



# Santa Clara Valley Water District

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**File No.:** 20-0546

**Agenda Date:** 6/23/2020

**Item No.:** \*5.2.

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## **SUPPLEMENTAL BOARD AGENDA MEMORANDUM**

### **SUBJECT:**

Receive an Update on the Central Valley Project Contract Conversion Process Under the Water Infrastructure Improvements for the Nation Act; \*Adopt a Resolution Approving Mercy Spring Repayment Contract and Authorizing the Chief Executive Officer, or her Designee, to Execute it; and Approve and Authorize the District Counsel to File a Validation Action for the Mercy Springs Repayment Contract.

### **REASON FOR SUPPLEMENTAL MEMORANDUM:**

This report conveys additional information received after the initial report was released, consistent with Executive Limitations Policy EL-7-10-5. The original report included a recommendation to authorize the Chief Executive Officer to execute the Mercy Springs Repayment Contract. This recommendation has been updated to also authorize the Chief Executive Officer's designee to execute the Mercy Springs Repayment Contract.

This report also includes a correction to the resolution APPROVAL OF MERCY SPRINGS CONTRACT, which was modified to reflect that this item is now being brought to the Board for consideration on June 23, 2020, rather than May 12, 2020 as originally planned.

### **RECOMMENDATION:**

- A. Receive an update on the Central Valley Project contract conversion process under the Water Infrastructure Improvements for the Nation Act;
- B. \*Adopt the resolution APPROVAL OF MERCY SPRINGS REPAYMENT CONTRACT and authorize the Chief Executive Officer, or her designee, to execute the Mercy Springs Repayment Contract; and
- C. Approve and authorize District Counsel to file a validation action for the Mercy Springs Repayment Contract.

### **SUMMARY:**

The primary purpose of this supplemental agenda memo is to provide staff with greater flexibility in the efficient execution of the Mercy Springs Repayment Contract, subject to Board authorization. The original report included a recommendation to authorize the Chief Executive Officer to execute the Mercy Springs Repayment Contract. This recommendation has been updated to also authorize the Chief Executive Officer's designee to execute the Mercy Springs Repayment Contract. This is

being done to ensure that Valley Water is able to execute the Mercy Springs Repayment Contract and return it to the U.S. Bureau of Reclamation for final execution prior to July 1, 2020, which is the planned effective date of the contract.

The secondary purpose of this supplemental memo is to correct the date included in the resolution APPROVAL OF MERCY SPRINGS CONTRACT so that it accurately reflects the date on which the resolution was brought to the Board for consideration. It was modified to reflect that this item is now being brought to the Board for consideration on June 23, 2020, rather than May 12, 2020 as originally planned.

**FINANCIAL IMPACT:**

No changes.

**CEQA:**

No changes.

**ATTACHMENTS:**

\*Supplemental Attachment 1: Revised Resolution

**UNCLASSIFIED MANAGER:**

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