

## NON-AGENDA May 24, 2019

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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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

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## **CEO BULLETIN/ NEWSLETTERS**

# **CEO BULLETIN**



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

## Chief Executive Officer Bulletin Week of May 17 – 23, 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.

ltem	IN THIS ISSUE
1	Update to the Pajaro River Watershed and Bay Area Integrated Regional Water Management Plans
2	Continuous Improvement: Reduction of Respirable Crystalline Silica Dust Exposure
<u>3</u>	28th Annual National River Cleanup Day - Saturday, May 18, 2019

## Update to the Pajaro River Watershed and Bay Area Integrated Regional Water Management Plans

The Pajaro River Watershed Integrated Regional Water Management (IRWM) and the Bay Area IRWM are collaborative efforts among a diversity of regional stakeholders to identify and implement water management solutions that increase regional self-reliance, reduce conflict, and achieve social, environmental, and economic objectives of the region. Each IRWM region develops a plan that defines regional interests, issues, and water management objectives and strategies. Per California Department of Water Resources (DWR) guidelines, the Regional Water Management Group (RWMG) oversees the development and maintenance of the IRWM plan (Plan).

RWMGs are currently updating their Plans to meet the 2016 IRWM Grant Guidelines for Proposition 1. The changes to the Plan, per the 2016 Guidelines, are primarily in reference to improving the description of how water management strategies will be applied to mitigate and adapt to risks of climate change. Throughout the Plan update process, the RWMGs will engage with internal and external stakeholders to solicit feedback on plan changes and project scores. A DWR-approved plan is required for the IRWM regions to receive Proposition 1 grant funding.

#### Pajaro Watershed IRWM

The Pajaro River Watershed RWMG is comprised of Valley Water, San Benito County Water District, and Pajaro Valley Water Management Agency. As part of the Pajaro River Watershed Plan update, the RWMG completed a project solicitation for inclusion in the Plan from March 13, 2019, through April 19, 2019. Next steps for the RWMG and approximate completion dates include:

1. Reviewing and scoring projects (May 2019)

- 2. Updating plan chapters to meet the 2016 guidelines (July 2019)
- 3. Presenting Plan changes at a public meeting for comments (August 2019)
- 4. Presenting the draft Plan to each RWMG member's Board of Directors for adoption (September 2019)
- 5. Submitting the Board-adopted Plan to DWR for acceptance (September 2019)

#### Bay Area IRWM

The Bay Area RWMG (called the Coordinating Committee) is comprised of representatives from the four (4) subregions of the Bay Area (north, east, south, west) as well as four (4) functional areas (water supply and water quality, wastewater and recycled water, flood protection and stormwater, and watershed management and habitat protection). Next steps for the Bay Area Plan update include:

- 1. Bay Area Coordinating Committee approval of plan updates (June 2019)
- 2. Solicit projects to include in a grant proposal for DWR Proposition 1 IRWM Grant funding
- 3. Presenting the draft Plan to each RWMG member's Board of Directors for adoption (June-October 2019)
- 4. Submitting the Board-adopted Plan to DWR for acceptance (October 2019)

For further information, please contact Jerry De La Piedra at (408) 630-2257.

#### Continuous Improvement: Reduction of Respirable Crystalline Silica Dust Exposure

The California Occupational Safety and Health Administration (Cal/OSHA) implemented a standard to further control worker exposures to crystalline silica dust, that became effective and enforceable on October 23, 2017. Valley Water instituted work practices, engineering, and personal protective equipment controls to meet the compliance standard. The standard reduced allowable occupational exposures to crystalline silica dust from a permissible exposure limit (PEL) of 250 ug/m3 (micrograms per cubic meter) to the new PEL of 50 ug/m3. Crystalline silica is present in a variety of construction materials such as concrete, cement, sand, soil, brick, masonry block, stone, mortar, paints, and drywall. During maintenance or construction activities, these materials can be disturbed through abrading, drilling, cutting, or chipping which can result in the release of airborne crystalline silica particulates.

To comply with these requirements, Valley Water created a Respirable Crystalline Silica Exposure Control Program. Additionally, common Valley Water tools used for working with crystalline silica have been reviewed for HEPA/dust capturing vacuum systems, or water spray systems for keeping dust levels down. On-going retrofitting efforts for tools found without these features continues to assist in further reductions of potential silica dust exposure. Furthermore, air monitoring and job safety analyses (JSAs) have been performed, and are on-going, for tasks with the potential for silica exposure. Training on JSAs has been provided to ensure Valley Water staff are either working below the 50 ug/m3 level or are otherwise protected with appropriate respiratory protection.

As part of the Standard, Cal/OSHA has put together a table of specified exposure control methods to be followed when working with materials containing crystalline silica. Valley Water staff follow the applicable methods and guidelines in this table to help ensure silica dust exposures are below acceptable exposure levels while performing these tasks. Moreover, two (2) Valley Water staff have been trained to be Crystalline Silica Competent Persons to oversee the program, conduct safety assessments, provide training to Valley Water staff, and to ensure overall compliance with the standard.

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

#### 28th Annual National River Cleanup Day - Saturday, May 18, 2019

In support of the 28th National River Cleanup Day (NRCD), Valley Water, in partnership with the Creek Connections Action Group (CCAG), coordinated another successful cleanup event in Santa Clara County on May 18, 2019.

The Creek Connections Action Group is a consortium of public agencies and non-profit organizations that share a goal of protecting Santa Clara County's waterways. These agencies include Valley Water (Chair), Santa Clara County Parks and Recreation, and the City of San José (Parks Recreation and Neighborhood Services, Environmental Services Department), City of Santa Clara, City of Palo Alto, City of Sunnyvale, City of Milpitas, City of Cupertino, and West Valley Clean Water Program (Campbell, Monte Sereno, Saratoga and the Town of Los Gatos).

From Palo Alto to Gilroy, 50 sites participated in this year's National River Cleanup Day. A total of 1,039 volunteers cleaned 61 miles of creek and shoreline, removing approximately 46,110 pounds of trash, which included 2,536 pounds of recyclables. This year, NRCD broke last year's record of sites cleaned (44 cleanup sites last year).

This year there was a good turnout, despite the rainy weather. Chair LeZotte, Director Santos and Director Keegan participated in cleanup sites in their respective districts. The Valley Water Youth Commission and employees hosted a cleanup site at the Coyote Creek Outdoor Classroom.

Other organizations that participated included Google, PricewaterhouseCoopers, Thompson Creek Neighborhood Association, The Rotary Club of San Jose, Salas O'Brien, Comerica Bank, Guadalupe River Park Conservancy, San José Fairmont, Girl Scout troops, Keep Coyote Creek Beautiful, South Bay Clean Creeks Coalition, Blackford Elementary School, Sunrise Middle School, Star Fellowship, Don Edwards Wildlife Refuge, Silicon Valley FACES, San Jose State University, IBEW Local 332, Saved by Nature, Santa Clara County Parks and Recreation, City of Cupertino, City of Milpitas, City of Morgan Hill, City of Mountain View, City of Palo Alto, West Valley Clean Water Program Authority, City of Santa Clara, City of San Jose, City of San Jose Councilmember Maya Esparza, and the City of Sunnyvale.

Some of the most interesting items that were picked up by volunteers, include the following: 221 cigarette butts, Paw Patrol toys, 50+ shopping carts, toilets, baby bib, stroller, tires, construction debris, 8-pound bowling ball, electronics, testing equipment, amplifier, toy octopus, unopened meat tray with steak, Uber window decal, fish net, mud filled plastic containers, Christmas tree, butler statue, chest, Batman kids bike, driver's license, vacuum cleaner, wire fence, microwave, car bumpers, Armani perfume bottle, umbrella, Byrd/Lime scooters, Black Bear Diner welcome sign, arm chairs, mattresses, car battery, couches, television, sleeping bags, large stuffed giraffe animal, lawn chair, suitcase, Christmas lights, construction cones, and three (3) ATM machines.

As always, we will be leveraging the momentum from the volunteers to further encourage them to sign up for the upcoming Coastal Cleanup Day on September 20, 2019, Adopt-A-Creek Program, and to support other Valley Water volunteer efforts.

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



MEMORANDUM

FC 14 (02-08-19)

<b>TO</b> :	Board	of Directors	FROM:	Nina Hawk
SUBJE	CT:	Valley Water's Response to EWG Article Regarding Safety of Drinking Water	DATE:	5/7/2019

On April 30, 2019, the advocacy organization Environmental Working Group (EWG) released a peerreviewed article suggesting that California's tap water could cause more than 15,000 cases of cancer over 70 years, or 221 annual cancer cases. A link to the article is here: <u>https://ehjournal.biomedcentral.com/articles/10.1186/s12940-019-0475-5</u>

In response to this article and to address the resulting media interest, Treated Water staff worked with the Communications team to release a statement from Hon. Chair LeZotte, reassuring our customers and residents of the quality of our drinking water as well as standards we adhere to. The Press Release is provided as an attachment.

The article did cause a serious concern among several water utilities and agencies who also released statements and press releases.

American Water Works Association (AWWA) released a Public Affairs Advisory with guidelines for responding to media inquiries: http://social.bluehomet.com/hostedemail/email.htm?CID=39597019764&ch=F60B3DBA05D68F9AAC4

E2F9D920681BE&h=ca5d2be7bc24037234f4b18145370011&ei=T5728-uNg&st=01-MAY-19

The American Metropolitan Water Agencies (AMWA) also released the following statement defending water utilities and highlighting their concerns with the EWG commentary. <u>https://www.amwa.net/article/ewg%E2%80%99s-commentary-used-misrepresent-quality-</u> california%E2%80%99s-tap-water

We did not have significant interest in this topic from the public or media, and any further inquiries were referred to our Press Release.

Nina Hawk Chief Operating Officer Water Utility Enterprise

cc: N. Camacho, R. Callender

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Attachment: Press Release, 4/30/2019



April 30, 2019

## **Valley Water Statement on Drinking-Water Quality**

Valley Water is dedicated to providing a reliable supply of healthy, clean drinking water to the residents and businesses of Santa Clara County.

Valley Water is nationally recognized as a leader in water quality analysis and is accredited by the California Division of Drinking Water, Environmental Laboratory Accreditation Program.

Our state-of-the-art laboratory tests over 200,000 samples per year for over 353 regulated and unregulated contaminants, including: inorganic, organic and microbiological contaminants. Those contaminants include arsenic, hexavalent chromium, radioactive elements and a group of 5 carcinogenic volatile organic compounds. Those contaminants have not been detected in our treated water.

Valley Water has completed major upgrades at the Santa Teresa and Penitencia Water Treatment Plants to allow ozone to be used as the primary disinfectant. The use of ozone in place of chlorine can significantly reduce the formation of trihalomethanes (THMs), a byproduct of chlorine disinfection that may be harmful at high levels.

Detected levels of THMs in our drinking water are within limits established by the state and federal regulatory agencies. Ozone is currently the best available technology to reduce the potential for formation of high levels of THMs.

Linda J. LeZotte Valley Water Board Chair

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

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MEMORANDUM

FC 14 (02-08-19)

TO: Board	l of Directors	FROM:	Nina Hawk
SUBJECT:	Groundwater Benefit Zone Study Correspondence	DATE:	May 15, 2019

Following a scientific study, Valley Water is considering some changes to the groundwater benefit zones to ensure well users pay a fair, equitable rate based on the benefits received. The areas benefiting from Valley Water activities to maintain sustainable groundwater are divided into these different geographical zones. Different groundwater charges (rates charged for pumping groundwater) apply to each zone based on the set of activities that benefit the zone. Total Valley Water revenue will not increase because of this process.

Valley Water recently sent letters to well owners most directly impacted by the proposed zone changes: 1) well owners not currently in a zone that would be included in a proposed zone, and 2) well owners currently in a zone that would be removed from any zone. The letters included frequently asked questions, which are available, along with other information, at <u>www.valleywater.org/gwbenefits</u>.

Mr. Amar Gupta, a Cupertino resident emailed Project Manager George Cook and copied Director Hsueh, requesting to not be included in the proposed groundwater benefit zone. Per the attached response, staff will forward Mr. Gupta's request and information to the consultant conducting the study for their consideration.

For Nina Hawk Chief Operating Officer Water Utility Enterprise

cc: N. Camacho, G. Hall, R. Callender, V. De La Piedra gec

Attachment: Email from Mr. Amar Gupta dated May 7, 2019 and staff response dated May 15, 2019

## George Cook

From:	George Cook
Sent:	Wednesday, May 15, 2019 2:49 PM
To:	Amar Gupta
Subject:	RE: Potential Well Water related changes
Attachments:	Well_Log_07S02W22_0915124.pdf; Gupta.pdf

Mr. Gupta,

I am following up on your e-mail and our phone conversation regarding the groundwater benefit zone study and the potential impact of the proposed zones on your well. The attached map shows the location of your property and well compared to the existing and proposed groundwater benefit zones. As shown, your well is currently outside any zone, but is included in Proposed Zone B1. I will forward your well log (attached for your records) and your request below to our consultants that developed the proposed zones, for their consideration. If our Board of Directors adopts the proposed zones as they are currently delineated, you would be subject to the groundwater charge if you pump and use water from the well.

You stated that although the well was installed for potable use, you have not used it due to water quality concerns. Valley Water requires that wells not being used be properly destroyed by a licensed well driller. The reason for this requirement is that unused wells can pose a threat to water quality by providing a pathway for contaminants to enter groundwater, either from the ground surface or between underground water-bearing units connected by the well. Alternatively, if you believe you may use the well in the future, you can get a standby permit. Links to the standby permit application and permit fee schedule are below. For more information on well permitting, please contact our Well Ordinance Program Hotline at (408) 630-2660.

Standby Permit Application: <u>https://www.valleywater.org/sites/default/files/2018-01/Standby%20Well%20Permit.pdf</u> Well Permit Fee Schedule: <u>https://www.valleywater.org/sites/default/files/Well%20Permit%20Fee%20Schedule.pdf</u>

I hope this information helps you. If you have further questions please contact me at (408) 630-2964.

GEORGE COOK SENIOR WATER RESOURCES SPECIALIST Groundwater Management Unit Tel. (408) 630-2964

Santa Clara Valley Water District is now known as:



Clean Water • Healthy Environment • Flood Protection

5750 Almaden Expressway, San Jose CA 95118 www.valleywater.org

From: Amar Gupta <amargupta2000@gmail.com> Sent: Tuesday, May 07, 2019 3:50 PM To: George Cook <GCook@valleywater.org>; Nai Hsueh <NHsueh@valleywater.org> Subject: Potential Well Water related changes

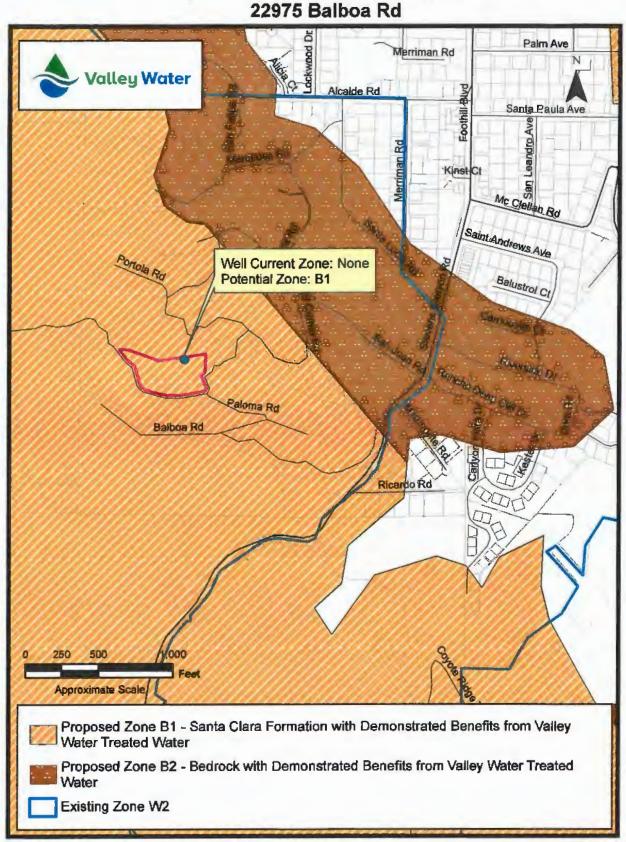
Dear Mr. Cook,

I have a well in my house that was originally planned for potable use. The water however had a very bad odor to it. Someone even commented that the water may even be contaminated from occasional septic tank seepage from neighboring areas. As a result, we decided NOT to use the well water and instead invest in pumping City water up about 400+ feet to our house. We have been pumping city water up through an intermediate Booster pump and paying for city water (San Jose Water) supply.

This is a single family dwelling and there is no farming activity. May I hence request that you exempt my well from the proposed ground water charge?

respectfully,

Amar Gupta 22975 Balboa Road Cupertino, CA 95014 +1.408.718.1949



**Proposed Groundwater Benefit Zones** 

1. Based on zones proposed in Preliminary Zone of Benefit Study Report available at www.valleywater.org/gwbenefits

2. Boundary lines shown are approximate and subject to change. Any change to a groundwater benefit zone must be approved by the Valley Water Board of Directors.

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FC 14 (02-08-19)

<b>TO</b> :	Board	of Directors	FROM:	Nina Hawk
SUBJE	ECT:	Groundwater Benefit Zone Study Correspondence From Director Kremen	DATE:	May 21, 2019

Attached is a letter from Director Kremen to Mayor Roger Spreen of the Town of Los Altos Hills, thanking him for the opportunity to present the Groundwater Benefit Zone Study to the Town Council on April 18, 2019.

in For Nina Hawk

**Chief Operating Officer** Water Utility Enterprise

cc: N. Camacho, G. Hall, R. Callender, V. De La Piedra gec

Attachment: Letter from Director Kremen dated May 1, 2019



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

> CHIEF EXECUTIVE OFFICER Norma J. Camacho

The Honorable Roger Spreen Mayor of Town of Los Altos Hills 26379 Fremont Road Los Altos Hills, CA 94022

CLERK OF THE BOARD Michele L. King, CMC

Subject: Presentation to the Town of Los Altos Hills Council on the Groundwater Benefit Zone Study

Dear Mayor Spreen:

May 1, 2019

I wanted to express my appreciation to you and the Town of Los Altos Hills Council for allowing the Santa Clara Valley Water District (Valley Water) to present information on our Groundwater Benefit Zone Study at your April 18, 2019, meeting.

As noted during the presentation, the good news is that rates for existing well owners in Los Altos Hills will be decreasing by an estimated 29 percent. As you know, most of the groundwater in the county does not come from rain soaking directly into the soil but from water purchased by Valley Water or stored in our reservoirs that is put into the ground. As a result of a science-based study, Valley Water is considering changing the boundaries of the two existing groundwater zones to six more granular groundwater zones, to ensure well users pay a fair, equitable rate based on the benefits received and the water they use. The proposed boundary adjustments and subdividing into more zones will <u>not</u> increase our revenue.

There were several public comments made during the presentation and written comments were also submitted to the Town Clerk. Although Valley Water staff responded to the comments during the presentation, we encourage interested well users to provide additional input through upcoming "open houses" (see the attachment for open house dates, times, and locations), individual meetings, or directly to Valley Water staff. Any policy changes including updating zone changes require Valley Water Board approval, and the Board is expected to consider the proposed zone changes this June. Also, our staff is in communication with Dr. Roy Woolsey, who was one of the commenters, to meet soon to discuss the technical questions he raised. Thank you again for allowing us to present and for the thoughtful questions posed by the Council during the presentation.

Sincerely,

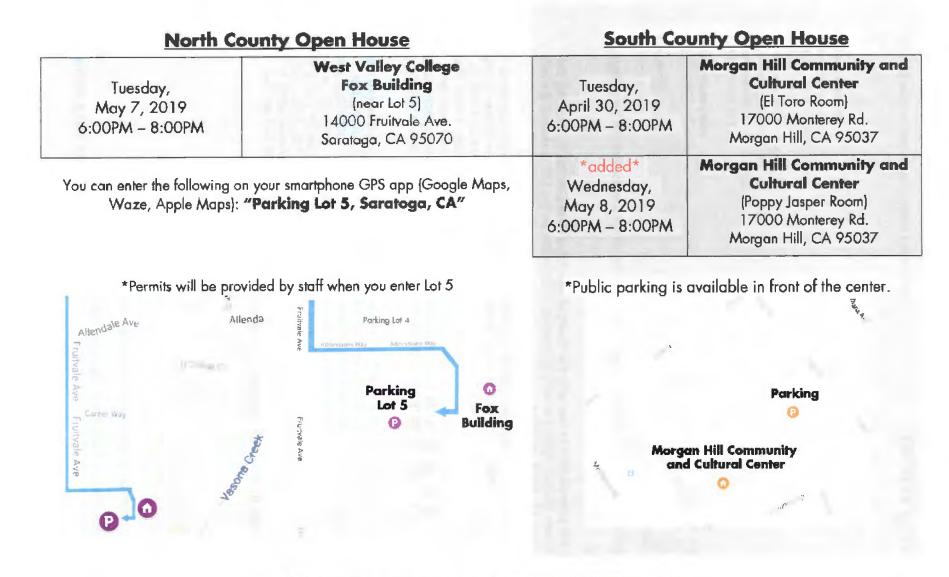
VSEVWO

Garý Kremen Director, District 7

P.S. Really enjoyed the captivating discussion on waste management issues ③

Attachment: Groundwater Benefit Zone Study Open House Information cc: Board of Directors (7), N. Camacho, N. Hawk, R. Callender, D. Taylor, G. Hall, V. De La Piedra vd:fd 0501a-l





RSVPs are highly encouraged: rsvp@valleywater.org

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# **BOARD MEMBER REQUESTS** & INFORMATIONAL ITEMS

Request	Request Date	Director	BAO/Chief	Staff	Description	20 Days Due Date	Expected Completion	Disposition
							Date	
I-19-0007	05/13/19	Kremen	Richardson	Nguyen	Good morning water district board	06/03/19		
					members,			
					If you can enlarge the chart below			
					you can see there is a dotted line			
					gap waiting for the water district to			
					do some repairs and flood control.			
					I would appreciate anything you			
					two could do to expedite this			
					project so this portion of the trail			
					can be resurfaced to make a			
					continuous alternative			
					transportation corridor.			
I-19-0008	05/14/19	Varela	Camacho	Noriega	Director Varela requested staff to	06/04/19		
					follow up with JVSV Talent			
					Partnership Program			
					representative regarding the			
					expansion of the existing			
					Internship Program. Director			
					Varela requests that he be kept			
					informed as to outcomes. See			
					attached email.			
R-19-0001	03/26/19	Hsueh	Hawk	Hakes	Notify former Uvas/Llagas Flood	04/16/19		
					Protection Advisory Committee			
					members of the 404 permit signing			
					with the Army Corps of Engineers			
					for the Upper Llagas Flood			
					Protection Project.			
R-19-0003	03/26/19	Keegan	Callender	Gibson	Director Keegan requested that	04/16/19		
R-13-0003	03/20/13	Reegan	Callender	Cibson	External Affairs (GRU) assist the	04/10/13		
					Homeless Encampment Ad Hoc			
					-			
					Committee with the logistics, topic,			
					participants, etc. for the proposed			
					Homeless Summit.			



## United States Department of the Interior

IN REPLY REFER TO SCC-440 2.2.4.21 BUREAU OF RECLAMATION Mid-Pacific Region South-Central California Area Office 1243 N Street Fresno, California 93721-1813 MAY 10 2019

Board of Directors Santa Clara Valley Water District 5750 Almaden Expressway San Jose, CA 95118

Subject: April Update to Allocation of Water Made Available for Contract Year 2019 – Contract No. 7-07-20-W0023 (Contract) – San Felipe Division – Central Valley Project (CVP), California

Dear Board Members:

Since our last allocation update on March 15, 2019 water supply conditions have improved. Consistent with the enclosed Reclamation News Release dated April 17, 2019, South-of-Delta agricultural water service contractors' allocations are increased to 65% of their contract total. South-of-Delta allocations for municipal and industrial contractors' allocations are increased to 90% of their historic use. The revised allocation for your District is 21,515 acre-feet for Irrigation and 117,000 acre-feet for M&I purposes.

Pursuant to Article 4(b) of the Contract, please submit a written schedule to this office within five (5) business days of this letter, showing the monthly quantities of CVP water to be delivered based on the above revised declaration of Water Made Available.

Reclamation will update the allocation as needed, based on then-current operational and hydrologic conditions. If you have questions on this subject, please contact Mr. Michael LeBarre at (559) 262-0346, by e-mail <u>mlebarre@usbr.gov</u> or for the hearing impaired at TDD (800) 877-8339.

Sincerely,

ACTING FOR

Michael P. Jackson, P.E. Area Manager

Enclosure

cc: Mr. Federico Barajas
 San Luis & Delta Mendota Water Authority
 P.O. Box 2157
 Los Banos, CA 93635
 (each w/o enclosure)

Mr. Dana Jacobsen Santa Clara Valley Water District 5750 Almaden Expressway San Jose, CA 95118



## United States Department of the Interior

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Sincerely,

CTING

 Michael P. Jackson, P.E. Area Manager

Enclosure

cc: Mr. Federico Barajas
San Luis & Delta Mendota Water Authority
P.O. Box 2157
Los Banos, CA 93635
(each w/o enclosure)

Mr. Dana Jacobsen Santa Clara Valley Water District 5750 Almaden Expressway San Jose, CA 95118



Mid-Pacific Region Sacramento, Calif.

MP-19-032

Media Contact: Christie Kalkowski, 916-978-5100, ckalkowski@usbr.gov

For Immediate Release: April 17, 2019

## Reclamation updates 2019 Central Valley Project South-of-Delta water allocations

SACRAMENTO, Calif. – The Bureau of Reclamation Wednesday issued updated Central Valley Project South-of-Delta allocations for the 2019 contract year. This update reflects ongoing water supply improvements due to continued precipitation in March and early April.

"This has been a great year for California's water supply," said Mid-Pacific Regional Director Ernest Conant. "The increased precipitation has allowed us to increase the amount of water we allocate to our South-of-Delta contractors. Our goal is to maximize the supply available tu our contractors in the short term, while continuing to improve the reliability of CVP water supplies in the long run. This is the type of year when additional storage and conveyance capacity would benefit the CVP."

With this month's update, South-of-Delta agricultural water service contractors' allocations are increased to 65% of their contract total. South-of-Delta allocations for municipal and industrial contractors' allocations are increased to 90% of their historic use.

The CVP Friant Division's allocation remains unchanged for Class 1 contractors at 100%. However, the period for uncontrolled season deliveries to Class 2 contractors has been extended to April 30. (The first 800,000 acre-feet of available water supply is considered Class 1; Class 2 is considered the next amount of available water supply up to 1.4 million acre-feet).

All other CVP contractors' allocations were previously increased to 100% of their contract totals in recent months.

Precipitation has been well above average in 2019. Snowpack throughout the state is still more than 150% of average for this time of year, allowing Reclamation to meet full allocations for most CVP water users. However, Reclamation has had ongoing challenges in providing higher allocations for South-of-Delta water service contractors in recent decades. Even in above average water years, threatened and endangered species' requirements, storage limitations and lost conveyance capacity from land subsidence pose challenges on Reclamation's ability to export water South-of-Delta.

Reclamation is currently engaged in several processes to improve its ability to meet the water supply needs of the CVP in an environmentally and economically sound manner. These include several efforts directed by the October 2018 Presidential Memorandum on Promoting the Reliable Supply and Delivery of Water in the West, such as the effort to develop new biological opinions for the long-term coordinated operations of the CVP and State Water Project.

Water supply updates are posted at https://www.usbr.gov/mp/cvp-water/index.html.

###

Reclamation is the largest wholesale water supplier in the United States, and the nation's second largest producer of hydroelectric power. Its facilities also provide substantial flood control, recreation, and fish and wildlife benefits. Visit our website at <u>http://www.usbr.gov</u>. Follow us on Twitter <u>@USBR</u> and <u>@ReclamationCVP</u>.



U.S. Department of the Interior Bureau of Reclamation

21

## Elaine Gonzalez

From:	Craig Larsen <clarsen3@mindspring.com></clarsen3@mindspring.com>
Sent:	Monday, May 20, 2019 10:06 AM
То:	Board of Directors
Cc:	emaurer@scu.edu; mayorandcouncil@santaclaraca.gov
Subject:	Recent Homeless Encampment Trash in San Tomas Aquino Creek and Saratoga Creek in Santa Clara
Attachments:	IMG_0200.JPG; IMG_0205.JPG; IMG_0209.JPG; IMG_0210.JPG; IMG_0213.JPG; IMG_ 0214.JPG; IMG_0215.JPG; IMG_0216.JPG; IMG_0217.JPG; IMG_0219.JPG

Dear Santa Clara Valley Water District Board of Directors,

I am a resident in the City of Santa Clara who frequently collects trash along Saratoga Creek and San Tomas Aquino Creek. I frequently run/bike the San Tomas Aquino Creek trail each week. I have participated in the Adopt-a-Creek program and also collected trash under the guidance of the SCVWD encroachment permit system. Much to my dismay after the recent storms of May 13-16, I noticed a great abundance of trash along the San Tomas Aquino Creek Trail just downstream of the Caltrain tracks and waterfall. The trash extended down past the Central Expressway overpass and beyond.

On Friday, May 17, when it was safe to do so, I entered the creek area downstream of the Caltrain tracks to collect trash. Knowing another storm was approaching, it was important to collect the trash now. I was overwhelmed by the amount of trash and debris I discovered. The trash

included: clothing, food, tarps, sleeping bags, backpacks, bicycle parts, tents, blankets, air mattresses, food storage, propane canisters and many other items related to camping. It became clear to me that the recent trains had swamped a homeless encampment carrying away all this trash:

Upon returning to the creek Friday from my lunch break, I discovered several people in the creek cleaning up trash. It turned out the Santa Clara University Civil Engineering group which holds the Adopt-a-Creek permit for that creek section had scheduled that day to perform their cleanup in advance of the Saturday National River Cleanup Day. Ed Maurer is their professor whom I know from our time together on the Santa Clara Bicycle and Pedestrian Advisory Committee. I was very thankful that Ed and his students were there to retrieve the heavy items I could not including a fold-up table and large clothing trunk. While the SCU group gathered the trash I had piled on the creek banks and other trash, I ventured downstream to the Highway 101 overpass collecting more trash.

On Saturday afternoon, May 18, I checked downstream and noticed similar encampment trash under the Mission College and Agnews overpasses.

Further investigation on Saratoga Creek revealed a stuffed chair downstream of the Cabrillo Ave. overpass and a car bench seat downstream of the Warburton Ave. overpass along with other debris. Santa Clara had just completed its Annual Clean-Up Campaign and it seemed to me the homeless had repurposed discarded items for their encampment which now lay in the creek.

I am asking the Board to direct immediate action to locate the source of the encampment trash for urgent cleanup. I don't know the size of the encampment so there could be many items on the creek bank which would flow downstream during the next rain storm. I would also like to offer my services in any cleanup efforts you may organize.

I am attaching photos of the trash in the creek and as collected by the SCU team and myself. I am copying the Santa Clara Mayor Gillmor and City Council in this email for any assistance or coordination they can provide.

Thank you for any attention you can devote to this issue.

Refer to staff C-19-0140



Best regards,

Craig Larsen Santa Clara resident clarsen3@mindspring.com

























## Michele King

From: Sent:	Prashant Kondawar <prashant.kondawar@gmail.com> Monday, May 20, 2019 9:14 AM</prashant.kondawar@gmail.com>
То:	Board of Directors; Usha Chatwani; Colleen Haggerty
Cc:	Anant Uttarwar
Subject:	Re: Cinnabar Hills Road Bridge over Almaden Calero Canal (Almaden-Calero Canal)

### Dear Mr. Gary Kremen,

Thank you so much for your response. We actually started working with a structural engineer in order to avoid further delays. Can we use same structure engineer? We reviewed quotes from 2 structure engineer and they both quoted \$2500 which looks very reasonable. We can forward you both quote for validation purpose. You can either directly pay structure engineer or we will pay them and submit receipts for reimbursement. We are fine with either way. Let me know your thoughts.

Thanks and regards, Prashant

On Fri, May 17, 2019 at 4:47 PM Board of Directors <board@valleywater.org> wrote:

#### Sent on behalf of Director Kremen

Dear Mr. Kondawar,

We received your e-mail dated May 13, 2019 and I have personally discussed this with staff. We anticipate providing the information you requested in your April 23, 2019 e-mail by May 31, 2019.

Valley Water staff is taking the following actions to respond to your April 23, 2019 e-mail:

- 1. Perform an initial assessment by a structural engineer including review of the plans of the 1937 concrete farm bridge crossing Almaden-Calero Canal, conduct site inspection, and determine the load capacity of the bridge. We will cover the cost of this assessment.
- 2. Evaluate any liability issues associated with the bridge.
- 3. Contact County of Santa Clara staff to obtain information regarding requirements and conditions to be satisfied for the proposed development and other properties developed earlier that may use the bridge.

We plan to complete the above activities and provide information to you by May 31, 2019. If you have questions in the meantime, please contact Usha Chatwani at <u>uchatwani@valleywater.org</u> or (408) 630-2731 or Colleen Haggerty at <u>chaggerty@valleywater.org</u> or (408) 630-2322



Refer to staff

C-19-0141

Jug the serves

Gary Kremen

Director, District 7

From: Prashant Kondawar [mailto:prashant.kondawar@gmail.com] Sent: Monday, May 13, 2019 10:15 PM To: Melissa Stone <<u>mstone@valleywater.org</u>> Cc: Board of Directors <<u>board@valleywater.org</u>> Subject: Re: Cinnabar Hills Road Bridge over Almaden Calero Canal (Almaden-Calero Canal)

Dear Mr. Gary Kremen,

Thanks for your email. As I mentioned in my previous email, even after multiple back and forth emails, our basic question asked 8 month back was originally incorrectly answered and today remain unanswered. We are getting very sloppy response with incorrect information leading to tremendous delay in our project. Whole episode raises various question about the way your department work and we are really shocked to observe many irregularities. We need your help in order to address this issue. Could you please personally look into this and give us direction.

If you cannot help us or do not agree with our point of view mentioned in various email so far, could you please share agency/department which regulate your agency and we will have to reach out to them for guidance and help.

Thanks,

Prashant

On Fri, May 3, 2019 at 9:57 AM Melissa Stone <mstone@valleywater.org> wrote:

## Sent on behalf of Director Kremen

Dear Mr. Kondawar,

Thank you for your recent emails dated April 11 and April 23, 2019. Santa Clara Valley Water District (Valley Water) staff responded to the first email in a letter dated April 18, 2019 (attached). Valley Water staff is currently evaluating the questions and concerns raised in your second email, and will respond as soon as they have completed their evaluation.

Please feel free to contact Usha Chatwani at <u>uchatwani@valleywater.org</u> or 408-630-2731, or Colleen Haggerty at <u>chaggerty@valleywater.org</u> or 408-630-2322 if you have any questions in the meanwhile.

Sincerely,

hyphrescure

Gary Kremen

Director, District 7

C-19-0108/0122

From: Prashant Kondawar [mailto:prashant.kondawar@gmail.com]
Sent: Tuesday, April 23, 2019 12:56 PM
To: Rita Khosla <<u>RKhosla@valleywater.org</u>>; Colleen Haggerty <<u>CHaggerty@valleywater.org</u>>; Board of Directors <<u>board@valleywater.org</u>>; Colleen Haggerty <<u>CHaggerty@valleywater.org</u>>; Board of Directors
Cc: Usha Chatwani <<u>uchatwani@valleywater.org</u>>; Ryan Littell <<u>RLittell@valleywater.org</u>>; Anant Uttarwar



+Board of Directors of Santa clara water district

Dear Board of Directors,

We are including you in this email as we have not received satisfactory response from your agency staff. Unfortunately, our basic question asked in <u>Sep 2018</u> are still open and <u>incorrect ownership</u> <u>information provided by your agency is leading to extraordinary delay</u> in processing our planning application with Santa clara county and additional cost to us. In our view, your agency should be held responsible for such cost. In order to avoid further delay and additional cost to us, we request you to look into this matter and clarify your stand for following points within 2 weeks of receipts of this email.

Dear Colleen/Ryan,

Everyone using the bridge has assumed that the bridge has no weight limits as owner of the bridge has failed in posting weight limit. During meeting on 14th March, I raised the question about liability clause in case something bad happens because of not providing important information regarding bridge to commuters. You mentioned that you will address that question in your return response, but I do not see any comment on liability clause. So, I am reiterating our view in this regard-

1. In our view, SCWD will be fully and solely responsible for any loss that occur to anyone for not posting weight limits for the bridge owned by your agency. This opinion is based on conversation with Caltrans public relationship office. We asked caltrans if they will take full responsibility of the bridge owned by them and constructed in 70-80 years back. They confirmed that they take full responsibility to make sure that all bridges owned by them are fully complied with current laws including posting weight limits irrespective of the year of build and laws exist when they were build. If you do not agree with our opinion and opinion shared by caltrans, please clarify who according to you would be legally responsible for any liability arising for any loss as a result of non posting weight limits of the bridge.

2. It is very evident that for many years, SCWD has completely neglected precious assets in public use which is owned and supposed to be maintained by agency. We were provided misleading and incorrect information about the ownership. Who should be held responsible?

Question raised by us are basic questions as an owner of the property in the neighborhood which uses this bridge and goes beyond our planning application with Santa Clara county. I hope your agency will appreciate the fact that our questioning has helped you to realize many lapse in

1) Keeping proper record of inventory of bridges owned by your agency

2) Your agency's commitment and public responsibility for maintenance of owned assets especially assets in public use and making sure it doesn't endangered public

3) Realizing the liability clause for public use of assets owned by your agency.

Thanks and regards,

Prashant Kondawar

On Thu, Apr 18, 2019 at 5:45 PM Rita Khosla <<u>RKhosla@valleywater.org</u>> wrote:

Original to follow by mail.

#### Rita Khosla

Staff Analyst

Community Projects Review Unit

Tel. (408) 630-2072

Santa Clara Valley Water District is now known as:



Clean Water • Healthy Environment • Flood Protection

From: Prashant Kondawar [mailto:prashant.kondawar@gmail.com] Sent: Thursday, April 11, 2019 12:34 PM To: Robin Navarrete <<u>rnavarrete@valleywater.org</u>>; Board of Directors <<u>board@valleywater.org</u>> Cc: alex.goff@sccfd.org; Usha Chatwani <<u>uchatwani@valleywater.org</u>>; Yvonne Arroyo <<u>yarroyo@valleywater.org</u>>; Colleen Haggerty <<u>CHaggerty@valleywater.org</u>>; Mark Bilski <<u>MBilski@valleywater.org</u>>; Ryan Littell <<u>RLittell@valleywater.org</u>>; Campbell, Rob <<u>Rob.Campbell@pln.sccgov.org</u>>; Anant Uttarwar <<u>auttarwar@yahoo.com</u>> Subject: Re: Engineering Drawings Request Follow-Up Questions - Almaden Calero Canal (LETTER)

+Board of Directors of SCWD.

Dear Board of Director,

We have been following up on few questions with your staff from Sep 2018 and recently from March 18, 2019. I have send follow up emails, left voicemails but have not heard back from any of them. Appreciate if someone could take a moment to respond as our planning application with Santa Clara County is held up waiting for some basic information about the bridge owned by SCWD.

Appreciate all your help!

Thanks and regards,

Prashant

On Mon, Apr 1, 2019 at 2:31 PM Prashant Kondawar prashant.kondawar@gmail.com> wrote:

Hello Robin and Colleen,

Following up again on my previous email. What is the expected timeline for your response?

## Thanks,

## Prashant

On Thu, Mar 28, 2019 at 11:30 AM Prashant Kondawar <<u>prashant.kondawar@gmail.com</u>> wrote: Dear Robin and Colleen,

Following up on my last email. When can we expect to hear from you?

Thank you,

Prashant

On Mon, Mar 18, 2019 at 11:28 PM Prashant Kondawar cprashant.kondawar@gmail.com wrote:

Dear Ryan,

After carrying out detail analysis of your 2 letters (dated Oct 15, 2018 Dec 4, 2018) along with enclosed document and legal opinion provided by attorney, our understanding is that the bridge is still owned by SCWD. Based on our discussion with you on 14<sup>th</sup> March, we are under impression that you agree to ownership of bridge. Please let us know if you still think otherwise.

1. In your view, who should he responsible for posting weight limit information of the bridge to everyone who is using it and has legal rights to use it TODAY? We are asking this question on behalf of all people who has legal right to use this bridge and in our view, SCWD is responsible for posting weight limit.

2. We have been waiting to get weight limit question answered since Sep 2018 (almost 7 months) as it is required for processing our planning application with count of Santa Clara county. To avoid any further delay in answering questions raised by Santa Clara county, we are planning to go ahead to hire a licensed engineer to investigate weight limit based on available information and provide his assessment. We will like you to hear the full cost of such investigation or reimburse us for such cost after we pay it to investigating engineer or its company. If you do not agree to pay or reimburse, please explain in detail your reasoning for such stand.

To speed up the process, we appreciate if you could respond within a week to this email.

## 32

Thanks and regards,

Prashant Kondawar

On Tue, Dec 4, 2018 at 4:17 PM Robin Navarrete <<u>mavarrete@valleywater.org</u>> wrote:

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### Original to follow by mail

### Elaine Gonzalez

From:	Gerhard Eschelbeck <gerhard@eschelbeck.com></gerhard@eschelbeck.com>
Sent:	Monday, May 20, 2019 12:30 PM
To:	Board of Directors; Sue Tippets
Cc:	dpaul@cupertino.org
Subject:	Re: follow up from our discussion on Stevens Creek reservoir
Attachments:	IMG-20170217-WA0001.jpg; IMG_20170319_115543.jpg

Dear Director Hsueh,

Thank you very much for meeting and for your follow up. We truly appreciate your leadership and the Santa Clara Water District's Board's desire addressing these outstanding issues. The primary concern is the erosion caused by the past few years of spill events has moved the creek by 2 feet, and removed 2 feet of soil coverage from the roots of 100+ year old mature Sycamore trees. If this pattern of accidental spill events and erosion continues with the same intensity, these 100+ years old mature trees will collapse within a few years.

I am very much looking forward meeting with a member of the watershed staff to review and continue addressing these issues, and also be available as a community resource, and adding Ms. Sue Tippets to this email for scheduling.

We also discussed providing access to the current flood curves/rules and procedures (in particular for the Stevens Creek reservoir) - please would you let me know who would he the best contact to work with.

Thanks very much and looking forward working with the Santa Clara Water District addressing these issues. Gerhard Eschelbeck.

On Thu, May 16, 2019 at 8:18 AM Board of Directors < board@valleywater.org> wrote:

Sent on behalf of Vice-Chair Hsueh

Dear Mr. Eschelbeck,

Thank you for your thoughtful email and our follow up discussions. I realize you have received explanations about how the Santa Clara Valley Water District (Valley Water) operates its water supply reservoirs, but I assure you, the public's safety is always a top concern. As we discussed, any potential modifications to our operations will take time. Although Stevens Creek Reservoir has spilled many times in the past and will likely spill again in the future regardless of any operational changes, there has historically been very little flooding in



Refer to staff

C-19-0142

this area. Because every reach of the creek is different and can change over time, I would like to offer to have one of our Watershed staff members meet with you along the creek to hear your specific concerns. If you would be interested in this, please contact Ms. Sue Tippets, Deputy Operating Office for Watershed Maintenance at (408) 630-2253 and she can assist in arranging a convenient time to meet.

As for your concerns about the availability of staff during emergencies, this is something we are actively working to address. We have been working to improve our communication with local cities and our response during future emergencies. I hope you will see improvements in the future as we work to improve our service and communication with the public, particularly in times of emergency.

Thank you again for taking the time to contact me.

Sincerely,

Mar Dury Hrues

Nai Hsueh

Vice-Chair/Board of Directors

Begin forwarded message:

From: Gerhard Eschelbeck <gerhard@eschelbeck.com> Date: April 21, 2019 at 4:39:08 PM PDT To: Nai Hsueh <<u>nhsueh@valleywater.org</u>> Cc: Darcy Paul <<u>dpaul@cupertino.org</u>> Subject: follow up from our discussion on Stevens Creek reservoir

Thanks very much for your time Nai. I really appreciate your willingness to listen and address some of the concerns we discussed. As mentioned, we are very active with the city of Cupertino emergency services CERT

and CARES, and we care deeply about safe neighborhoods. The Stevens Creek reservoir and creek are part of of these safety considerations. After the two big spill events of the Stevens Creek reservoir in 2017, we have been monitoring the reservoir closely during winter storms, and appreciate the water district board's attention to the following issues:

1) The current procedures and flood curves/rules have been developed 40-50 years ago based on some very rudimentary instruments and weather data, and have not been updated to incorporate a) the robust weather forecast available today, b) the recent changes to weather patterns being more aggressive, c) the seasonal change in after-flow, d) more precise and reliable data gathering system for flow and levels. I would ask for the board to request a formal review and update of these procedures and flood curves/rules. Also, would greatly appreciate access for review of these procedures and flood/rules.

2) Make sure there is staffing available during the very few days/nights/weekends where massive storms are predicted during the season. Evidence is showing that accidents/spill events are happening at times where staff is not available (Presidents Day weekend 2017, Night before Valentine's Day 2019). The water district should not be in a position of surprise during periods of heavy storms like on Feb 14 this year when we called the water district operations center at 6:30 AM, and it still took almost 2 hours for the flow rate to be increased. The early knowledge of these massive storms days in advance would have provided ample time to preemptively manage the water level. Current practices during these critical days come across like "management by crisis" vs. a well planned and orchestrated process. I would ask for the board to request a formal review and update of these staffing and management procedures.

Thanks again for your time and for listening - my primary objective as a resident and community leader is to bring these issues to the board's attention, and be available as a resource to support the required changes. We had a few close calls during the past two years with the Stevens Creek reservoir, and nobody wants to see a repeat of San Jose.

I am looking forward for a follow up with a designated member of the water district on these issues.

Gerhard Eschelbeck.

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## **Elaine Gonzalez**

From:	Michele King
Sent:	Tuesday, May 21, 2019 1:53 PM
То:	Board of Directors
Cc:	Jessica Collins; Melanie Richardson
Subject:	FW: Abatement Budget
Attachments:	Valley Water Abatement Budget.pdf; ATT00001.htm

Elaine,

Please assign the below email from Ms. Esparza to Melanie Richardson/Jessica Collins.

Thanks, Michele

From: Barbara Keegan < <u>bkeegan@valleywater.org</u>>

Sent: Monday, May 20, 2019 7:28 PM

To: Norma J. Camacho

Cc: Gary Kremen

Subject: Fwd: Abatement Budget

Norma

I don't remember what we did here.

Sent from my iPhone

Begin forwarded message:

From: Maya Esparza <<u>maya\_esparza@yahoo.com</u>> Date: May 20, 2019 at 5:17:51 PM PDT To: Gary Kremen <<u>gkremen@aol.com</u>>, Barbara Keegan <<u>barbkeeg@gmail.com</u>> Subject: Abatement Budget

Hi Barbara & Gary,

Following up on our discussion Friday evening-- the Water District has cut the abatement funding to about half of what it was a couple of years ago. Am attaching a pdf from the city.

Refer to staff C-19-0143

Thanks,

-Maya

"Human salvation lies in the hands of the creatively maladjusted." --Martin Luther King, Jr., Strength to Love, 1963.