



BOARD OF DIRECTORS MEETING

---

# MINUTES

---

**CLOSED SESSION AND REGULAR MEETING  
TUESDAY, JANUARY 14, 2020  
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, at 11:00 a.m.

**1.1 Roll Call.**

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

Director Tony Estremera arrived as noted below.

Staff members in attendance were N. Camacho, Chief Executive Officer, J. Aranda, A. Baker, R. Callender, M. Cook, G. De La Piedra, R. Fuller, R. Gibson, C. Hakes, G. Hall, N. Hawk, B. Hopper, L. Infante, M. Lugo, N. Nguyen, M. Richardson, D. Taylor, S. Yamamoto, B. Yerrapotu, and T. Yoke. Senior Assistant District Counsel L. Orta represented District Counsel S. Yamamoto, and Deputy Clerk of the Board M. Meredith represented Clerk, Board of Directors M. King.

**2. TIME CERTAIN:**

**11:00 AM**

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

During Closed Session, Director Estremera arrived. Upon return to Open Session, the same Board members and staff, including Director Estremera, were present.

- 2.1 CLOSED SESSION  
CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
Government Code Section 54956.9(d)(4)  
One Potential Case
- 2.2 CLOSED SESSION  
CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
Pursuant to Government Code 54956(d)(1)  
SCVWD v. Moitozo, et al., Santa Clara Superior Court, Court No.: 19CV345563

**1:00 PM**

- 2.3 District Counsel Report.

Ms. Leslie Orta, Senior Assistant District Counsel, reported that in regard to Items 2.1 and 2.2, the Board met in Closed Session with all members, and gave direction to staff.

- 2.4 Pledge of Allegiance/National Anthem.

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

- 2.5 Orders of the Day.

Chairperson LeZotte confirmed that Item 4.2 would be continued to the January 28, 2020, Regular Board meeting.

- 2.6 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.

- 2.7 Election of Board Chair and Vice Chair for Year 2020.

Recommendation: Nominate and elect a new Chairperson and Vice Chairperson for the calendar year 2020.

Motion: Nominate and elect District 5 Director Nai Hsueh as Board Chairperson, and District 6 Director Tony Estremera as Vice Chairperson, for the calendar year 2020.

Move to Approve: Gary Kremen

Second: Barbara Keegan

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 Hsueh.

2.8 Recognition of Outgoing Chair.

Ms. Norma Camacho, Chief Operating Officer (CEO), presented outgoing Chairperson LeZotte with a memento of appreciation, and reviewed her accomplishments as Chairperson during 2019, and the remaining Board members collectively and individually expressed their appreciation to the outgoing Chair.

2.9 Public Hearing on the Proposed Modifications to the Safe, Clean Water and Natural Flood Protection Program's Upper Llagas Creek Flood Protection Project.

Recommendation:   A. Open the public hearing to receive comments on the Safe, Clean Water and Natural Flood Protection Program's Project E6: Upper Llagas Creek Flood Protection Project;  
                              B. Close the public hearing; and  
                              C. Adopt the resolution APPROVING THE MODIFICATION TO THE UPPER LLAGAS CREEK FLOOD PROTECTION PROJECT OF THE SAFE, CLEAN WATER AND NATURAL FLOOD PROTECTION PROGRAM.

Chairperson Hsueh opened the Public Hearing.

Mr. Tim Bramer, Interim Deputy Operating Officer, reviewed the information on this item, per the attached Board Agenda Memo; and Ms. Meenakshi Ganjoo, Program Administrator, reviewed the information contained in Attachments 1 through 3.

Chairperson Hsueh declared time open for public comments.

Mr. Jarad Shiva, Mott MacDonald, requested, and was provided with information by staff, on the anticipated schedule to have a contract in place by May 2020 for Phase 2-A of the Upper Llagas Creek Flood Protection Project.

Chairperson Hsueh closed the Public Hearing.

Motion:                   Adopt Resolution No. 20-01, APPROVING THE MODIFICATION TO THE UPPER LLAGAS CREEK FLOOD PROTECTION PROJECT OF THE SAFE, CLEAN WATER AND NATURAL FLOOD PROTECTION PROGRAM.

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

2.10 Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2019, and other Independent Auditor's Reports.

Recommendation: Accept the Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2019, and other Independent Auditor's Reports.

Mr. Darin Taylor, Chief Financial Officer, reviewed the information on this item, per the attached Board Agenda Memo, and discussed the status of staff efforts to purchase a software program that would help Valley Water do its own actuarial analysis on unfunded pension liability.

Directors Keegan and Kremen requested that a discussion regarding other agencies' best management practices for auditing annual financial reports be added to the February 2020 Board Audit Committee Agenda, and confirmed that the Board Audit Committee would come back to the Board if there was a recommendation to change current processes.

Move to Accept: 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  
Recuses: None  
Absent: None  
Summary: 7 Yeas; 0 Nays; 0 Abstains; 0 Absent.

2.11 Work Study Session on Preliminary Fiscal Year (FY) 2020-21 Groundwater Production Charges and the Capital Improvement Program, and Board Consideration to Approve the Fiscal Years 2021-25 Preliminary Capital Improvement Program (CIP).

Recommendation: A. Review the FY 2021-25 Preliminary CIP and provide direction to staff for development of the Draft FY 2021-25 CIP;  
B. Discuss and provide direction on the preliminary FY 2020-21 Groundwater Production Charge analysis prepared by staff; and  
C. Provide direction regarding whether to include three newly proposed water supply projects into the Draft FY 2021-25 CIP.

Mr. Christopher Hakes, Deputy Operating Officer, reviewed the information on this item, per the attached Board Agenda Memo, and the corresponding presentation materials contained in Supplemental Attachment 1 were reviewed by staff as follows: Mr. Hakes, reviewed Slides 1 through 20; Mr. Taylor, reviewed Slides 21 through 35, and Slides 41; Ms. Nina Hawk, Chief Operating Officer, reviewed Slide 36; Ms. Bhavani Yerrapotu, Deputy Operating Officer, reviewed Slides 37 through 38; and Mr. Garth Hall, Deputy Operating Officer, reviewed Slides 39 through 40. Slides 41 through 56 were not reviewed by staff.

Mr. Hakes informed the Board that in Supplemental Agenda Memo, Page 8, Under the *Summary of Proposed Changes to the CIP* section, Paragraph 2,

Line 2, as well as in Supplemental Attachment 2, *Preliminary FY 2021-25 CIP*, Page 11, in the *Changed from FY 20* column of the *CIP Grand Total* table, the \$1.5 billion reported should be revised to read \$280 million.

The Board made the following requests of staff:

In regard to the development of future CIPs:

- Staff is to include a list of unfunded operations and maintenance projects;
- Staff is to investigate ways to fund long-term capital project operation and maintenance costs; and
- Staff is to investigate Capital budget planning approaches that allow funds for capital operations and maintenance projects to be moved from projects with higher priority, but lower probability of clearing regulatory requirements and other challenges that would allow the project to start, to projects with lower priority but higher probability to qualify to be started within the budgeted period.

In regard to the Preliminary FY 20-21 Groundwater Production Charges:

- Staff is to come back with a scenario that incorporates long-term investment as a Joint Powers Authority participant in Los Vaqueros Reservoir;
- Staff is to come back with a scenario that assumes WIIN funds are achieved, or replaced by funding from partnerships or grants, for the Pacheco Reservoir Expansion Project;
- Staff is to come back with a scenario that incorporates projections associated with South County water treatment; and
- Staff is to discuss the Purified Water Program with the Recycled Water Committee.

The Board expressed support for a \$200 per-acre-foot treated water surcharge and for the Fiscal Years 21-25 CIP, and noted the remainder of information presented without formal action.

The Board noted the information, without formal action.

### **3. CONSENT CALENDAR:**

Chairperson Hsueh removed Items 3.1 and 3.7 from the Consent Calendar, and the Board considered Consent Calendar Items 3.2 through 3.6, under one motion.

- 3.2 Receive and Direct the Clerk to File the Notice of Completion of Contract and Acceptance of Work for the San Tomas Aquino Creek Erosion Repair, From United States Geological Survey Gage Near Williams Road to Virginia Avenue, and Barron Creek Concrete Repair at Bryant Street Project, Bosco Constructors, Inc., Contractor, Project No. 62084001, Contract No. C0647 (Palo Alto, Campbell, San Jose) (Districts 2, 4, 7).

- Recommendation:
- A. Accept the work on the San Tomas Aquino Creek Erosion Repair, from United States Geological Survey Gage near Williams Road to Virginia Avenue for approximately 2.1 miles long, and Barron Creek Concrete Repair at Bryant Street Project, Project No. 62084001, Contract No. C0647 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 at the Santa Clara County Office of the Clerk-Recorder.

- 3.3 Receive and Direct the Clerk to File the Notice of Completion of Contract and Acceptance of Work for the Main Avenue and Madrone Pipeline Restoration Project, Monterey Peninsula Engineering, Contractor, Project No. 26564001, Contract No. C0633 (Morgan Hill) (District 1).

- Recommendation:
- A. Accept the work on the Main Avenue and Madrone Pipeline Restoration Project, Monterey Peninsula Engineering, Contractor, Project No. 26564001, Contract No. C0633 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 at the Santa Clara County Office of the Clerk-Recorder.

- 3.4 Membership Nominations for Committee Re-Appointments to the Environmental and Water Resources Committee (EWRC), for Committee Appointment to the Safe, Clean Water Independent Monitoring Committee (SCW IMC), and adopt Resolutions Expressing Appreciation for outgoing SCW IMC Members.

- Recommendation:
- A. Consider re-appointments to the EWRC;
  - B. Consider two-year membership appointment to the SCW IMC; and
  - C. Adopt the resolutions EXPRESSING APPRECIATION to outgoing SCW IMC members.

- 3.5 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 2020.

- Recommendation:
- A. Set time and place of public hearing at 1:00 p.m., on February 11, 2020, at the Santa Clara Valley Water District Headquarters Boardroom, 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 2020, 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.

3.6 Approval of Minutes.

Recommendation: Approve the minutes.

Motion: Approve Consent Calendar Items 3.2 through 3.6, under one motion, as follows: accept the work as complete and direct the Clerk to file the Notices of Completion of Contract and Acceptance of Work for the San Tomas Aquino Creek Erosion Repair, Williams Road/ U.S. Geological Survey Gage to Virginia Avenue/Barron Creek, Concrete Repair at Bryant Street Project, and the Main Avenue and Madrone Pipeline Restoration Project, as contained in Items 3.2 and 3.3, respectively; adopt Resolution Nos. 20-02, 20-03 and 20-04 EXPRESSING APPRECIATION TO Ms. JULIE HUTCHESON, MR. DOUG MUIRHEAD, AND HON. VIRGINIA HOTZ, respectively, by roll call vote, as contained in Item 3.4; set the time and place of public hearing and direct the Clerk to publish notice of public hearing, as contained in Item 3.5; and approve the minutes, as contained in Item 3.6.

Move to Approve: Linda J. LeZotte  
Second: Tony Estremera  
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 Hsueh returned the Agenda to Item 3.1.

3.1 Adopt the Resolution Amending Resolution No. 19-05 to Amend the Easement Deed from Silicon Valley Club, LLC, for APN 015-45-013 and 015-45-24, File No. 3015-684 (San Jose) (District 3).

Recommendation: A. Adopt the Resolution AMENDMENT TO RESOLUTION NO. 19-05 TO AMEND EXHIBIT A, THE EASEMENT DEED FROM Silicon Valley Club, LLC (APN 015-45-013 and 015-45-24, File No. 3015-684); and  
B. Authorize the Chief Executive Officer (CEO) to accept the amended Easement Deed from Silicon Valley Club, LLC.

The Board continued Item 3.1 to a future meeting.

Chairperson Hsueh moved the Agenda to Item 3.7.

- 3.7 Accept the CEO Bulletins for the Weeks of December 6-12, December 13-19, December 20-26, 2019, December 27, 2019 to January 2, 2020, and January 3-9, 2020.

Recommendation: Accept the CEO Bulletins.

In regard to Board Member Request No. 19-0017, and Informal Board Member Request No. I-19-0022, contained in Attachment 4, Page 3, and Attachment 5, Page 3, respectively, Director Keegan requested that Board members be interviewed to provide feedback on what information would be valuable to them to capture and generate reports on, when the Access Valley Water database is replaced; and in regard to Informal Board Member Request No. I-19-0026, contained in Attachment 4, Page 4, Director Keegan requested that staff provide information on what outreach was conducted prior to the encampment cleanup to both constituents, and to San Jose City Council member Devora Davis' office.

## **REGULAR AGENDA:**

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

- 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, 2020 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.

Chairperson Hsueh reviewed the information on this item, per the attached Board Agenda Memo.

Motion: Approve maintaining the current regular Board meeting schedule; approve a recess during the July 14, 2020, regular meeting; and direct the Clerk of the Board to come back with a survey of Board members to determine preferences for scheduling Closed Session.

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



4.2 Review Proposed Board Performance Framework.

Recommendation: Review and approve the proposed Board Performance Framework.

The Board continued Item 4.2 to the January 28, 2020, regular meeting.

4.3 Approve Recommendation from Board Audit Committee to Approve the Fiscal Years 2018-2019 to 2020-2021 Annual Audit Work Plan Updated by the Board Independent Auditor, TAP International, Inc.

Recommendation: A. Approve the addition of the Fiscal Year 2020-2021 Property Management Audit to the Fiscal Year 2018-2019 to Fiscal Year 2020-2021 Annual Audit Work Plan; and  
B. Approve the Updated Fiscal Year 2018-2019 to Fiscal Year 2020-2021 Annual Audit Work Plan.

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

Director LeZotte requested that staff come back with information on the Independent Auditor's attendance at Board Meetings during 2019, including purpose for attendance and cost to District (Board Member Request No. R-20-0001).

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

4.4 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 (SCW 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

The Board noted the information, without discussion.

**5. WATER UTILITY ENTERPRISE:**

- 5.1 Update on the Condition of the Almaden Valley Pipeline and Determination that the Condition of the Almaden Valley Pipeline Continues to Constitute an Emergency (San Jose) (District 7).

- Recommendation:
- A. Receive an update on the Almaden Valley Pipeline; and
  - B. Determine by a four-fifths vote of the Board that there is a need to continue the emergency action declared by the Chief Executive Officer (CEO) on December 23, 2019, pursuant to California Public Contract Code §22050, to repair the Almaden Valley Pipeline.

Mr. Aaron Baker, Deputy Operating Officer, reviewed the information on this item per the attached Board Agenda Memo.

Motion: Determine by a four-fifths vote of the Board that there is a need to continue the emergency action declared by the Chief Executive Officer (CEO) on December 23, 2019, pursuant to California Public Contract Code §22050, to repair the Almaden Valley Pipeline.

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

**6. WATERSHEDS:**

None.

**7. EXTERNAL AFFAIRS:**

**7.1 Receive Update on the 2019 Flood Preparedness Campaign.**

Recommendation: A. Receive information on 2019-2020 Flood Preparedness Campaign; and  
B. Provide input on the 2020-2021 Flood Preparedness Campaign focus and direction.

Ms. Paola Giles, Public Information Representative I, 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.

**7.2 Receive Update on Office of Communications.**

Recommendation: A. Receive information on the Office of Communication's accomplishments and planned activities; and  
B. Provide input on current and future efforts, goals, and accomplishments since the last presentation to the Board.

Ms. Linh Hoang, Communications 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.

Director Estremera left the meeting and returned as noted below.

The Board considered Item 7.3 without a staff presentation.

7.3 Sponsorship of the Water Education for Latino Leaders (WELL) Conference 2020.

Recommendation: A. Receive information on the Water Education for Latino Leaders 2020 Conference; and  
B. Approve the request for sponsorship in the amount of \$12,500.

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

Director Estremera returned.

**8. CHIEF EXECUTIVE OFFICER:**

8.1 CEO and Chiefs' Report.

Ms. Nina Hawk, Chief Operating Officer, reported on activities associated with a recent South Bay Aqueduct (SBA) raw water pipeline leak, including a January 20-22, 2020 planned SBA shutdown, interim distribution of groundwater to Valley Water's three water treatment plants, and outreach to water retailers; and reported on efforts to identify the cause of sludge accumulation at a storm drain adjacent to Smith Creek.

Ms. Melanie Richardson, Chief Operating Officer, distributed and reviewed the attached Storm and Stream Maintenance Reports, identified as Handouts 8.1-C and 8.1-D, respectively herein; reported on harmonic vibration issues associated with the Palo Alto Flood Basin Tide Gate Project; and reported on issues associated with the Anderson Dam Seismic Retrofit Project, including the Federal Energy Regulatory Commission's response to Valley Water's December 31, 2019, letter on Interim Risk Reductions, ongoing inter-agency coordination of the Emergency Response Plan, and staff inspection following mild, recent earthquakes.

Mr. Rick Callender, Chief External Affairs, reported Guadalupe-Coyote Resource Conservation District Board of Directors tours of various Valley Water facilities, and distributed and reviewed the attached Office of Communications and Office of Civic Engagement Reports, identified respectively as Handouts 8.1-E and Handout 8.1-F, herein. Copies of the Handouts were distributed to the Board and made available to the public.

Ms. Linh Hoang, Communications Manager, provided an update on the Legacy, Campus and Creek Sign Projects.

Ms. Tina Yoke, Chief Operating Officer, and Mr. Mike Cook, Deputy Operating Officer, distributed and reviewed the attached Office of Administrative and IT Services Quarterly Update and Project InForAll Newsletter, identified respectively as Handouts 8.1-A and Handout 8.1-B, herein. Copies of the Handouts were distributed to the Board and made available to the public.

**9. ADMINISTRATION:**

- 9.1 Adopt Resolution to Amend the Contract With CalPERS to Include Partial Service Retirement Benefit.

Recommendation: Adopt Resolution TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM AND THE BOARD OF DIRECTORS SANTA CLARA VALLEY WATER DISTRICT, to Include Section 21118 Partial Service Retirement.

Motion to Adopt: Adopt Resolution No. 20-05, TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM AND THE BOARD OF DIRECTORS SANTA CLARA VALLEY WATER DISTRICT, to Include Section 21118 Partial Service Retirement, by roll call vote

Move to Adopt: 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

Recuses: None

Absent: None

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

**10. DISTRICT COUNSEL:**

None.

**11. ADJOURN:**

- 11.1 Board Member Reports/Announcements.

None.

- 11.2 Proposed Future Board Member Agenda Items.

Director Keegan requested that, similar to the County of Santa Clara and the City of San Jose, staff investigate and come back with information on allegations made about Downtown Streets by local media sources to determine whether inappropriate use of funds or unprofessional behavior patterns existed and

whether further consideration is warranted for Valley Water's future consideration of financial engagement with Downtown Streets; and Director Santos requested that this information also be shared with the Homeless Encampment Ad Hoc Committee (Board Member Request No. 20-0004).

11.3 Clerk Review and Clarification of Board Requests.

Ms. Michelle Meredith, Acting Clerk, Board of Directors, read the new Board Member Requests into the record.

11.4 Adjourn to Regular Meeting at 6:00 p.m., on January 28, 2020, in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California.

Chairperson Hsueh adjourned the meeting at 4:30 p.m., to the next regularly scheduled meeting at 6:00 p.m. on January 28, 2020, 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: