



BOARD OF DIRECTORS MEETING

MINUTES

**SPECIAL CLOSED SESSION MEETING
MONDAY, SEPTEMBER 20, 2021
2:00 PM**

(Paragraph numbers coincide with agenda item numbers)

A Special Closed Session Meeting of the Santa Clara Valley Water District (Valley Water) Board of Directors, conducted by Zoom Teleconference, was called to order in the Valley Water Headquarters Building Boardroom at 5700 Almaden Expressway, San Jose, California, at 2:00 p.m.

1. CALL TO ORDER:

1.1. Roll Call.

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

Staff members in attendance were M. King, Clerk, Board of Directors and C. Orellana, District Counsel.

1.2. Pledge of Allegiance/National Anthem.

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

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

Seeing no members of the public participating by teleconference, Chairperson Estremera moved the Agenda to Item 2.1.

2. TIME CERTAIN:

2:00 PM

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

Mr. Carlos Orellana, District Counsel, confirmed that Item 2.1 pertained to a threat of litigation related to a complaint filed by the San Jose/Silicon Valley Chapter of the National Association for the Advancement of Colored People.

2.1. CLOSED SESSION
CONFERENCE WITH LEGAL COUNSEL

ANTICIPATED LITIGATION
Significant Exposure to Litigation
Pursuant to Government Code Section 54956.9(d)(2)
1 Potential Case

- 2.2. CLOSED SESSION
PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to Government Code Section 54957(b)(1)
Titles: CEO, District Counsel and Clerk of the Board

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

3. ADJOURN:

- 3.1. District Counsel Report on Closed Session.

Mr. Orellana, and Chair Estremera, reported respectively that in regard to Items 2.1 and 2.2, the Board met in Closed Session with all members present, and took no reportable action.

- 3.2. Adjourn to 4:00 p.m. Closed Session and 6:00 p.m. Regular Meeting, on September 28, 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 4:15 p.m., to the 3:00 p.m. Regular meeting on September 28, 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-29-20.

Michele L. King, CMC
Clerk, Board of Directors

Approved:

Date: