES STUDY PROJECT, by roll call vote, as contained in Item 3.7.

Move to Approve: Gary Kremen  
Second: John L. Varela  
Yeas: Nai Hsueh, Barbara Keegan, Gary Kremen, John L. Varela  
Nays: None  
Abstains: None  
Recuses: None  
Absent: Tony Estremera, Linda J. LeZotte, Richard Santos  
Summary: 4 Yeas; 0 Nays; 0 Abstains; 3 Absent.

## **REGULAR AGENDA:**

### **4. BOARD OF DIRECTORS:**

#### **4.1. Board Committee Reports.**

Standing Reports (Verbal Report):

1. Delta Conveyance Design and Construction Authority Update
2. Delta Conveyance Finance Authority Update

Board Committees (Summary or Meeting Agenda):

3. Board Audit Committee
4. Board Policy and Planning Committee
5. Capital Improvement Program Committee
6. Coyote Flood Risk Reduction Ad Hoc Committee
7. Diversity and Inclusion Ad Hoc Committee

8. FAHCE Ad Hoc Committee
9. Homeless Encampment Ad Hoc Committee
10. Recycled Water Committee
11. Water Conservation and Demand Management Committee
12. Water Storage Exploratory Committee

Board Advisory Committees (Summary or Meeting Agenda):

13. Agricultural Water Advisory Committee
14. Environmental and Water Resources Committee
15. Santa Clara Valley Water Commission
16. Santa Clara Valley Water District Youth Commission

Board Joint Committees (Summary or Meeting Agenda):

17. Joint Recycled Water Advisory Committee with the City of Sunnyvale
18. Joint Recycled Water Advisory Committee with Cities of East Palo Alto/Mountain View/Palo Alto
19. Joint Recycled Water Policy Advisory Committee with the Cities of San Jose/Santa Clara and TPAC
20. Joint Water Resources Committee (City of Gilroy, City of Morgan Hill, and Valley Water)
21. San Felipe Division Reach One

External Committees/Agencies (Verbal Report):

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

In regard to Items 4.1-3, 4.1-10, 4.1-11, 4.1-18, and 4.1-20, Vice Chairperson Hsueh acknowledged receipt of the attached Board Audit Committee, and Recycled Water Committee summaries; and Water Conservation and Demand Management Committee, Joint Recycled Water Advisory Committee with Cities

of East Palo Alto, Mountain View and Palo Alto, and Joint Water Resources Committee with Cities of Gilroy and Morgan Hill agendas, identified as Handouts 4.1-3, 4.1-10, 4.1-11, 4.1-18, and 4.1-20 respectively, herein.

**5. WATER UTILITY ENTERPRISE:**

None.

**6. WATERSHEDS:**

None.

**7. EXTERNAL AFFAIRS:**

- 7.1. Review Proposed Recommendations for the Development of the California Water Resiliency Portfolio, and Authorize the Chief Executive Officer to Sign a Letter Transmitting Recommendations to the California Natural Resources Agency.

Recommendation:   A. Review the proposed recommendations to be submitted by to the California Natural Resources Agency, to inform the development of a California Water Resiliency Portfolio that may guide the Newsom Administration's water policy; and  
                              B. Direct staff to finalize a letter to Nancy Vogel, Director of the Governor's Water Portfolio Program at the California Natural Resources Agency, providing recommendations for the development of the California Water Resiliency Portfolio, with any changes requested by the Board; and  
                              C. Authorize the Chief Executive Officer to sign the letter.

Ms. Rachael Gibson, Deputy Administrative Officer, reviewed the information on this item, per the attached Board Agenda Memorandum, and per the information contained in Supplemental Attachment 1.

The Board did not request changes to the letter to Ms. Nancy Vogel referenced in Recommendation B.

Move to Authorize:   John L. Varela  
Second:               Gary Kremen  
Yeas:                  Nai Hsueh, Barbara Keegan, Gary Kremen, John L. Varela  
Nays:                  None  
Abstains:             None  
Recuses:              None  
Absent:               Tony Estremera, Linda J. LeZotte, Richard Santos  
Summary:             4 Yeas; 0 Nays; 0 Abstains; 3 Absent.

**8. CHIEF EXECUTIVE OFFICER:**

**8.1. CEO and Chiefs' Report.**

Mr. Christopher Hakes, Acting Chief Operating Officer, reported on the U.S. Bureau of Reclamation's request to modify Central Valley Project operation in Fall 2019, to maintain Delta Smelt habitats.

Ms. Melanie Richardson, Chief Operating Officer, reviewed and distributed the attached Stream Maintenance Report, identified as Handout 8.1-A herein. Copies of the Handout were distributed to the Board and made available to the public.

Mr. Rick Callender, Chief of External Affairs, provided an update on Valley Water sponsored legislative bills and reviewed and distributed the attached Offices of Civic Engagement and Communications updates, identified as Handouts 8.1-B and 8.1-C respectively, herein. Copies of the Handouts were distributed to the Board and made available to the public.

**9. ADMINISTRATION:**

None.

**10. DISTRICT COUNSEL:**

None.

**11. ADJOURN:**

**11.1. Board Member Reports/Announcements.**

Director Varela reported attending the Upper Llagas Flood Protection Project Groundbreaking Ceremony.

Director Kremen reported attending a City of Palo Alto Utility Advisory Committee meeting, and Joint Recycled Water Committee with the Cities of Palo Alto and Mountain View (RWC) meeting.

Director Keegan reported attending the aforementioned Joint RWC meeting; and a Board Audit Committee (BAC) meeting.

Vice Chairperson Hsueh reported attending the aforementioned BAC meeting; Youth Commission and Financial Sustainability Group meetings; and various meetings with staff.

**11.2. Proposed Future Board Member Agenda Items.**

None.

11.3. Clerk Review and Clarification of Board Requests.

Ms. Michele King, Clerk, Board of Directors, confirmed that there were no new Board Member Requests.

11.4. Adjourn to 4:00 p.m. Closed Session and 6:00 p.m. Regular Meeting on September 24, 2019, in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California.

Vice Chairperson Hsueh adjourned the meeting at 1:45 p.m., to the 4:00 p.m. Closed Session and 6:00 p.m. Regular Meeting on September 24, 2019, 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: