



BOARD OF DIRECTORS MEETING

MINUTES

**CLOSED SESSION AND REGULAR MEETING
TUESDAY, OCTOBER 22, 2019
3:30 PM**

(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, at 3:30 p.m.

1.1 Roll Call.

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

Director Kremen participated via teleconference as noted below, and arrived as noted below.

Staff members in attendance were N. Camacho, Chief Executive Officer (CEO), M. King, Clerk, Board of Directors, A. Baker, R. Blank, T. Bramer, R. Callender, G. De La Piedra, A. Fulcher, R. Fuller, R. Gibson, V. Gin, C. Hakes, G. Hall, N. Hawk, N. Nguyen, A. Noriega, M. Lugo, M. Richardson, D. Taylor, S. Tippets, B. Yerrapotu, and T. Yoke, Senior Assistant District Counsel B. Hopper represented District Counsel S. Yamamoto.

2. TIME CERTAIN:

3:30 PM

Chairperson LeZotte confirmed that the Board would adjourn to Closed Session for consideration of Items 2.1, 2.2, and 2.3.

During Closed Session Items 2.1 and 2.2 Director Kremen participated via teleconference.

- 2.1 CLOSED 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))
- 2.2 CLOSED SESSION
CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code Section 54957.6(a)
Agency Designated Representatives: Norma Camacho, Anna Noriega, Michael Baratz
Employee Organizations: Employees Association, Engineers Society, Professional Managers Association

Director Kremen arrived.

- 2.3 CLOSED SESSION
SIGNIFICANT EXPOSURE TO LITIGATION
Pursuant to Government Code section 54956.9(d)(2)

6:00 PM

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

- 2.4 District Counsel Report.

Mr. Brian Hopper, Senior Assistant District Counsel, reported that the Board met in Closed Session with Director Kremen participating by teleconference during Items 2.1, and 2.2, and with all members present during Item 2.3, and gave direction to staff.

- 2.5 Pledge of Allegiance/National Anthem.

Chairperson LeZotte led all present in reciting the Pledge of Allegiance.

- 2.6 Orders of the Day.

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

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

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

- 2.8 Update on the Partnership Between Palo Alto, Mountain View and the Santa Clara Valley Water District to Advance Water Reuse in Santa Clara County. (Previously Listed as 5.2)

Recommendation: Receive information and discuss next steps regarding the development of a partnership to expand water reuse in Santa Clara County.

Mr. Gerald De La Piedra, Assistant Officer, reviewed the information on this item, per the attached Board Agenda Memorandum, and per the information contained in Attachment 3.

Mr. Stan Williams, Poseidon Water, recognized Valley Water's efforts to develop advanced water reuse in Santa Clara County.

The Board noted the information, without formal action.

Chairperson LeZotte moved the Agenda to the Consent Calendar.

3. CONSENT CALENDAR:

The Board considered Consent Calendar Items 3.1 through 3.4, under one motion.

- 3.1 Adopt Resolution Declaring October 19-26, 2019 as California Flood Preparedness Week in Santa Clara County.

Recommendation: Adopt the Resolution DECLARING THE WEEK OF OCTOBER 19-26, 2019 AS CALIFORNIA FLOOD PREPAREDNESS WEEK IN SANTA CLARA COUNTY.

- 3.2 Approve Amendment No. 4 to Agreement No. A3851A with Environmental Science Associates, for Environmental Consultant Services for the Almaden Lake Improvement Project, Project No. 26044001, CAS File No. 4514 (San Jose) (District 4).

Recommendation: Approve Amendment No. 4 to Agreement No. A3851A with Environmental Science Associates for environmental consultant services for the Almaden Lake Improvement Project, increasing the not-to-exceed fee by \$216,582 resulting in a revised total not-to-exceed amount of \$979,761 and extend the Agreement term.

- 3.3 Accept the CEO Bulletins for the Weeks of October 4-10, Through October 11-17, 2019.

Recommendation: Accept the CEO Bulletins.

3.4 Report of Bids Received and Award of Construction Contract to Ecological Concerns Incorporated, for the Rinconada Water Treatment Plant, Oak Woodland Project, Project No. 93294057, Contract No. C0651, (Los Gatos) (District 7).

- Recommendation:
- A. Ratify Addendum No. 1 to the Contract Documents for the Rinconada Water Treatment Plant, Oak Woodland Project;
 - B. Award the Contract to Ecological Concerns Incorporated, located in Santa Cruz, CA, in the sum of \$144,500; and
 - C. Approve a contingency sum of \$14,450 and authorize the Chief Executive Officer or designee to approve individual change orders up to the designated amount.

Motion: Approve Consent Calendar Items 3.1 through 3.4, under one motion, as follows: Adopt Resolution No. 19-72, DECLARING THE WEEK OF OCTOBER 19-26, 2019 AS CALIFORNIA FLOOD PREPAREDNESS WEEK IN SANTA CLARA COUNTY, by roll call vote, as contained in Item 3.1; approve Amendment No. 4 with Environmental Science Associates for environmental consultant services for the Almaden Lake Improvement Project, increasing the not-to-exceed fee by \$216,582 resulting in a revised total not-to-exceed amount of \$979,761 and extend the Agreement term, as contained in Item 3.2; accept the CEO Bulletins, as contained in Item 3.3; and award the contract to Ecological Concerns Incorporated, for the Rinconada Water Treatment Plant, Oak Woodland Project, as contained in Item 3.4.

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

REGULAR AGENDA:

4. BOARD OF DIRECTORS:

4.1. Board Committee Reports.

Standing Reports (Verbal Reports):

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. Coyote Flood Risk Reduction (CFRR) Ad Hoc Committee
7. Diversity and Inclusion (D&I) Ad Hoc Committee
8. Fishery and Aquatic Habitat Collaborative Effort (FAHCE) Ad Hoc Committee
9. Homeless Encampment Ad Hoc Committee (HEAHC)
10. Recycled Water Committee (RWC)
11. Water Conservation and Demand Management (WCDM) Committee
12. Water Storage Exploratory Committee (WSEC)

Board Advisory Committees (Summary or Meeting Agenda):

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

Board Joint Committees (Summary or Meeting Agenda):

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

Director Estremera reviewed and distributed the attached DCA meeting summary, identified as Handout 4.1.1, herein. Copies of the Handout were distributed to the Board, and made available to the public.

Director Kremen reviewed and distributed the attached Finance Authority meeting summary, identified as Handout 4.1.2, herein. Copies of the Handout were distributed to the Board, and made available to the public.

In regards to Handouts 4.2.3-A, 4.2.5-A, 4.2.5-B, 4.2.12-A, 4.2.12-B, and 4.2.15-A, Chairperson LeZotte acknowledged receipt of the attached BAC, CIP, WSEC, and Water Commission meeting agendas herein. Copies of the Handouts were distributed to the Board, and made available to the public.

Director Hsueh reviewed and distributed the attached EWRC meeting agenda, identified as Handout 4.2.14-A, herein. Copies of the Handout were distributed to the Board, and made available to the public.

4.2 Review of Fiscal Year 2020 Board Policy Planning and Performance Monitoring Calendars.

Recommendation: Review, discuss, and revise the Fiscal Year 2020 Board Policy Planning and Performance Monitoring Calendars.

Ms. Michele King, Clerk, Board of Directors, reviewed the information on this item, per the attached Board Agenda Memorandum, and per the information contained in Attachment 1.

The Board noted the information, without formal action.

Chairperson LeZotte moved the Agenda to Item 7.2.

7.2 Approve Recommended Federal Appropriations Requests for Federal Fiscal Years 2020 and 2021.

Recommendation: Approve the recommended federal Fiscal Years (FYs) 2020 and 2021 appropriations requests for Valley Water-sponsored and Valley Water-supported projects.

Ms. Rachael Gibson, Deputy Administrative Officer, reviewed the information on this item, per the attached Board Agenda Memorandum.

Motion: Approve the recommended federal FYs 2020 and 2021 appropriations requests for Valley Water-sponsored and Valley Water-supported projects and direct staff to ensure the Los Vaqueros Reservoir Expansion Project team assists Valley Water with the Pacheco Reservoir Expansion Project.

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

Chairperson LeZotte returned the Agenda to Item 2.9.

2.9 Approve Encroachment Remediation Program.

Recommendation: A. Receive staff responses to Board questions/suggestions;
B. Receive information on the Proposed Revised Encroachment Remediation Program, including a licensing option as an interim measure to resolving encroachments; and
C. Approve the Encroachment Remediation Program.

Ms. Melanie Richardson, Chief Operating Officer, reviewed the information on this item, per the attached Board Agenda Memorandum, and the corresponding presentation materials contained in Attachment 4 were reviewed by staff as follows: Ms. Richardson, reviewed Slides 1 through 4; Ms. Sue Tippets, Deputy Operating Officer, reviewed Slides 5 through 26, and Slide 29; and Mr. Hopper, reviewed Slides 27 through 28.

Chairperson LeZotte declared time open for public comment.

Ten statements expressing opposition to the proposed Encroachment Remediation Program were received from: Mr. Phillip Livengood, Mr. Michael Webber, Mr. Byron Malechek, Mr. Walter Windus, Ms. Dina Holst, Ms. Sarah Penzel, and Mr. Lenny Pollak, Saratoga Woods Riparian Association; Mr. Ron Ellickson, Los Altos resident; Ms. Joanne Reiter LeBoeuf, Saratoga resident; and Ms. Karen Lane, San Jose resident.

Three statements expressing support to the proposed Encroachment Remediation Program were received from: Ms. Linda Ruthruff, California Native Plant Society; Ms. Katja Irvin, Sierra Club; and Mr. Jerry Lane, San Jose resident.

Motion: Approve the Encroachment Remediation Program and direct staff as follows: 1. Perform aggressive outreach to the real estate community; 2. Provide for a regular renewal period every 2 years with a total of 4 extension periods giving a total of 10 years for licenses; and 3. Establish a process for regular review of program progress.

Move to Approve as

Amended: Barbara F. Keegan

Second: Nai Hsueh

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

Nays: None

Abstains: None

Recuses: None

Absent: None

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

Chairperson LeZotte declared a brief recess and resumed the meeting with the same Board members and staff present.

Chairperson LeZotte returned the Agenda to Item 5.1.

5. WATER UTILITY ENTERPRISE:

5.1 Next Steps for the Untreated Surface Water Program.

Recommendation: Review Board Policy and Planning Committee's recommendation to seek stakeholder input on the future of the Untreated Surface Water Program, including the recommendation to sunset the Program.

The Board continued the item to the November 12, 2019 regular meeting.

Chairperson LeZotte moved the Agenda to Item 4.3.

4.3 Receive Recommendations and Associated Staff Analyses from the Homeless Encampment Ad Hoc Committee, September 30, 2019 Meeting.

Recommendation: Consider the following recommendations by the Homeless Encampment Ad Hoc Committee:

- A. Regarding the Operational Approach for the Safe, Clean Water and Natural Flood Protection (Safe, Clean Water) Program's Project B4 Good Neighbor Program: Encampment Cleanup, that the Board increase the Fiscal Year 2020 budget to \$1.5 million by drawing an additional \$575,000 from Watersheds Stream Stewardship Fund reserves, with subsequent year Encampment Cleanup Project funding to be determined by the Board on an annual basis for Fiscal Years 2021-2028;
- B. That Santa Clara Valley Water District (Valley Water) host an Environmental Cleanup Day event on December 7, 2019, to engage government agencies, environmental advocates, homeless advocates, volunteers, and local homeless populations in a collaborative effort to perform environmental cleanup activities along Coyote Creek in San Jose;
- C. If the Board approves Recommendation A, then approve a budget adjustment transferring \$575,000 Watershed and Stream Stewardship Operating and Capital Reserve to the Encampment Cleanup Program, Project No. 26771027; and
- D. If the Board approves Recommendation B, then approve a budget adjustment transferring \$90,000 from Watershed and Stream Stewardship Operating and Capital Reserve to the Watershed Debris Removal Project, Project No. 62761026.

Ms. Richardson reviewed the information on this item, per the attached Board Agenda Memorandum, and presented Recommendations A and C, and Mr. Mark Bilski, Senior Management Analyst, presented Recommendations B and D.

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

Director Keegan explained that she voted in opposition to the item because she is concerned for the health and safety of volunteers at the Environment Cleanup Day event and cannot support staff's Recommendations B and D, and expressed support for Recommendations A and C.

Chairperson LeZotte explained that she voted in opposition to the Item because of concern that Valley Water is the only government organization providing financial support for the Environmental Cleanup Day event associated with Recommendation B.

Chairperson LeZotte returned the Agenda to Item 6.1, and the Board heard additional comments on this Item, as noted below.

6.1 Update Regarding the Board of Consultants Findings on the Anderson Dam Seismic Retrofit Project.

- Recommendation:
- A. Receive and discuss information regarding significant findings in the Anderson Dam Seismic Retrofit (ADSR) Project and the potential impact on permitting for the ADSR Project;
 - B. Consider and approve the proposed ADSR Project Goals;
 - C. Receive and discuss alternative ADSR Project designs currently being explored; and
 - D. Provide direction on the upcoming interagency coordination meeting with the Federal Energy Regulatory Commission (FERC) and regulatory agencies scheduled for October 23, 2019.

Mr. Christopher Hakes, Deputy Operating Officer, reviewed the information on this item, per the attached Board Agenda Memorandum, and per the information contained in Supplemental Attachment 1.

Susan Glendenning, San Francisco Regional Water Quality Control Board, expressed appreciation for the Board's collaborative effort on the Anderson Dam Seismic Retrofit project.

Mr. Doug Muirhead, Morgan Hill resident, expressed concern about the Federal Energy Regulatory Commission's direction to extend the permit time frame of the Hydro Power Facility at the Anderson Dam Seismic Retrofit project resulting in a revised start date of the project.

Motion: The Board approved the Anderson Dam Seismic Retrofit Project Goals.

Move to Approve: Barbara F. Keegan

Second: Tony Estremera

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

Nays: None

Abstains: None

Recuses: None

Absent: None

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

Motion: Authorize staff to present Alternative Design 2 - Phase Project Elements (10 years of construction, 4 years of reservoir dewatering), as contained in Supplemental Attachment 1, Slide 9; and Alternative Design 3, Options 1 and 2, as contained in Supplemental Attachment 1, Slides 10-13, at the upcoming interagency coordination meeting described in Recommendation D.

Move to Authorize: Linda J. LeZotte

Second: Tony Estremera

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

Nays: None

Abstains: None

Recuses: None

Absent: None

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

Chairperson LeZotte returned the Agenda to Item 4.3 to enable the Board to receive additional comments.

4.3 Receive Recommendations and Associated Staff Analyses from the Homeless Encampment Ad Hoc Committee, September 30, 2019 Meeting.

Recommendation: Consider the following recommendations by the Homeless Encampment Ad Hoc Committee:

- A. Regarding the Operational Approach for the Safe, Clean Water and Natural Flood Protection (Safe, Clean Water) Program's Project B4 Good Neighbor Program: Encampment Cleanup, that the Board increase the Fiscal Year 2020 budget to \$1.5 million by drawing an additional \$575,000 from Watersheds Stream Stewardship Fund reserves, with subsequent year Encampment Cleanup

- Project funding to be determined by the Board on an annual basis for Fiscal Years 2021-2028;
- B. That Santa Clara Valley Water District (Valley Water) host an Environmental Cleanup Day event on December 7, 2019, to engage government agencies, environmental advocates, homeless advocates, volunteers, and local homeless populations in a collaborative effort to perform environmental cleanup activities along Coyote Creek in San Jose;
 - C. If the Board approves Recommendation A, then approve a budget adjustment transferring \$575,000 Watershed and Stream Stewardship Operating and Capital Reserve to the Encampment Cleanup Program, Project No. 26771027; and
 - D. If the Board approves Recommendation B, then approve a budget adjustment transferring \$90,000 from Watershed and Stream Stewardship Operating and Capital Reserve to the Watershed Debris Removal Project, Project No. 62761026.

Mr. Steve Adelman, San Jose resident, expressed support for the Environmental Cleanup Day event.

The Board noted Mr. Adelman's comment, without formal action.

Chairperson LeZotte acknowledged receipt of the attached Handouts from Keep Coyote Creek Beautiful, San Jose Council Member Maya Esparza, and South Bay Creeks Coalition, identified as Handouts 4.3-B, 4.3-C, and 4.3-D, respectively herein. Copies of the Handouts were distributed to the Board and made available to the public.

Chairperson LeZotte moved the Agenda to Item 7.1.

7. EXTERNAL AFFAIRS:

- 7.1 Discuss and Adopt Recommended 2020 Legislative Policy Proposals and Legislative Guiding Principles.

Recommendation: Approve Recommended 2020 Legislative Policy Proposals and Legislative Guiding Principles for the second year of the two-year legislative session in the Legislature, and the second year of the two-year session in the 116th Congress; and for local and regional legislative efforts.

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

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

The Board considered Items 7.3, 7.4, and 7.5 without staff presentations.

7.3 Approve Amendment No. 1 to Agreement A3981R FY2016 Safe, Clean Water and Natural Flood Protection Program Project B3 Grant Agreement Between the Santa Clara Valley Water District and the West Valley-Mission Community College District (Saratoga) (District 5).

Recommendation: Approve Amendment No. 1 to Agreement A3981R FY2016 Safe, Clean Water and Natural Flood Protection Program Project B3 Grant Agreement Between the Santa Clara Valley Water District and the West Valley-Mission Community College District (Grantee) to:

- A. Extend the expiration date from June 30, 2019 to June 30, 2021 as a 24-month no-cost extension;
- B. Provide for a retroactive commencement date of July 1, 2019 to ensure continuity of the Term of the Agreement as outlined in this memorandum; and
- C. Allow Grantee to be reimbursed for costs for work not subject to CEQA compliance, such as planning and design services.

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

- 7.4 Approve Amendment No. 2 to Agreement A3862R Santa Clara Valley Water District, Safe, Clean Water and Natural Flood Protection Program, FY 2015 Safe, Clean Water Priority D3 Trails Grant Program Between the Santa Clara Valley Water District and the West Valley-Mission Community College District (Saratoga) (District 5).

Recommendation: Approve Amendment No. 2 to Agreement A3862R Santa Clara Valley Water District, Safe, Clean Water and Natural Flood Protection Program, FY 2015 Safe, Clean Water Priority D3 Trails Grant Program Between the Santa Clara Valley Water District and West Valley-Mission Community College District (Grantee) to:

- A. Extend the expiration date from June 30, 2019 to June 30, 2021, as a 24-month no-cost extension; and
- B. Provide for a retroactive commencement date of July 1, 2019 to ensure continuity of the Term of the Agreement as outlined in this memorandum.

Move to Approve: John L. Varela

Second: Tony Estremera

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

Nays: None

Abstains: None

Recuses: None

Absent: None

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

- 7.5 Approve Amendment No. 3 to the Safe, Clean Water and Natural Flood Protection Program 2014 Safe, Clean Water Priority B Grant Program Agreement No. A3761R Between the Santa Clara Valley Water District and West Valley-Mission Community College District (Saratoga) (District 5).

Recommendation: Approve Amendment No. 3 to Agreement A3761R Safe, Clean Water and Natural Flood Protection Program 2014 Safe, Clean Water Priority B Grant Program Between the Santa Clara Valley Water District and West Valley-Mission Community College District (Grantee) to:

- A. Extend the expiration date from June 30, 2020 to June 30, 2022, as a 24-month no-cost extension;
- B. Modify the Project name to Parking Lot 1 and 2 Storm Water Pollution Reduction Project to encompass the expanded Project location; and
- C. Allow Grantee to be reimbursed for costs of work not subject to CEQA compliance, such as planning and design services.

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

8. CHIEF EXECUTIVE OFFICER:

- 8.1 Fiscal Year 2018-19 Updated Preliminary and Unaudited Financial Status Report and Approve Budget Adjustment in the Amount of \$200,000 to the Fiscal Year 2020 Budget of the Pollution Prevention Partnership and Grants Program in the Safe, Clean Water Fund, Project No. 26061006.

- Recommendation: A. Receive the updated preliminary and unaudited financial status report for the Fiscal Year 2018 -19; and
- B. Approve a budget adjustment in the amount of \$200,000 to the Fiscal Year 2020 Budget of the Pollution Prevention Partnership and Grants Program (Pollution Prevention B3) in the Safe, Clean Water Fund, Project No. 26061006.

The Board considered Item 8.1 without staff presentation.

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

8.2 CEO and Chiefs' Report.

Ms. Norma Camacho, Chief Executive Officer, informed the Board that Mr. Rick Callender, Chief of External Affairs, was awarded the Lloyd B. Dennis Distinguished Service Award at the Public Relations Society of America International Conference.

Ms. Anna Noriega, Chief People Officer, informed the Board that Valley Water was recognized on September 25, 2019, as the 2019 Healthiest Employer in the San Francisco Bay Area.

Ms. Nina Hawk, Chief Operating Officer, provided additional information on the Anderson Dam Seismic Retrofit Project pertaining to fisheries.

Ms. Richardson 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.

Ms. Tina Yoke, Chief Operating Officer, updated the Board on the Pacific Gas and Electric Company's Public Safety Power Shutoff and Valley Water's Emergency Operations Center Activation; and introduced the following new and recently promoted staff members to the Board: Ms. Roslyn Fuller, Deputy Administrative Officer; Mr. Jesse Soto, Facilities Manager; and Mr. Chris Cannard, Information Technology Manager.

Mr. Callender reviewed and distributed the attached Office of Government Relations Legislative Update, identified as Handout 8.1-B herein. Copies of the Handout 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.

None.

11.2 Proposed Future Board Member Agenda Items.

Director Santos requested that staff come back in November 2019 with an Agenda Item regarding Board Committee Structure and Governance Policy GP-9, specifically Governance Policy GP-9.2.1.

11.3 Clerk Review and Clarification of Board Requests.

Ms. King confirmed that there were no new Board Member Requests.

11.4 Adjourn to Special Closed Session Meeting at 11:00 a.m., on October 28, 2019, in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California.

Chairperson LeZotte adjourned the meeting at 10:55 p.m., to the 11:00 a.m. Special Closed Session meeting on Monday, October 28, 2019, in the Valley Water Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose.

Michele L. King, CMC
Clerk/Board of Directors

Approved:

Date: 12/10/2019

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