

NON-AGENDA

March 2, 2018

Board Policy: EL-7 Communication and Support to the Board

The BAOs shall inform and support the Board in its work.

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7 Memo from Nina Hawk, COO/WUE, to the Board, dated 02/21/18, regarding the Zone of Benefit Study update.

8 Memo from Vincent Gin, DOO/Water Stewardship & Planning to Melanie Richardson, COO/Watersheds, dated 02/27/18, regarding his response to GCRC's questions during their meeting on 02/14/18.

11 Memo from Norma J. Camacho, CEO, to the Board, dated 03/01/18, regarding Westlands Water District's Notice of Withdrawal from the State and Federal Contractors Water Agency.

INCOMING BOARD CORRESPONDENCE

15 **Board Correspondence Weekly Report:** 03/01/18

16 Email from Tommy Vu, HYDRA Water Conservation, to the Board, dated 02/27/18, regarding strategic water reclamation and wastewater conservation (C-18-0037).

17 Email from Heather Ruiz to the Board, dated 02/27/18, regarding water quality and water rates (C-18-0038).

18 Email from Arlene Goetze to the Board, dated 03/01/18, regarding water fluoridation (C-18-0039).

OUTGOING BOARD CORRESPONDENCE

22 Letter from Chair Santos to Assistant Secretary James, dated 02/16/18, congratulating him on his new position as Assistant Secretary of the Army for Civil Works.

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.

CEO BULLETIN/ NEWSLETTERS

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

Chief Executive Officer Bulletin Week of February 23 – March 1, 2018

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.

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Westlands Water District Notice of Withdrawal from the State and Federal Contracts Water Agency

On February 23, 2018, the Westlands Water District (WWD) submitted their notice of withdrawal from the State and Federal Contractors Water Agency (SFCWA). WWD has decided to pursue other programs or partnerships for funding Delta science studies and the withdrawal from SFCWA will occur on April 24, 2018.

The letter from WWD to SFCWA and the district has been included in the March 2, 2018, Non-Agenda packet.

For further information, please contact Norma Camacho at (408) 630-2084.

Kremen

**Provide Director Kremen with information on which OS version the District is running on all machines, especially SCADA, and which machines are not running the latest versions of OSs.
18-0002**

This BMR response was provided to the board via confidential memorandum on Tuesday, February 27, 2018.

For further information, please contact Sudhanshu Tikekar at (408) 630-2424.

BOARD MEMBER REQUESTS & INFORMATIONAL ITEMS

Request	Completed Date	Meeting Date	Director	GM / AGM	Description	20 Days Due Date	Expected Completion Date	Disposition
R-16-0021	Pending	04/12/16	Keegan	Comelo	Staff to take a preliminary look at the use of PLAs on Non-federal District projects.	03/22/17		02/26/18 Continued. 03/02/17 Continued. 07/28/16 CEO Bulletin.

Request	Completed Date	Request Date	Director	GM / AGM	Description	20 Days Due Date	Expected Completion Date	Disposition
I-18-0002	Pending	02/09/18	Kremen	Comelo	Provide Director Kremen with information on which OS version the District is running on all machines, especially SCADA and which machines are not running the latest versions of OSs.	03/01/18		
I-18-0003	Pending	02/13/18	Kremen	Yamamoto	Staff is to provide Director Kremen with all confidential memos provided to the Board since his last request on 10/24/17, responded to on 11/9/17.	03/19/18		



MEMORANDUM

FC 14 (01-02-07)

TO: Board of Directors

FROM: Nina Hawk
Chief Operating Officer for
Water Utility Enterprise

SUBJECT: Zone of Benefit Study Update

DATE: February 21, 2018

This memo provides an update on the Zone of Benefit Study, which assesses the District's existing groundwater charge zones. After receiving further stakeholder input, this technical study will be used as the basis for recommending zone changes to the Board, if needed to ensure the zones accurately reflect areas benefitting from District activities to protect and augment water supplies. Staff plans to present the study findings and related stakeholder feedback to the Board in May 2018.

Background

The District Act authorizes the Board to establish zones where groundwater pumpers benefit directly and indirectly from District activities to protect and augment water supplies. By assessing a groundwater production charge on water producing facilities within the zones of benefit, the District funds and implements programs that ensure continued sustainability and avoid undesirable results like chronic overdraft and land subsidence. The District has two active Zones, W-2 and W-5, which were established in 1963 and 1977, respectively. In general, Zone W-2 extends from Metcalf Road to the county's northern boundary while Zone W-5 extends from Metcalf Road to the county's southern boundary. The District last modified Zone W-2 in 1971 and Zone W-5 in 2008.

The District executed an agreement with Hydrometrics Water Resources Inc. (a consulting firm specializing in developing, protecting, and managing groundwater and surface water resources) to conduct the study. Prior to conducting any analysis, stakeholder feedback on the proposed study methodology was solicited. The technical analysis conducted by the consultant relies on measured data, groundwater modeling, and geological mapping to demonstrate areas benefitting from District activities. The preliminary study report was reviewed by an independent panel of experts.

Next Steps

Staff plans to solicit input from interested stakeholders, including private well owners, water retailers, the Board's Agricultural Water Advisory Committee. Outreach will include letters to those potentially impacted, public meetings, and other opportunities for input. Following stakeholder input, Hydrometrics will consider any revisions needed to the study report.

Staff expects to present the study findings to the Board in May 2018 with recommendations for changes to the zones of benefit. If the Board approves zone modifications, new survey descriptions of the zones will be prepared for Board consideration per District Act requirements, likely in November 2018. If new or modified zones are established, the groundwater charge to be applied within each zone would then need to be evaluated in accordance with the District Act and other applicable laws.

Nina Hawk
Chief Operating Officer for Water Utility Enterprise

N. Camacho, R. Callender, R. Gibson, G. Hall, D. Taylor, L. Hoang, V. De La Piedra, G. Cook
GEC



MEMORANDUM

FC 14 (01-02-07)

TO: Melanie Richardson, COO

FROM: Vincent Gin, DOO

SUBJECT: E-mail Response to GCRCD – Follow-Up to Questions From February 14, 2018 Meeting

DATE: February 27, 2018

I was invited to join Director Varela in his meeting with Guadalupe-Coyote Resource Conservation District (GCRCD) Director Janet Burbach, and Executive Director Stephanie Moreno on February 14, 2018. I responded to several questions that were raised on District operations and am attaching the response for inclusion under the Board non-agenda items.

If you have any questions, please contact me at extension 2633.

A handwritten signature in blue ink, appearing to read "Vincent Gin", is written over a horizontal line.

Vincent Gin
Deputy Operating Officer
Watershed Stewardship & Planning Division

Attachment: E-mail response to Janet Burbach

Vincent Gin

From: Vincent Gin
Sent: Wednesday, February 21, 2018 8:44 PM
To: Janet Burback (janet@madronecattlecompany.com)
Cc: Stephanie Moreno; Candice Kwok-Smith (ckwok-smith@valleywater.org); Norma J. Camacho (ncamacho@valleywater.org); Nina Hawk; Kurt Arends; Anthony Fulcher (AFulcher@valleywater.org); Rick Callender (rcallender@valleywater.org); Rachael Gibson; Melanie Richardson (mrichardson@valleywater.org); Sue Tippetts (stippetts@valleywater.org); 'Lisa Porcella (lporcella@valleywater.org)'
Subject: GCRCD meeting follow up

Director Burback,

Thank you for taking the time to meet with Director Varela and me last week. We appreciate having a dialogue to hear your concerns and to have a discussion on how we can work together. I was not able to respond to some of your questions during our meeting and wanted to follow with you after I consulted with our Deputy Officers Sue Tippetts, Operations & Maintenance (O&M) Division, and Kurt Arends, Raw Water Operations Division.

Thank you also for your concern about our county's natural resources and interest in our Stream Maintenance Program. I understand the Guadalupe-Coyote Resource Conservation District (GCRCD) had notified the California Department of Fish and Wildlife (CDFW) of possible impacts to redds from our maintenance activities; and we were subsequently notified by CDFW. Since our conversation, we have heard back from CDFW indicating that there is no indication of redd destruction. We agree it's best to be careful in protecting natural resources and we appreciate GCRCD's initiative. Towards that end, I would like to offer to be GCRCD's direct point of contact going forward should any issue like this arise. Please feel free to call upon me at any time. My direct line is (408) 630-2633.

I also wanted to follow up on our maintenance approach as well as the permit conditions. I recall there was some question whether maintenance work is allowed after December 31. In speaking with O&M, our permits do allow minor maintenance and large woody debris removal year round; and this work is critical to protect our communities from flooding as we saw almost exactly one year ago. In regards to "felling trees in Los Gatos Creek," we typically only remove small trees during the summer. During the rest of the year, we only remove trees that pose an immediate safety risk to the public (with a separate environmental process). In looking at our field operations last week at the Los Gatos Creek (at Bascom) location, we were removing trash and debris, including fallen trees which can be a flood hazard. We don't have any records of our crews "felling trees."

Our field work is supported by five qualified biologist trained in wildlife, wetlands, fisheries, and other ecological disciplines. We take our stewardship responsibilities very seriously and, in all of the maintenance work discussed, our qualified staff surveyed the work area and concluded that there were no redds present.

We also appreciate the initiative GCRCD has taken to draft revised maintenance protocols on our behalf. We'd certainly would appreciate an opportunity to review your draft so that we can provide comments and share how they may or may not impact our work. I wasn't clear from our conversation if the draft protocols were already submitted to the regulators. Please let us know if there's an opportunity to provide input on your proposal. If your proposal has already been submitted to regulators, we can work with regulators directly to provide comments.

On a separate topic, you had asked about the status of a turnout on our pipeline from the San Luis Reservoir. I spoke with Raw Water Operations and we understand that the Tilton Ranch turnout is currently active and receiving water. Based on our records, a total of 5.66 acre-feet has been delivered through the turnout since July 2017. The second turnout which was referenced at the end of Palm Avenue was installed for the previous owner of land that is

currently owned by the Open Space Authority (OSA). The OSA does not receive water from this turnout and it is no longer in service. Please note, that surface water deliveries through turnouts are an interruptible water source and may not be relied upon for fire protection.

I hope we've addressed your questions, but I also wanted to take this opportunity to acknowledge GCRCD's thoughtful comments. I recall that GCRCD recommended revising our maintenance protocols during spawning season, including having continuous biological monitoring similar to cultural monitoring; that impacts should be mitigated (which our permit do already require); and having open communications on FAHCE. In addition, GCRCD requested a joint Board meeting in the future.

Please let me know if you have any more questions or would like to discuss these or any new topics. I can also bring the other Divisions into our discussion to provide direct input. Again, I want to reiterate my appreciation for our dialogue and I look forward to more conversations in the future.

Vincent Gin, PE
Deputy Operating Officer
Watershed Stewardship & Planning Division
Santa Clara Valley Water District
Tel (408) 630-2633



MEMORANDUM

FC 14 (01-02-07)

TO: Board of Directors

FROM: Norma J. Camacho
CEO

SUBJECT: Westlands Water District Notice of
Withdrawal from the State and Federal
Contractors Water Agency

DATE: March 1, 2018

On February 23, 2018, the Westlands Water District (WWD) submitted their notice of withdrawal from the State and Federal Contractors Water Agency (SFCWA). WWD has decided to pursue other programs or partnerships for funding Delta science studies and the withdrawal from SFCWA will occur on April 24, 2018.

A handwritten signature in cursive script, appearing to read "Norma J. Camacho", is written over a horizontal line.

Norma J. Camacho
CEO

Attachment 1: February 23, 2018, letter regarding WWD Notice of Withdrawal from SFCWA.



Westlands Water District

3130 N. Fresno Street, P.O. Box 6056, Fresno, California 93703-6056, (559) 224-1523, FAX (559) 241-6277

February 23, 2018

Bruce DiGennaro
Executive Director
State and Federal Water Contractors Agency
1121 L Street, Suite 806
Sacramento, Ca 95814

Re: Notice of Withdrawal from the State and Federal Contractors Water Agency

Dear Mr. DiGennaro:

The Westlands Water District (Westlands) Board of Directors elected to withdraw from the State and Federal Contractors Water Agency (SFCWA) at its February Board meeting. Consequently, Westlands hereby provides written notice of its intent to withdraw from the August 19, 2009 Joint Powers Agreement Forming the State and Federal Water Contractors Agency (SFWCA Agreement). Westlands appreciates the contributions that SFCWA has provided to the study of the Sacramento-San Joaquin Bay-Delta system. However, Westlands has decided to pursue other programs or partnerships for funding Delta science studies.

Westlands provides this notice pursuant to Section 15.2 of the SFWCA Agreement, which provides that "[a] Member may unilaterally withdraw from this Agreement without causing or requiring termination of this Agreement, effective upon sixty (60) days' written notice to the Executive Director." Westlands reserves its right to withdraw this notice within the 60-day notice period without waiving any of its rights under the SFWCA Agreement. Without further action, Westlands' withdrawal will occur on April 24, 2018.

The SFCWA Agreement provides in relevant part:

15.3.1 A Party whose membership has been terminated or who withdraws shall remain obligated to pay its share of all debts, liabilities and obligations of the Agency incurred or accrued prior to the effective date of such termination or withdrawal other than debts, liabilities and obligations incurred pursuant to any Project Agreement to which the withdrawing or terminating Member is not a participant.

15.3.2 In the event the Party whose membership has been terminated or who withdraws has any rights in any Conservation Measures or obligations to the Agency, the Party cannot sell, lease, or transfer such rights or be relieved of its obligations, except in accordance with a written agreement executed between it and the Agency.

15.3.3 The refund or repayment of any other contribution [contributions other than the initial commitment] shall be made in accordance with the terms and conditions upon which the contribution was made, or other agreement of the Agency and withdrawing Member.

Mr. Bruce DiGennaro
February 23, 2018
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Over the course of the 60-day notice period, Westlands intends to work with SFWCA to reach agreement on: (1) any refund or repayment of contributions to which Westlands is entitled, pursuant to section 15.3.1; (2) Westlands' sale, lease, or transfer any rights it has in any Conservation Measures or any obligations to SFWCA, pursuant to section 15.3.2; and (3) any debts, liabilities and obligations that Westlands may owe, pursuant to section 15.3.3.

Sincerely,



Dan Pope
Chief Operating Officer

cc: Jon Rubin, SLDMWA
Curtis Creel, KCWA
Jeff Kightlinger, MWD
Jennifer Pierre, SWC
Norma Camacho, SCVWD
Central Files