



BOARD OF DIRECTORS MEETING

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# MINUTES

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**RESCHEDULED REGULAR MEETING  
TUESDAY, APRIL 28, 2020  
4:00 PM**

(Paragraph numbers coincide with agenda item numbers)

**1. CALL TO ORDER:**

A Rescheduled 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 4:00 p.m.

**1.1. Roll Call.**

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

Staff in attendance was M. King, Clerk, Board of Directors. Staff participating by teleconference were N. Camacho, Chief Executive Officer (CEO), S. Yamamoto, District Counsel, J. Aranda, A. Baker, R. Callender, G. De La Piedra, A. Fulcher, R. Gibson, V. Gin, C. Hakes, G. Hall, N. Hawk, M. Lugo, H. McMahon, M. Richardson, D. Taylor, S. Tippetts, B. Yerrapotu, and T. Yoke.

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

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

**1.3. Orders of the Day.**

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.

Ms. Marisela Garcia, Engineering Society President, reminded the Board that the District's most important asset is its employees; encouraged the Board to continue to move projects forward; and requested the Board consider maintaining the telecommute program when the shelter in place is lifted.

Ms. Chris Pilson, Employees Association President, thanked the Board for their support of Valley Water Employees.

Mr. Mike Duffy, Professional Management Association President, thanked the Board for their support of Valley Water Employees; and requested that the Board consider maintaining existing staffing levels and avoid furloughs and layoffs during this challenging time.

**2. TIME CERTAIN:**

**4:00 PM**

2.1. Budget, Water Charge & Capital Improvement Program Alternatives to Consider in Response to COVID-19 Pandemic.

Recommendation: Discuss alternative actions and plans related to the Fiscal Year (FY) 2020-21 Budget, Water Charges, and Capital Improvement Program (CIP) and provide direction to staff as necessary.

Ms. Norma Camacho, Chief Executive Officer, reviewed the information on this item, per the attached Board Agenda Memo, and Mr. Darin Taylor, Chief Financial Officer, reviewed the information contained in Attachment 1.

Mr. Kevin McCusker, California Water Service Company (Cal Water) Community Affairs Manager, informed the Board that Cal Water is freezing its rates through the rest of 2020, in response to the COVID-19 pandemic.

Mr. Gary Welling, City of Santa Clara Director of Water and Sewer Utilities, requested that the Board consider postponing water rate increases for a minimum of six months.

Mr. Stan Williams, Poseidon Water Vice President of Project Development, requested that the Board consider not moving away from the Private/Public Partnership (P3) approach on new projects; and informed the Board that he was separating from Poseidon Water to start a new firm Stan Williams Water Resources Consulting.

Mr. Mansour Nasser, City of Sunnyvale Water and Sewer Systems Division Manager, requested the Board consider suspending any proposed wholesale water increases for FY 2020-2021, due to the adverse impact these increases could cause residents and businesses.

During the presentation, the Board made the following requests of staff:

- Staff is to look at other/joint water wholesalers, such as Hetch-Hetchy, to work collaboratively on rate increase scenarios;
- Staff is to identify and expedite projects, and partner with Corporate sponsors; and
- Staff is to consider the impact of drought and conservation efforts on rate projections.

The Board noted the information without formal action.

2.2. Adopt the Resolution Authorizing the Solicitation and Negotiation of and Execution and Delivery of One or More Lines of Credit, Credit Agreement, Fee Letter and Related Documents and Actions.

- Recommendation:
- A. Adopt the Resolution AUTHORIZING THE SOLICITATION AND NEGOTIATION OF AND EXECUTION AND DELIVERY OF ONE OR MORE LINES OF CREDIT, CREDIT AGREEMENT, FEE LETTER AND RELATED DOCUMENTS AND ACTIONS; and
  - B. Authorize the Chief Executive Officer, Chief Financial Officer, or Treasury and Debt Officer (in each case, including any acting, interim, or otherwise appointed officer, as the case may be) or their written designees (each an "Authorized Officer"), and District Counsel and the Clerk of the Board of Directors and such other officers and staff of the District, acting singly, to do any and all things to solicit, negotiate and execute one or more Lines of Credit, Credit Agreement, Fee Letter, and such other agreements, documents and certificates, including to provide for covenants, representations and warranties of the District, as may be necessary to effectuate each Line of Credit, Credit Agreement and Fee Letter, if they determine such execution and delivery is in the best interest of the District.

Ms. Charlene Sun, Treasury and Debt Manager, reviewed the information on this item, per the attached Board Agenda Memo.

- Motion:
- Adopt Resolution No. 20-11 AUTHORIZING THE SOLICITATION AND NEGOTIATION OF AND EXECUTION AND DELIVERY OF ONE OR MORE LINES OF CREDIT, CREDIT AGREEMENT, FEE LETTER AND RELATED DOCUMENTS AND ACTIONS, by roll call vote; and to require 10% of the up to \$200 million negotiated lines of credit (and related documents) to be obtained from local small banks (with assets under \$1 billion) within Santa Clara County; and return to the Board when

proposals are due and before finalizing negotiations for Board approval.

Move to Adopt: Richard Santos  
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.

## 6:00 PM

### 2.3. Public Hearing on the Decision to Adopt Modified Groundwater Benefit Zones W-2 and W-5 and Establish New Groundwater Benefit Zones W-7 and W-8.

Recommendation: A. Conduct public hearing on the Decision to Adopt Modified Groundwater Benefit Zones W-2 and W-5, and New Groundwater Benefit Zones W-7 and W-8;  
B. Adopt the Resolution AMENDING THE BOUNDARIES OF GROUNDWATER BENEFIT ZONE W-2, with an implementation date of July 1, 2020;  
C. Adopt the Resolution AMENDING THE BOUNDARIES OF GROUNDWATER BENEFIT ZONE W-5, with an implementation date of July 1, 2020;  
D. Adopt the Resolution ESTABLISHING GROUNDWATER BENEFIT ZONE W-7, with an implementation date of July 1, 2020; and  
E. Adopt Resolution ESTABLISHING GROUNDWATER BENEFIT ZONE W-8, with an implementation date of July 1, 2020.

Chairperson Hsueh opened the Public Hearing.

Ms. Vanessa De La Piedra, Groundwater Management Manager, reviewed the information on this item, per the attached Board Agenda Memo, and per the information contained in Attachment 7.

Chairperson Hsueh declared time open for public comments and, seeing no one present who wished to speak, closed the public hearing.

Motion: Adopt Resolution No. 20-12 AMENDING THE BOUNDARIES OF GROUNDWATER BENEFIT ZONE W-2, with an implementation date of July 1, 2020; adopt Resolution No. 20-13 AMENDING THE BOUNDARIES OF GROUNDWATER BENEFIT ZONE W-5, with an implementation date of July 1, 2020; adopt Resolution No. 20-14 ESTABLISHING GROUNDWATER BENEFIT ZONE W-7, with an implementation date of July 1, 2020; and adopt Resolution No. 20-15 ESTABLISHING

GROUNDWATER BENEFIT ZONE W-8, with an implementation date of July 1, 2020, by roll call vote.

Move to Adopt: Richard Santos  
Second: Gary Kremen  
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.

2.4. Annual Report on the Protection and Augmentation of Water Supplies – February 2020 and Recommended Groundwater Production and Other Water Charges for Fiscal Year 2020-2021 (FY 2020-21).

Recommendation: A. Conduct a public hearing pursuant to Section 26.6 of the District Act to consider the District FY 2020-21 Annual Report on the Protection and Augmentation of Water Supplies;  
B. Hear public comments from groundwater producers and any interested persons regarding such report; and  
C. Close the public hearing.

Chairperson Hsueh opened the Public Hearing.

Ms. Nina Hawk, Chief Operating Officer, reviewed the information on this item, per the attached Board Agenda Memo, and Mr. Taylor presented the information contained in Attachment 2.

Chairperson Hsueh declared time open for public comments and, seeing no one present who wished to speak, closed the public hearing.

The Board directed staff to pursue no increase to water rates during the first half of the 2020-21 Fiscal Year, and requested that staff come back in three months with continued discussion that includes opportunity to consider a mid-year increase in December 2020 of up to 8.6 percent.

2.5. Public Hearing to Consider the Santa Clara Valley Water District's Draft Fiscal Years 2021-2025 Five-Year Capital Improvement Program.

Recommendation: A. Open the public hearing to receive public comments and Board feedback regarding the Santa Clara Valley Water District's Fiscal Years 2021-2025 Five-Year Capital Improvement Program; and  
B. Continue the public hearing to the Board's Budget Work Study session currently set for April 29, 2020, and the regularly scheduled Board meeting on May 12, 2020.

Chairperson Hsueh opened the Public Hearing.

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

Chairperson Hsueh declared time open for public comments and, seeing no one present who wished to speak, continued the Public Hearing to the May 12, 2020, Regular Meeting.

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

Chairperson Hsueh confirmed that Item 3.1 had been removed from the Agenda, and the Board considered Consent Calendar Items 3.2 through 3.14, under one motion.

3.1. (ITEM REMOVED FROM AGENDA) Adopt Plans and Specifications and Authorize Advertisement for Bids for the Pacheco Pumping Plant Priority 1 Fire Alarm and Suppression System Improvements, Project No. 91214010, Contract No. C0653 (Merced County).

3.2. Receive and Direct the Clerk to File the Notice of Completion of Contract and Acceptance of Work for the Lower Silver Creek Flood Protection and Creek Restoration Project, Reach 6B (Landscape and Revegetation Establishment Maintenance Phase - Milestone 2), Robert A. Bothman, Inc., Contractor, Project No. 40264008, Contract No. C0594 (San Jose) (District 6).

Recommendation:   A. Accept the work on the Lower Silver Creek Flood Protection and Creek Restoration Project, Reach 6B (Landscape and Revegetation Establishment Maintenance Phase - Milestone 2), Robert A. Bothman, Inc., Contractor, Project No. 40264008, Contract No. C0594 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 to the Santa Clara County Clerk-Recorder.

3.3. Approve Amendment No. 6 to Agreement No. A3741G, with Errol L. Montgomery & Associates, Inc., for Professional Consultant Services Related to a Groundwater Charge Zone Study (Groundwater Benefit Zone Study), Project No. 91041018, Increasing the Fee by \$50,000 for a Total Revised Not-To-Exceed Fee of \$613,547.

Recommendation:   Approve Amendment No. 6 to Agreement No. A3741G, with Errol L. Montgomery & Associates, Inc., for Professional Consultant Services Related to a Groundwater Charge Zone Study (Groundwater Benefit Zone Study), Increasing the Fee by \$50,000 for a Total Revised Not-To-Exceed Fee of \$613,547.

3.4. Adopt Resolution recognizing April 22, 2020 as Earth Day.

Recommendation:   Adopt the Resolution RECOGNIZING APRIL 22, 2020, AS EARTH DAY.

- 3.5. Resolution Declaring March 30 - April 5, 2020, as a Week of Public Service in Honor of César Chávez.

Recommendation: A. Recognize and observe March 30 - April 5, 2020, as a week of public service in honor of Cesar Chavez; and  
B. Adopt the Resolution DECLARING MARCH 30 TO APRIL 5, 2020, AS A WEEK OF PUBLIC SERVICE IN HONOR OF CESAR CHAVEZ.

- 3.6. Adopt Resolution Recognizing March 2020 as Women's History Month.

Recommendation: Adopt the RESOLUTION RECOGNIZING MARCH 2020 AS WOMEN'S HISTORY MONTH.

- 3.7. Resolution Adopting the 2019 Pajaro River Watershed Integrated Regional Water Management Plan.

Recommendation: Adopt the Resolution ADOPTING THE 2019 PAJARO RIVER WATERSHED INTEGRATED REGIONAL WATER MANAGEMENT PLAN.

- 3.8. Recommended Positions on State Legislation: SB 971 (Hertzberg) Small Water Supplier and Countywide Water Shortage Contingency Planning; \*Midpeninsula Regional Open Space District \$20 million Senator Beall Member Budget Request; \*AB 2560 (Quirk) Water Quality: Notification and Response Levels: Procedures; \*AB 3232 (Friedman) Commercial Washing Machines: Microfiber Filters; \*SB 952 (Nielsen) Sales and Use Taxes: Exemption: Backup Electrical Resources: Deenergizing Events; \*SB 1044 (Allen) Firefighting Equipment and Foam: PFAS Chemicals; and Other Legislation Which May Require Urgent Consideration for a Position by the Board.

Recommendation: A. Adopt a position of "Support" on: SB 971 (Hertzberg) Small Water Supplier and Countywide Water Shortage Contingency Planning;  
B. \*Adopt a position of "Support" on: Midpeninsula Regional Open Space District \$20 million Senator Beall Member Budget Request;  
C. \*Adopt a position of "Support" on: AB 2560 (Quirk) Water Quality: Notification and Response Levels: Procedures;  
D. \*Adopt a position of "Support" on: AB 3232 (Friedman) Commercial Washing Machines: Microfiber Filters;  
E. \*Adopt a position of "Support" on: SB 952 (Nielsen) Sales and Use Taxes: Exemption: Backup Electrical Resources: Deenergizing Events; and  
F. \*Adopt a position of "Support" on: SB 1044 (Allen) Firefighting Equipment and Foam: PFAS Chemicals.

- 3.9. Approve Recommended Positions on Federal Legislation: H.R. 5752 (Costa) - Conveyance Capacity Correction Act; H.R. 5504 (Brownley) - To Amend the National Dam Safety Program Act with Respect to the Definition of Eligible High Hazard Potential Dam, and for other Purposes; H.R. 5302

(McNerney) - Western Water Recycling and Drought Relief Act; H.R. 5316 (Cox) - Move Water Now Act; and Other Legislation That May Require Urgent Consideration for a Position by the Board.

Recommendation:    A. Adopt a position of "Support" on H.R. 5752 (Costa) - Conveyance Capacity Correction Act;  
                                 B. Adopt a position of "Support" on H.R. 5504 (Brownley) - To amend the National Dam Safety Program Act with respect to the definition of eligible high hazard potential dam, and for other purposes;  
                                 C. Adopt a position of "Support and Amend" on H.R. 5302 (McNerney) - Western Water Recycling and Drought Relief Act; and  
                                 D. Adopt a position of "Support and Amend" on H.R. 5316 (Cox) - Move Water Now Act.

- 3.10. 20-0370 Providing Notice of Time and Place of Public Hearing Regarding Flood Control Benefit Assessments for Fiscal Year 2020-2021.

Recommendation:    Set a time and place for the public hearing on Flood Control Benefit Assessments for Fiscal Year 2020-2021 (FY 2020-21) at 6:00 p.m. on May 26, 2020, at the Santa Clara Valley Water District, 5700 Almaden Expressway, San Jose, California.

- 3.11. Approve Amended and Restated Joint Powers Agreement for the San Francisquito Creek Joint Powers Authority, Project No. 26284002, (Palo Alto) (District 7).

Recommendation:    Approve the Amended and Restated Joint Powers Agreement for the San Francisquito Creek Joint Powers Authority.

- 3.12. Authorize the Chief Executive Officer to Negotiate and Execute the Rate Agreement with the Power and Water Resources Pooling Authority for the Rehabilitation of the Almaden Campus Solar Carport, at a Not-to-Exceed Rate of \$132 Per Megawatt Hour (San Jose) (District 4).

Recommendation:    Authorize the Chief Executive Officer to Negotiate and Execute the Rate Agreement with the Power and Water Resources Pooling Authority for the rehabilitation of the Almaden Campus Solar Carport at a not-to-exceed rate of \$132 per megawatt hour.

- 3.13. Accept the CEO Bulletins for the Weeks of March 6-12, and April 17-23, 2020.

Recommendation:    Accept the CEO Bulletins.



3.14. Approval of Minutes.

Recommendation: Approve the minutes.

Motion: Approve Consent Calendar Item 3.2 through 3.14, under one motion, as follows: Accept the Notice of Completion of Contract and Acceptance of Work for the Lower Silver Creek Flood Protection and Creek Restoration Project, Reach 6B, Robert A. Bothman, Inc., Contractor, as contained in Item 3.2; approve Amendment No. 6 to Agreement No. A3741G, with Errol L. Montgomery and Associates, Inc. for Professional Consultant Services related to a Groundwater Charge Zone Study for a total not-to-exceed fee of \$613,547, as contained in Item 3.3; adopt Resolution No. 20-16, RECOGNIZING APRIL 22, 2020, AS EARTH DAY, by roll call vote, as contained in Item 3.4; adopt Resolution No. 20-17, DECLARING MARCH 30 TO APRIL 5, 2020, AS A WEEK OF PUBLIC SERVICE IN HONOR OF CESAR CHAVEZ, by roll call vote, as contained in Item 3.5; adopt Resolution No. 20-18, RECOGNIZING MARCH 2020 AS WOMEN'S HISTORY MONTH, by roll call vote, as contained in Item 3.6; adopt Resolution No. 20-19, ADOPTING THE 2019 PAJARO RIVER WATERSHED INTEGRATED REGIONAL WATER MANAGEMENT PLAN, by roll call vote, as contained in Item 3.7; adopt a position of "Support and Amend" on: SB 971 (Gertzberg) Small Water Supplier and Countywide water shortage contingency planning, as contained in Item 3.8; adopt positions of "Support" for H.R. 5752 (Costa) – Conveyance Capacity Correction Act, H.R. 5504 (Brownley) – to amend the National Dam Safety Program Act, and "Support and Amend" for H.R. 5302 (McNerney) – Western Water Recycling and Drought Relief Act, and H.R. 5316 (Cox) – Move Water Now Act, as contained in Item 3.9; approve setting a time and place for the public hearing on Flood Control Benefit Assessments for Fiscal Year 2020-21, as contained in Item 3.10; approve amended and restated Joint Powers Agreement for the San Francisquito Creek Joint Powers Authority, as contained in Item 3.11; authorize the Chief Executive Officer to negotiate and execute the rate agreement with the Power and Water Resources Pooling Authority for the rehabilitation of the Almaden Campus Solar Carport at a not-to-exceed rate of \$132 per megawatt hour, as contained in Item 3.12; accept the CEO Bulletins, as contained in Item 3.13; and approve the minutes, as contained in Item 3.14.

Move to Approve: Richard Santos  
 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.

## **REGULAR AGENDA:**

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

- 4.1. Discuss Conducting Board and Committee Meetings in Consideration of the COVID-19 Pandemic and Current Shelter in Place Orders.

Recommendation: A. Discuss parameters for Conducting Board and Committee Meetings in consideration of the COVID-19 Pandemic and current Shelter in Place Orders; and  
 B. Provide direction to staff.

Ms. Michele King, Clerk, Board of Directors, reviewed the information on this item, per the attached Board Agenda Memo.

The Board confirmed that it would move forward with all regularly scheduled Board meetings; requested that staff cancel Committee meetings through the existing Shelter in Place Order; and suggested any discussion on needs to hold committee meetings, or special Board meetings, be brought to the Board of Directors Chairperson.

- 4.2. Amendment No. 2 to Agreement No. A4071A with TAP International, Inc. for Board Independent Auditing Services to extend the Agreement term to June 30, 2021.

Recommendation: A. Approve Amendment No. 2 to Agreement No. A4071A with TAP International, Inc. for Board Independent Auditing Services to extend the Agreement term to June 30, 2021; and  
 B. Delegate the Authority to the Chief Executive Officer to execute the Agreement Term to June 30, 2021, Amendment No. 2, to Agreement No. A4071A with TAP International, Inc. to complete the Board Independent Auditing Services, based on the Board-approved multi-year Audit Work Plan.

The Board considered Item 4.2 without a staff presentation.

Move to Approve: Richard Santos  
 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.

#### 4.3. Board Committee Reports.

Chairperson Hsueh acknowledged receipt of the attached Delta Conveyance Design and Construction Authority summary, identified as Handout 4.3-A herein. Copies of the Handout were distributed to the Board and made available to the public.

#### 4.4. Proposed Future Board Member Agenda Items.

None.

### 5. WATER UTILITY ENTERPRISE:

#### 5.1. Update on the Condition of the Milpitas Pipeline and Determination that the Condition of the Milpitas Pipeline Continues to Constitute an Emergency (San Jose) (District 3).

Recommendation:	A. Receive an update on the Milpitas 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 March 16, 2020, pursuant to California Public Contract Code §22050, to repair the Milpitas Pipeline.

The Board considered Item 5.1 without a staff presentation.

Move to Approve:	Richard Santos
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.

- 5.2. Standard On-Call Consultant Agreements for On-Call Construction Scheduling and Claims Analysis Services with CPM Associates, Inc. for a Not-to-Exceed Fee of \$1,000,000, and with PMA Consultants, LLC for a Not-to-Exceed Fee of \$500,000.

Recommendation: A. Approve the On-Call Consultant Agreement with CPM Associates, Inc., for On-Call Construction Scheduling and Claims Analysis Services for a not-to-exceed fee of \$1,000,000; and  
B. Approve the On-Call Consultant Agreement with PMA Consultants, LLC, for On-Call Construction Scheduling and Claims Analysis Services for a not-to-exceed fee of \$500,000.

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

Move to Approve: Barbara Keegan  
Second: Richard Santos  
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. Update on Exploratory Efforts to Update and Enhance the Safe, Clean Water and Natural Flood Protection Program for a Future Funding Measure.

Recommendation: A. Receive information on potential new program development, specifically input received from the Capital Improvement Program Committee, potential capital projects, Blue Ribbon Forum;  
B. Receive new and updated information on program development, including public education, engagement efforts, community input, new polling information; and  
C. Provide input on the development of a draft Community-Preferred Plan.

Ms. Marta Lugo, Assistant Officer, and Mr. Brian Mendenhall, Project Manager, reviewed the information on this item, per the attached Board Agenda Memo, and the corresponding presentation materials contained in Supplemental Attachment 5 were reviewed by staff as follows: Ms. Lugo reviewed Slides 1 through 5; and Mr. Mendenhall, reviewed Slides 6 through 9.

The Board noted the information without formal action.

**8. CHIEF EXECUTIVE OFFICER:**

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

Chairperson Hsueh acknowledged receipt of the attached Storm Report, identified as Handout 8.1-A herein. Copies of the Handout were distributed to the Board and made available to the public.

Ms. Nina Hawk, Chief Operating Officer, introduced Mr. Gregory Williams, newly appointed Assistant Officer for the Treated Water Division.

**9. ADMINISTRATION:**

**9.1. Continuation of Declaration of State of Emergency Regarding COVID-19.**

- Recommendation:
- A. Receive Information Regarding Ongoing Threat Posed by the COVID-19 Pandemic Since March 18, 2020; and
  - B. By four-fifths vote, adopt a RESOLUTION OF THE BOARD OF DIRECTORS OF THE SANTA CLARA VALLEY WATER DISTRICT CONTINUING EMERGENCY DECLARATION AS A RESULT OF THE COVID-19 PANDEMIC.

The Board considered Item 9.1 without a staff presentation.

Motion: Adopt Resolution No. 20-20 RESOLUTION OF THE BOARD OF DIRECTORS OF THE SANTA CLARA VALLEY WATER DISTRICT CONTINUING EMERGENCY DECLARATION AS A RESULT OF THE COVID-19 PANDEMIC, by four-fifths vote.

Move to Adopt: Richard Santos  
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.

**10. DISTRICT COUNSEL:**

None.

## 11. ADJOURN:

### 11.1. Board Member Reports/Announcements.

Director Estremera reported attending a Delta Conveyance Design and Construction Authority virtual meeting, and a Valley Water Weekly Virtual Town Hall meeting.

Chairperson Hsueh reported attending the aforementioned Valley Water Weekly Virtual Town Hall meeting, a virtual meeting with Director Estremera, a virtual meeting with Director LeZotte, and various meetings with staff.

Director LeZotte reported attending the aforementioned Valley Water Weekly Virtual Town Hall meeting, a virtual Local Agency Formation Commission of Santa Clara County meeting, and a City of Campbell virtual Mayor and City Manager meeting.

Director Santos reported attending the aforementioned Valley Water Weekly Virtual Town Hall meeting, and various meetings with staff.

### 11.2. Clerk Review and Clarification of Board Requests.

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

### 11.3. Adjourn to the 6:00 p.m. Special Meeting, on April 29, 2020, to be called to order in compliance with the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20.

Chairperson Hsueh adjourned the meeting at 9:15 p.m., in memory of Ms. Susan Kwok, wife of former Director Patrick Kwok and mother of Valley Water Board Support Officer Candice Kwok-Smith, to the 6:00 p.m. Special Meeting on April 29, 2020, to be called to order in compliance with the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20.

Michele L. King, CMC  
Clerk, Board of Directors

Approved:

Date: