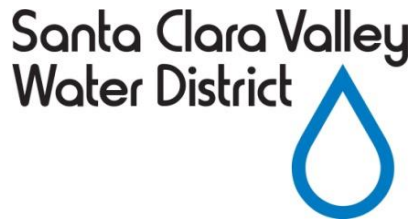


Board correspondence has been removed from the online posting of the Non-Agenda to protect personal contact information. Lengthy reports/attachments may also be removed due to file size limitations. Copies of board correspondence and/or reports/attachments are available by submitting a public records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



NON-AGENDA

November 02, 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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CEO BULLETIN/ NEWSLETTERS

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

Chief Executive Officer Bulletin Week of October 26 – November 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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Municipal Regional Stormwater Permit Annual Report

The district is required to submit an annual report to the San Francisco Bay Regional Water Quality Control Board (Water Board) documenting compliance with the Municipal Regional Stormwater NPDES Permit (MRP) by September 30th of each year.

This year's annual report includes major accomplishments in the following areas: The development of a Stormwater Resource Plan for the Santa Clara Basin; district response to illicit discharges; major efforts in monitoring and removing trash from waterways; and the district's civic engagement

and public education programs.

1. In December 2016, the district, on behalf of Santa Clara Valley Urban Runoff Pollution Prevention Program (SCVURPPP), was awarded a California Proposition 1 grant to develop a Storm Water Resource Plan for the Santa Clara Basin. The district manages the grant and participates on the Technical Advisory Committee. The Stormwater Resource Plan is coordinated with the district's One Water Plan, and stakeholders from the One Water effort are participating. A draft plan was recently completed following analysis and prioritization of potential projects that would enhance water quality, flood attenuation, groundwater recharge, and other community benefits. More information on the Stormwater Resource plan and a draft plan are available at http://scvurppp.org/scvurppp_2018/swrp/
2. The district is one of the few Santa Clara County Permittees that has 24-hour availability to conduct storm water pollution investigations. The district received and responded to a total of 111 emergency response reports throughout Santa Clara County during FY 17-18. In addition, the district's Code Enforcement Program processed 186 cases, including encroachments into riparian corridors and the Water Waste Inspector Program responded to and resolved 493 reports on water waste.
3. During FY 17-18, the district was instrumental in removing approximately 18,759 cubic yards of trash and debris from various waterways in Santa Clara County. 90% of this trash is removed as a result of the Good Neighbor Encampment Cleanup program. Other efforts include mapping and removal of trash accumulation points, maintenance of four litter booms, monitoring and cleanup of 14 trash hot spots, regional leadership and collaboration on litter and encampment issues, and support of volunteer trash clean ups.
4. The annual report also highlights the district's public information and outreach program, including the popular Water Resources Education Outreach Program, Adopt-A-Creek and creek clean up events, attendance at many community events, and the district's grant program.

The Stormwater Annual report is posted on the San Francisco Bay Regional Water Board's website at:

https://www.waterboards.ca.gov/sanfranciscobay/water_issues/programs/stormwater/MRP/2018_AR/Santa_Clara/SCVWD%202017-18_MRP_AR.pdf and will be posted on the [Safe, Clean Water Project B2 Interagency Urban Runoff Program page](#).

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

District Featured in Companion Videos of “Beyond the Brink”

The district was presented with the opportunity in early October 2018 to engage with filmmaker Jim Thebaut of the Chronicles Group, responsible for producing “Beyond the Brink” (available for internal review here: <https://bit.ly/2JfuPI>) a documentary film which dives deep into the intricacies of the water and food nexus as it highlights the evolving implications on a National Security threat through the lens of California's San Joaquin Valley. Armando Quintero of the State Water Commission/University of California Merced Sierra Nevada Research Institute referred him to the District.

Mr. Thebaut shared that he was creating videos to complement his documentary, with emphasis on the district's water purification center as an example of a forward-thinking organization planning for the future, and commentary from district subject matter experts about the innovative system. On October 11, 2018, film crews arrived at district headquarters to commence their video production. Chair Richard Santos was interviewed to provide an overview of the District's mission and purpose. In addition, Mr. Quintero and a district Engineering were also interviewed. The filming then moved to the district's water purification center, where footage of the facility was taken and an interview with a district Assistant Engineer occurred.

The first in a series of three (3) resulting companion videos, "Beyond the Brink-Nexus," was provided to the district on October 23 2018, (available for download and viewing here: <https://bit.ly/2O6yQVm>). The video was presented by Mr. Thebaut at the China-US Joint Symposium in Yixing, Jiangsu Province of China (October 24-29, 2018). The 13-minute video will be presented on University of California Television. Although the final cut of "Beyond the Brink-Nexus" did not feature Chair Santos, clips of his interview, along with clips from other district subject matter experts could be featured in the next two (2) videos.

The second video, "Beyond the Brink-A Call to Action," will run approximately 25 minutes and will explore national security significance of the San Joaquin Valley as the food basket for the world, the district featured as the critical connection between food, energy and water. When completed, the video will be distributed globally by Freestyle Digital Media, in addition to being made available for educational purposes.

The third video, "Beyond the Brink-The Dying Sierra Nevada Watershed," will run approximately 15-20 minutes and will be an expanded version of the watershed chapter of the "Beyond the Brink" feature which will be used in presentations throughout the state of California and Washington, D.C.

When the companion videos are made public, the district will be sharing them with the board, internally, as well as on the district's social media channels. A Next Door message from each Director to their constituents will also be drafted, to inform the community about these documentary companion videos.

For further information, please contact Rick Callender at (408) 630-2017.

Update on Repairs of the South Bay Aqueduct

South Bay Aqueduct (SBA) deliveries to the Penitencia Water Treatment Plant (PWTP) were temporary suspended at the beginning of October 2018, to allow the State Department of Water Resources (DWR) to make proactive repairs to the SBA. A previous inspection had identified the potential of a small leak, although there was no sign of a leak at the ground surface. During this inspection and repair effort, DWR identified additional deficiencies in the pipe just upstream of the terminal tank adjacent to PWTP.

The district worked with DWR to extend the shutdown to allow DWR to make the needed repairs by delivering Central Valley Project water from San Luis Reservoir to the treatment plants. DWR encased two (2) sections of the SBA pipeline in reinforced concrete to improve reliability of the system. There was no impact to treated water deliveries and the SBA began delivering water on

October 24, 2018, two (2) days ahead of schedule. DWR has moved off site and the system has returned to normal operations.

For further information, please contact Kurt Arends at (408) 630-2284.

Recommendation to participate in Recurrent Slate Solar Project instead of Westlands Solar Park Project

During the April 24, 2018, Board of Director's meeting, the board authorized the Chief Executive Officer (CEO) to execute a 20-year Rate Agreement with PWRPA for the purchase of solar power from the Westlands Solar Park Project (Westlands Project) in Kings County, a planned utility-scale solar installation.

As negotiations continued, the district identified a more cost-effective utility-scale solar project during an information sharing session with a local community choice aggregation (CCA). The CCA was in negotiations to participate in the Recurrent Slate Solar Project (Slate Project), a proposed 300 megawatt (MW) utility-scale solar project also located in Kings County. Based on the information provided, it appeared that the Slate Project may offer more competitive energy rates than PWRPA was being offered through the Westlands Project. Recognizing the opportunity to leverage the large solar power needs of the participating CCAs to achieve lower costs, staff explored possible opportunities. The CCA negotiations were too far along to be part of their deal, so the district reached out to the Slate Project developer. This led to PWRPA being invited to participate in the utility-scale project.

Based on subsequent negotiations between PWRPA and the Slate Project, the PWRPA Board determined that the Slate Project offered more competitive pricing and terms than the Westlands Project and terminated negotiations with the Westlands Project. The district anticipates the same 1.5 MW allocation of the solar development from the Slate Project which PWRPA will receive through a 20-year PPA.

The district will be requesting that the board authorization be delegated to the CEO to execute the rate agreement associated with the Slate Project at the upcoming November 20, 2018, Board of Directors meeting.

For further information, please contact Kurt Arends at (408) 630-2284.

Update on purchase of Bay Area Certificates of Deposit

In an effort to implement the district's Investment Policy Section 3.5. California Certificates of Deposit (CD) and prioritize local investments in California based banks and credit unions with less than \$10 billion in assets, and insured for up to \$250,000 by the Federal Deposit Insurance Corporation (FDIC) and National Credit Union Administration (NCUA), the district has acquired three (3) CDs for \$240,000 each. These CDs are purchased from Community Bank of the Bay (Oakland), San Francisco Bank (San Francisco), and Technology Credit Union (San Jose). The rates published on the website for these institutions range from 0.45% to 2.28%. The district negotiated for higher rates ranging from 2.25% to 2.78%. Summarized below are the profiles of these institutions:

Bank of San Francisco (Bk of SF): The district successfully negotiated and acquired a three (3) year CD from the Bank of SF at a rate of 2.25%, the original rate for this CD was 0.75%. Bk of SF is a

small bank with assets of \$213 million. The bank was founded in 2005, with a focus on identifying needs of the community and developing and providing services necessary to meet those needs. The Bk of SF is proud to have and promote women to leadership positions and take pride in the large number of women who serve on the board of directors and upper management positions.

Community Bank of the Bay (CBB): The district successfully negotiated and acquired a three (3) year CD from CBB at a rate of 2.70%, the original rate for this CD was 1.0%. CBB is a small bank with assets of \$225 million. CBB is a certified Community Development Financial Institution (CDFI) with a longstanding tradition of promoting job creation and economic revitalization by providing affordable deposit accounts and flexible financing to local businesses, nonprofits, schools and faith-based organizations. To support a more environmentally sustainable economy, CBB created the Bay Area Green Fund (BAGF). The BAGF has become an innovative way for depositors, including Santa Clara Valley Water District, to become “green” Impact Investors.

Technology Credit Union (TechCU): The district successfully negotiated and acquired a three (3) year CD from TechCU at a rate of 2.78%, the original rate for this CD was 2.28%. TechCU is a credit union with \$2.5 billion in assets. TechCU was founded in Silicon Valley by a group of entrepreneurs and future high-tech leaders. TechCU is proud to support the community they are dedicated to serving. TechCU volunteers and donates (over \$1 million since 2007) to a wide variety of organizations with a focus on STEM (science, technology, engineering, math) education, financial literacy and affordable housing.

The district is continuing to research eligible banks and credit unions and will make future investments in local CDs.

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

Meeting with the Division of Drinking Water, LAFCO, Santa Clara County, and Open Space Authority on Groundwater Management and Small Water Systems

At the request of Division of Drinking Water (DDW) staff, the district hosted a meeting on October 25, 2018, to provide information about the Sustainable Groundwater Management Act (SGMA) and how the district manages local basins. Other meeting attendees included staff from LAFCO, Santa Clara County (Planning and the Department of Environmental Health, DEH), and the Santa Clara Valley Open Space Authority. The primary topic of discussion was small public water systems that struggle with water capacity, quality, or do not have the resources to consistently provide safe drinking water.

The district gave an overview of our sustainable groundwater management programs and SGMA compliance. Of particular interest to the other agencies was the district’s role (if any) for water supply reliability and quality in the South County foothills and mountains. The district explained that groundwater management programs, like managed recharge, generally coincide with the valley floor, where the groundwater basins are located. Areas outside the valley floor (and district zones of benefit) generally overlie bedrock, where wells often have marginal yield. The district permits wells throughout the county to ensure they are consistent with state well standards and don’t act as conduits for contaminants. However, the district does not regulate the use of wells. Because the district does not regulate land use or contaminant cleanup, the district relies on partnerships with land use and regulatory agencies in addressing issues like elevated nitrate or perchlorate.

The County DEH regulates state small water systems with 5-14 connections, and DDW regulates systems with more connections. DDW noted that failures of small water systems are often due to

technical, managerial, or financial issues. Because these systems are often in rural areas, DDW prefers to avoid creating new small water systems or to consolidate them into larger systems where possible. However, this approach does not align with the County and LAFCO interests to preserve rural areas by minimizing extensions of water or other public services. DDW noted that in some other counties, this can be avoided through creation of a county service area, where the county manages smaller water systems that deliver water to consumers.

The group discussed the importance of considering land use and water together to ensure sustainable water supplies throughout the county. This includes coordination on future land use and water demands, policy changes, or large, unique projects that may impact water supplies. The group agreed the meeting was very beneficial, and recommended additional future discussions including staff from the Central Coast Regional Water Quality Board.

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

Update on CUWA Board meeting held Friday, October 26, 2018

On Friday, October 26, 2018, the district attended a CUWA board meeting. Key items discussed are outlined below:

Water Accessibility

- There will be an effort with Fresno State to hold a one (1) week workshop on clean, safe drinking water for small community water systems. Once the agenda has been finalized, the district will attend on the days that the topics relate to the district's consolidated systems. CCWD, ACWD and EBMUD also volunteered staff to attend the workshop and support this cross-functional effort.
- The CUWA board approved supporting this effort fiscally and they will also be working with the State Board on a workshop to bring together other interests.

Other Items

- The district provided input to Distributed Systems on their fact sheet and slide document. The Board approved and will incorporate district comments/edits and is to be finalized by mid-November 2018. CUWA also plans to meet with the Green Building Council in November 2018.
- All comments and edits were accepted from member agencies and by the CUWA board for the Declining Flows Addendum.
- The district will be presenting on Innovation to the CUWA member agencies in March 2018.
- A Conference call with Australia included discussions on one water approach, wider economic benefit, rainwater capture, millennium drought and regulations.
- Prop 3 was supported by all CUWA member agencies (minus Cities) except Zone 7 and EBMUD.
- CUWA will take the lead on reaching out to the State board on expediting change petitions/permits for reservoir projects.

For further information, please contact Nina Hawk at (408) 630-2736.

Delta Stewardship Council Hears California WaterFix Appeals

On October 24-26, 2018, the Delta Stewardship Council (DSC) heard testimony on nine (9) appeals regarding the Department of Water Resources (DWR) certification that the WaterFix is consistent with the Delta Plan. The DSC is required by the Delta Reform Act of 2009 to make a determination of consistency with the Delta Plan for all covered actions as defined in the statute, which includes infrastructure projects in the Delta. Three (3) of the seven (7) members of the DSC have recused themselves due to conflicts of interest, leaving open the possibility of a two-two tied vote. Failure to get a determination of consistency could derail or delay the WaterFix. The district submitted written comments in support of the consistency determination, which were provided to the board in the October 19, 2018, Non-Agenda packet, and engaged other key advocacy stakeholders to submit written comments in support.

In the hearings the week of 22, 2018, the appellants provided wide-ranging criticisms of the project, including ecosystem impacts, land use conflicts, siting considerations, loss of agricultural land, reduced tourism, inadequate community engagement, perpetuating reliance on the Delta, and additional economic issues, as well as water quality, groundwater, levee, traffic, and noise impacts. DWR responded to these criticisms, often pointing to evidence in the record to refute claims, and noting that many of the concerns can be addressed through continued engagement with the impacted Delta communities and through real time operation of the project.

The DSC members had few questions, except for Councilmember Skip Thomson, who represents the Delta Protection Commission on the Council and who is a Solano County Supervisor. Councilmember Thomson asked many questions on behalf of the appellants, often reading directly from an appellant's written comments. The DSC is expected to release a draft determination in advance of a public workshop scheduled for November 15-16, 2018, and then formally adopt their final decision during the Council's regularly scheduled meeting on December 20-21, 2018. The district will continue to monitor DSC's actions and appropriately engage during the process.

For further information, please contact Rachael Gibson at (408) 630-3739.

Winter Emergency Operations and Preparedness Workshop Update

On October 25, 2018, the district hosted the 2018 Winter Emergency Operations and Preparedness Workshop. This annual event is held to inform our external partners and stakeholders about the district's flood preparedness efforts going into the Winter season. The workshop also brings in external presenters that share information about their preparedness and coordination activities. Vice Chair Linda LeZotte delivered the opening statements to an audience of 101 people. The audience included representatives from our cities, county, and emergency response partners.

The District presentations included Emergency Services, Public Information, District Reservoir Operations, Watershed Field Operations, Flood Forecast and Warning System, and Sandbag Operations. External presentations were given by the National Weather Service, California Conservation Core, Cal Fire, Department of Water Resource, County Office of Emergency Services, and Pacific Gas and Electric.

Information booths were also set up by the district, American Red Cross, Santa Clara County Public Health, California Conservation Core, and Pacific Gas and Electric. This workshop illustrates internal and external preparedness efforts, which brings to the forefront how important

it is to work together and support each other.

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

Update of the Water Quality Control Plan for the San Francisco Bay-Sacramento San Joaquin Delta Estuary

The State Water Resources Control Board (State Board) has posted the agenda and materials for its November 7, 2018, meeting to consider adoption of amendments to the Water Quality Control Plan for the San Francisco Bay-Sacramento San Joaquin Delta Estuary (Bay-Delta Plan). The proposed amendments are focused on the Lower San Joaquin River and would require 30-50 percent of the flow in the San Joaquin River's three (3) salmon-bearing tributaries to remain in the rivers during February through June, among other changes. This portion of the Bay-Delta Plan was earlier referred to as Phase 1. The State Water Board will be considering similar requirements for the Sacramento River and its tributaries as well as the Delta and its tributaries (Phase 2) in future proceedings.

The November 7, 2018, public notice includes the State Board's staff response to comments received during their August 21-22, 2018, Board meeting as well as minor additional adjustments to the Bay-Delta Plan in response to those comments. The agenda and links to additional material can be found at the following website:

https://www.waterboards.ca.gov/board_info/agendas/2018/nov/11060718_agenda.pdf

The San Francisco Public Utilities Commission has identified significant potential impacts to its Hetch Hetchy Regional Water System as a result of these proposed flow requirements which, as staff reported during the August 28, 2018, district board meeting, would have significant impacts on water supplies in Santa Clara County.

Staff will provide the board with additional information following the November 7, 2018 State Board meeting.

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

BOARD MEMBER REQUESTS & INFORMATIONAL ITEMS

Report Name: Board Member Requests

Request	Request Date	Director	BAO/Chief	Staff	Description	20 Days Due Date	Expected Completion Date	Disposition
I-18-0015	10/02/18	Santos	Yoke	Donatelli	Staff is to provide Director Santos with information on why the District does not offer preference for Veteran applicants seeking employment/promotion, and provide research from comparable agencies.	11/05/18		
R-18-0013	06/26/18	Keegan	Yoke	Gordon	Director Keegan requested that staff provide the Board with the status and report on the last major District-wide security assessment and provide a schedule for the next assessment.	08/14/18	10/09/2018	08/13/18 CEO Bulletin: The Office of Emergency and Security Services and Information Technology units are both working collaboratively to provide a presentation to the Board to discuss security and threat assessments in a closed session tentatively scheduled in October. In the closed session, staff will provide an overview on what measures have been completed related to security equipment, hardware/software, infrastructure along with information technology cybersecurity threats. Staff will also provide an overview on professional assessment status and the required action(s) and estimated timelines to address and improve the district's vulnerability to threats.



MEMORANDUM

FC 14 (01-02-07)

TO: Board of Directors

FROM: Melanie Richardson

SUBJECT: Commendation Regarding Property Transfer

DATE: October 26, 2018

On October 9, 2018, the Board approved a land conveyance to Michael and Christy Akatiff for a remnant parcel on Guadalupe River no longer necessary for District purposes (District File 3015-386.4). The transaction is scheduled to close escrow by November 6, 2018.

Mr. Richard Watkins of TMG Partners wrote an e-mail on October 23, 2018 to commend the staff that worked on the transaction. Mr. Watkins' e-mail is included in Attachment 1 for your information.

A handwritten signature in blue ink that reads "Melanie Richardson". The signature is written in a cursive style and is positioned above a horizontal line.

Melanie Richardson, P.E.
Chief Operating Officer
Watersheds

Attachment 1: Email from Mr. Richard Watkins, Partner, TMG Partners

Sue Turner

From: Richard Watkins <rwatkins@tmgpartners.com>
Sent: Tuesday, October 23, 2018 5:35 PM
To: Sue Turner
Cc: Norma J. Camacho
Subject: District Land Sale Transaction - SCVWD Parcel - APN 259-25-054 from Akatiff

Sue, good afternoon. The purpose of this e-mail is to make a special call-out to members of your team who worked together to successfully help us acquire a small, but important, piece of property in San Jose. As you may remember, in its last board meeting, the District approved the re-conveyance and sale of the above referenced property back to Mike Akatiff. While the result was what we were seeking, it was the entire transactional process that was more impressive.

I first made contact with your department in mid-March of 2018 to discuss the possibility of acquiring this small, remnant parcel. It took a while, but we were finally able to meet in person in mid-June with Bill Magleby, Colleen Haggerty, and Lisa Brancatelli. After examining the site characteristics, there was consensus that it would comply with the District's Enabling Act and from then it was off to the races. Within weeks we had cut loose title, appraisal, environmental, survey, and signed the encroachment permit. As there were many tasks to be performed, as a group, we agreed to have weekly, scheduled 15-minute calls to check in with each other and agree as to what needed to happen next and who was on point to accomplish it. These meetings set the tone and were extremely effective.

Even though this was not a monetarily large transaction, it was still approached by the team with a professional appreciation for what needed to happen and being transparent as to the approval process. The level of commitment from your team was truly noteworthy and I wanted you to know how much I appreciate their deliberate and thoughtful work. Bill Magleby took the lead and was exceptional; unfortunately, he was a harder negotiator than I particularly wanted, but I think he knew I really needed this parcel to make our proposed project with the City much better.

As to schedule, I mentioned that we first met in mid-June and we received District approval for the sale on October 9th. Four months from beginning to end, pretty darned good, and it couldn't have happened without the positive attitudes of Bill, Colleen, and Lisa, as well as other staff members who reviewed the documents and got us on the consent calendar. Thank you for your help, as well.

Best Regards,

- Richard Watkins

p.s. In case you are interested, here is our project's website: www.platform16sj.com. We will be coming back to the District soon as we are interested in working with the District, the City, and the Guadeloupe River Park Conservancy in making landscape improvements along Autumn Parkway.

Richardson Watkins
Partner
rwatkins@tmgpartners.com
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ATTACHMENT 1



TO: Board of Directors

FROM: David Cahen
Risk Manager

SUBJECT: Risk Management Communication

DATE: October 31, 2018

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

Please find the following attachment:

- 1) October 30, 2018 confirmation letter to Anita Rimes (District 5)

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

October 30, 2018

Anita Rimes
264 Rodonovan Drive
Santa Clara, CA 95051

Regarding: Receipt of Claim – L189009

Dear Ms. Rimes,

We received your claim regarding the damages to your fence located at 264 Rodonovan Drive in Santa Clara.

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

If you have any questions, please don't hesitate to contact me at (408) 630-2652.

Sincerely,



Lilian Dennis
Management Analyst II
Risk Management
ldennis@valleywater.org