



SANTA CLARA VALLEY WATER DISTRICT

# NON-AGENDA

## November 20, 2020

**Board Policy EL-7 Communication and Support to the Board**  
*The BAOs shall inform and support the Board in its work.*

<b>Page</b>		<b><u>CEO BULLETIN &amp; NEWSLETTERS</u></b>
<b>3</b>		CEO Bulletin: Weeks of November 6 – November 19, 2020
		<b><u>BOARD MEMBER REQUESTS &amp; INFORMATIONAL ITEMS</u></b>
<b>10</b>		<b>BMR/IBMR Weekly Reports: 11/19/20</b>
<b>11</b>		Memo from Don Rocha, Acting DAO, Government Relations, to Rachael Gibson, Acting CEA, dated 11/17/20, regarding Congratulatory Letters for State Officials.
<b>19</b>		Memo from Michele King, COB, to the Board of Directors, dated 11/18/20, regarding Additional Public Comments for 11/17/20 Board Agenda Item 2.3.
		<b><u>INCOMING BOARD CORRESPONDENCE</u></b>
		<b>Board Correspondence Weekly Report: None.</b>
<b>30</b>		Email of Support from Michael Kenney, to the Board of Directors, dated 11/12/20, regarding Recycled Water (C-20-0184).
		<b><u>OUTGOING BOARD CORRESPONDENCE</u></b>
		None.

Board correspondence has been removed from the online posting of the Non-Agenda to protect personal contact information. Lengthy reports/attachments may also be removed due to file size limitations. Copies of board correspondence and/or reports/ attachments are available by submitting a public records request to [publicrecords@valleywater.org](mailto:publicrecords@valleywater.org).

# **CEO BULLETIN**

# CEO BULLETIN



To: Board of Directors  
 From: Rick L. Callender, CEO

## Weeks of November 6 – November 19, 2020

Board Executive Limitation Policy EL-7:

*The Board Appointed Officers shall inform and support the Board in its work. Further, a BAO shall 1) inform the Board of relevant trends, anticipated adverse media coverage, or material external and internal changes, particularly changes in the assumptions upon which any Board policy has previously been established and 2) report in a timely manner an actual or anticipated noncompliance with any policy of the Board.*

Item	IN THIS ISSUE
<u>1</u>	Anderson Reservoir Operations Post Federal Energy Regulatory Commission's Drawdown Order
<u>2</u>	BAYWORK Annual Report for 2019-2020
<u>3</u>	Department of Water Resources Releases Oroville Dam Comprehensive Needs Assessment Summary Report
<u>4</u>	Freedom Bridge
<u>5</u>	Saratoga Creek Hazard Tree Removal & Restoration Project
<u>6</u>	Update on PG&E's Wholesale Distribution Tariff (WDT) Rate Case
<u>7</u>	Valley Water Hosts Virtual Presentation on the Stevens Creek Fish Passage Study
<u>8</u>	<p><u>LeZotte</u>            At the 10/13/20 Board meeting, Director LeZotte requested a list of subjects and locations of the 19 Editorial Columns listed as accomplishments in the Board Provides Linkage to the Community section in the FY20 Board Performance Report.            R-20-0011</p>
<u>9</u>	<p><u>Kremen</u>            Staff is to Provide Director Kremen with a draft copy of the Fiscal Year 2020 Comprehensive Annual Financial Report (CAFR).            I-20-0016</p>

### 1. Anderson Reservoir Operations Post Federal Energy Regulatory Commission's Drawdown Order

Valley Water began drawing down Anderson Reservoir to meet the October 1, 2020 deadline that was imposed by the Federal Energy Regulatory Commission (FERC) Order. Valley Water is currently lowering the reservoir down to deadpool which is approximately 3-percent of capacity. As of November 16, 2020, Anderson Reservoir storage was at approximately 7-percent of capacity. Valley Water has been beneficially using Anderson Reservoir water by sending it to the drinking water treatment plants and releasing it to Coyote Creek for managed groundwater recharge.

On October 8, 2020, Valley Water stopped the release of Anderson water to the water treatment plants due to degrading water quality—high manganese levels and low dissolved oxygen. Valley Water increased the release to Coyote Creek to 100 cubic feet per second to comply with the FERC Order to draw down the reservoir as quickly and as safely as possible.

In early November 2020, Anderson Reservoir water turned over due to cooling air and water temperatures. That is, the reservoir water at different depths has mixed and the water quality became acceptable for treatment at the drinking water treatment plants. Consequently, Valley Water started sending Anderson Reservoir water again to the drinking water treatment plants on November 9, 2020. The plan is to keep on using Anderson Reservoir as a water source for the Rinconada and Santa Teresa Water Treatment Plants until Anderson's water storage nears deadpool or the water quality becomes unacceptable to use at the water treatment plants, whichever comes first. Flows to Coyote Creek are primarily from imported water sources when sending Anderson water to the drinking water treatment plants.

On November 13, 2020, Valley Water reduced the blend of Anderson water to the drinking water treatment plants due to water quality issues. The Anderson Reservoir water quality parameters continue to be monitored and, when the water becomes acceptable for the treatment plants, the use of Anderson Reservoir water will be increased to maximize its beneficial use.

For further information, please contact Greg Williams at (408) 630-2867.

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### **2. BAYWORK Annual Report for 2019-2020**

BAYWORK, a regional consortium of water and wastewater utilities working on operational sustainability through workforce sustainability has issued its Annual Report for 2019-2020. Valley Water is a charter member of BAYWORK and has benefited from support from Valley Water's Board of Directors. Valley Water's participation is a part of efforts for succession development.

Last fiscal year was a noteworthy one for BAYWORK. The COVID-19 pandemic derailed many planned activities however, it remained a strong year for the organization. The Annual Report is organized in an infographic format that highlights some of the most significant accomplishments and is available on the recently updated website at [www.baywork.org](http://www.baywork.org).

For further information, please contact Ingrid Bella at (408) 630-3171.

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### **3. Department of Water Resources Releases Oroville Dam Comprehensive Needs Assessment Summary Report**

On November 9, 2020, the Department of Water Resources (DWR) issued a news release announcing the publication of a summary report on the Oroville Dam Safety Comprehensive Needs Assessment (CNA), initiated in January 2018, to identify dam safety and operational needs following reconstruction of the spillways damaged in February 2017.

The news release states that a team of experts, including an Independent Review Board of dam safety experts, determined that the Oroville Dam Complex is safe to operate and no urgent repairs are needed. The CNA identified several risk-reduction projects that DWR already is moving to implement and identified potential vulnerabilities that require further examination to better understand their actual risk. Since conditions can change over time, DWR will conduct ongoing monitoring and assessment to maintain the safety and reliability of the dam complex.

The news release from DWR can be found at the following website:

<https://water.ca.gov/News/News-Releases/2020/Nov-20/Oroville-CNA-Assessment-Summary-Report>

The CNA Summary Report can be found at the following website:

<https://water.ca.gov/Programs/State-Water-Project/SWP-Facilities/Oroville/Oroville-Dam-Safety-Comprehensive-Needs-Assessment>

For further information, please contact Vincent Gin at (408) 630-2633.

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#### **4. Freedom Bridge**

As a part of the continuing effort to advance the removal of a temporary bridge, known as the Freedom Bridge, across San Tomas Creek that was constructed by Intel, Valley Water met with Intel again in September 2020. Intel agreed to proceed with the removal of the bridge and Valley Water agreed that it would be appropriate for Valley Water to act as lead agency under the California Environmental Quality Act (CEQA). Intel will be responsible for preparing CEQA documentation, obtaining permits, preparing revised plans, removing the bridge, and restoring the levee. Intel also agreed to provide periodic check-ins to assure progress.

Based on the schedule provided, removal of the bridge is targeted for Summer of 2021 which will require extension of the lease for the bridge on Valley Water lands until October 1, 2021.

For further information, please contact Rechelle Blank at (408) 630-2615.

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#### **5. Saratoga Creek Hazard Tree Removal & Restoration Project**

All Phase 1 tree removal work was completed as of October 28, 2020 and our completion memo (permit requirement) went out to the California Department of Fish and Wildlife (CDFW). Phase 1 operations removed 48 Eucalyptus trees and 49 remain to be removed in Phase 2 operations which are slated to begin in August 2021. Project site winterization measures have been put in place, all disturbed areas have been hydroseeded with a native grass and forbs seed mix. Dudek will continue to monitor the project site weekly until winter rains begin as required by the Stormwater Pollution Prevention Plan (SWPPP).

Native plant restoration work will begin in October of 2021. Starting in June of 2021, all encroached fences, fenceposts, landscaping and hardscaping will need to be removed from Valley Water property to allow for minor grading in preparation for restoration work.

The Brookside Club is generally pleased with how operations went, and Valley Water's lease of their parking lot has expired and will need to be renewed for Phase 2 tree removal operations. Valley Water is also in contact with Cupertino Union School District for discussions on obtaining maintenance access to their back gate for Phase 2 (August 2021) and Phase 3 (August 2022) tree removal operations.

For further information, please contact Jennifer Codianne at (408) 630-3876.

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## 6. Update on PG&E's Wholesale Distribution Tariff (WDT) Rate Case

On October 6, 2020, Power and Water Resources Pooling Authority (PWRPA), together with Calaveras Public Power Agency (CPPA), and Tuolumne Public Power Agency (TPPA), filed a joint Protest at Federal Energy Regulatory Commission (FERC) on the rate and non-rate changes proposed by Pacific Gas & Electric Company (PG&E) to its Wholesale Distribution Tariff (WDT) and WDT Service Agreements Nos. 17, 30, and 56. The proposed increase in PG&E's rate adjustments would increase Valley Water's annual electricity budget by about 37 percent or approximately \$750,000. In addition to the protest filed by PWRPA, CPPA and TPPA, the City and County of San Francisco and the California Public Utilities Commission also filed motions for dismissal. On November 7, 2020, PWRPA and Westlands Water District filed a Supplemental Protest at FERC citing the rate adjustments proposed by PG&E created a price squeeze that will harm PWRPA and some of its customers. Valley Water will continue to work with PWRPA on this case and will keep the Valley Water Board of Directors apprised of the progress as well as bring forth, as necessary, actions for the Board's consideration.

PWRPA is a Joint Powers Authority comprising nine irrigation districts that organized in 2004 under California State law to collectively manage individual power assets and loads. The Authority serves 15 water agencies including Valley Water. The aerial scope of PWRPA spans a significant portion of the Sacramento-San Joaquin Valleys and coastal counties of California. The Authority's power load ranges from 20 to 120 megawatts (MW) from winter to summer, consuming 290 to 520 gigawatt hours of energy annually to convey, treat, and recycle water for their growers and consumers. The Participants' individual loads range from 2 to 35 MW. PWRPA performs an annual cost-benefit comparison between PWRPA electricity costs and PG&E electricity costs. The most recent comparison indicates Valley Water achieved \$7.8 million in cost savings from calendar year 2016 through 2019. In addition, Valley Water's purchased electricity from PWRPA is 100 percent carbon free. Approximately 95 percent of Valley Water's purchased energy is provided by PWRPA.

For further information, please contact Bhavani Yerrapotu at (408) 630-2735.

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## 7. Valley Water Hosts Virtual Presentation on the Stevens Creek Fish Passage Study

On Friday, November 13, 2020, Valley Water hosted a lunchtime virtual presentation on the Stevens Creek Fish Passage Study to share the latest data with interested stakeholders and regulatory agencies. Together with a team of consultants, Valley Water analyzed 30 sites along Stevens Creek suspected of impeding steelhead passage. The study identified and evaluated physical structures and channel conditions which potentially affect steelhead migration in the creek reach between San Francisco Bay and Stevens Creek Dam.

During the webinar event, a total of 35 stakeholders and regulatory agency staff participated via Zoom. Ten questions and answers about the study results were posed during the last portion of the recorded webinar event. A video of that virtual presentation, along with the study are available on the project's webpage: [www.valleywater.org/stevens-creek-fish-passage-analysis](http://www.valleywater.org/stevens-creek-fish-passage-analysis).

With the completion of this study, Valley Water will begin to prioritize the study sites and identify fish passage solutions to evaluate and develop into future projects.

For further information, please contact Rachael Gibson at (408) 781-4739.

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8. **LeZotte**

**At the 10/13/20 Board meeting, Director LeZotte requested a list of subjects and locations of the 19 Editorial Columns listed as accomplishments in the Board Provides Linkage to the Community section in the FY20 Board Performance Report.  
R-20-0011**

Below is a list of subjects and locations of the 19 Editorial Columns listed as accomplishments in the Board Provides Linkage to the Community section in the Fiscal Year 2020 (FY20) Board Performance Report.

July 2019

- Director Varela: Main Avenue and Madrone Pipeline Restoration Project. Published in Morgan Hill Life; Santa Clara County Farm Bureau newsletter. [morganhilllife.com/2019/07/26/your-water-with-john-varela-new-pipeline-helps-water-district-ensure-re-liable-supply-for-the-region/](http://morganhilllife.com/2019/07/26/your-water-with-john-varela-new-pipeline-helps-water-district-ensure-re-liable-supply-for-the-region/)
- Director LeZotte: Valley Water's capital improvement and conservation work. Published in Valley Water News. [valleywaternews.org/2019/08/05/valley-waters-capital-improvement-and-conservation-work/](http://valleywaternews.org/2019/08/05/valley-waters-capital-improvement-and-conservation-work/)

August 2019

- Director Santos: Protecting East San Jose from flooding while safeguarding the environment. Published in Valley Water News. [valleywaternews.org/2019/08/14/protecting-east-san-jose-from-flooding-while-safeguarding-the-environment/](http://valleywaternews.org/2019/08/14/protecting-east-san-jose-from-flooding-while-safeguarding-the-environment/)

September 2019

- Vice Chair Estremera: Flood protection project in East San Jose nearly complete. Published in San Jose Inside. [sanjoseinside.com/opinion/op-ed-valley-water-close-to-finalizing-key-flood-protections-at-lake-cunningham-park/](http://sanjoseinside.com/opinion/op-ed-valley-water-close-to-finalizing-key-flood-protections-at-lake-cunningham-park/)
- Director Varela: Upper Llagas Creek Flood Protection Project. Published in the Santa Clara County Farm Bureau newsletter.

November 2019

- Director Keegan: Valley Water seeks public input on flood protection project. Published in San Jose Inside. [sanjoseinside.com/opinion/op-ed-valley-water-seeks-public-input-on-flood-protection-project/](http://sanjoseinside.com/opinion/op-ed-valley-water-seeks-public-input-on-flood-protection-project/)
- Director Varela: Groundwater benefit zones. Published in the Santa Clara County Farm Bureau newsletter.

December 2019

- Director Kremen: Recycled and purified water. Published in Los Altos Online and Mountain View Voice. [losaltosonline.com/news/sections/comment/257-other-voices/61731-other-voices-valley-water-partners-to-expand-water-supply](http://losaltosonline.com/news/sections/comment/257-other-voices/61731-other-voices-valley-water-partners-to-expand-water-supply)  
[mv-voice.com/print/story/2020/03/06/play-ball](http://mv-voice.com/print/story/2020/03/06/play-ball)
- Director LeZotte: 2019, a year in review. Published in Valley Water News. [valleywaternews.org/2020/01/27/2019-a-year-in-review/](http://valleywaternews.org/2020/01/27/2019-a-year-in-review/)

January 2020

- Director LeZotte, Almaden Lake project. Published in Mercury News. [mercurynews.com/2020/02/14/almaden-lake-project-will-help-the-environment/](http://mercurynews.com/2020/02/14/almaden-lake-project-will-help-the-environment/)

- Director LeZotte: Open Space Credit. Published in the Santa Clara County Farm Bureau newsletter.

February 2020

- Director Kremen, McKelvey Park. Published in Mercury News and Mountain View Voice. [Valley Water completes work at McKelvey Park in Mountain View](https://issuu.com/mountainviewvoice/docs/2020_03_06.mvv.section1) [https://issuu.com/mountainviewvoice/docs/2020\\_03\\_06.mvv.section1](https://issuu.com/mountainviewvoice/docs/2020_03_06.mvv.section1) (Page 17)

April 2020

- Chair Hsueh, board priorities. Published in Valley Water News. [valleywaternews.org/2020/04/17/valley-water-board-chair-outlines-2020-priorities/](http://valleywaternews.org/2020/04/17/valley-water-board-chair-outlines-2020-priorities/)
- Director LeZotte, Covid-19 update and Valley Water's commitment to providing safe, clean water. Published in VEP Newsletter. [www.vepca.net/index.php?option=com\\_content&view=article&id=48&Itemid=54](http://www.vepca.net/index.php?option=com_content&view=article&id=48&Itemid=54)

May 2020

- Vice Chair Estremera, emergency preparedness, response. Published in San Jose Inside. [sanjoseinside.com/opinion/op-ed-from-covid-to-storms-valley-water-is-prepared-for-a-range-of-emergencies/](http://sanjoseinside.com/opinion/op-ed-from-covid-to-storms-valley-water-is-prepared-for-a-range-of-emergencies/)
- Director Varela: Upper Llagas Creek Flood Protection Project. Published in the Santa Clara County Farm Bureau newsletter.

June 2020

- Director Varela, Anderson Dam Seismic Retrofit. Published in Gilroy Life. [gilroylife.com/2020/07/03/community-voices-by-john-varela-valley-water-board-approves-next-steps-in-fixing-anderson-dam/](http://gilroylife.com/2020/07/03/community-voices-by-john-varela-valley-water-board-approves-next-steps-in-fixing-anderson-dam/)
- Director Keegan, Coyote Creek public meetings. Published in Valley Water News. [valleywaternews.org/2020/06/04/valley-water-hosting-virtual-public-meetings-to-share-preferred-project-alternative-for-the-coyote-creek-flood-protection-project/](http://valleywaternews.org/2020/06/04/valley-water-hosting-virtual-public-meetings-to-share-preferred-project-alternative-for-the-coyote-creek-flood-protection-project/)
- Director Kremen: A social justice perspective of the Delta tunnel project. Published in Cal Matters. [calmatters.org/commentary/my-turn/2020/06/a-social-justice-perspective-of-the-delta-tunnel-project/](http://calmatters.org/commentary/my-turn/2020/06/a-social-justice-perspective-of-the-delta-tunnel-project/)

For further information, please contact Rachael Gibson at (408) 781-4739.

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**9. Kremen**

**Staff is to Provide Director Kremen with a draft copy of the Fiscal Year 2020 Comprehensive Annual Financial Report (CAFR). I-20-0016**

On November 9, 2020, Valley Water provided Director Kremen with a draft copy of the Fiscal Year 2020 Comprehensive Annual Financial Report (CAFR). A copy of the file can be obtained by contacting the Clerk of the Board.

For further information, please contact Darin Taylor at (408) 630-3068.

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# **BOARD MEMBER REQUESTS and Informational Items**

**Report Name: Board Member Requests**

Request	Request Date	Director	BAO/Chief	Staff	Description	20 Days Due Date	Expected Completion Date	Disposition
I-20-0014	08/20/20	Kremen Santos	Yoke	Gordon	Director Kremen requested staff to take a look at the potential of hiring private fire fighting organization to protect the Penitenia WTP. In addition, Director Santos requested information on whether any consideration has been given to installing fire suppression sprinklers on the perimeter or other effective location on WTPs. Copies of both email requests are attached below.	09/10/20		
I-20-0016	11/10/20	Kremen	Callender	Taylor	Provide Director Kremen with a draft copy of the Fiscal Year 2020 CAFR.	11/30/20		
R-20-0012	11/10/20	Lezotte	Yamamoto	Hopper	Director LeZotte requested that District Counsel provide a timeline and report on all actions taken since receiving complaint filed by Rev. Moore at the time that Open Session discussion is brought back on the matter.	11/30/20		



# MEMORANDUM

FC 14 (08-21-19)

**TO:** Rachael Gibson, Acting Chief of External Affairs

**FROM:** Don Rocha, Acting Deputy Administrative Officer

**SUBJECT:** Congratulatory Letters for State Officials

**DATE:** November 17, 2020

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Attached to this memorandum are copies of seven congratulatory letters from Chair Hsueh that were sent to recently appointed state officials.

The letters for the Governor appointees are as follows:

Alexandre B. Makler – Commissioner, California Water Commission

Samantha F.V. Arthur – Commissioner, California Water Commission

Miranda Flores – Deputy Secretary of Legislation, California Natural Resources Agency

Kasey D. Schimke – Deputy Director of Legislative Affairs, Department of Water Resources

Armando M. Quintero – Director, California State Parks (Quintero was previously on the State Water Board)

Ted Craddock – Deputy Director of the State Water Project, Department of Water Resources

The final letter is for Assembly Member Robert Rivas (D-Hollister), who was appointed Chair of the Assembly Agriculture Committee and is a member of the Santa Clara County Delegation.

Please let me know if you have any questions.

A handwritten signature in cursive script that reads "Don Rocha".

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Don Rocha  
Acting Deputy Administrative Officer  
Office of Government Relations

Attachment: Congratulatory letters

November 12, 2020

Mr. Alexandre B. Makler, Commissioner  
California Water Commission  
P.O. Box 942836  
Sacramento, CA 94236-0001

Dear Commissioner Makler:

On behalf of the Board of Directors of the Santa Clara Valley Water District (Valley Water), I would like to congratulate you on your recent appointment to the California Water Commission. We look forward to working with you on the issues related to Valley Water's mission of water supply, environmental stewardship, and flood protection.

As you may know, Valley Water is the only water agency in California that is both a state and federal water contractor through the Central Valley Project and the State Water Project. My Valley Water Board colleague and Vice Chair of our Board, Tony Estremera, currently serves on the Board of Directors of the Delta Conveyance Design and Construction Joint Powers Authority. We also are unique in our broad responsibilities of wholesale water supply, groundwater management, flood protection, and environmental stewardship. Our agency serves the 2 million residents in Santa Clara County and thousands of job-creating Silicon Valley businesses, managing a 359 square-mile area that includes more than 275 miles of managed creeks and streams, 3 water treatment plants, the largest advanced purified water facility in Northern California, 400 acres of groundwater recharge ponds, 2 large groundwater basins, and 10 reservoirs and dams.

Valley Water has a primary interest in the issues impacting Santa Clara County's water supply, environmental stewardship, and flood protection. We interface with the California Water Commission on a regular basis through our work with the Department of Water Resources and with the Commission's Water Storage Investment Program (WSIP). Some of our issues relevant to the California Water Commission include the WSIP grant for our Pacheco Reservoir Expansion Project, EcoRestore, State Water Project operations, and Delta conveyance. We look forward to working with you on these and other important issues in your capacity with California Water Commission.

If you have any questions about Valley Water programs, projects, or current issues, please do not hesitate to contact Mr. Bart Broome, Director, State Government Relations, Office of Government Relations, at (916) 448-8497, or via e-mail at [bbroome@valleywater.org](mailto:bbroome@valleywater.org). If I can be of assistance, please do not hesitate to contact me.

Sincerely,



Nai Hsueh  
Chair, Board of Directors

cc: Board of Directors (7), R. Callender, M. Richardson, R. Gibson, A. Baker, D. Rocha, B. Broome  
hh:fd  
1028a-l

**BOARD OF DIRECTORS**

John L. Varela (District 1)  
Barbara F. Keegan (District 2)  
Richard P. Santos (District 3)  
Linda J. LeZotte (District 4)  
Nai Hsueh / Chair (District 5)  
Tony Estremera / Vice Chair (District 6)  
Gary Kremen (District 7)

**CHIEF EXECUTIVE OFFICER**

Rick L. Callender, Esq.

**CLERK OF THE BOARD**

Michele L. King, CMC

November 12, 2020

Ms. Samantha F.V. Arthur, Commissioner  
California Water Commission  
P.O. Box 942836  
Sacramento, CA 94236-0001

Dear Commissioner Arthur:

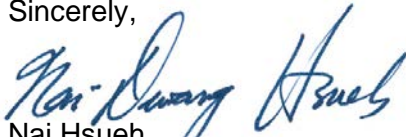
On behalf of the Board of Directors of the Santa Clara Valley Water District (Valley Water), I would like to congratulate you on your recent appointment to the California Water Commission. We look forward to working with you on the issues related to Valley Water's mission of water supply, environmental stewardship, and flood protection.

As you may know, Valley Water is the only water agency in California that is both a state and federal water contractor through the Central Valley Project and the State Water Project. My Valley Water Board colleague and Vice Chair of our Board, Tony Estremera, currently serves on the Board of Directors of the Delta Conveyance Design and Construction Joint Powers Authority. We also are unique in our broad responsibilities of wholesale water supply, groundwater management, flood protection, and environmental stewardship. Our agency serves the 2 million residents in Santa Clara County and thousands of job-creating Silicon Valley businesses, managing a 359 square-mile area that includes more than 275 miles of managed creeks and streams, 3 water treatment plants, the largest advanced purified water facility in Northern California, 400 acres of groundwater recharge ponds, 2 large groundwater basins, and 10 reservoirs and dams.

Valley Water has a primary interest in the issues impacting Santa Clara County's water supply, environmental stewardship, and flood protection. We interface with the California Water Commission on a regular basis through our work with the Department of Water Resources and with the Commission's Water Storage Investment Program (WSIP). Some of our issues relevant to the California Water Commission include the WSIP grant for our Pacheco Reservoir Expansion Project, EcoRestore, State Water Project operations, and Delta conveyance. We look forward to working with you on these and other important issues in your capacity with California Water Commission.

If you have any questions about Valley Water programs, projects, or current issues, please do not hesitate to contact Mr. Bart Broome, Director, State Government Relations, Office of Government Relations, at (916) 448-8497, or via e-mail at [bbroome@valleywater.org](mailto:bbroome@valleywater.org). If I can be of assistance, please do not hesitate to contact me.

Sincerely,



Nai Hsueh  
Chair, Board of Directors

cc: Board of Directors (7), R. Callender, M. Richardson, R. Gibson, A. Baker, D. Rocha, B. Broome  
hh:fd  
1028b-l

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Tony Estremera / Vice Chair (District 6)  
Gary Kremen (District 7)

**CHIEF EXECUTIVE OFFICER**

Rick L. Callender, Esq.

**CLERK OF THE BOARD**

Michele L. King, CMC



November 12, 2020

Miranda Flores  
Deputy Secretary of Legislation  
California Natural Resources Agency  
1416 Ninth Street, Room 1311  
Sacramento, CA 95814

Dear Deputy Secretary Flores:

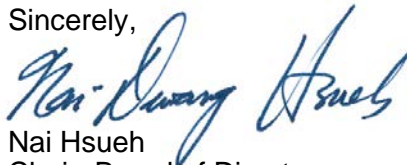
On behalf of the Board of Directors of the Santa Clara Valley Water District (Valley Water), I would like to congratulate you on your recent appointment as Deputy Secretary of Legislation for the California Natural Resources Agency. We look forward to working with you on water supply, environmental, and flood protection issues.

As you may know, Valley Water is the only water agency in California that is both a state and federal water contractor through the Central Valley Project and the State Water Project. My Valley Water Board colleague and Vice Chair of our Board, Tony Estremera, currently serves on the Board of Directors of the Delta Conveyance Design and Construction Joint Powers Authority. We also are unique in our broad responsibilities of wholesale water supply, groundwater management, flood protection, and environmental stewardship. Our agency serves the 2 million residents and thousands of job-creating Silicon Valley businesses, managing a 359-square mile area that includes nearly 275 miles of creeks, 10 reservoirs and dams, 3 water treatment plants, the largest advanced purified water facility in Northern California, 400 acres of groundwater recharge ponds, and 2 large groundwater basins.

Valley Water has a primary interest in the issues impacting Santa Clara County's water supply, flood protection, and environmental stewardship. We interface with the Natural Resources Agency on a regular basis through our work with the Department of Water Resources, the Department of Fish and Wildlife, the California Water Commission, the Native American Heritage Commission, and the San Francisco Bay Conservation and Development Commission. Some of our issues relevant to the Natural Resources Agency include the Delta conveyance, the environmental health of the Delta, the Voluntary Agreements, State Water Project operations, the Anderson Dam Seismic Retrofit Project, and Water Storage Investment Program grant for our Pacheco Reservoir Expansion Project. We look forward to working with you on these and other important issues in your capacity as Deputy Secretary of Legislation for the Natural Resources Agency.

If you have any questions about Valley Water programs, projects, or current issues, please contact Mr. Bart Broome, Director, State Government Relations, Office of Government Relations, at (916) 448-8497, or via e-mail at [bbroome@valleywater.org](mailto:bbroome@valleywater.org). If I can be of further assistance, please do not hesitate to contact me.

Sincerely,



Nai Hsueh  
Chair, Board of Directors

cc: Board of Directors (7), R. Callender, M. Richardson, R. Gibson, A. Baker, D. Rocha, B. Broome  
hh:fd  
1028c-l

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Tony Estremera / Vice Chair (District 6)  
Gary Kremen (District 7)

**CHIEF EXECUTIVE OFFICER**

Rick L. Callender, Esq.

**CLERK OF THE BOARD**

Michele L. King, CMC



November 12, 2020

Kasey D. Schimke  
Deputy Director of Legislative Affairs  
California Department of Water Resources  
P.O. Box 942836  
Sacramento, CA 94236-0001

Dear Deputy Director Schimke:

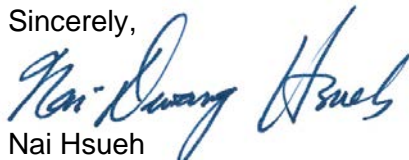
On behalf of the Board of Directors of the Santa Clara Valley Water District (Valley Water), I would like to congratulate you on your recent reappointment as Deputy Director of Legislative Affairs for the California Department of Water Resources (DWR). We look forward to continuing to work with you on water supply, environmental, and flood protection issues.

As you are aware, Valley Water is the only water agency in California that is both a state and federal water contractor through the Central Valley Project and the State Water Project. My Valley Water Board colleague and Vice Chair of our Board, Tony Estremera, currently serves on the Board of Directors of the Delta Conveyance Design and Construction Joint Powers Authority. We also are unique in our broad responsibilities of wholesale water supply, groundwater management, flood protection, and environmental stewardship. Our agency serves the 2 million residents and thousands of job-creating Silicon Valley businesses, managing a 359-square mile area that includes nearly 275 miles of creeks, 10 reservoirs and dams, 3 water treatment plants, the largest advanced purified water facility in Northern California, 400 acres of groundwater recharge ponds, and 2 large groundwater basins.

Valley Water has a primary interest in the issues impacting Santa Clara County's water supply, flood protection, and environmental stewardship. We interface with DWR on a host of issues beyond the State Water Project operations, including the Flood Subventions Program, Division of Safety of Dams, Integrated Regional Water Management, water conservation, the Anderson Dam Seismic Retrofit Project, and other regulatory issues to name just a few. We look forward to continuing to work with you on these important issues in your capacity as Deputy Director of Legislative Affairs for DWR.

If you have any questions about Valley Water programs, projects, or current issues, please contact Mr. Bart Broome, Director, State Government Relations, Office of Government Relations, at (916) 448-8497, or via e-mail at [bbroome@valleywater.org](mailto:bbroome@valleywater.org). If I can be of further assistance, please do not hesitate to contact me.

Sincerely,



Nai Hsueh  
Chair, Board of Directors

cc: Board of Directors (7), R. Callender, M. Richardson, R. Gibson, A. Baker, D. Rocha, B. Broome  
hh:fd  
1028d-l

**BOARD OF DIRECTORS**

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Linda J. LeZotte (District 4)  
Nai Hsueh / Chair (District 5)  
Tony Estremera / Vice Chair (District 6)  
Gary Kremen (District 7)

**CHIEF EXECUTIVE OFFICER**

Rick L. Callender, Esq.

**CLERK OF THE BOARD**

Michele L. King, CMC



November 12, 2020

Armando M. Quintero  
Director  
California Department of Parks and Recreation  
P.O. Box 942896  
Sacramento, CA 94296

Dear Director Quintero:

On behalf of the Board of Directors of the Santa Clara Valley Water District (Valley Water), I would like to congratulate you on your recent appointment as Director of the California Department of Parks and Recreation (DPR). We look forward to working with you on issues related to the State Parks that intersect with our mission in water supply, flood protection, and environmental stewardship.

Valley Water is unique in our broad responsibilities of wholesale water supply, groundwater management, flood protection, and environmental stewardship. Our agency serves the 2 million residents and thousands of job-creating Silicon Valley businesses, managing a 359-square mile area that includes nearly 275 miles of creeks, 10 reservoirs and dams, 3 water treatment plants, the largest advanced purified water facility in Northern California, 400 acres of groundwater recharge ponds, and 2 large groundwater basins.

We interface with DPR on issues related to recreation and outdoor access near or at our facilities. Currently, Valley Water is pursuing the construction of the Pacheco Reservoir Expansion Project near Henry Coe State Park. We look forward to working with you on these important issues in your capacity as Director of DPR.

If you have any questions about Valley Water programs, projects, or current issues, please contact Mr. Bart Broome, Director, State Government Relations, Office of Government Relations, at (916) 448-8497, or via e-mail at [bbroome@valleywater.org](mailto:bbroome@valleywater.org). If I can be of further assistance, please do not hesitate to contact me.

Sincerely,



Nai Hsueh  
Chair, Board of Directors

cc: Board of Directors (7), R. Callender, M. Richardson, R. Gibson, A. Baker, D. Rocha, B. Broome  
hh:fd  
1028f-l

**BOARD OF DIRECTORS**

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**CHIEF EXECUTIVE OFFICER**

[Rick L. Callender, Esq.](#)

**CLERK OF THE BOARD**

[Michele L. King, CMC](#)



November 12, 2020

Ted Craddock  
Deputy Director of the State Water Project  
California Department of Water Resources  
P.O. Box 942836  
Sacramento, CA 94236-0001

Dear Deputy Director Craddock:

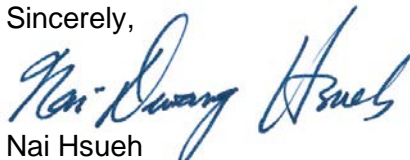
On behalf of the Board of Directors of the Santa Clara Valley Water District (Valley Water), I would like to congratulate you on your recent appointment as Deputy Director of the State Water Project for the California Department of Water Resources (DWR). We look forward to working with you on issues related to the State Water Project.

As you may know, Valley Water is the only water agency in California that is both a state and federal water contractor through the Central Valley Project and the State Water Project. My Valley Water Board colleague and Vice Chair of our Board, Tony Estremera, currently serves on the Board of Directors of the Delta Conveyance Design and Construction Joint Powers Authority. We also are unique in our broad responsibilities of wholesale water supply, groundwater management, flood protection, and environmental stewardship. Our agency serves the 2 million residents and thousands of job-creating Silicon Valley businesses, managing a 359-square mile area that includes nearly 275 miles of creeks, 10 reservoirs and dams, 3 water treatment plants, the largest advanced purified water facility in Northern California, 400 acres of groundwater recharge ponds, and 2 large groundwater basins.

Valley Water has a primary interest in the issues impacting Santa Clara County's water supply, environmental stewardship, and flood protection. We interface with your team on a host of issues related to the State Water Project including the reliability of South Bay Aqueduct, water supply contract amendments, Delta conveyance, renewable energy, and state legislation impacting State Water Project operations. We look forward to continuing to work with you on these important issues in your capacity as Deputy Director of the State Water Project.

If you have any questions about Valley Water programs, projects, or current issues, please do not hesitate to contact Mr. Bart Broome, Director, State Government Relations, Office of Government Relations, at (916) 448-8497, or via e-mail at [bbroome@valleywater.org](mailto:bbroome@valleywater.org). If I can be of further assistance, please do not hesitate to contact me.

Sincerely,



Nai Hsueh  
Chair, Board of Directors

cc: Board of Directors (7), R. Callender, M. Richardson, R. Gibson, A. Baker, D. Rocha, B. Broome  
hh:fd  
1028g-l

**BOARD OF DIRECTORS**

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**CHIEF EXECUTIVE OFFICER**

Rick L. Callender, Esq.

**CLERK OF THE BOARD**

Michele L. King, CMC

November 12, 2020

The Honorable Robert Rivas  
California State Assembly  
State Capitol  
P.O. Box 942849  
Sacramento, CA 94249-0027

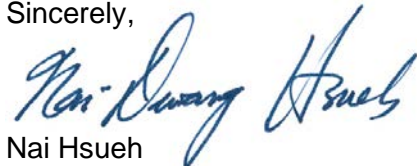
Dear Assemblymember Rivas:

On behalf of the Santa Clara Valley Water District (Valley Water) Board of Directors, I would like to congratulate you on your recent appointment as Chair of the Assembly Agriculture Committee (Committee).

We are pleased that Santa Clara County will have strong representation on the Committee responsible for policy issues so vital to our region's people, economy, farms, and environment. As you know, Valley Water has a strong legislative interest in the issues under the purview of the Agriculture Committee that impact water supply, natural flood protection, climate change, and the environment. We look forward to continuing our work with you and the other members of the Committee on legislation that is beneficial to our mutual constituents.

If you have any questions about Valley Water's programs, projects, or current legislative issues that may pertain to Valley Water, please do not hesitate to contact Mr. Bart Broome, Director, State Government Relations, at (916) 202-0063, or via e-mail at [bbroome@valleywater.org](mailto:bbroome@valleywater.org).

Sincerely,



Nai Hsueh  
Chair, Board of Directors

cc: Board of Directors (7), R. Callender, M. Richardson, R. Gibson, D. Rocha, B. Broome  
hh:fd  
1028e-l

**BOARD OF DIRECTORS**

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[Tony Estremera](#) / Vice Chair (District 6)  
[Gary Kremen](#) (District 7)

**CHIEF EXECUTIVE OFFICER**

[Rick L. Callender, Esq.](#)

**CLERK OF THE BOARD**

[Michele L. King, CMC](#)





# MEMORANDUM

FC 14 (02-08-19)

**TO:** Board of Directors

**FROM:** Michele King, COB

**SUBJECT:** Additional Public Comments for 11/17/20  
Board Agenda Item 2.3

**DATE:** 11/18/20

---

Attached are additional public comments received after the cutoff time for 11/17/20 Board Agenda Item 2.3.

## Michele King

---

**Subject:** FW: SCVWD Agenda Comment Form

**From:** [system-generated@valleywater.org](mailto:system-generated@valleywater.org) <[system-generated@valleywater.org](mailto:system-generated@valleywater.org)>

**Sent:** Tuesday, November 17, 2020 4:49 PM

**To:** Clerk of the Board <[clerkoftheboard@valleywater.org](mailto:clerkoftheboard@valleywater.org)>

**Subject:** SCVWD Agenda Comment Form

Submitted on Tue, 11/17/2020 - 4:49 PM

Submitted values are:

**Name**

Vanessa Ramirez

**Address**

197 E. Lewelling Blvd  
San Lorenzo , California. 94580

**Email**

[nessaramirezz94@gmail.com](mailto:nessaramirezz94@gmail.com)

**Board Meeting Date**

2020-11-17

**Agenda Item Number**

2.3-D

**I would like to**

Express Opposition

**Comment Form**

I am a student at San Jose State University, and I do not agree with this project and so not want it. I do not believe there should be any funding going towards this project and I feel we should focus on ways to conserve water instead.

## Michele King

---

**Subject:** FW: SCVWD Agenda Comment Form

**From:** [system-generated@valleywater.org](mailto:system-generated@valleywater.org) <[system-generated@valleywater.org](mailto:system-generated@valleywater.org)>

**Sent:** Tuesday, November 17, 2020 12:12 PM

**To:** Clerk of the Board <[clerkoftheboard@valleywater.org](mailto:clerkoftheboard@valleywater.org)>

**Subject:** SCVWD Agenda Comment Form

Submitted on Tue, 11/17/2020 - 12:11 PM

Submitted values are:

**Name**

Gregory Tomascheski

**Address**

50 WASHINGTON ST APT 28  
Santa Clara, California. 95050

**Telephone**

(408) 857-4293

**Email**

[gregtomascheski@gmail.com](mailto:gregtomascheski@gmail.com)

**Agency, Business or Group (if applicable)**

UNIVERSITY ELECTRIC

**Board Meeting Date**

2020-11-17

**Agenda Item Number**

2.3

**I would like to**

Express Opposition

**Comment Form**

I am writing today to express my opposition to this proposal. Valley Water should NOT allocate funds towards Los Vaqueros Reservoir Expansion Project, Sites Reservoir, Project, and especially the Delta Conveyance Project. The environmental impact of these projects would only hurt watersheds, wildlife, and ecosystems that are already under strain of ongoing environmental impact in these areas. The economic benefit to special interests does not outweigh the cost to our already fragile ecosystem. More local, sustainable and collaborative solutions to our ongoing struggle to provide useable water to all affected need to be discussed before any plans are pushed through.

## Michele King

---

**Subject:** FW: SCVWD Agenda Comment Form

**From:** [system-generated@valleywater.org](mailto:system-generated@valleywater.org) <[system-generated@valleywater.org](mailto:system-generated@valleywater.org)>

**Sent:** Tuesday, November 17, 2020 12:28 PM

**To:** Clerk of the Board <[clerkoftheboard@valleywater.org](mailto:clerkoftheboard@valleywater.org)>

**Subject:** SCVWD Agenda Comment Form

Submitted on Tue, 11/17/2020 - 12:27 PM

Submitted values are:

**Name**

Larry Castrence

**Address**

3598 Casabella Ave  
San Jose, California. 95148

**Telephone**

(669) 264-4138

**Email**

[larrycastrence@gmail.com](mailto:larrycastrence@gmail.com)

**Agency, Business or Group (if applicable)**

San Jose State University

**Board Meeting Date**

2020-11-17

**Agenda Item Number**

2.3

**I would like to**

Express Opposition

**Comment Form**

I think we should really stray away from this project and spending any money to fund it. Water insecurity is a significant problem in California, but the impacts that this project brings completely outweigh the benefits, especially with the variety of alternatives/technologies that are available, more affordable, and could be considered a better investment for the long run. (ie. drinking standard recycled water)

## Michele King

---

**Subject:** FW: SCVWD Agenda Comment Form

**From:** [system-generated@valleywater.org](mailto:system-generated@valleywater.org) <[system-generated@valleywater.org](mailto:system-generated@valleywater.org)>

**Sent:** Tuesday, November 17, 2020 12:29 PM

**To:** Clerk of the Board <[clerkoftheboard@valleywater.org](mailto:clerkoftheboard@valleywater.org)>

**Subject:** SCVWD Agenda Comment Form

Submitted on Tue, 11/17/2020 - 12:29 PM

Submitted values are:

**Name**

Yesah Buquing

**Address**

481 Coelho St.  
Milpitas , California. 95035

**Telephone**

(408) 878-5449

**Email**

[ybuquing@yahoo.com](mailto:ybuquing@yahoo.com)

**Agency, Business or Group (if applicable)**

San Jose State University

**Board Meeting Date**

2020-11-17

**Agenda Item Number**

2.3-D

**I would like to**

Express Opposition

**Comment Form**

If we disrupt the delta, the infrastructure is going to suffer greatly which will affect our environment. Most notably, the passageways of the Chinook Salmon. There are more efficient and equitable ways to supply and acquire water.

## Michele King

---

**Subject:** FW: SCVWD Agenda Comment Form

**From:** [system-generated@valleywater.org](mailto:system-generated@valleywater.org) <[system-generated@valleywater.org](mailto:system-generated@valleywater.org)>

**Sent:** Tuesday, November 17, 2020 12:34 PM

**To:** Clerk of the Board <[clerkoftheboard@valleywater.org](mailto:clerkoftheboard@valleywater.org)>

**Subject:** SCVWD Agenda Comment Form

Submitted on Tue, 11/17/2020 - 12:33 PM

Submitted values are:

**Name**

Katelin Johnston

**Address**

California

**Email**

[katelin.johnston@sjsu.edu](mailto:katelin.johnston@sjsu.edu)

**Board Meeting Date**

2020-11-17

**Agenda Item Number**

2.3

**I would like to**

Express Opposition

**Comment Form**

I am an Environmental Studies student at San Jose State University and one of the co-directors of the Environmental Resource Center at SJSU. I oppose the Delta Conveyance Project because it is ecologically detrimental to the Delta and detrimental to the communities that live around the Delta. It is a 19th century solution to a 21st century problem and a continuation of California's damaging water exportation regime. The construction of a Delta tunnel is a waste of tens of billions of dollars that could be used to invest in improvements to existing SWP infrastructure, sustainability projects, climate resiliency initiatives, the restoration of groundwater aquifers, and so much more, and we as a state must instead demand the prioritization of sustainability, equity, and fiscal responsibility. Thus, I strongly oppose funding any further planning for the Delta Conveyance Project and ask that you as a Board choose to vote NO tonight on this agenda item. Thank you for your time.



## Michele King

---

**Subject:** FW: SCVWD Agenda Comment Form

**From:** [system-generated@valleywater.org](mailto:system-generated@valleywater.org) <[system-generated@valleywater.org](mailto:system-generated@valleywater.org)>

**Sent:** Tuesday, November 17, 2020 12:36 PM

**To:** Clerk of the Board <[clerkoftheboard@valleywater.org](mailto:clerkoftheboard@valleywater.org)>

**Subject:** SCVWD Agenda Comment Form

Submitted on Tue, 11/17/2020 - 12:36 PM

Submitted values are:

**Name**

peggy cabrera

**Address**

135 S Cragmont Avenue  
San Jose, California. 95127

**Email**

[madlib\\_love@yahoo.com](mailto:madlib_love@yahoo.com)

**Board Meeting Date**

2020-11-17

**Agenda Item Number**

dcp

**I would like to**

Express Opposition

**Comment Form**

we need to find better ways to address moving water across california than depleting the water needed to support fish and wildlife in the delta, minimize construction and the impact that building two tunnels would have on the lives of humans and wildlife along the delta. In addition, the growers who want this water need to demonstrate that they have taken all possible steps to reduce overwatering and water waste as part of their businesses.

## Michele King

---

**Subject:** FW: Comments on Agenda Item 2.3 -- Funding for Sites, Los Vaqueros, Delta tunnel  
**Attachments:** DLC ltr to Valley Water re tunnel funding.pdf

**From:** Deirdre Des Jardins <[ddj@cah2oresearch.com](mailto:ddj@cah2oresearch.com)>

**Sent:** Tuesday, November 17, 2020 11:44 AM

**To:** Nai Hsueh <[NHsueh@valleywater.org](mailto:NHsueh@valleywater.org)>; Linda LeZotte <[llezotte@valleywater.org](mailto:llezotte@valleywater.org)>; Barbara Keegan <[BKeegan@valleywater.org](mailto:BKeegan@valleywater.org)>; John Varela <[jvarela@valleywater.org](mailto:jvarela@valleywater.org)>; [gkremen@gmail.com](mailto:gkremen@gmail.com); Tony Estremera <[TEstremera@valleywater.org](mailto:TEstremera@valleywater.org)>; Richard Santos <[rsantos@valleywater.org](mailto:rsantos@valleywater.org)>; Clerk of the Board <[clerkoftheboard@valleywater.org](mailto:clerkoftheboard@valleywater.org)>

**Subject:** Comments on Agenda Item 2.3 -- Funding for Sites, Los Vaqueros, Delta tunnel

Don't let the State Water Project become the next PG&E -- please see attached.

--

Deirdre Des Jardins  
Research Analyst and Policy Advisor  
Delta Legacy Communities, Inc.  
[deltalegacycommunities.org](http://deltalegacycommunities.org)  
831 566-6320



FREEPORT  
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HOOD  
COURTLAND  
LOCKE  
WALNUT GROVE  
RYDE  
ISLETON  
RIO VISTA  
BETHEL ISLAND  
KNIGHTSEN

*A California Nonprofit Mutual Benefit Corporation*  
10724 River Road, P.O. Box 128, Hood, CA 95639  
[deltalegacycommunitiesinc@gmail.com](mailto:deltalegacycommunitiesinc@gmail.com)

November 17, 2020

**Via email**

Chair Nai Hsueh and Board Members  
Valley Water  
5750 Almaden Expressway  
San Jose, CA 95118

**Re: Don't let the State Water Project become the next PG&E**

Dear Chair Nai Hsueh and Board Members,

Delta Legacy Communities, Inc. supports and advocates for the eleven Delta legacy communities from Freeport to Knightsen, recognized in the Delta Reform Act of 2009 (PRC 32301(f.)) Our Board includes a member from each Delta legacy community.

Delta Legacy Communities, Inc. ("DLC") is writing this letter to formally object to the Valley Water Board approving funds for planning and engineering design for the Delta tunnel boondoggle when the State Water Contractors have not dealt with the issues of liability for failing to adequately maintain Oroville dam. We write to urge the Board not to let the State Water Project become the next PG&E.

The Oroville dam cases are scheduled to go to trial in April 2021. The State Water Contractors have no plan on how to pay for any judgement. Jennifer Pierre, the General Manager for the State Water Contractors, stated in a declaration:

DWR has stated that it will seek to pass off any penalty assessed against it to Contractors. While the SWC does not agree that this penalty should be assessed against the Contractors, I am not aware of a plan or proposal by DWR to pay the penalty using its other revenues. Regardless of if it is able to pass off the penalty to Contractors or not, it is

questionable if it would be financially able to do so given the amount of penalties sought. This amount far exceeds the SWP budget regardless of the source of funding. It is therefore possible that, if DWR is required to pay the penalty, it might not be able to adequately operate, maintain, or repair the SWP, or it may need to defer maintenance of SWP facilities.

Under law, State Water Project water sales revenues are pledged first to operations, maintenance, repair, and rehabilitation of the existing State Water Project facilities. Oroville is the tallest dam in the United States. San Luis is the largest offstream dam. The Department of Water Resources is legally required to assess adequate rates to pay for reasonable costs of maintenance, repair, and rehabilitation of these dams.

Delta Legacy Communities, Inc., has filed to suit to ensure that all applicable laws are fully complied with, prior to issuance of any revenue bonds for new projects. We urge the Valley Water Board to exercise proper fiscal responsibility, and not approve expenditures for new projects until the issues with maintenance of existing facilities are fully resolved.

Sincerely,

*/s/ Dan Whaley*

Dan Whaley, Chair  
Delta Legacy Communities, Inc.

*/s/ Dave Stirling*

Dave Stirling, Vice Chair  
Delta Legacy Communities, Inc.