



BOARD OF DIRECTORS MEETING

MINUTES

**SPECIAL JOINT MEETING (CITIES OF GILROY AND MORGAN HILL)
MONDAY, AUGUST 23, 2021
5:45 PM**

(Paragraph numbers coincide with agenda item numbers)

1. CALL TO ORDER:

A Special Joint Meeting of the Santa Clara Valley Water District (Valley Water) Board of Directors, and the Gilroy and Morgan Hill City Councils, conducted by Zoom Teleconference, was called to order in the Valley Water Headquarters Building Boardroom at 5700 Almaden Expressway, San Jose, California, at 6:00 p.m.

1.1 Roll Call.

Valley Water Board members participating by teleconference were Barbara Keegan, Gary Kremen, and Linda J. LeZotte, with Nai Hsueh, Richard Santos, and Tony Estremera being present in the Boardroom.

Valley Water Director John L. Varela was excused from attending.

Gilroy Council Members participating by teleconference were Rebeca Armendariz, Dion Bracco, Zachary Hilton, Peter Leroy-Munoz, Carol Marques, Fred Tovar, and Marie Blankley.

Morgan Hill Council Members participating by teleconference were Gino Borgioli, Rene Spring, John McKay, and Rich Constantine.

Morgan Hill Council Member Yvonne Martinez Beltran experienced technical difficulties that prevented her from participating in the meeting by teleconference and attended in observation of the meeting only.

Valley Water staff in attendance was M. King, Clerk, Board of Directors. Valley Water staff participating by teleconference were R. Callender, Chief Executive Officer, C. Orellana, District Counsel, J. Aranda, A. Baker, R. Blank, A. Fulcher, R. Gibson, V. Gin, C. Hakes, L. Orta, M. Richardson, D. Rocha, D. Taylor, S. Tippetts, and T. Yoke.

Gilroy staff participating by teleconference were J. Forbis, City Administrator, A. Faber, City Attorney, B. Atkins, R. Bedell, P. Espinoza, G. Heap, D. Jordan, and J. Wyatt.

Morgan Hill staff participating by teleconference were A. Gonzalez, Assistant City Clerk, C. Turner, City Manager, D. Larkin, City Attorney, A. Eulo, C. Ghione, and J. Sylvain.

1.2 Pledge of Allegiance/National Anthem.

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

1.3 Introductions and Opening Comments.

Valley Water Chairperson Estremera, Gilroy Mayor Blankley, and Morgan Hill Mayor Constantine participated in introductions and opening comments.

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

Chairperson Estremera declared Time Open for Public Comment on any item not on the agenda.

Ms. Swanee Edwards, Morgan Hill resident, indicated interest in addressing the joint Councils and Board by teleconference. However, technical difficulties prevented Ms. Edwards from participating.

2. TIME CERTAIN:

6:00 PM

2.1 Receive Update on Water Shortage Emergency Condition and Call for Conservation.

Recommendation: Receive information on Water Shortage Emergency Condition and Call for Conservation.

Mr. Aaron Baker, Valley Water Chief Operating Officer, reviewed the information on this item per the attached Board Agenda Memo, and per the corresponding materials contained in Attachment 1.

Mr. Doug Muirhead, Morgan Hill resident, expressed appreciation for the joint agency collaboration exhibited during the meeting, and expressed support for conservation efforts and outreach.

The Board and Councils noted the information, without formal action.

2.2 Develop a Technical Working Group Comprised of Santa Clara Valley Water District, City of Morgan Hill, and City of Gilroy Staff to Evaluate the Prospective Use of Recycled Water in South Santa Clara County.

Recommendation: Direct Staff to form a Technical Working Group comprised of Morgan Hill, Gilroy and Valley Water staff, to explore the development of:

- One Comprehensive Water Reuse Agreement;
- Consistent water reuse terms and conditions countywide;

- Provisions to advance water reuse and purified water production, distribution, and wholesaling in South County; and
- Cost sharing accord to integrate water conservation, reuse, and supply.

Ms. Kirsten Struve, Valley Water Assistant Officer, reviewed the information on this item per the attached Board Agenda Memo, and per the corresponding materials contained in Attachment 1.

Mr. Muirhead expressed support for establishing the proposed Technical Working Group.

Motion: Direct Morgan Hill staff to form a Technical Working Group comprised of Morgan Hill, Gilroy and Valley Water staff, to explore the development of one comprehensive Water Reuse Agreement, consistent water reuse terms and conditions countywide, provisions to advance water reuse and purified water production, distribution, and wholesaling in South County, and cost sharing accord to integrate water conservation, reuse, and supply.

Move to Approve: Rich Constantine
 Second: John McKay
 Yeas: Gino Borgioli, Rene Spring, John McKay, Rich Constantine
 Nays: None
 Abstains: None
 Recuses: None
 Absent: Yvonne Martinez Beltran
 Summary: 4 Yeas; 0 Nays; 0 Abstains; 1 Absent.

Motion: Direct Valley Water staff to form a Technical Working Group comprised of Morgan Hill, Gilroy and Valley Water staff, to explore the development of one comprehensive Water Reuse Agreement, consistent water reuse terms and conditions countywide, provisions to advance water reuse and purified water production, distribution, and wholesaling in South County, and cost sharing accord to integrate water conservation, reuse, and supply.

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

Mayor Blankley requested that the City of Gilroy Council consider an amended motion that includes provisions to advance water reuse and purified water production, distribution, and wholesaling in South County that is beyond the South County Recycled Water Authority and includes water purification.

Motion: Direct Gilroy staff to form a Technical Working Group comprised of Morgan Hill, Gilroy and Valley Water staff, to explore the development of one comprehensive Water Reuse Agreement, consistent water reuse terms and conditions countywide, and with provisions to advance water reuse and purified water production, distribution, and wholesaling in South County, outside of the existing services provided by the South County Regional Wastewater Authority, and includes water purification, and cost sharing accord to integrate water conservation, reuse, and supply.

Move to Approve: Marie Blankley

Second: Fred Tovar

Yeas: Rebeca Armendariz, Dion Bracco, Zachary Hilton, Peter Leroe-Munoz, Carol Marques, Fred Tovar, Marie Blankley

Nays: None

Abstains: None

Recuses: None

Absent: None

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

2.3 Anderson Dam Seismic Retrofit Project Update.

Recommendation: Receive an update on the Anderson Dam Seismic Retrofit Project.

Mr. Chris Hakes, Valley Water Deputy Operating Officer, reviewed the information on this item per the attached Board Agenda Memo, and per the corresponding materials contained in Attachment 1.

The Board and Councils noted the information, without formal action.

2.4 Homeless Encampment Discussion and Collaboration.

Recommendation: A. Discuss agency roles in, and perspectives on, the challenges around waterways including water quality, habitat degradation, and other issues addressed by homeless encampments; and
B. Direct staff to pursue the development of a potential Memorandum of Understanding (MOU) with Valley Water and the cities of Morgan Hill and Gilroy to clarify roles and agree on areas of responsibility for homeless encampment cleanups and abatements along waterways.

Ms. Jennifer Codianne, Valley Water Deputy Operating Officer, reviewed the information on this item per the attached agenda memo.

Motion: Direct Gilroy staff to pursue the development of a potential MOU with Valley Water and the Cities of Morgan Hill and Gilroy, to clarify roles and agree on areas of responsibility for homeless encampment cleanups and abatements along waterways.

Move to Approve: Marie Blankley
Second: Carol Marques
Yeas: Rebeca Armendariz, Dion Bracco, Zachary Hilton, Peter Leroe-Munoz, Carol Marques, Fred Tovar, Marie Blankley
Nays: None
Abstains: None
Recuses: None
Absent: None
Summary: 7 Yeas; 0 Nays; 0 Abstains; 0 Absent.

Motion: Direct Morgan Hill staff to pursue the development of a potential MOU with Valley Water and the Cities of Morgan Hill and Gilroy, to clarify roles and agree on areas of responsibility for homeless encampment cleanups and abatements along waterways.

Move to Approve: Rich Constantine
Second: John McKay
Yeas: Gino Borgioli, Rene Spring, John McKay, Rich Constantine
Nays: None
Abstains: None
Recuses: None
Absent: Yvonne Martinez Beltran
Summary: 4 Yeas; 0 Nays; 0 Abstains; 1 Absent.

Motion: Direct Valley Water staff to pursue the development of a potential MOU with Valley Water and the Cities of Morgan Hill and Gilroy, to clarify roles and agree on areas of responsibility for homeless encampment cleanups and abatements along waterways.

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

2.5 Llagas Creek Flood Protection Project Update.

Recommendation: Receive an update on the Llagas Creek Flood Protection Project.

Mr. Stephen Ferranti, Capital Engineering Unit Manager, reviewed the information on this item per the attached Board Agenda Memo, and per the corresponding materials contained in Attachment 1.

The Board and Councils noted the information, without formal action.

3. ADJOURN:

3.1 Closing Remarks.

Chairperson Estremera, Mayor Blankley, and Mayor Constantine participated in Closing Remarks.

3.2 Adjourn to 4:00 p.m. Closed Session and 6:00 p.m. Regular Meeting, on August 24, 2021, 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-08-21.

Chairperson Estremera adjourned the meeting at 9:05 p.m., to the 4:00 p.m. Closed Session and 6:00 p.m. Regular Meeting, on August 24, 2021, 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-08-21.

Michele L. King, CMC
Clerk, Board of Directors

Approved:

Date: