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SANTA CLARA VALLEY WATER DISTRICT

NON-AGENDA

December 13, 2019

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

Page	<u>CEO BULLETIN & NEWSLETTERS</u>
4	CEO Bulletin: 12/6/19 – 12/12/19
	<u>BOARD MEMBER REQUESTS & INFORMATIONAL ITEMS</u>
10	BMR/IBMR Weekly Reports: 12/12/19
12	Water Tracker – December 2019
14	Memo from David Cahen to the Board dated providing recent Risk Management Communications
20	Memo from Nina Hawk to CEO Norma Camacho dated
	<u>INCOMING BOARD CORRESPONDENCE</u>
31	Board Correspondence Weekly Report: 12/12/19
32	Email from Dhruv Khanna to Darin Taylor dated 12/5/19, copied to the Board, requesting his attendance and for him to invite the CEOs of all major Silicon Valley Corporations to the 12/16/19 Agricultural Committee meeting (C-19-0269)
35	Email from Jonathon McCain to the Board dated 12/6/19 expressing his dissatisfaction with the customer service he received from District employees (C-19-0270)
36	Email from Dhruv Khanna to the Santa Clara County Supervisors dated 12/8/19, copied to the SCVWD Board, regarding tax on all businesses and cities within the county (C-19-0271)
38	Email from Dhruv Khanna to the Santa Clara County Supervisors dated 12/9/19, copied to the SCVWD Board, regarding City of Santa Clara water usage data (C-19-0272)
39	Email from Dhruv Khanna to Darin Taylor dated 12/9/19, copied to the Board, repeating his request for him to invite the CEOs of all major Silicon Valley Corporations and city officials from cities within the County to the 12/16/19 Agricultural Committee meeting (C-19-0273)
40	Email from Denelle Fedor, Office of District 10 San Jose Councilmember dated 12/10/19 to the Board reporting and requesting removal of graffiti on District Winfield property (C-19-0274)
41	Letter from Marina Lipkind to the Board requesting the relinquishment a segment of an easement across her property (C-19-0275)
42	Emails from Dhruv Khanna to Rachael Gibson and Rick Callender dated 12/12/19 and 12/13/19, copied to the Board, regarding his request to invite Silicon Valley CEOs to the 12/16 Ag Committee Meeting (C-19-076).
	<u>OUTGOING BOARD CORRESPONDENCE</u>

- 48** Email from Chair LeZotte to Craig Larsen dated 12/11/19 responding to request to remove trash and debris from San Tomas Aquino Creek and Saratoga Creek in the City of Santa Clara (C-19-0267)
- 50** Email from Chair LeZotte to Dave Schultheis responding to concerns with the vegetation and potential blockages of Guadalupe Creek (C-19-0265).

CEO BULLETIN

CEO BULLETIN



To: Board of Directors
From: Norma J. Camacho, CEO

Week of December 6, 2019 – December 12, 2019

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>	Invasive species removal efforts begin on Adobe & Matadero Creeks within Palo Alto Baylands.
<u>2</u>	Natural Resources Conservation Service: PL-566 Project Annual Inspection
<u>3</u>	Results of the Sale of Water System Refunding Revenue Bonds, Series 2019C
<u>4</u>	South San Francisco Bay Shoreline Phase 1 Project - USACE Advertisement for Construction of Reaches 1, 2 & 3
<u>5</u>	Update on PFAS (Per- and Polyfluoroalkyl Substances)
<u>6</u>	Vault Design Reviews Result in Ergonomic Improvements
<u>7</u>	Winter Preparedness Workshop
<u>8</u>	<u>Keegan</u> A comprehensive lessons learned on Permanente Creek Flood Protection Project when complete; and share with Board. R-19-0016

1. Invasive species removal efforts begin on Adobe & Matadero Creeks within Palo Alto Baylands.

Vegetation management work has begun on a countywide effort to map and remove invasive species *Arundo donax*. Lower Peninsula Watershed has been mapped in its entirety and 2.3 acres are in the process of a removal effort. Approximately 1.3 of these acres lie within Palo Alto Baylands on Adobe (.96 acres) and Matadero (.34 acres) Creeks. This work is performed under the Stream Maintenance Program's (SMP-2) Invasive Plant Management Program (IPMP).

Based on an initial desk audit of the invasive plant removal sites, potential for special status species to occur within the work area was identified, including Salt Marsh Harvest Mouse, Ridgway's Rail, and Black Rail. Subsequent investigations determined that immediate removal of these infestations could provide ecological benefit to Bayland habitats and help control the localized populations of these invasive species before they have a chance to spread.

The work was not proposed within the regular Notice of Proposed Work (NPW) process, so a special informal consultation was initiated with the US Army Corp of Engineers and California Department of Fish & Wildlife. Valley Water asked for a waiver to perform this work within sensitive species habitat. After several weeks of negotiations, a waiver was granted on November 7, 2019 to perform removal work until the beginning of the Ridgeway Rail Breeding Season on January 15, 2020.

A biological field evaluation was conducted prior to work to identify areas of potential rail and mouse habitat, as well as appropriate Best Management Practices (BMPs) to avoid impacts to sensitive species. All activities are occurring after Ridgeway's Rail nesting season, per SMP-2 BMP GEN-6 (Minimize Impacts to Nesting Birds). In addition, Valley Water engaged Stillwater Associates to perform on-site continuous bio-monitoring for mouse and both rail species.

As originally proposed, work was planned to occur at the following locations:

- Matadero Creek Arundo donax Removal: Approximately 0.34 acres of Arundo Donax would be removed along Matadero Creek downstream of Highway 101 from stream, marsh, and upland habitats.
- Adobe Creek Arundo donax & Phragmites australis Removal: Approximately 0.96 acres of Arundo Donax would be removed along Adobe Creek downstream of Highway 101 from stream and adjacent marsh habitats. Approximately 26.9 acres of Phragmites australis have been mapped as occurring within the Adobe Creek channel and adjacent marshes. Valley Water is proposing to remove Phragmites only within and immediately adjacent to the Adobe Creek channel (6.75 acres). We will not be removing the large stands within the surrounding marsh areas.

The majority of the proposed work along Matadero and Adobe creeks is within Valley Water property or easement; Permission to enter City of Palo Alto property was obtained for discrete areas outside of Valley Water land rights.

Work began last week and on Tuesday, December 3, 2019 Valley Water staff was approached in the field by members of the public. Several calls were also received from the public who voiced concerns with the removal and the potential harm that the loss of this habitat would have on bird species. Vegetation Field Operations and Stream Maintenance Program biological staff have responded to the calls and are currently continuing with the work.

For further information, please contact Sue Tippetts at (408) 630-2253.

2. Natural Resources Conservation Service: PL-566 Project Annual Inspection

The Llagas Creek Watershed Project (PL-566 Project), authorized and funded under Public Law 83-566 (PL-566) in 1969, included the construction of portions of Llagas Creek, West Branch Llagas Creek, East Little Llagas Creek, Lions Creek, and North and South Morey Channels between 1973 and 1986. The Soil Conservation Service, now the Natural Resources Conservation Service (NRCS), completed the construction work with Valley Water as a partner. Following completion of the PL-566 Project, Valley Water assumed maintenance responsibilities on said channels, including biannual inspections and the provision of annual reports to NRCS detailing deficiencies observed and/or corrected.

Following a round of fall inspections, Valley Water met with NRCS on November 19, 2019 to tour the PL-566 Project area. Sites visited included locations of maintenance work completed over the last year: sediment removal from Llagas Creek upstream of Highway 152 and from West Branch Llagas Creek upstream of Day Road, and a small bank repair on Lions Creek upstream of Kern

Avenue. Site visits also included locations of potential work over the next year: repair of a slump on the inboard face of a levee along Llagas Creek downstream of Bloomfield Avenue, multiple experimental treatments of rodent damage to the banks of Lions Creek downstream of Day Road, and sediment removal and maintenance road repair on Llagas Creek downstream of Buena Vista Avenue. Also noted were areas of completed and scheduled vegetation management work, both instream and beyond the top-of-bank, along many of the channels within the PL-566 Project and creek reaches currently in construction under the Upper Llagas Flood Protection Project. NRCS staff expressed appreciation for the diligent inspection and maintenance efforts on the PL-566 Project by Valley Water.

Consistent with the operations and maintenance agreement between Valley Water and NRCS for the PL-566 Project, an annual report will be prepared and submitted to NRCS, summarizing inspection results, completed maintenance work and associated costs, and work proposed to address deficiencies observed.

For further information, please contact Sue Tippetts at (408) 630-2253.

3. Results of the Sale of Water System Refunding Revenue Bonds, Series 2019C

On November 26, 2019, Valley Water closed a debt transaction that resulted in the payoff of \$38 million in debt issued in 2007 to finance the capital cost of water utility system improvements (Water System Revenue Certificates of Participation, Series 2007B) from proceeds of a new bond issuance (Water System Refunding Revenue Bonds, Series 2019C). The bonds are rated 'AA+' by Fitch & 'Aa1' by Moody's. The sale of the bonds was authorized by the Board at its November 12, 2019, regular meeting. The successful transaction was made possible by a coordinated and expeditious effort by staff throughout Valley Water. With the goals of taking advantage of historically low interest rates and dealing with the issue of the London InterBank Offered Rate (LIBOR) benchmark being terminated by the end of 2021, the variable interest rate LIBOR-indexed 2007B debt was refinanced with the fixed interest rate 2019C bonds. The new debt has an all-in true interest cost of 2.76% and is projected to generate annual budgetary savings of approximately \$700,000 per year and total net present value budgetary savings of \$9.7 million.

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

4. South San Francisco Bay Shoreline Phase 1 Project - USACE Advertisement for Construction of Reaches 1, 2 & 3

On December 5, 2019 the United States Army Corps of Engineers (USACE) advertised the South San Francisco Bay Shoreline Phase 1 Project Reaches 1, 2 and 3 for construction bidding. The USACE anticipates awarding the construction contract by the middle of January 2020 with construction of Reach 1 (from the Alviso Marina to the Union Pacific railroad) beginning in late January 2020. The contract will have an option to construct Reaches 2 and 3 (from Union Pacific railroad to the Artesian Slough) if necessary real estate property rights are acquired for USACE certification.

With the advertisement of Reaches 1, 2 and 3 for construction, Valley Water will need to terminate the current levee import procurement contract with Pacific-States Environmental Contractors, Inc (Pacific-States). Pacific-States will discontinue the hauling of levee import material to the Pond A12 stockpile site on December 31, 2019.

For further information, please contact Ngoc Nguyen at (408) 630-2632.

5. Update on PFAS (Per- and Polyfluoroalkyl Substances)

Valley Water continues to track the emerging technical and regulatory issues related to a group of widely used but unregulated chemicals known as PFAS (short for Per- and Polyfluoroalkyl Substances). PFAS have gained attention for their persistence in the environment and potential adverse health effects. The State Water Resources Control Board (State Board) hosted a two-day PFAS workshop the first week of December 2019, which provided Valley Water and other participants the latest information on PFAS occurrence, sampling, treatment, and potential regulations in drinking water.

The State Board continues to issue orders for phased well testing throughout the state to help inform potential drinking water standards. No Santa Clara County drinking water wells tested to date have detected PFAS above the State Board response level, where source removal is recommended. To better understand the presence and extent of PFAS in local water supplies, Valley Water is preparing to conduct additional monitoring of groundwater and treated water. Valley Water has also developed frequently asked questions on PFAS, which have been shared with local water retailers and posted to the Valley Water website at <https://www.valleywater.org/your-water/where-your-water-comes-from/groundwater/groundwater-quality>.

For further information, please contact Garth Hall at (408) 630-2750.

6. Vault Design Reviews Result in Ergonomic Improvements

As part of the Dutard Turnout Flowmeter Replacement project, Valley Water is currently in the process of making operational and safety design changes to the vault located in the Penitencia Water Treatment Plant. The safety improvements will provide both ergonomic and vault access improvements. Overexertion during routine maintenance tasks is a common cause of injuries and reports of physical pain from Valley Water workers including back, shoulder, arm, and hand pain. Overexertion injuries can be painful, irritating, disruptive, and potentially disabling. Early intervention and proper workplace design, to prevent such injuries, are critical elements in providing a safe and healthy work environment.

A feature of the new vault design will lessen the weight of the vault lid which will reduce the excessive forces required to open and close the lid. Additionally, a built-in access ladder is being introduced so staff does not have to carry, handle, set up, and use a portable extension ladder to access, and exit, the vault. Also, a permanent sump pump is being installed within the vault to eliminate having to lift, handle, and lower portable sump pumps by hand when needed. The upgrades to the Dutard Vault are a result of an on-going design review of existing vaults throughout Valley Water, to assist Valley Water staff in safely performing their work. The upgrades to the Dutard Vault are expected to be completed by the end of December 2019.

For further information, please contact Tina Yoke at (408) 630-2385.

7. Winter Preparedness Workshop

Emergency Services and Security hosted the Winter Preparedness Workshop at Valley Water on December 05, 2019. The purpose of the workshop was to discuss the predicted weather forecast for the upcoming winter season, how agencies have prepared for the winter, resources for agencies and the public, and what a coordinated response to emergency situations would look like. Valley Water and external agencies delivered presentations on the different types of flooding, monitoring/response capabilities, and emergency management coordination.

Presentation topics included: Valley Water Office of Emergency Services (OES) Update, Public

Information, Reservoir Operations, Watersheds Field Operations, Flood Forecast & Warning System, Sandbag Operations, Winter Outlook (National Weather Service), Urban Flooding (City of San Jose), Evacuation Planning (City of Palo Alto), Pre-season Coordination (DWR), County Coordination (Santa Clara County Office of Emergency Management), and CAL FIRE.

Display tables were also set up to share information regarding the California Conservation Core's sandbag resources, Santa Clara County Public Health, and Valley Water Communications and Outreach.

71 participants were present during the workshop, which included representatives from the following external agencies: NASA Ames Moffett Field, Palo Alto OES, Santa Clara County Fire, Santa Clara County Office of Emergency Management, Santa Clara Kaiser, Sunnyvale Department of Public Safety, Town of Los Gatos, Kaiser Santa Clara, Morgan Hill Community Emergency Response Team (CERT), Milpitas OES, Department of Water Resources, National Weather Service, Morgan Hill OES, Emergency Response Team NASA, American Red Cross, Cupertino OES, CAL Fire, County of Santa Clara Public Health Department, City of San Jose OES, Mt. View Fire, Palo Alto Public Works, City of Morgan Hill, City of Mountain View, City of Palo Alto, City of San Jose, City of Santa Clara.

This annual workshop is a valuable event for Valley Water and its partner stakeholders. As Valley Water prepares for the Winter season, coordinating and communication with our partners prior to emergencies continues to build response and recovery capabilities for all.

For further information, please contact Tina Yoke at (408) 630-2385.

8. Keegan

**A comprehensive lessons learned on Permanente Creek Flood Protection Project when complete; and share with Board.
R-19-0016**

The civil construction is anticipated to be complete by March 2021 and the project team will incorporate the lesson's learned presentation at the Board meeting where we will recommend the acceptance of the project construction milestone.

For further information, please contact Ngoc Nguyen at (408) 630-2632.

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-19-0018	10/31/19	Lezotte	Richardson	Gin	Staff to provide a response to Mr. Muirhead's comments made at the 10/25 BPPC meeting on regulatory permitting process.	11/20/19		
I-19-0020	11/07/19	Varela	Hawk	Jacobson Kao	At the November 7, 2019 San Luis & Delta-Mendota Water Authority meeting Director Varela asked for a rate impact analysis of the San Luis Transmission Project, and for the potential impact on the benefit-cost analysis due to the pending Federal Energy Regulatory Commission's Order 841.	12/09/19	12/30/2019	12/05/19 CEO Bulletin: Staff requested additional time based on information being provided by outside agency. Response time extended to 12/30/19.
I-19-0021	11/20/19	Kremen	Hawk	Baker	From the SFPUC Intertie tour, Director Kremen is requesting the following information: Where it would make sense to add other system interties, Capacity Analysis related to SFPUC/BAWSCA's request to move Los Vaqueros Expansion water through Valley Water's system; any analysis on adding solar panels at the facility, or additional fuel storage, potential for using the site as a backup SCADA control center to operate the water treatment plants, and, Security needs and if this was addressed in a recent security assessment.	12/10/19	12/20/2019	11/20/19 Information Only: Erin Baker sent email regarding due date for request from Director due from Dec 10 to Dec 20. Email is attached.
R-19-0014	11/12/19	Varela	Camacho	Chinte	Director Varela requesting the CEO provide a report to the Directors via one-on-one meetings	12/04/19		

Report Name: Board Member Requests

Request	Request Date	Director	BAO/Chief	Staff	Description	20 Days Due Date	Expected Completion Date	Disposition
					or confidential memo on the cancellation of the October 28, 2019 Joint SCVWD/Morgan Hill/Gilroy Board/Council meeting.			
R-19-0015	11/26/19	Lezotte	King	Meredith	Chair LeZotte is requesting staff provide the purpose and scope of the board Audit Committee and process that is used to add items on committee workplans.	12/23/19		
R-19-0016	11/26/19	Keegan	Richardson	Nguyen	Director Keegan is requesting a comprehensive lessons learned on Permanente Creek Flood Protection Project when complete; and share with Board.	12/23/19		

Outlook as of December 1, 2019

We began calendar year 2019 with groundwater storage well within Stage 1 (Normal) of Valley Water’s Water Shortage Contingency Plan despite below-normal local rainfall and statewide snow pack in calendar year 2018. In 2019, the statewide average snowpack water equivalent was well above normal and valley floor precipitation was also above normal. Countywide, groundwater storage remains healthy due to the wet winter and continued water use reduction by the community. In northern Santa Clara County, groundwater levels in many monitoring wells reached historic highs this spring and the basin is essentially full.

Weather

Rainfall in San Jose:

- Month of November, City of San Jose = 1.3 inches
- The average daily high temperature for November was 67.5 degrees Fahrenheit. Temperature was above normal for the month

Local Reservoirs

- Total December 1 storage = 53,439 acre-feet
 - » 79% of 20-year average for that date
 - » 32% of total capacity
 - » 48% of restricted capacity (166,266 acre-feet total storage capacity limited by seismic restrictions to 111,421 acre-feet)
- Approximately 410 acre-feet of imported water delivered into local reservoirs during November 2019
- Total estimated releases to streams (local and imported water) during November was 5,110 acre-feet (based on preliminary hydrologic data)

Treated Water

- Above average demands of 7,340 acre-feet delivered in November
- This total is 108% of the five-year average for the month of November
- Year-to-date deliveries = 96,286 acre-feet or 103% of the five-year average

Groundwater

- Groundwater conditions are very healthy, with total storage at the end of 2019 predicted to fall well within Stage 1 (Normal) of Valley Water’s Water Shortage Contingency Plan.

	Santa Clara Subbasin		Llagas Subbasin
	Santa Clara Plain	Coyote Valley	
November managed recharge estimate (AF)	4,100	1,100	2,200
January to November managed recharge estimate (AF)	42,000	11,600	23,700
January to November managed recharge, % of 5-year average	85%	94%	143%
October pumping estimate (AF)	6,200	1,150	4,400
January to October pumping estimate (AF)	46,400	10,400	34,000
January to October pumping, % of 5-year average	73%	112%	92%
GW index well level compared to last November	Lower	Higher	Higher

AF = acre-feet

Imported Water


- 2019 State Water Project (SWP) and Central Valley Project (CVP) allocations:
 - » 2019 SWP allocation of 75%, which provides 75,000 acre-feet to Valley Water
 - » 2019 South-of-Delta CVP allocations are 100% for M&I and 75% for Agriculture, which provides 122,325 acre-feet to Valley Water
- Statewide reservoir storage information, as of December 1, 2019:
 - » Shasta Reservoir at 71% of capacity (119% of average for this date)
 - » Oroville Reservoir at 54% of capacity (90% of average for this date)
 - » San Luis Reservoir at 43% of capacity (72% of average for this date)
- Valley Water's Semitropic groundwater bank reserves are at 100% of capacity, or 349,965 acre-feet, as of October 31, 2019
- Estimated SFPUC deliveries to Santa Clara County:
 - » Projected month of October = 4,581 acre-feet
 - » 2019 total to date = 39,188 acre-feet
 - » Five-year annual average is 48,700 acre-feet
- Board Governance Policy No. EL-5.3.3 includes keeping the Board informed of imported water management activities on an ongoing basis. In calendar year 2019, three imported water management agreements were executed as of December 2, 2019

Conserved Water

- Saved 75,687 acre-feet in FY18 from long-term program (baseline year is 1992)
- Long-term program goal is to save nearly 100,000 acre-feet by 2030
- The Board continues its call for a 20% reduction and a limit of three days per week for irrigation of ornamental landscape with potable water
- Through October, achieved a 21% reduction in water use in calendar year 2019, compared to 2013



Recycled Water

- Estimated November 2019 production = 1,300 acre-feet
- Estimated Year-to-Date through November = 16,600 acre-feet or 91% of the five-year average
- Silicon Valley Advanced Water Purification Center produced an estimated 1.3 billion gallons (4,100 acre-feet) of purified water in 2018. Since the beginning of 2019, about 4,500 acre-feet of purified water has been produced. The purified water is blended with existing tertiary recycled water for South Bay Water Recycling Program's customers






CONTACT US

For more information, contact **Customer Relations** at **(408) 630-2880**, or visit our website at valleywater.org and use our **Access Valley Water** customer request and information system. With three easy steps, you can use this service to find out the latest information on district projects or to submit questions, complaints or compliments directly to a district staff person.



To get aNews, drop an email to: info@valleywater.org

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MEMORANDUM

FC 14 (02-08-19)

TO: Board of Directors

FROM: David Cahen
Risk Manager

SUBJECT: Risk Management Communication

DATE: December 3, 2019

The purpose of this memorandum is to provide you a copy of recent Risk Management staff's communication with parties/individuals that have filed a claim against the District.

Please find the following attachments:

- 1) November 19, 2019 settlement letter to Robert and Elizabeth Schonhardt (District 7)
- 2) December 3, 2019 claim confirmation letter to Cryptic Studios, c/o Bryon Porter (District 7)

For additional information, please contact me at 408-630-2213.

A handwritten signature in black ink, appearing to read "David Cahen", written over a horizontal line.

David Cahen
Risk Manager

November 19, 2019

Robert and Elizabeth Schonhardt
821 Arroyo Rd.
Los Altos, CA 94024

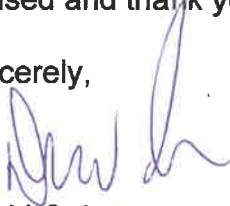
Regarding: Claim L1890014

Dear Mr. and Mrs. Schonhardt,

Enclosed is the final settlement check regarding the above-mentioned claim. The total amount of the settlement is \$1,000.00.

On behalf of the Santa Clara Water District, I apologize for any inconvenience this incident caused and thank you for your cooperation.

Sincerely,



David Cahen
Risk Manager

enc: Check #281748



December 3, 2019

Brion Porter
Cryptic Studios
980 University Ave.
Los Gatos, CA 95018

Re: Receipt of Claim – L1900005

Dear Mr. Porter,

We received your claim regarding a Valley Water vehicle damaging the curved end of the curb in Cryptic Studios' parking lot.

We will investigate the claim and notify you of our findings.

If you have any questions, please don't hesitate to contact Risk Manager, David Cahen at (408) 630-2213.

Sincerely,



Lilian Dennis
Management Analyst II
(408) 630-2652





**CLAIM AGAINST THE SANTA CLARA VALLEY WATER DISTRICT
California Government Code Sections 900 and following**

The completed form can be mailed, sent electronically or hand delivered. Mail or deliver to:

Clerk of the Board
Santa Clara Valley Water District-HQ
5700 Almaden Expressway
San Jose, CA 95118

Or submit the completed form electronically to:
clerkoftheboard@valleywater.org

Clerk of the Board's Date Stamp <i>11/21/19 12:43pm</i> <i>Via Email</i>	
For SCVWD Use Only	
Date Received:	ROUTING
<input type="checkbox"/> Via U.S. Mail:	<input checked="" type="checkbox"/> CEO:
<input type="checkbox"/> Hand Delivered:	<input checked="" type="checkbox"/> District Counsel
<input checked="" type="checkbox"/> E-mail: <i>11/21/19</i>	<input checked="" type="checkbox"/> Risk Management <i>Org</i>
<input type="checkbox"/> Other:	<input checked="" type="checkbox"/> COB
	<input checked="" type="checkbox"/> BOD (District #: <i>7</i>)

With certain exceptions, claims for personal injury or property damage MUST be filed within six months of the incident giving rise to the claim. Claimant must complete each section. If information is unknown, write "unknown" in the appropriate box. Please use additional pages if necessary. Please attach itemized receipts, witness statements, photos and all other documentation that you believe will be helpful to process your claim. Claimant MUST sign and date the form; see last page.

Name of Claimant: Cryptic Studios - Brion Porter (Facilities Manager)			
Address of Claimant: 980 University Ave.	City: Los Gatos	State: CA	Zip: 95018
Mailing Address to Which Notices Should be Sent if Different From Above:	City:	State:	Zip:
Home Phone Number:	Cell Phone Number: 415-235-9637	Work Phone Number: 408-402-6045	
Is this claim being filed on behalf of a minor? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		If so, please indicate minor's date of birth: _____ Relationship to the minor: _____	
Date and time of incident or loss: 11/13/19, 1:20PM	Location of incident or loss (address): 980 University Ave. Los Gatos, CA 95018 South Parking Lot	Is there a police report? <input type="checkbox"/> Yes If Yes, Police Report #: <input checked="" type="checkbox"/> No	

Describe how the incident or loss happened, and the reason you believe the Santa Clara Valley Water District is responsible for your damages (*Please attach additional sheets if necessary*):

In an attempt to use our parking lot as a turn around, one of your service vehicles (a dump truck) towing a flatbed trailer with a bobcat on board, drove over a curb, breaking it in the process.

When I was alerted to the damaged curb, I reviewed security camera footage, which clearly shows the incident.



**CLAIM AGAINST THE SANTA CLARA VALLEY WATER DISTRICT
California Government Code Sections 900 and following**

In detail, describe the damage or injury (*Please attach additional sheets if necessary*):

The curved end of a curb surrounding a small piece of landscape, is broken on both sides, thereby completely separating the end of the curb.

List Name(s) and contact information of any witness(es) or District employee involved (if any):

DAMAGES CLAIMED: Basis for computation of amounts claimed (include copies of bills, invoices, estimates, receipts, photos, police case # or other documentation.) Note: If your claim is more than \$10,000, you need not fill in an amount, but must state whether jurisdiction for the claim would be in the Limited Jurisdiction (up to \$25,000) or Unlimited jurisdiction of the Superior Court.

Is the amount of the claim under \$10,000? Yes No
 Court Jurisdiction: (Check One) Limited Civil Unlimited Civil

ITEMS	CLAIM AMOUNT
1. Damaged concrete curb	\$5563.00
2.	\$
3.	\$
4.	\$
TOTAL AMOUNT	\$

WARNING: IT IS A CRIMINAL OFFENSE TO FILE A FALSE OR FRAUDULENT CLAIM (Penal Code Section 72 and 550)

I have read the matters and statements made in the above claim and I know the same to be true of my own knowledge, except to those matters stated upon information and belief and as to such matters I believe the same to be true. I certify under penalty of perjury that the foregoing is TRUE and CORRECT.

Signed this 21 day of November, 20 19 
 Claimant's signature

Government Code Section 945.6 provides that, with limited exceptions, any suit brought against a public entity must be commenced:

- (1) If written notice is given of a denial of claim in accordance with **Section 913**, not later than six months after the date such notice is personally delivered or deposited in the mail.
- (2) If written notice is not given of a denial of claim in accordance with **Section 913**, within two years from the accrual of the cause of action.

BOND

Proposal and Contract

PAVEMENT SOLUTIONS

P.O. Box 8515, San Jose, CA 95155
 Ph. 408-279-5007 Fax 408-279-0107
 Contractor's Lic 842780-A

DATE

PROPOSAL NO.

11/21/2019

14506

TO: Rock Broadway
 BOCCARDO MANAGEMENT GROUP LLC
 985 University Ave., Suite 12
 Los Gatos, CA 95032

Ph. 408.354.5222

Fax 408.354.5116

Bond Pavement Solutions Inc. agrees to furnish and provide necessary labor, materials, and equipment to perform and complete in a good workmanlike manner the following:

JOB ADDRESS/DESCRIPTION:	980 University	TOTAL
Remove and replace +- 25 LF of concrete curb. Patch back with hot mix asphalt.		5,563.00

SPECIAL NOTE: Due to California soil conditions and earth movement, surface cracks may occur in your asphalt which is no reflection of the quality of workmanship by Bond Pavement Solutions Inc. ****PAYMENT DUE IN 30 DAYS OF COMPLETION OF WORK.****

EXCLUSIONS: Permits, Fees, Bonds, Removal of Parked Cars, Heavy Cleaning/Pressure Washing, Routing/Sawcutting of Cracks, Herbicide, Weed Removal, Clearing/Grubbing, Vegetation/Tree Trimming, Flood Testing, Security Classes/Badging, Any and all Union Agreements/Letters of Assent/Fees/Contributions/PLAs, OCIP/WRAP Fees, SWPPP/WPCP, FEDERAL WAGES, OA/OC/TESTING, Traffic Police, CMS/PCMS Boards, Informational Signage, Builders Risk Insurance, Traffic Control Plans, Posting, Notifying, Sweepers. Unless stated in our scope of work above. Owners to provide required water for project. **IF PETROMAT FABRIC IS DISCOVERED DURING PAVEMENT REMOVAL PROCESS THE ADDITIONAL DISPOSAL AND TRUCKING COSTS WITH OVERHEAD WILL BE ADDED TO JOB.** Irrigation, sprinkler, water line repairs damaged during construction. Any alterations or deviation from the above, involving extra cost of material, labor and or equipment, will be executed only on written orders for same and will become an extra charge over the sum mentioned above. All agreements must be in writing. This proposal excludes any items not listed above.

Owner or agent for owner is responsible for keeping work area free of water, debris, vehicles and all other obstacles prior to commencement of work and until owner or agent for owner is directed otherwise by contractor. Owner or agent for owner is responsible for turning off all automatic sprinkler systems 24 hours prior to, during and after commencement of work. If vehicles must be towed from work area, owner agrees to reimburse Bond Pavement Solutions Inc. for towing fees. Also, owner or agent for owner agrees to pay additional charges for costs incurred by Bond Pavement Solutions Inc. due to delay of work caused by owner or agent for owner. Owner to: provide water for job; Payment within 30 days of invoice or pay 1.5% apr/accrued monthly. Price based on current liquid asphalt price.

In the event that it becomes necessary to institute suit or to employ an attorney to collect any payment or payments due the undersigned for labor, equipment, or material furnished under this agreement or any modification thereof, then you shall be liable to the undersigned for court costs and attorney's fees; said attorney's fees shall be in an amount the court deems appropriate. Proposal valid for 15 days. If peeling seal coat currently exists, it will likely occur over which we have no control. Work based on regular hours. Price based on current posted liquid asphalt price.

Contractors are required by law to be licensed and regulated by the Contractors' State License Board. Any questions concerning a contractor may be referred to the registrar of the board: Contractors' State License Board, 9821 Business Park Dr., Sacramento, CA 95827.

Acceptance

You are hereby authorized to furnish all materials, equipment, and labor required to complete the work mentioned in the above proposal, for which we agree to pay the amount stated above, and according to the terms thereof.

Respectfully submitted,

Accepted: _____

Travis Bond
 Bond Pavement Solutions Inc.

Date: _____

TO: Norma J. Camacho, CEO**FROM:** Nina Hawk, COO
Water Utility Enterprise**SUBJECT:** 2018-2019 Water Retailer Survey Results**DATE:** 12/9/19

The 2018-2019 Annual Water Retailer Survey has been completed. A summary of the results is enclosed for your reference. Overall, the District received high marks in the survey, particularly in:

- Providing reliable supply of treated and groundwater
- Providing high quality treated water
- Planning and coordinating operational shutdowns
- Operating and maintaining reservoirs, dams, ponds and pipelines
- Responding to emergencies

Water Utility Enterprise leadership will present these results to the retailers at the next Quarterly Water Retailer Meeting on January 15, 2020. Subsequently, Water Utility leadership will meet with each retailer to discuss their ratings and possible improvements in customer service.

Please contact me with further questions or comments.



Nina Hawk
Chief Operating Officer
Water Utility Enterprise

cc: A. Baker, C. Hakes, G. Hall, T. Bramer, B. Yerrapotu, S. Bogale, J. De La Piedra

Enclosure: 2018-2019 Annual Water Retailer Survey Results

by:hgp



Valley Water

Clean Water • Healthy Environment • Flood Protection

2018-2019 Annual Water Retailer Survey

Presented by: Nina Hawk, Chief Operating Officer, Water Utility Enterprise

Survey Response

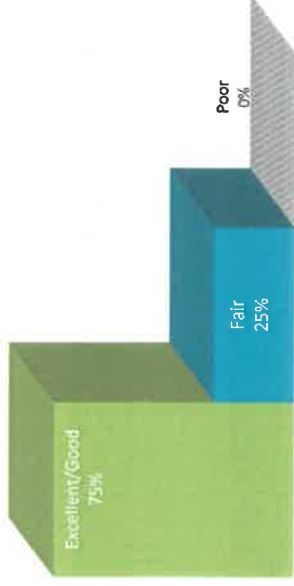
12 Retailers Completed the Survey

- California Water Service Company
- City of Milpitas
- City of Morgan Hill
- City of Mountain View
- City of Palo Alto
- City of Santa Clara
- City of Sunnyvale
- Great Oaks Water Company
- Purissima Hills Water District
- San Jose Municipal Water System
- San Jose Water Company
- Stanford University



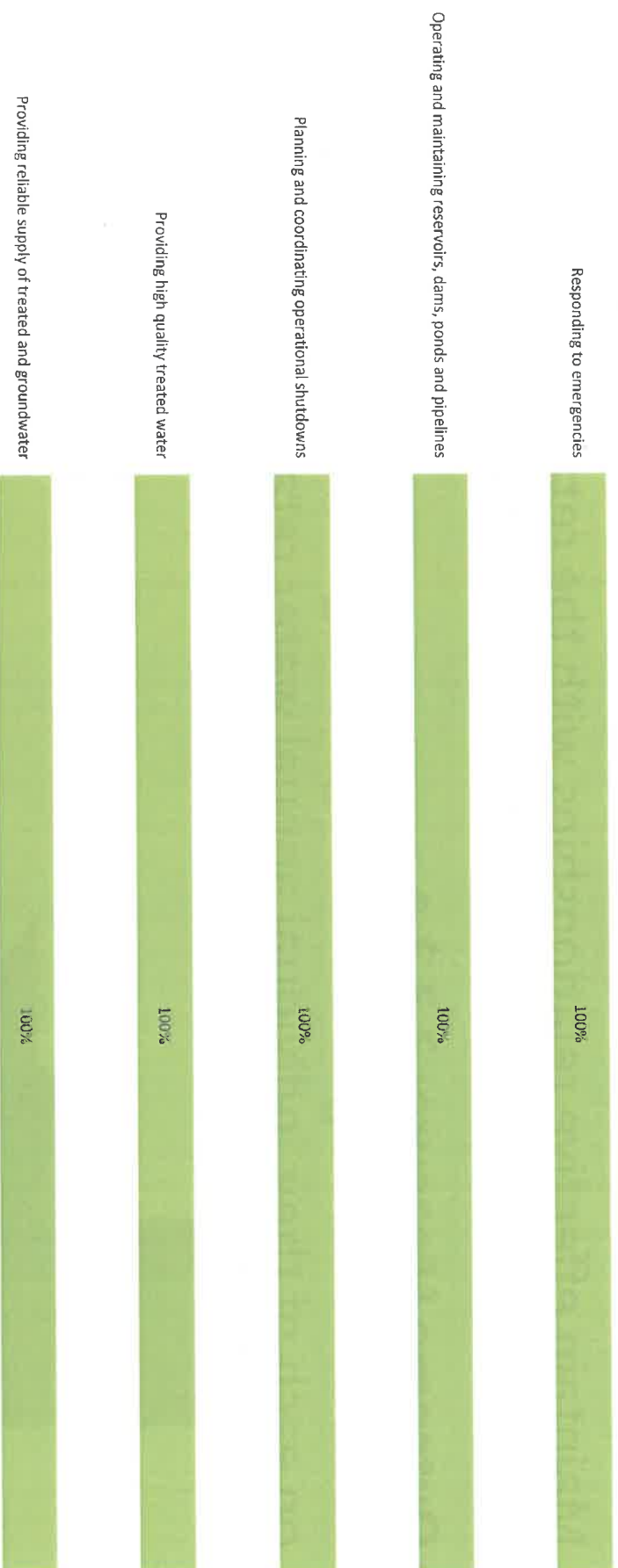
Outcome Measures

- **Board Ends Policies: E-2.3.2.** Maintain effective relationships with the retailer and other stakeholders to ensure high quality, reliable drinking water.
- **Outcome Measure: 2.3.2.a.** 100% of retailers give an average rating of good to excellent on each of their individual annual water retailer survey.



Q9: How would you rank Valley Water's overall management of water supply?

Rated Excellent/Good

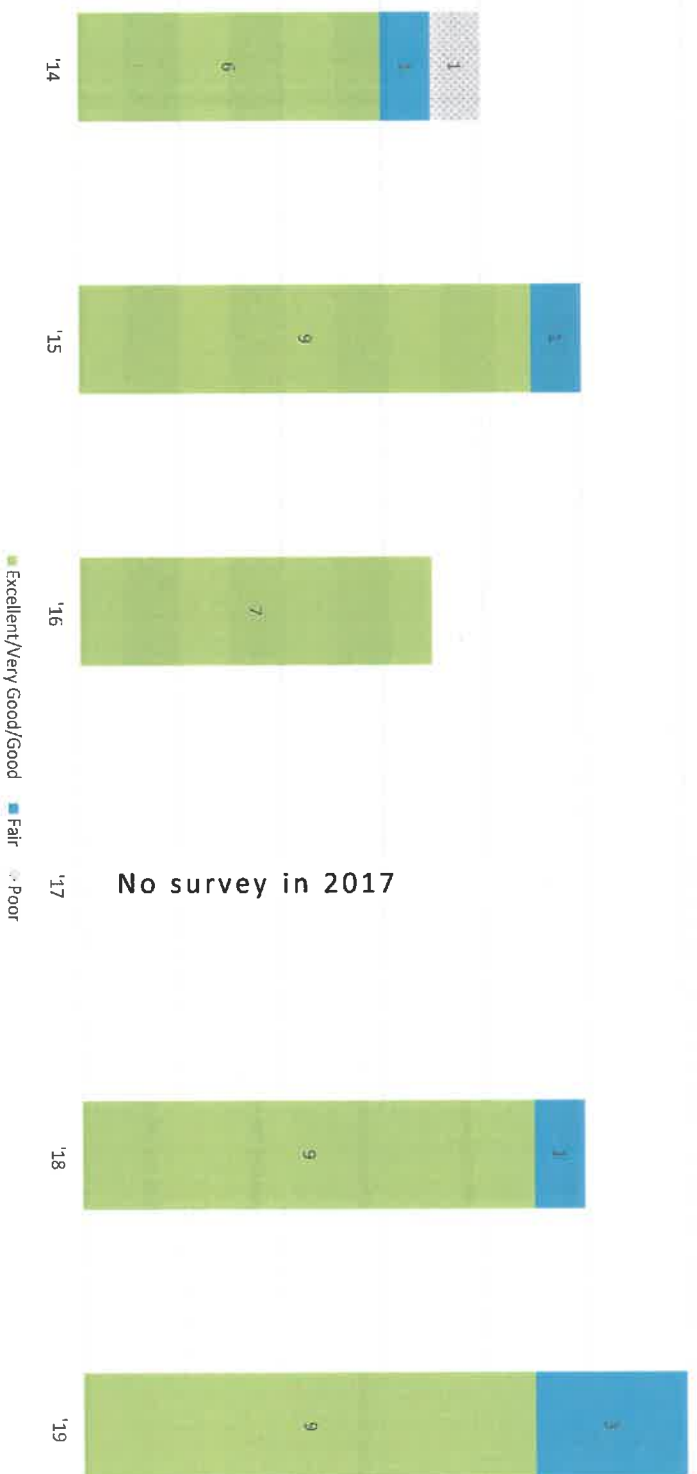


Mixed Ratings

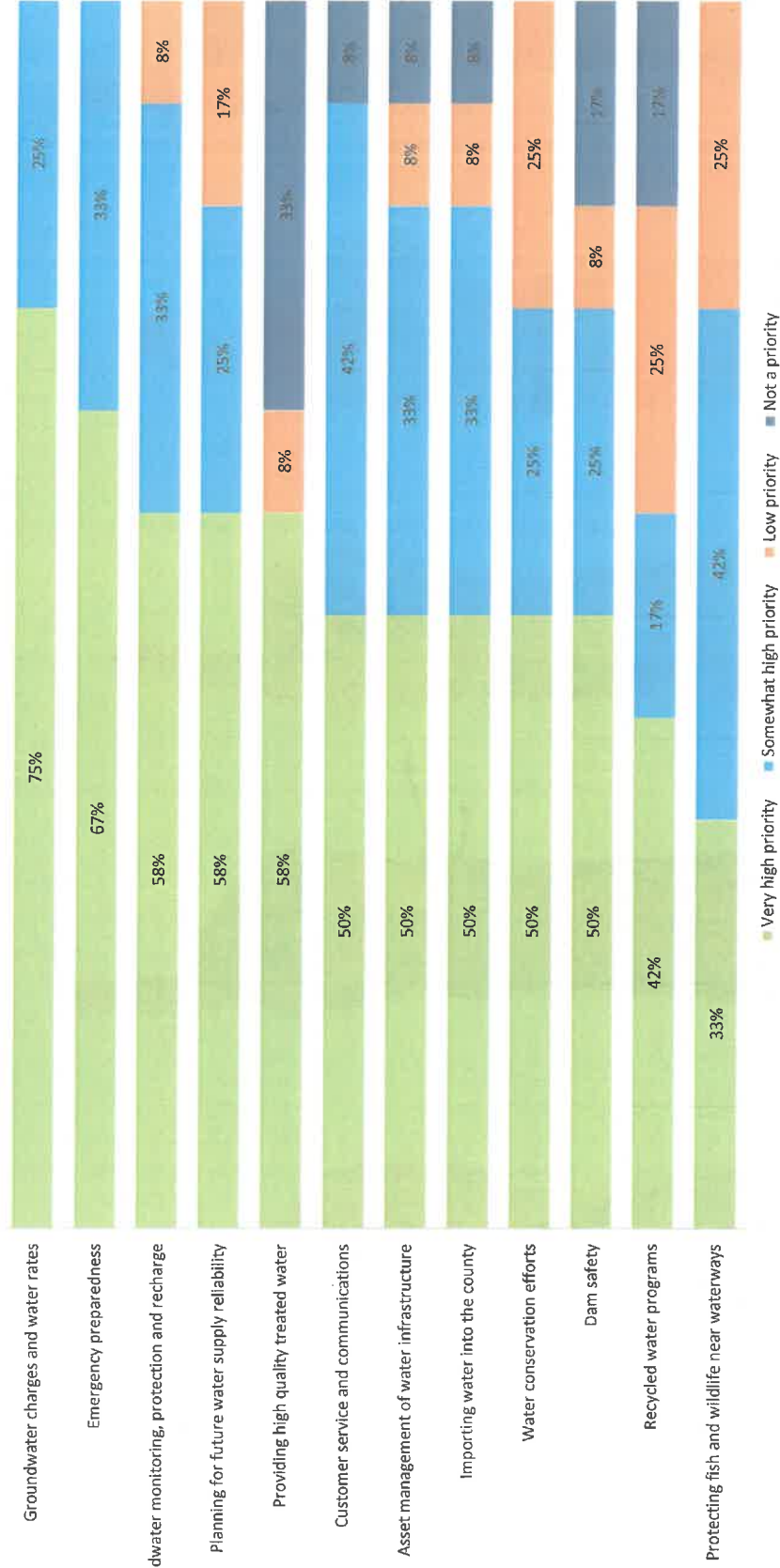


Increased Participation by Retailers in the Survey

5-Year Trend for Overall Managing Water Supply



Priorities



QUESTIONS





Valley Water

Clean Water • Healthy Environment • Flood Protection

INCOMING BOARD CORRESPONDENCE

Report Name: Correspondence (open)

Correspond No	Rec'd By District	Rec'd By COB	Letter To	Letter From	Description	Disposition	BAO/Chief	Staff	Draft Response Due Date	Draft Response Submitted	Writer Ack. Sent	Final Response Due Date
C-19-0270	12/07/19	12/09/19	All	JONATHON MCCAIN	Email from Jonathon McCain to the Board expressing concern for poor level of customer service received from District.	Refer to Staff	Yoke	Mcallister	12/17/19		n/a	12/23/19
C-19-0274	12/10/19	12/11/19	All	DENELLE FEDOR	Email from Dennelle Fedor, San Jose City Councilmember District 10 office to the Board regarding graffiti on Winfield property.	Refer to Staff	Callender	Gibson	12/19/19		n/a	12/25/19
C-19-0275	12/10/19	12/11/19	All	MARINA LIPKIND	Letter from Marina Lipkind to the Board requesting relinquishing a portion of an easement on her property.	Refer to Staff	Richards	Nguyen Chatwani	12/19/19		n/a	12/25/19