



Santa Clara Valley Water District Board of Directors Meeting

District Headquarters Board Room
5700 Almaden Expressway
San Jose, CA 95118

***AMENDED/APPENDED AGENDA**

**Tuesday, August 22, 2017
3:30 PM**

***ITEMS AMENDED AND/OR APPENDED SINCE THE ORIGINAL PUBLICATION OF THIS
AGENDA ARE IDENTIFIED BY AN ASTERISK (*) HEREIN**

District Mission: Provide Silicon Valley safe, clean water for a healthy life, environment and economy.

DISTRICT BOARD OF DIRECTORS

John L. Varela, Chair - District 1
Richard Santos, Vice Chair - District 3
Barbara Keegan - District 2
Linda J. LeZotte - District 4
Nai Hsueh - District 5
Tony Estremera - District 6
Gary Kremen - District 7

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the Office of the Clerk of the Board at the Santa Clara Valley Water District Headquarters Building, 5700 Almaden Expressway, San Jose, CA 95118, at the same time that the public records are distributed or made available to the legislative body. Santa Clara Valley Water District will make reasonable efforts to accommodate persons with disabilities wishing to attend Board of Directors' meeting. Please advise the Clerk of the Board Office of any special needs by calling (408) 265-2600.

NORMA CAMACHO
Interim Chief Executive Officer

MICHELE L. KING, CMC
Clerk of the Board
(408) 265-2600
Fax (408) 266-0271
www.valleywater.org

Note: The finalized Board Agenda, exception items and supplemental items will be posted prior to the meeting in accordance with the Brown Act.

**Santa Clara Valley Water District
Board of Directors**

***AMENDED/APPEDED
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Tuesday, August 22, 2017

3:30 PM

District Headquarters Board Room

1. CALL TO ORDER:

1.1. Roll Call.

2. TIME CERTAIN:

3:30 PM

Notice to the Public: The Board of Directors meets in Closed Session in accordance with the Ralph M. Brown Act. Following the conclusion of Closed Session discussion, the Board will return for the remaining items on the regular meeting agenda.

2.3. CLOSED SESSION

[17-0559](#)

CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6(a)

Agency Designated Representatives: Norma Camacho, Susan Stanton,
Michael Baratz, Anil Comelo, Laura Harbert
Employee Organizations: Employees Association, Engineers Society,
Professional Managers Association

2.1. CLOSED SESSION

[17-0560](#)

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant Exposure to Litigation

Pursuant to Government Code Section 54956.9(b)

Unknown cases at this time.

2.2. CLOSED SESSION

[17-0567](#)

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)

J. Johnson v. Santa Clara Valley Water District

6:00 PM

2.3. District Counsel Report.

2.4. Pledge of Allegiance/National Anthem.

2.5. Orders of the Day.

*A. Approximate Discussion Time (Board); and
B. Adjustments to the Order of Agenda Items.*

- 2.6. Time Open for Public Comment on any Item not on the Agenda.
Notice to the public: This item is reserved for persons desiring to address the Board on any matter not on this agenda. Members of the public who wish to address the Board on any item not listed on the agenda should complete a Speaker Card and present it to the Clerk of the Board. The Board Chair will call individuals to the podium in turn. Speakers comments should be limited to three minutes or as set by the Chair. The law does not permit Board action on, or extended discussion of, any item not on the agenda except under special circumstances. If Board action is requested, the matter may be placed on a future agenda. All comments that require a response will be referred to staff for a reply in writing. The Board may take action on any item of business appearing on the posted agenda.

- 2.7. Issues Facing the District's Imported Water Supply and the Delta Ecosystem. [17-0527](#)

Recommendation: Receive and discuss information on the issues facing the District's imported water supply and the Delta ecosystem.

Manager: Jerry De La Piedra, 408-630-2257

Attachments: [Attachment 1: PPIC Delta Report](#)
[Attachment 2: PowerPoint](#)

Est. Staff Time: 20 Minutes

- 2.8. California Waterfix Update Including Design and Construction Management and Governance, Operations, and Adaptive Management. [17-0373](#)

Recommendation: Receive and discuss information on the California WaterFix including a proposed framework for design and construction management and governance, operations and adaptive management.

Manager: Jerry De La Piedra, 408-630-2257

Attachments: [Attachment 1: History of Water Conveyance](#)
[Attachment 2: District Principles Related to WaterFix](#)
[Attachment 3: Delta Conveyance Authority Org Chart](#)
[Attachment 4: Design/Construction Guidelines](#)
[Attachment 5: CA WaterFix Operating Criteria](#)
[Attachment 6: USFWS Statement On WaterFix](#)
[Attachment 7: NOAA Fisheries Webpage](#)
[Attachment 8: Draft Adaptive Mgmt Pgm Agreement](#)
[Attachment 9: Draft Adaptive Management Program](#)
[Attachment 10: Staff Presentation](#)

Est. Staff Time: 20 Minutes

3. CONSENT CALENDAR: (3.1 - 3.5) (Est. Time: 5 Minutes)

Notice to the public: There is no separate discussion of individual consent calendar items. Recommended actions are voted on in one motion. If an item is approved on the consent vote, the specific action recommended by staff is adopted. Items listed in this section of the agenda are considered to be routine by the Board, or delegated to the Board Appointed Officers (BAOs) yet required by law or contract to be Board approved (EL-7.10). Any item may be removed for separate consideration at the request of a Board member. Whenever a resolution is on the consent calendar, a roll call vote will be taken on the entire calendar. Members of the public wishing to address the Board on any consent items should complete a Speaker Card and present it to the Clerk of the Board.

- 3.1. Resolution Proclaiming September 2017 as National Preparedness Month. [17-0547](#)

Recommendation: Adopt the Resolution, NATIONAL PREPAREDNESS MONTH, SEPTEMBER 2017.

Manager: Susan Stanton, 408-630-2208

Attachments: [Attachment 1: Resolution](#)

- 3.2. Amendment No. 1 to Agreement No. A3867A with Siegfried Engineering, Inc. Increasing the Design Services Agreement and Previously Approved Not-to-Exceed Fee from \$458,000 to \$792,600 and Extending the Term of the Agreement for the Coyote Warehouse Project, Project No. 91234011 (Morgan Hill) (District 1). [17-0442](#)

Recommendation: Approve Amendment No. 1 to Agreement No. A3867A with Siegfried Engineering, Inc. with an additional fee of \$334,600 for engineering support services during construction for a revised not-to-exceed (NTE) fee of \$792,600 and extend the term of the Agreement.

Manager: Christopher Hakes, 408-630-3796

Attachments: [Attachment 1: Amendment No. 1](#)

- 3.3. Semi-Annual Lobbyist Report of Individuals Engaged in Compensated Lobbying Activities Aimed at Influencing District Decisions, in Accordance with District Ordinance 10-01. [17-0502](#)

Recommendation: Receive the Semi-Annual Lobbyist Report of Individuals Engaged in Compensated Lobbying Activities for the period January 1, 2017 through June 30, 2017.

Manager: Michele King, 408-630-2711

Attachments: [Attachment 1: Lobbyist Report](#)

- 3.4. ITEM REMOVED FROM THE AGENDA.

*3.5. CEO Bulletins for the Weeks of August 4-10, and 11-17, 2017.

[17-0571](#)

Recommendation: Accept the CEO Bulletins.

Manager: Norma Camacho, 408-630-2084

Attachments: [Attachment 1: 081017 CEO Bulletin](#)

[Attachment 2: 081717 CEO Bulletin](#)

REGULAR AGENDA:

4. BOARD OF DIRECTORS:

*4.1. Recommendation from the Pacheco Reservoir Exploratory Ad Hoc Committee and Budget Adjustment of \$2 Million to Initiate the Project's Planning Phase for the Pacheco Reservoir Expansion Project, Project No. 60954001 (Santa Clara County) (District 1).

[17-0587](#)

Recommendation: Approve a budget adjustment of \$2 million from the PeopleSoft Systems Upgrade and Expansion Project (Project No. 73274002) to the Pacheco Reservoir Expansion Project (Project No. 60954001) to initiate planning phase work in Fiscal Year 2017-18.

Manager: Katherine Oven, 408-630-3126

Attachments: [*Supplemental Agenda Memorandum](#)

4.2. Chief Executive Officer Appointment and Employment Agreement.

[17-0350](#)

Recommendation: Adopt the Resolution APPOINTING NORMA J. CAMACHO AS THE CHIEF EXECUTIVE OFFICER, A BOARD APPOINTED OFFICER OF THE SANTA CLARA VALLEY WATER DISTRICT, AND APPROVING EMPLOYMENT AGREEMENT.

Manager: Susan Stanton, 408-630-2208

Attachments: [Attachment 1-Resolution and Employment Agreement](#)

Est. Staff Time: 10 Minutes

4.3. Compensation Adjustments for the District Counsel. [17-0351](#)

- Recommendation: A. Consider and determine compensation adjustments, if any, for the District Counsel; and
- B. Adopt the Resolution PROVIDING FOR THE COMPENSATION OF THE DISTRICT COUNSEL, A BOARD APPOINTED OFFICER OF THE SANTA CLARA VALLEY WATER DISTRICT, and approve the Amendment to Employment Agreement.

Manager: Susan Stanton, 408-630-2208

Attachments: [Attachment 1: Resolution and Amendment to Employment Agreeer](#)

Est. Staff Time: 10 Minutes

4.4. Compensation Adjustments for the Clerk of the Board. [17-0352](#)

- Recommendation: A. Consider and determine compensation adjustments, if any, for the Clerk of the Board; and
- B. Adopt Resolution PROVIDING FOR THE COMPENSATION OF THE CLERK OF THE BOARD, A BOARD APPOINTED OFFICER OF THE SANTA CLARA VALLEY WATER DISTRICT, and Approve Employment Agreement.

Manager: Susan Stanton, 408-630-2208

Attachments: [Attachment 1: Resolution and Employment Agreement](#)

Est. Staff Time: 10 Minutes

4.5. Fiscal Year 2018 Board Policy Planning and Performance Monitoring Calendars. [17-0558](#)

Recommendation: Review and provide input on the Fiscal Year 2018 Board Policy Planning and Performance Monitoring Calendars.

Manager: Michele King, 408-630-2711

Attachments: [Attachment 1: FY18 Policy Planning Calendar](#)
[Attachment 2: FY18 Performance Monitoring Calendar](#)

Est. Staff Time: 5 Minutes

*4.6. Board Committee Reports. [17-0590](#)

Attachments: [*Handout 4.6-A 081417 CIP Committee Summary](#)
[*Handout 4.6-B 080917 RWC Summary](#)

5. WATER UTILITY ENTERPRISE:

- 5.1. Amendment No. 4 to Agreement No. A3626A with CDM Smith for Design and Engineering Support Services During Construction for a Not-to-Exceed Fee of \$5,190,156, Resulting in a Total Not-to-Exceed Fee of \$29,285,877 for the Rinconada Water Treatment Plant Reliability Improvement Project, Project No. 93294057, Contract No. C0601 (Los Gatos) (District 7). [17-0396](#)

Recommendation: Approve Amendment No. 4 to Agreement No. A3626A with CDM Smith (Consultant) for a not-to-exceed fee of \$5,190,156 for engineering support services during construction, resulting in a total not-to-exceed (NTE) fee of \$29,285,877, and extend the Agreement term.

Manager: Christopher Hakes, 408-630-3796

Attachments: [Attachment 1: Amendment No. 4](#)

Est. Staff Time: 15 Minutes

- 5.2. Amendment No. 2 to Agreement A3678A with HDR Engineering Inc. for Construction Management Services for a Not-to-Exceed Fee of \$24,246,608, Resulting in a Total Not-to-Exceed Fee of \$33,376,676 for the Rinconada Water Treatment Plant Reliability Improvement Project, No. 93294057, Contract No. C0601 (Los Gatos) (District 7). [17-0492](#)

Recommendation: Approve Amendment No. 2 to Agreement No. A3678A with HDR Engineering, Inc. (Consultant) for a not-to-exceed fee of \$24,246,608 for construction management services, resulting in a total not-to-exceed fee of \$33,376,676, and extend the Agreement term.

Manager: Christopher Hakes, 408-630-3796

Attachments: [Attachment 1: Amendment No. 2](#)
[Attachment 2: PowerPoint](#)

Est. Staff Time: 15 Minutes

6. WATERSHEDS:

- 6.1. Update on the Joint Emergency Action Plan in Development with the City of San Jose and the Santa Clara Valley Water District. [17-0485](#)

Recommendation: Receive informational update on the development of a joint Emergency Action Plan (EAP) between Santa Clara Valley Water District and the City of San Jose for Coyote Creek.

Manager: Afshin Rouhani, 408-630-2616

Attachments: [Attachment 1: PowerPoint](#)

Est. Staff Time: 15 Minutes

- 6.2. Coyote Creek Flood Protection Project - Short-Term Flood Risk Reduction Options Update and Flood Barrier Recommendation for Rock Springs. [17-0498](#)

Recommendation:

- A. Receive information on short-term project for flood risk reduction to the Coyote Creek community; and
- B. Provide comments and direction to Staff to advance the recommended short-term project, complete public outreach, and finalize design for the Rock Springs area of Coyote Creek. The recommended short-term projects are:
 - a. An up to 5-foot tall earthen berm extending 400 feet across the San Jose Water Company property to the end of Bevin Brook Drive; and
 - b. An up to 3-foot tall vinyl sheet pile wall extending 500 feet across an access driveway and City of San Jose Park areas.

Manager: Afshin Rouhani, 408-630-2616

Attachments: [Attachment 1: FEMA Map](#)
[Attachment 2: Areas Affected Map](#)
[Attachment 3: PowerPoint](#)

Est. Staff Time: 10 Minutes

*6.3. Joint Use Trails on District Property: Status and Updates.

[17-0401](#)

Recommendation: Receive information and provide direction to staff to proceed with the recommended outreach and next steps.

Manager: Melanie Richardson, 408-630-2035

Attachments: [Attachment 1: PowerPoint](#)
[*Handout 6.3-A: Muirhead](#)
[*Handout 6.3-B: Rankin](#)
[*Handout 6.3-C: Mossing](#)

Est. Staff Time: 30 Minutes

7. EXTERNAL AFFAIRS: None.

8. CHIEF EXECUTIVE OFFICER:

8.1. Board Confirmation of the Chief Operating Officer of Water Utility Enterprise.

[17-0565](#)

Recommendation: Confirm the appointment of the Chief Operating Officer of Water Utility for the Santa Clara Valley Water District.

Manager: Norma Camacho, 408-630-2084

Attachments: [Attachment 1: Recruitment Brochure](#)

Est. Staff Time: 5 Minutes

8.2. Chief Executive Officer Report.

9. ADMINISTRATION: None.

10. DISTRICT COUNSEL: None.

11. ADJOURN:

11.1. Board Member Reports/Announcements.

11.2. Clerk Review and Clarification of Board Requests.

*11.3. Adjourn to Special Meeting at 1:30 p.m., on August 25, 2017, in the Santa Clara Valley Water District Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, California.