



Santa Clara Valley Water District Stream Planning & Operations Committee Meeting

Teleconference Zoom Meeting
<https://valleywater.zoom.us/j/98460637852>

AGENDA

Thursday, July 8, 2021
12:00 PM

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

SPOC COMMITTEE

Barbara Keegan - District 2
Linda J. LeZotte - District 4
Tony Estremera - District 6

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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 Stream Planning & Operations Committee

AGENDA

Thursday, July 8, 2021

12:00 PM

Teleconference Zoom Meeting

IMPORTANT NOTICES

This meeting is being held in accordance with the Brown Act as currently in effect under the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20 issued on March 17, 2020 that allows attendance by members of the Committee, staff, and the public to participate and conduct the meeting by teleconference, videoconference, or both.

Members of the public wishing to address the Committee during a video conferenced meeting on an item not listed on the agenda, or any item listed on the agenda, should use the "Raise Hand" tool located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Committee Chair in the order requests are received and granted speaking access to address the Committee.

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Join Zoom Meeting
<https://valleywater.zoom.us/j/98460637852>

Dial by your location
1 669 900 9128 US
Meeting ID: 984 6063 7852

1. CALL TO ORDER:

1.1. Roll Call.

2. TIME OPEN FOR PUBLIC COMMENT ON ANY ITEM NOT ON THE AGENDA.

Notice to the Public: Members of the public who wish to address the Committee on any item not listed on the agenda should access the "Raise Hand" tool located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Committee Chair in order requests are received and granted speaking access to address the Committee. Speakers comments should be limited to three minutes or as set by the Chair. The law does not permit Committee action on, or extended discussion of, any item not on the agenda except under special circumstances. If Committee 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 Committee may take action on any item of business appearing on the posted agenda.

3. APPROVAL OF MINUTES:

3.1. Approval of Minutes.

[21-0489](#)

Recommendation: Approve the May 13, 2021 Stream Planning and Operations Committee (SPOC) minutes.

Manager: Michele King 408-630-2711

Attachments: [Attachment 1: May 13, 2021 SPOC Minutes.](#)

4. INFORMATION AND ACTION ITEMS:

- 4.1. Receive Updates on Fish and Aquatic Habitat Collaborative Effort (FAHCE) Progress and Deliverables. [21-0484](#)
Recommendation: Receive updates on the FAHCE progress and deliverables.
Manager: John Bourgeois, 408-630-2990.
Attachments: [Attachment 1: Overview of Two Creeks EIR](#)
[Attachment 2: Water Shortage Emergency Condition Declaration](#)
- 4.2. Receive update on Anderson Dam Seismic Retrofit Project and Incorporation of FAHCE Conservation Measures for Coyote Creek. [21-0486](#)
Recommendation: Receive updates on the incorporation of FAHCE Conservation Measures for the Coyote Creek Watershed by the Anderson Dam Seismic Retrofit Project.
Manager: Christopher Hakes, 408-630-3796
Attachments: [Attachment 1: Memo Approving ADTP Const Contract Contingency](#)
[Attachment 2: Memo Approving Agreement with AECOM](#)
- 4.3. Review Stream Planning and Operations Committee (SPOC) Work Plan, Outcomes of Board Action of Committee Requests, and the Next Meeting Agenda. [21-0490](#)
Recommendation: A. Review 2021 SPOC work plan, outcomes of Board action of Committee requests, and next meeting agenda; and
B. Schedule Committee meetings as appropriate.
Manager: Michele King, 408-630-2711
Attachments: [Attachment 1: 2021 SPOC Work Plan](#)
[Attachment 2: September 9, 2021 Draft Agenda](#)

5. CLERK REVIEW AND CLARIFICATION OF COMMITTEE REQUESTS.

This is an opportunity for the Clerk to review and obtain clarification on any formally moved, seconded, and approved requests and recommendations made by the Committee during the meeting.

6. ADJOURN:

- 6.1. Adjourn to Regular Meeting at 12:00 p.m., on September 9, 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.



Santa Clara Valley Water District

File No.: 21-0489

Agenda Date: 7/8/2021
Item No.: 3.1.

COMMITTEE AGENDA MEMORANDUM

Stream Planning and Operations Committee

SUBJECT:

Approval of Minutes.

RECOMMENDATION:

Approve the May 13, 2021 Stream Planning and Operations Committee (SPOC) minutes.

SUMMARY:

A summary of SPOC Committee discussions, and details of actions taken during an open and public meeting is submitted for review and approval.

Upon approval, minutes transcripts are finalized and entered into the District's historical records archives and serve as historical records of the Committee's meetings.

ATTACHMENTS:

Attachment 1: May 13, 2021 SPOC Minutes.

UNCLASSIFIED MANAGER:

Michele King 408-630-2711



STREAM PLANNING AND OPERATIONS COMMITTEE

DRAFT MINUTES

THURSDAY, MAY 13, 2021
12:00 PM

(Paragraph numbers coincide with agenda item numbers)

1. **CALL TO ORDER**

1.1 ROLL CALL

A meeting of the Santa Clara Valley Water District (Valley Water) Stream Planning and Operations Committee (SPOC) was called to order by Director Barbara Keegan at 12:00 p.m. on May 13, 2021.

Board members attending by videoconference: Director Barbara Keegan-District 2, Director Linda J. LeZotte-District 4, and Director Tony Estremera-District 6, constituting a quorum of the SPOC.

Staff members in attendance: Emmanuel Aryee, Aaron Baker, Rechelle Blank, John Bourgeois, Anthony Fulcher, Vincent Gin, Roxanne Grillo, Chris Hakes, Ryan Heacock, Sunshine Julian, Bassam Kassab, Michele King, Eric Olson, Lisa Porcella, Melanie Richardson, Olivia Trevino, Greg Williams, Tina Yoke and Sarah Young.

Guests in attendance: Stan Williams, Cordoba Corporation

2. **TIME OPEN FOR PUBLIC COMMENT ON ANY ITEM NOT AN AGENDA**

Director Keegan declared time open for public comment on any item not on the agenda. There was no one present who requested to speak.

3. **APPROVAL OF MINUTES**

3.1 APPROVAL OF MINUTES

The SPOC considered the draft minutes from the March 11, 2021 meeting. It was moved by Director Estremera, seconded by Director LeZotte, and unanimously carried by roll call vote to approve the minutes as presented.

4. INFORMATION AND ACTION ITEMS

4.1 Receive Updates on Fish and Aquatic Habitat Collaborative Effort (FAHCE) Progress and Deliverables.

Staff provided updates on the following FAHCE subjects:

Mr. Ryan Heacock, Senior Water Resource Specialist, provided an update on the Draft Environmental Impact Report and informed that it was still targeted for release in June 2021.

Mr. Bassam Kassab, Water Supply Operations Manager, provided an update on the drought as outlined in Handout 4.1-A. Copies of the handout were distributed to the SPOC members and made available to the public.

Mr. Eric Olson, Senior Engineer, provided an update on the FAHCE Plus Pilot Flows Implementation at Guadalupe Creek and Stevens Creek as outlined in Handout 4.1-A.

Ross from Friends of Stevens Creek expressed his support for a cross-country water supply pipeline and asked about the use of the Stevens Creek pipeline during this dry year. Mr. Aaron Baker, Chief Operating Officer, responded to the question about the pipeline.

Mr. John Bourgeois, Deputy Operating Officer, reported on a meeting with the Initialing Parties on the One Water Plan as it relates to FAHCE to provide an update on the status and request their involvement in the Guadalupe One Water Plan.

Ms. Lisa Porcella, Environmental Mitigation and Monitoring Manager, provided an update on the Adaptive Management Team meetings held to discuss the draft charter and provide an overview of the Adaptive Management Program and Monitoring.

Director LeZotte requested that the SPOC receive regular updates on the Adaptive Management Program and Monitoring progress.

Mr. Vincent Gin, Deputy Operating Officer, reported that staff hired Stan Williams of Cordoba Corporation for strategic advice and expert support through the public review process of the FAHCE draft EIR and the petition process at the State Water Resources Control Board. Mr. Gin also reported that in the next two months contracts are proposed to be extended or amended with SEi for technical and modeling work; Hanson Environmental Inc. for legal expert support; and HDR Engineering for developing responses to public comment.

Lastly, Mr. Gin reported that Mr. Bourgeois will be taking the lead role for FAHCE moving forward.

4.2 Discuss Projects and Activities that May Affect the FAHCE Program.

Ms. Rechelle Blank, Deputy Operating Officer, provide an update on the Almaden Lake Improvement project as outlined in the PowerPoint Handout 4.2-1. Copies of the handout were distributed to the SPOC and made available to the public.

4.3 Receive Update on Anderson Dam Seismic Retrofit Project.

Mr. Chris Hakes, Deputy Operating Officer, provided an update on this item as outlined in the attached Committee Agenda Memo.

4.4 Review Stream Planning and Operations Committee (SPOC) Work Plan, Outcomes of Board Action of Committee Requests, and the Next Meeting Agenda.

Ms. Michele King reviewed the work plan and information on the next agenda. SPOC members requested that Chair Keegan review the July 8th agenda with staff and possibly move items to allow for enough time to review and receive public comment on the EIR.

5. CLERK REVIEW AND CLARIFICATION OF COMMITTEE REQUESTS.

There were no committee requests.

6. ADJOURNMENT

Chair Keegan adjourned the meeting at approximately 1:05 pm. to the July 8, 2021 meeting.

Michele L. King
Clerk of the Board

Approved:



Santa Clara Valley Water District

File No.: 21-0484

Agenda Date: 7/8/2021
Item No.: 4.1.

COMMITTEE AGENDA MEMORANDUM

Stream Planning and Operations Committee

SUBJECT:

Receive Updates on Fish and Aquatic Habitat Collaborative Effort (FAHCE) Progress and Deliverables.

RECOMMENDATION:

Receive updates on the FAHCE progress and deliverables.

SUMMARY:

Following the May 13, 2021 Stream Planning and Operations Committee (SPOC) meeting, FAHCE updates include:

Draft Environmental Impact Report (EIR): On June 30, the public Draft EIR will be released and a virtual public meeting is scheduled at 4:30 pm on July 21. Attachment 1 provides an overview of the EIR.

FAHCE Plus Pilot Flows Implementation at Guadalupe Creek and Stevens Creek:

Santa Clara Valley Water District (Valley Water) continues to coordinate the FAHCE Plus Pilot Flow Project for Guadalupe Creek and Stevens Creek initiated on October 1, 2020. The two-year Pilot Project provides storage-based releases from Guadalupe Reservoir and Stevens Creek Reservoir into Guadalupe and Stevens Creeks, respectively. Flow releases are conforming to the FAHCE plus rule curves based on available reservoir storage.

On June 9, 2021 Valley Water board informed the community that Santa Clara County is in extreme drought and declared water shortage emergency condition in Santa Clara County. Valley Water will strengthen its work with local retailers, cities and the county to implement regulations and restrictions on the delivery and consumption of water. To protect local water supplies and guard against groundwater overdraft, subsidence, and dry domestic wells, the Board is also calling for a mandatory 15% reduction in water use compared to 2019. Additional details on this declaration is in Attachment 2.

Consistent with the FAHCE rule curve and the extreme drought conditions, pulse releases are not scheduled as storage levels are well below the threshold at both reservoirs in the FAHCE Plus Pilot Flows Program.

FAHCE Adaptive Management Team: Valley Water has already convened two FAHCE Adaptive Management Team meetings on Oct. 29, 2020 and Feb. 10, 2021. Staff is scheduling a third meeting in mid-July to further discuss the charter and adaptive management program.

FAHCE Initialing Parties: Valley Water convened the FAHCE Initialing Parties on February 8, 2021 to continue discussions of progress on the FAHCE Program. Valley Water also hosted an Initialing Parties meeting on April 19, 2021 to provide an update on the One Water Planning framework and elicit their involvement in the upcoming Guadalupe Watershed One Water Plan. Following that meeting, members were provided opportunity to provide comments on the Coyote Watershed One Water Plan planning process.

The next Initialing Parties meeting is scheduled on June 24, 2021 in advance of the public draft EIR release.

FAHCE Contracts Update:

Staff continues to work on the following contract extensions or amendments:

- a. An amendment of Valley Water's contract with expert consultant Stockholm Environment Institute to continue providing modeling services in support of finalizing the FAHCE EIR;
- b. An amendment of Valley Water's contract with expert consultant Hanson Environmental Inc. to provide fisheries and adaptive management services in support of FAHCE; and
- c. An amendment of Valley Water's contract with HDR Engineering to manage and develop responses to public comments that are anticipated to be received on the draft FAHCE EIR is made available to the public. This includes making corresponding revisions to the draft FAHCE EIR and finalizing it. The FAHCE EIR is scheduled to be presented to the Board for approval in late summer 2021.

ATTACHMENTS:

Attachment 1: Overview of the Two Creeks EIR

Attachment 2: 6/9/21 Declaration of Water Shortage Emergency Condition

UNCLASSIFIED MANAGER:

John Bourgeois, 408-630-2990.



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FAHCE: DRAFT Program EIR Presentation Outline

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- A. Background
- B. Project objectives
- C. Proposed project
- D. EIR Document Navigation
- E. Summary of Key Findings
- F. Process for Comments/Contacts

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Key Acronyms

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Adaptive Management Program	AMP
Anderson Dam Seismic Retrofit Project	ADSRP
California Environmental Quality Act	CEQA
Cold-Water Management Zone	CWMZ
Environmental Impact Report	EIR
Fish and Aquatic Habitat Collaborative Effort	FAHCE
Fish Habitat Restoration Plan	FHRP
Santa Clara Valley Water District	Valley Water

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FAHCE Program

Major Milestones

1996

Complaint filed with State Water Resources Control Board.

1998-Ongoing

Early implementation of select Fish and Aquatic Habitat Collaborative Effort (FAHCE) measures.

2003

Settlement Agreement initialed.

2015

North County Water Rights Change Petitions filed.
Notice of Preparation filed.

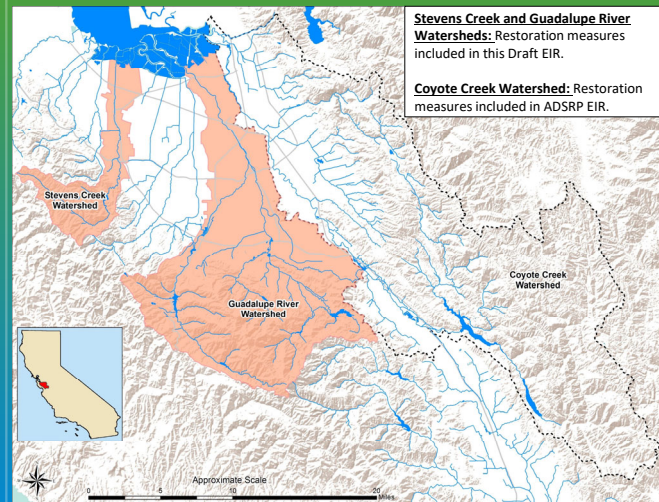
2019

Coyote Creek watershed Phase 1 FAHCE measures moved to the Anderson Dam Seismic Retrofit Project (ADSRP) Environmental Impact Report (EIR).

2021

FAHCE: Draft Program EIR released for public review.

Program Geography



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Lead and Responsible Agencies

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- Lead Agency – Proposing to approve and carry out Proposed Project
 - Santa Clara Valley Water District (Valley Water)
- Responsible Agencies – Discretionary approval over some aspect of Proposed Project
 - State Water Resources Control Board
 - California Department of Fish and Wildlife
 - San Francisco Bay Regional Water Quality Control Board

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Scoping Process

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- Notice of Preparation: Circulated February 2 - March 3, 2015
- Scoping Meeting: June 19, 2017
- Tribal Consultation: Notifications provided to tribal representatives
- Additional agency and stakeholder engagement outside formal California Environmental Quality Act (CEQA) process

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Project Objectives Summary

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- Restore and maintain a healthy steelhead population in the Stevens Creek watershed by providing:
 - Suitable spawning and rearing habitat below Stevens Creek Dam within a cold-water management zone (CWMZ) determined on an annual basis through the development of an operations plan
 - Adequate passage for adult steelhead to reach suitable spawning and rearing habitat and for outmigration of juveniles



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Project Objectives Summary, continued

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- Restore and maintain healthy steelhead and Chinook salmon populations in the Guadalupe River watershed by providing:
 - Suitable spawning and rearing habitat for steelhead and Chinook salmon in Guadalupe Creek from below Guadalupe Dam to its confluence with the Guadalupe River
 - Suitable spawning and rearing habitat for Chinook salmon below Calero and Almaden Dams to their confluence with Lake Almaden
 - Suitable spawning and rearing habitat for Chinook salmon in Los Gatos Creek from Camden Avenue to its confluence with the Guadalupe River
 - Adequate passage for adult steelhead and Chinook salmon to reach suitable spawning and rearing habitat and for outmigration of juveniles

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Project Objectives Summary, continued

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- Maintain flexible and reliable groundwater recharge to support current and future water supply and water deliveries for municipalities, industries, agriculture, and the environment in a practical, cost-effective, and environmentally sensitive manner so that sufficient water is available for any present or future beneficial use

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Proposed Project

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- Fish Habitat Restoration Plan (FHRP) Phase 1 Measures
 - Stevens Creek and Guadalupe River watersheds
 - ADSRP EIR will include Coyote Creek Phase 1 measures
- Adaptive Management Program (AMP)
 - Restoration measures for Stevens Creek, Guadalupe River, and Coyote Creek watersheds including monitoring, maintenance, and adaptive management framework.
- Amendments to Water Rights
 - *Domestic and irrigation to Municipal, addition of fish and wildlife preservation and enhancement as Purpose of Use*



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Program EIR Scope

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- Program EIR with some project-level CEQA analysis
 - Project-level analysis - flow measures
 - Programmatic analysis - non-flow measures
- Current Baseline (2015) v. Future Baseline (2035)
- Adaptive Management Program
 - Adaptive management of restoration measures
 - Impacts of foreseeable Phase 1 monitoring, maintenance, and adaptive actions that would be part of AMP implementation.



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Program EIR Scope, continued

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- Alternatives Evaluated in the Draft EIR

Project or Alternative	FAHCE Non-flow Measures	Water Rights Petitions Granted	Operations Rule Curves: FAHCE	Operations Rule Curves: FAHCE-plus
Proposed Project	Yes	Yes	Yes	No
No Project Alternative	No	No	No	No
Non-flow Measures Only Alternative	Yes	No	No	No
FAHCE-plus Alternative	Yes	Yes	No	Yes



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Reservoir Re-operation Rule Curves

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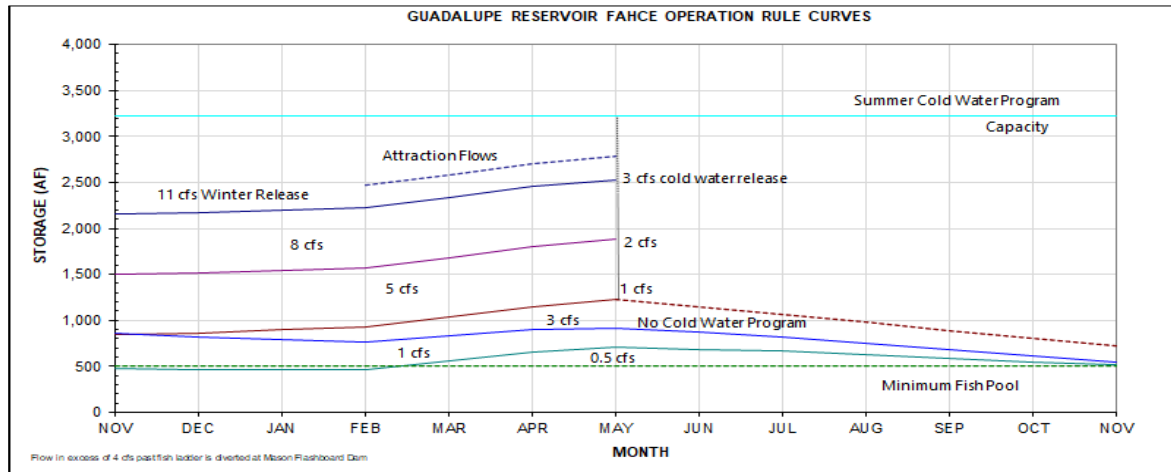
- Developed by FAHCE Technical Advisory Committee
- Operational criteria that benefit the life-cycle needs of steelhead, Chinook salmon, or both
- Maximize water in channel during migration and over-summer rearing flows within CWMZ
- Minimum rate met in 90 percent of historic water year conditions



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Rule Curves Example: Guadalupe Reservoir



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FAHCE-plus Reservoir Re-operation Rule Curves

- Developed in coordination with FAHCE Technical Work Group
- Similar winter and summer rule curves as FAHCE
- Additional pulse flow releases for migration



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Non-flow Measures

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- Fish Passage Barrier Remediation and Maintenance
- Spawning and Rearing Habitat Improvements
- Advanced Recycled and Other Urban Water Plan

Stevens Creek Watershed-specific Measures

- Stevens Creek Reservoir Multiport Outlet
- Stevens Creek Trap and Truck Feasibility Study

Guadalupe River Watershed-specific Measures

- Alamitos Creek Facilities Plan
- Guadalupe Watershed Geomorphic Function Enhancement Projects



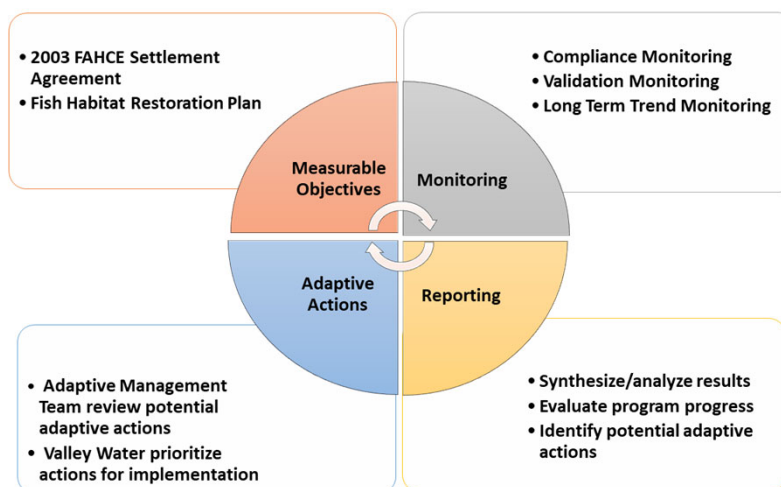
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Adaptive Management Program

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EIR Document Navigation

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- Executive Summary
- Chapter 1 – Introduction
- Chapter 2 – Project Description
- Chapter 3 – Environmental Setting and Impact Analysis
(FAHCE Project Analysis)
- Chapter 4 – Alternatives
(No Project, Non-Flow Only, FAHCE-Plus Analysis)
- Chapter 5 – Other Statutory Considerations
(Including Cumulative Effects Analysis)
- Chapter 6 – List of Preparers
- Chapter 7 - References



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EIR Appendices Navigation

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- | | |
|---|--|
| A - Draft Fish Habitat Restoration Plan | J - White Paper on Work Flow of the HEC-RAS Cross Section Analysis |
| B - Settlement Agreement | K - Fisheries and Aquatic Habitat Technical Memorandum |
| C - Stakeholder Engagement | L - Proposed Petitions to Change Water Rights |
| D - District Best Management Practices | M - Water Supply Technical Memorandum |
| E - General Conditions of the Valley Habitat Plan Applicable to FAHCE FHRP | N - Fisheries Habitat Availability Estimation Methodology |
| F - Initial Study | O - Use of Habitat Data in Support of CEQA Analysis for FAHCE Fish Habitat Restoration Plan |
| G - Valley Water Daily WEAP Model Technical Memorandum | P - Terrestrial Biological Resources Technical Memorandum |
| H - Methods for Establishing Reaches of Interest and Points of Interest Technical Memorandum | Q - CalEEMod Air Quality Modeling |
| I - Temperature Modeling Technical Memorandum | |

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Summary of Findings—Adverse Impacts

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	FAHCE (Proposed Project)	No Project Alternative	Non-Flow Only Alternative	FAHCE-plus Alternative
Hydrology		Significant & Unavoidable (Flow Measures)		
Terrestrial Biological Resources	Significant but Mitigable (Non-Flow Measures)		Significant but Mitigable (Non-Flow Measures)	Significant but Mitigable (Non-Flow Measures)
Cultural Resources	Significant & Unavoidable (Non-Flow Measures)		Significant & Unavoidable (Non-Flow Measures)	Significant & Unavoidable (Non-Flow Measures)
Tribal Cultural Resources	Significant & Unavoidable (Non-Flow Measures)		Significant & Unavoidable (Non-Flow Measures)	Significant & Unavoidable (Non-Flow Measures)
Geology & Soils (Paleontology)	Significant but Mitigable (Non-Flow Measures)		Significant but Mitigable (Non-Flow Measures)	Significant but Mitigable (Non-Flow Measures)
Noise	Significant & Unavoidable (Non-Flow Measures)		Significant & Unavoidable (Non-Flow Measures)	Significant & Unavoidable (Non-Flow Measures)

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Summary of Findings—Beneficial Impacts

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	FAHCE (Proposed Project)	No Project Alternative	Non-Flow Only Alternative	FAHCE-plus Alternative
Water Quality	Beneficial (Flow and Non-Flow Measures)		Beneficial (Flow and Non-Flow Measures)	Beneficial (Flow and Non-Flow Measures)
Aquatic Biological Resources	Beneficial (Flow and Non-Flow Measures)		Beneficial (Flow and Non-Flow Measures)	Beneficial (Flow and Non-Flow Measures)
Terrestrial Biological Resources	Beneficial (Flow and Non-Flow Measures)		Beneficial (Flow and Non-Flow Measures)	Beneficial (Flow and Non-Flow Measures)

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Key Distinctions: FAHCE v. FAHCE-plus

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- Impacts across most resource topics were found to be relatively comparable
- A few key distinctions were found in Aquatic Biological Resources:
 - The FAHCE-Plus Alternative would improve habitat conditions and migration potential for steelhead to the largest extent
 - Both FAHCE and the FAHCE-plus Alternative would improve habitat conditions overall and migration potential for the Chinook salmon

Environmentally Superior Alternative: FAHCE-Plus



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Public Review and Comment Period

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- Available for review at: <https://www.valleywater.org/project-updates/public-review-documents>
- Available for in-person review at Valley Water offices and other nearby libraries
- 45-day public review and comment period
 - Wednesday, June 30, 2021, to Monday, August 16, 2021
- **Virtual public meeting will be held via Zoom**
 - Scheduled for **4:30 p.m. on July 21, 2021**



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How to Comment

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- Written comments due **Monday, August 16, 2021, at 5:00 PM**
- **Send written comments to:**

Ryan Heacock, Project Manager
 Santa Clara Valley Water District
 Operations and Maintenance Environmental Support Unit
 5750 Almaden Expressway
 San José, CA 95118-3686
 (408) 265-2600



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FAHCE@valleywater.org

Please include a name, address, contact number, and email address for future correspondence related to this CEQA process.



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QUESTIONS?



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6/17/21 | 10:38 AM: Valley Water activates its Emergency Operations Center in response to Santa Clara County's extreme drought. [Learn more \(https://www.valleywater.org/drought\)](https://www.valleywater.org/drought)



6/17/21 | 10:39 AM: Valley Water continues to operate safely while monitoring ongoing COVID-19 pandemic. LEARN MORE HERE (<https://www.valleywater.org/node/926>)



Valley Water Board Chair Tony Estremera statement on declaration of water shortage emergency condition

June 09, 2021



Santa Clara County is in extreme drought. We can't afford to wait to act as our water supplies are being threatened locally and across California. We are in an emergency and Valley Water must do everything we can to protect our groundwater resources and ensure we can provide safe, clean water to Santa Clara County residents and businesses.

To better deal with these threats and the emergency they are causing, today my fellow Board Members and I unanimously declared a water shortage emergency condition in Santa Clara County. This declaration, which is among the strongest actions we can take under law, allows Valley Water to work with our retailers, cities and the county to implement regulations and restrictions on the delivery and consumption of water. We also are urging the County of Santa Clara to proclaim a local emergency and join us in underscoring the seriousness of the threats posed by the extreme drought.

Increased conservation is also necessary to protect local water supplies and guard against groundwater overdraft, subsidence, and dry domestic wells, especially if the drought extends into next year. That's why my fellow Board Members and I also are calling for a

mandatory 15% reduction in water use compared to 2019.

These actions are necessary as we face further challenges to our local water supply. The Federal Energy Regulatory Commission ordered Anderson Reservoir to be drained for public safety as we strengthen the dam. This means the largest surface reservoir in Santa Clara County is out of service while performing this critical work.

Our imported water supplies are decreasing because of the historic dry season. About 50% of our water supply comes from outside our county, and the depleted Sierra Nevada snowpack caused a significant reduction in the amount of imported water we will receive this year.

Valley Water is addressing this by working to withdraw previously banked supplies and purchasing emergency water from our partners.

We thank the many people who acted during the last drought and beyond to reduce their water use significantly. Water saved through the years is water we can use now. We urge the community to keep up that great work.

I ask our residents, businesses, and farmers to do your part to help us weather this extreme drought by taking part in our many rebate and conservation programs. Valley Water offers robust conservation programs that can help you save water and money, including an increase in our Landscape Rebate Program beginning July 1. Learn about all our rebate programs, conservation tips and how to get free water-saving tools at [watersavings.org](https://www.valleywater.org/watersavings.org) (<https://www.valleywater.org/water-conservation-programs>).

A reliable supply of safe, clean water is crucial for public health and the economy. We can't predict how long this drought will last. But we know now is the time for action to protect our groundwater basins and make sure there is enough water for all our communities. Thank you for doing your part.

Valley Water manages an integrated water resources system that includes the supply of clean, safe water, flood protection and stewardship of streams on behalf of Santa Clara County's 2 million residents. The district effectively manages 10 dams and surface water reservoirs, three water treatment plants, an advanced recycled water purification center, a state-of-the-art water quality laboratory, nearly 400 acres of groundwater recharge ponds and more than 275 miles of streams. We provide wholesale water and groundwater management services to local municipalities and private water retailers who deliver drinking water directly to homes and businesses in Santa Clara County.

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Recent News

June 03, 2021



Santa Clara Valley Water District

File No.: 21-0486

Agenda Date: 7/8/2021
Item No.: 4.2.

COMMITTEE AGENDA MEMORANDUM

Stream Planning and Operations Committee

SUBJECT:

Receive update on Anderson Dam Seismic Retrofit Project and Incorporation of FAHCE Conservation Measures for Coyote Creek.

RECOMMENDATION:

Receive updates on the incorporation of FAHCE Conservation Measures for the Coyote Creek Watershed by the Anderson Dam Seismic Retrofit Project.

SUMMARY:

Coordination of the Fish and Aquatic Habitat Collaborative Effort (FAHCE) and ADSRP work remains an ongoing effort. This includes continued monthly coordination and collaboration with the resource agencies and partners in support of federal and state permits for ADSRP. The update to the Committee on ADSRP progress since May 2021 includes the following:

Board Actions Taken at the May 25,2021 Board Meeting

- The Capital Improvement Program Committee received information and discussed delegating authority for Anderson Dam Tunnel Project (ADTP) change order contingency sum on May 17, 2021. The Board considered the Capital Improvement Program Committee Recommendation from May 17, 2021 meeting regarding Anderson Dam Tunnel Project, Project No. 91864005, construction contract contingency sum delegated authority.
- The Board approved agreement with AECOM Technical Services Inc., for design services of the Coyote Creek Flood Management Measures Project as part of Anderson Dam Seismic Retrofit Project, Project No. 91864005, and the Coyote Creek Flood Protection Project, Project No. 26174043, CAS File No. 5157 for a Not-to Exceed Fee of \$9,985,313.24.

Staff received California Department of Water Resources Division of Safety of Dams approval for Phase 2A and 2B of the ADTP on May 14, 2021. Staff also received ADTP Phase 2A engineering approval from Federal Energy Regulatory Commission Division of Dam Safety and Inspections (D2SI) on May 14, 2021.

Coordination with Resource Agencies

Staff continues to hold and participate in regular technical and permitting discussions with resource agencies for FOCF and ADSRP. These meetings include an interagency meeting, two Technical Work Group meetings, a technical sub-group meeting, a two-day Board of Consultants meeting, and

regular single agency meetings to work through the permitting for the Federal Energy Regulatory Commission (FERC) Ordered Compliance Project (FOCP).

In June, the FERC approved monitoring plans drafted by Santa Clara Valley Water District (Valley Water) and reviewed by the resource agencies, including the Wetland and Riparian Dryback monitoring Plan, the sediment deposition monitoring plan, the Phytophthora Management Plan, and the revised fish rescue and relocation plan.

Also, in June, Valley Water conducted an agency approved fish relocation for steelhead below Anderson dam in the cold water management zone of Coyote Creek as a part of the FOCP program.

ATTACHMENTS:

Attachment 1: Memo Approving ADTP Construction Contract Contingency Sum Delegated Authority

Attachment 2: Memo Approving Agreement with AECOM for Design Services of the Coyote Creek Flood Management Measures and Coyote Creek Flood Protection Project

UNCLASSIFIED MANAGER:

Christopher Hakes, 408-630-3796



Santa Clara Valley Water District

File No.: 21-0615

Agenda Date: 5/25/2021

Item No.: *4.4.

BOARD AGENDA MEMORANDUM

SUBJECT:

Consider the Capital Improvement Program Committee Recommendation from the May 17, 2021, Meeting Regarding the Anderson Dam Tunnel Project (Project 91864005) Construction Contract Contingency Sum Delegated Authority.

RECOMMENDATION:

Consider the Capital Improvement Program Committee's recommendation regarding delegating authority for the Anderson Dam Tunnel Project change order contingency sum.

SUMMARY:

During the May 17, 2021 Capital Improvement Program (CIP) Committee meeting, staff provided an update on the Anderson Dam Tunnel Project. By unanimous roll call vote, the Committee approved recommending to the full Board that it consider delegating authority to staff to approve change orders for the Anderson Dam Tunnel Project at the amounts stated below, and that the CIP Committee receive regular monthly reports with information regarding approved change orders, pending change orders, and the cumulative amounts.

Unit Manager: Up to \$100,000

Assistant Operating Officer: Up to \$250,000

Deputy Operating Officer Up to \$500,000

Assistant Chief Executive Officer: Up to \$2.5 million

Chief Executive Officer: Up to \$5 million

Recent Board Action

On April 27, 2021, Valley Water's Board of Directors received a report of bids and awarded Contract C0663 for the construction of Anderson Dam Tunnel Project (ADTP), part of the larger Anderson Dam Seismic Retrofit Project (ADSRP) No. 91864005, to Flatiron West, Inc. in the sum of \$161,140,321.

The Board of Directors also approved a contingency sum of \$40,000,000. The Board took no action to delegate authority to the Chief Executive Officer (CEO) or designee to approve individual change orders up to the full designated contingency amount, and instead directed Valley Water staff to

submit this topic for discussion at a Capital Improvement Program (CIP) Committee meeting.

Project Background

The ADSRP will correct dam seismic deficiencies and meet all current Federal Energy Regulatory Commission (FERC) and California Department of Water Resources, Division of Safety of Dams (DSOD) dam safety design standards.

Valley Water is undertaking the Anderson Dam Federal Energy Regulatory Commission Order Compliance Project (FOCP) as a result of the February 20, 2020 directive from FERC to implement interim risk reduction measures at Anderson Dam. One of those measures is the ADTP.

The ADTP will construct a diversion system to augment the existing outlet, which will consist of a new diversion tunnel, an outlet structure, a micro-tunnel lake tap, and modifications to Coyote Creek just downstream of the base of the dam. The ADTP also includes reservoir bank and rim stability improvements and existing intake structure modification.

On April 27, 2021, Valley Water Board of Directors awarded the construction contract to the top-ranked best value proposer, Flatiron West, Inc, in the sum of \$161,140,321. Project construction is due to begin in May 2021 and be completed by the end of December 2023.

Contingency Funds

The Contract award sum for the Project is \$161,140,321. To allow staff to quickly address unforeseen or changed site conditions and other unanticipated occurrences without causing unnecessary delays or consequential costs to the Project, the Board approved a contingency amount of \$40,000,000 (25% of the contract price) for the subject Project:

Staff had recommended that based on standard Valley Water practice, and adding a delegated amount to the Assistant CEO due to the large amount of the contingency, individual change orders for this Project would be subject to approval at the following delegated amounts:

Unit Manager: \$100,000

Assistant Operating Officer: \$250,000

Deputy Operating Officer: \$500,000

Assistant Chief Executive Officer: up to half of the total amount of the contingency

Chief Executive Officer: up to the total amount of the contingency

The Board discussed these delegation authority amounts and directed staff to submit this topic for discussion to the CIP Committee.

By unanimous roll call vote at its May 17, 2021 meeting, the Committee approved recommending to the full Board that it consider delegating authority to staff to approve change orders for the Anderson Dam Tunnel Project at the amounts stated and that the CIP Committee receive regular monthly reports with information regarding approved change orders, pending change orders, and the cumulative amounts.

Unit Manager: Up to \$100,000
Assistant Operating Officer: Up to \$250,000
Deputy Operating Officer Up to \$500,000
Assistant Chief Executive Officer: Up to \$2.5 million
Chief Operating Officer: Up to \$5 million

Delegated Authority

Based on past Valley Water practice (prior to the District having an Assistant CEO position), individual change orders for a project are generally subject to approval at the following designated amounts:

Unit Manager: \$100,000
Deputy Operating Officer: \$250,000
Chief Executive Officer: up to the total amount of the contingency

These values do vary at the Unit Manager and Deputy level from project to project, however, Valley Water has consistently delegated to the CEO the authority to approve change orders up to the total amount of the contingency. However, the contingency sum for the ADTP is not typical, as it is both the largest Board approved contingency to date and is in excess of the typical 10-15% of the contract value.

The Assistant CEO position was added in 2020 and has not previously been assigned delegated authority on enough projects to establish a pattern.

FINANCIAL IMPACT:

There is no financial impact associated with this item.

CEQA:

The recommended action does not constitute a project under CEQA because it does not have a potential for resulting in direct or reasonably foreseeable indirect physical change in the environment.

ATTACHMENTS:

None.

UNCLASSIFIED MANAGER:

Chris Hakes, 408-630-3796



Santa Clara Valley Water District

File No.: 21-0587

Agenda Date: 5/25/2021

Item No.: 6.1.

BOARD AGENDA MEMORANDUM

SUBJECT:

Approve Agreement with AECOM Technical Services, Inc., for Design Services for the Coyote Creek Flood Management Measures Project as part of the Anderson Dam Seismic Retrofit Project, Project No. 91864005, and the Coyote Creek Flood Protection Project, Project No. 26174043, CAS File No. 5157, for a Not-to-Exceed Fee of \$9,985,313.24 (San Jose) (Districts 2, 3, and 6).

RECOMMENDATION:

Approve the Agreement with AECOM Technical Services, Inc., for Design Services for the Coyote Creek Flood Management Measures Project as part of the Anderson Dam Seismic Retrofit Project, Project No. 91864005, and the Coyote Creek Flood Protection Project, Project No. 26174043 for a not-to-exceed fee of \$9,985,313.24.

SUMMARY:

Design services are required for two intrinsically related projects: the Coyote Creek Flood Management Measures Project (referred to as Project "A" in the Agreement) and the Coyote Creek Flood Protection Project (referred to as Project "B" in the Agreement), both located on Coyote Creek between Montague Expressway and Tully Road within the City of San José. The purpose of each project is:

Project A: To reduce the risk of flooding to homes, schools, businesses, and transportation networks from flood flows associated with a 20-year recurrence interval flood, approximately equivalent to the February 2017 flood event and as a result of water releases from Santa Clara Valley Water District's (Valley Water) Anderson Dam that may occur after construction of Valley Water's Anderson Dam Tunnel Project (ADTP), scheduled to be completed approximately December 2023.

Project B: To reduce the risk of flooding to homes, schools, businesses, and transportation networks, by constructing flood protection improvements along Coyote Creek between Montague Expressway and Tully Road to provide protection from floods up to the level that occurred on February 21, 2017, approximately a 5% (20-year) flood event, by November 2025.

Project Background

The original Coyote Creek Flood Protection Project was approved by voters in November 2000 as part of the Clean, Safe Creeks and Natural Flood Protection Plan (Clean, Safe Creeks Plan). According to the Clean, Safe Creeks Plan, the objective was to plan and design a 1% (100-year) flood protection project from Montague Expressway to Interstate 280 and partially construct a portion of the Project, the length of which would be dependent on available funds. When the Clean, Safe Creeks Plan was replaced by the Safe, Clean Water and Natural Flood Protection Program (Safe, Clean Water Program), as approved by voters in November 2012, the Coyote Creek Flood Protection Project was included in the 2012 Safe, Clean Water Program.

During the 2016-2017 winter season, the entire state of California experienced precipitation at 190% of average. In Santa Clara County, various storm systems were constantly moving through the area, keeping the soil saturated and causing significant flooding events and unprecedented reservoir spills. On February 21, 2017, Coyote Creek overtopped its banks at several locations between Montague Expressway and Tully Road. Consequently, hundreds of homes, and commercial and industrial properties were inundated by the creek waters for several hours. Approximately 14,000 residents were subject to mandatory evacuation orders. There were tens of millions of dollars in property damage.

This flood event prompted a modification of the 2012 Safe, Clean Water Program Coyote Creek Flood Protection Project. The geographic location of the Project was extended to reach upstream to Tully Road, encompassing the area that previously flooded, and the Project development schedule was accelerated. The preferred project (a federal-state-local partnership) was changed from protecting against a 1%, or 100- year flood event, to protecting the local communities from a flood event equivalent to the February 21, 2017 flood (approximately a 20-25- year event). Additionally, the local funding-only option was developed to identify short-term flood relief solutions that could be initiated prior to the 2017-2018 winter season. The local funding-only option also included Valley Water's commitment to complete the planning and design phases of the preferred project and identify prioritized elements of the Project for construction with the remaining local funds.

The Federal Energy Regulatory Commission (FERC) has jurisdiction over Anderson Dam, located on Coyote Creek in Morgan Hill, and its associated safety measures. Pursuant to FERC's authority, for public health and safety reasons, on February 20, 2020, Valley Water received an Order from FERC to further reduce risks to public safety by implementing certain risk reduction measures for dam operation and design.

The elements identified in the scope of work for Project A must be designed and constructed as avoidance and minimization measures in anticipation of the construction of the Anderson Dam Tunnel Project (ADTP), to prevent flooding within urbanized areas of San José as a result of the water releases from the tunnel after construction completion in December 2023. In other words, Valley Water expedited a portion of the original Coyote Creek Flood Protection Project as a response to the FERC order, and created the Coyote Creek Flood Management Measures Project (Project A).

Since Project A is one of the mitigation measures for the ADTP, it is funded by the Water Utility Enterprise fund and not by the Safe, Clean Water program. The Safe, Clean Water Program was renewed by voter approval in November 2020 and continues to fund Project B. The completion of Project A and Project B will meet the Coyote Creek Flood Protection Project Key Performance

Indicator for constructing flood protection improvements along Coyote Creek between Montague Expressway and Tully Road to provide protection from floods up to the level that occurred on February 21, 2017, approximately a 5% (20-year) flood event.

Project B will construct all the remaining Coyote Creek flood protection elements, as identified in the renewed Safe, Clean Water Program, within the Project geographic area that are necessary to convey flows similar to those that occurred during the 2017 flood event and any additional flows from the new Anderson Dam diversion tunnel, which will be part of the larger Anderson Dam Seismic Retrofit Project (ADSRP). The deadline for completing Project B is November 2025.

The overall flood risk reduction objective to protect these areas of Coyote Creek from a flood event approximately equivalent to the February 2017 flood event will be met by completing both Project A and Project B.

Consultant Selection Process

The design services Request for Proposals (RFP) was issued October 21, 2020. Outreach was conducted to 331 firms, and advertisements were issued in the SJ Post and SBEINC.com prior to publishing the RFP. A pre-proposal meeting was held via Zoom on November 9, 2020, with 39 attendees.

Valley Water received proposals from three consultant firms on December 4, 2020: AECOM Technical Services, Inc. (AECOM); GEI Consultants; and GHD, Inc.

An Evaluation Committee (EC), consisting of four (4) panelists from Valley Water with subject matter expertise, ranked the written proposals.

The EC completed their technical evaluation in accordance with the evaluation criteria in the subject RFP. Based on the final written proposal scores, the EC invited all three (3) firms to participate in oral interviews. Following the oral interviews and based on the combined written and oral rating scores, the EC recommended that staff begin negotiations with the highest ranked firm, AECOM.

On January 28, 2021, Valley Water staff initiated contract negotiations with AECOM. The negotiations have now been completed successfully. Staff recommends Board approval of the Agreement with AECOM for Design Services for the Coyote Creek Flood Management Measures Project and the Coyote Creek Flood Protection Project, for a not-to-exceed fee of \$9,985,313.24.

Consultant Agreement and Scope of Services

The recommended consultant Agreement with AECOM Technical Services, Inc. includes the required tasks and budget to perform design, geotechnical investigation, and bidding and award services through the design phase. The Cost Breakdown table below provides a list of tasks included in the scope of services and the associated not-to-exceed fees for each project and the total for the Agreement. Supplemental services may include structure elevation design and landscaping restoration on acquired property. The Consultant will invoice Valley Water separately for each

individual project according to the tasks performed for that project.

Table 1: Cost breakdown of Tasks for Consultant Agreement

COST BREAKDOWN				
Task	Description	Project A	Project B	Not-to-Exceed Fees
1	Project Management	\$339,839.50	\$339,839.50	\$679,679.00
2	Data Collection and Investigations	\$965,679.93	\$1,274,337.09	\$2,240,017.02
3	Basis for Design	\$127,752.06	\$25,889.92	\$153,641.98
4	30 Percent Design Document Preparation	\$511,769.74	\$460,007.93	\$971,777.67
5	60 Percent Design Document Preparation	\$881,495.81	\$1,007,064.01	\$1,888,559.82
6	90 Percent Design Document Preparation	\$611,249.52	\$696,496.23	\$1,307,745.75
7	Final Design Document Preparation	\$403,316.80	\$444,129.35	\$847,446.15
8	Bid and Award Services	\$111,578.02	\$111,578.02	\$223,156.04
9	Supplemental Services	\$1,106,302.60	\$566,987.21	\$1,673,289.81
Total Not-to-Exceed Fees:		\$5,058,983.97	\$4,926,329.25	\$9,985,313.24

FINANCIAL IMPACT:

Both the Anderson Dam Seismic Retrofit Project, Project No. 91864005, and the Coyote Creek Flood Protection Project, Project No. 26174043 are included in the Final Five-Year 2022-26 Capital Improvement Program (CIP) and in the Board-adopted FY 2020-21 Budget. The not-to-exceed fee for the Design Consultant Services Agreement with AECOM Technical Services is \$9,985,313.24. There are adequate funds in the Coyote Creek Flood Management Measures Project as part of the Anderson Dam Seismic Retrofit Project, Project No. 91864005, and the Coyote Creek Flood Protection Project, Project No. 26174043.

The FY2021-22 proposed budgets for both projects have sufficient funding to encumber costs associated with the design consultant services. Funds to cover the remaining design consultant services in subsequent fiscal years will be recommended by staff through the annual, fiscal year budget process. The impact of this Design Consultant Agreement would not change the total project cost for both projects as reflected in the Final Five-Year 2022-26 CIP.

CEQA:

The recommended action does not constitute a project under CEQA because it does not have the potential for resulting in direct or reasonably foreseeable indirect physical change in the environment.

ATTACHMENTS:

Attachment 1: Agreement

UNCLASSIFIED MANAGER:

Rechelle Blank, 408-630-2615



Santa Clara Valley Water District

File No.: 21-0490

Agenda Date: 7/8/2021
Item No.: 4.3.

COMMITTEE AGENDA MEMORANDUM

Stream Planning and Operations Committee

SUBJECT:

Review Stream Planning and Operations Committee (SPOC) Work Plan, Outcomes of Board Action of Committee Requests, and the Next Meeting Agenda.

RECOMMENDATION:

- A. Review 2021 SPOC work plan, outcomes of Board action of Committee requests, and next meeting agenda; and
- B. Schedule Committee meetings as appropriate.

SUMMARY:

This item allows the SPOC to review its 2021 Work Plan, outcomes of Board action of Committee requests, next meeting agenda, and identify tasks and schedule meetings as appropriate.

ATTACHMENTS:

- Attachment 1: 2021 SPOC Work Plan
- Attachment 2: September 9, 2021 Draft Agenda

UNCLASSIFIED MANAGER:

Michele King, 408-630-2711

2021 Stream Planning and Operations Committee Work Plan

The annual work plan establishes a framework for committee discussion and action during the annual meeting schedule. The committee work plan is a dynamic document, subject to change as external and internal issues impacting the District occur and are recommended for committee discussion. Subsequently, an annual committee accomplishments report is developed based on the work plan and presented to the District Board of Directors.

ITEM	WORK PLAN ITEM BOARD POLICY	MEETING DATE	INTENDED OUTCOME(S) (Action of Information Only)	ACCOMPLISHED DATE AND OUTCOME
1	Election of Chair and Vice Chair for 2021	January	<ul style="list-style-type: none"> Committee Elects Chair and Vice Chair for 2020. (Action) 	Completed 1/14/21 – Keegan elected Chair LeZotte elected Vice Chair
2	Review of Draft Committee Work Plan	January	<ul style="list-style-type: none"> Review draft 2021 Committee Work plan 	Completed 1/14/21 – Approved workplan as presented
3	Review Committee Work Plan, the Outcomes of Board Action of Committee Requests, and the Committee Next Meeting Agenda	March May July September November	<ul style="list-style-type: none"> Receive and review the 2020 Board-approved Committee work plan. (Action) Submit requests to the Board, as appropriate. 	Reviewed 3/11/21 Reviewed 5/13/21
4	Receive updates on FAHCE progress and deliverables	January March May July September November	<ul style="list-style-type: none"> Receive updates on FAHCE activities and progress. 	Update provided 1/14/21 Update provided 3/11/21 Update provided 5/13/21
5	Discuss District and Non-District Projects and Other Activities that May Affect the FAHCE Settlement Agreement and Implementation	January March May July September November	<ul style="list-style-type: none"> Receive information on activities affecting the FAHCE Settlement Agreement and Implementation, as needed. Provide input on these activities to ensure their consistency with the intent of the FAHCE Settlement Agreement. (Action) 	Information provided 1/14/21 3/11/21 Update on Singleton Road Interim Project at Coyote Creek 5/13/21 Update on Almaden Lake Project

6	Receive update on Anderson Dam Seismic Retrofit Project and Incorporation of FAHCE Conservation Measures for Coyote Creek	January March July November	<ul style="list-style-type: none"> Receive updates on the incorporation of FAHCE Conservation Measures for the Coyote Creek Watershed by the Anderson Dam Seismic Retrofit Project. (Information) 	Update provided 1/14/21 Update provided 3/11/21
7	Receive FAHCE Draft EIR	July	<ul style="list-style-type: none"> Receive the FAHCE Draft EIR, when completed. (Information) <i>Draft EIR provided to SPOC members in June when made available to the public</i> 	
8	Discuss Prioritization of FAHCE Phase 1 Non-Flow Measures in the Guadalupe River and Stevens Creek Watersheds	July September	<ul style="list-style-type: none"> Receive information on prioritization of the Phase 1 non-flow measures in the Guadalupe River and Stevens Creek Watersheds. Provide input on prioritization of Phase 1 non-flow measures for consideration of the Initialing Parties. (Action) 	
9	Receive updates on consultant contracts for FAHCE	May July September	<ul style="list-style-type: none"> Receive updates on FAHCE contracts requiring Board Approval. 	Update on FAHCE Contracts provided 5/13/21
10	Receive Updates on Discussions with the FAHCE Adaptive Management Team	March September	<ul style="list-style-type: none"> Receive updates on key discussions and decisions made by the FAHCE Adaptive Management Team. (Information) 	Update provided 3/11/21
11	Field Tour	September	<ul style="list-style-type: none"> Attend an annual field tour of a FAHCE or FAHCE related site; invite public 	

DRAFT



Santa Clara Valley Water District Stream Planning & Operations Committee Meeting

Teleconference Zoom Meeting
5700 Almaden Expressway
San Jose, CA 95118

AGENDA

**Thursday, September 9, 2021
12:00 PM**

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

SPOC COMMITTEE

Barbara Keegan - District 2
Linda J. LeZotte - District 4
Tony Estremera - District 6

During the COVID-19 restrictions, 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 to the public through the legislative body agenda web page at the same time that the public records are distributed or made available to the legislative body, or through a link in the Zoom Chat Section during the respective meeting. Santa Clara Valley Water District will make reasonable efforts to accommodate persons with disabilities wishing to participate in the legislative body's meeting. Please advise the Clerk of the Board Office of any special needs by calling (408) 265-2600.

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 Stream Planning & Operations Committee

AGENDA

Thursday, September 9, 2021

12:00 PM

Teleconference Zoom Meeting

IMPORTANT NOTICES

This meeting is being held in accordance with the Brown Act as currently in effect under the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20 issued on March 17, 2020 that allows attendance by members of the Committee, staff, and the public to participate and conduct the meeting by teleconference, videoconference, or both.

Members of the public wishing to address the Committee during a video conferenced meeting on an item not listed on the agenda, or any item listed on the agenda, should use the "Raise Hand" tool located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Committee Chair in the order requests are received and granted speaking access to address the Committee.

Santa Clara Valley Water District (Valley Water) in complying with the Americans with Disabilities Act (ADA), requests individuals who require special accommodations to access and/or participate in Valley Water Committee meetings to please contact the Clerk of the Board's office at (408) 630-2711, at least 3 business days before the scheduled meeting to ensure that Valley Water may assist you.

This agenda has been prepared as required by the applicable laws of the State of California, including but not limited to, Government Code Sections 54950 et. seq. and has not been prepared with a view to informing an investment decision in any of Valley Water's bonds, notes or other obligations. Any projections, plans or other forward-looking statements included in the information in this agenda are subject to a variety of uncertainties that could cause any actual plans or results to differ materially from any such statement. The information herein is not intended to be used by investors or potential investors in considering the purchase or sale of Valley Water's bonds, notes or other obligations and investors and potential investors should rely only on information filed by Valley Water on the Municipal Securities Rulemaking Board's Electronic Municipal Market Access System for municipal securities disclosures and Valley Water's Investor Relations website, maintained on the World Wide Web at <https://emma.msrb.org/> and <https://www.valleywater.org/how-we-operate/financebudget/investor-relations>, respectively.

Under the Brown Act, members of the public are not required to provide identifying information in order to attend public meetings. Through the link below, the Zoom webinar program requests entry of a name and email address, and Valley Water is unable to modify this requirement. Members of the public not wishing to provide such identifying information are encouraged to enter "Anonymous" or some other reference under name and to enter a fictional email address (e.g., attendee@valleywater.org) in lieu of their actual address. Inputting such values will not impact your ability to access the meeting through Zoom.

Join Zoom Meeting:
<https://valleywater.zoom.us/j/98460637852>

Dial in information
1 669 900 9128 US (San Jose)
Meeting ID: 984 6063 7852

1. CALL TO ORDER:

1.1. Roll Call.

2. TIME OPEN FOR PUBLIC COMMENT ON ANY ITEM NOT ON THE AGENDA.

Notice to the Public: Members of the public who wish to address the Committee on any item not listed on the agenda should access the "Raise Hand" tool located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Committee Chair in order requests are received and granted speaking access to address the Committee. Speakers comments should be limited to three minutes or as set by the Chair. The law does not permit Committee action on, or extended discussion of, any item not on the agenda except under special circumstances. If Committee 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 Committee may take action on any item of business appearing on the posted agenda.

3. APPROVAL OF MINUTES:

3.1. Approval of Minutes.

21-0702

Recommendation: Approve the July 8, 2021 Stream Planning and Operations Committee (SPOC) minutes.

Manager: Michele King 408-630-2711

4. ACTION AND INFORMATION ITEMS:

4.1. Receive updates on FAHCE Progress and Deliverables.

21-0704

Recommendation: Receive updates on FAHCE activities and progress.

Manager: First Last, 408-630-XXXX

- 4.2. Discuss District and Non-District Projects and Other Activities that May Affect the FAHCE Settlement Agreement and Implementation. **21-0485**
 Recommendation: A. Receive information on activities affecting the FAHCE Settlement Agreement and Implementation, as needed; and
 B. Provide input on these activities to ensure their consistency with the intent of the FAHCE Settlement Agreement.
 Manager: First Last, 408-630-XXXX
- 4.3. Discuss Prioritization of FAHCE Phase 1 Non-Flow Measures in the Guadalupe River and Stevens Creek Watersheds. **21-0488**
 Recommendation: A. Receive information on prioritization of the Phase 1 non-flow measures in the Guadalupe River and Stevens Creek Watersheds; and
 B. Provide input on prioritization of Phase 1 non-flow measures for consideration of the Initialing Parties.
 Manager: First Last, 408-630-XXXX
- 4.4. Receive updates on consultant contracts for FAHCE. **21-0707**
 Recommendation: Receive updates on FAHCE contracts requiring Board Approval.
 Manager: First Last, 408-630-XXXX
- 4.5. Receive Updates on Discussions with the FAHCE Adaptive Management Team. **21-0705**
 Recommendation: Receive updates on key discussions and decisions made by the FAHCE Adaptive Management Team. **(Information)**
 Manager: First Last, 408-630-XXXX
- 4.6. Field Tour. **21-0706**
 Recommendation: Attend an annual field tour of a FAHCE or FAHCE related site; invite public.
 Manager: First Last, 408-630-XXXX
- 4.7. Review Stream Planning and Operations Committee (SPOC) Work Plan, Outcomes of Board Action of Committee Requests, and the Next Meeting Agenda. **21-0703**
 Recommendation: A. Review 2021 SPOC work plan, outcomes of Board action of Committee requests, and next meeting agenda; and
 B. Schedule Committee meetings as appropriate.
 Manager: Michele King, 408-630-2711

6. CLERK REVIEW AND CLARIFICATION OF COMMITTEE REQUESTS.

This is an opportunity for the Clerk to review and obtain clarification on any formally moved, seconded, and approved requests and recommendations made by the Committee during the meeting.

7. ADJOURN:

- 7.1. Adjourn to Regular Meeting at 12:00 p.m., on November 4, 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.