

October 29, 2014

**TO: SAFE, CLEAN WATER AND NATURAL FLOOD PROTECTION PROGRAM,
INDEPENDENT MONITORING COMMITTEE**

Jurisdiction

District 1

District 2

District 3

District 4

District 5

District 6

District 7

Current Chair Appointment

Member

Julie Hutcheson

Marc Klemencic

Kathleen Sutherland

Lonnie Gross

Tony Santos

Joe Head

Bill Hoelt

Eileen McLaughlin

Patrick Kwok

Dan McCorquodale

Tess Byler

Kit Gordon

Jimmy Nguyen

The Safe, Clean Water and Natural Flood Protection Program, Independent Monitoring Committee meeting is scheduled to be held on **Wednesday, November 5, 2014, at 5:00 p.m.**, in the Headquarters Building Boardroom located at the Santa Clara Valley Water District, 5700 Almaden Expressway, San Jose, California. Dinner will be served.

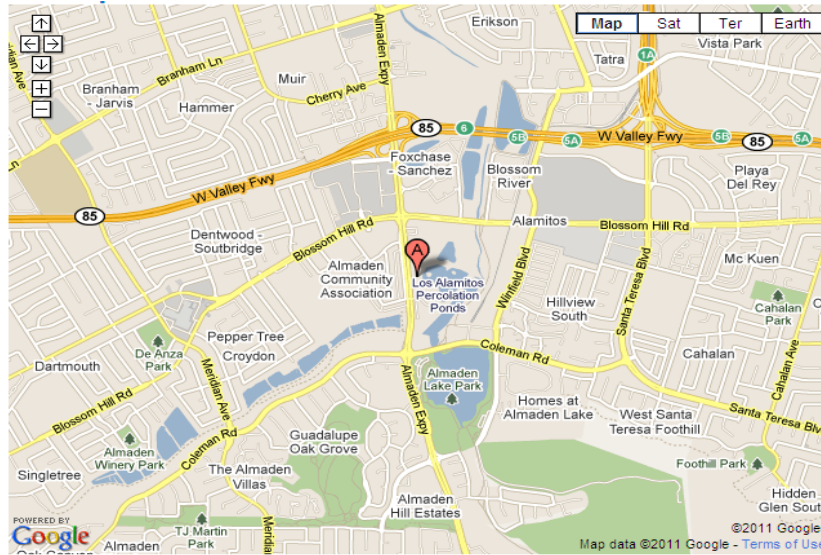
Enclosed are the meeting agenda and corresponding materials. Please bring this packet with you to the meeting. Additional copies of this meeting packet are available on-line at <http://www.valleywater.org/SCWIMCmeetings.aspx>.

Please confirm your attendance by contacting Michelle Critchlow at 1-408-630-2883, or MCritchlow@valleywater.org.

Enclosures



Santa Clara Valley Water District - Headquarters Building
5700 Almaden Expressway, San Jose, CA 95118



From Oakland:

- Take 880 South to 85 South
- Take 85 South to Almaden Expressway exit
- Turn left on Almaden Plaza Way
- Turn right (south) on Almaden Expressway
- At Via Monte (third traffic light), make a U-turn
- Proceed north on Almaden Expressway approximately 1,000 feet
- Turn right (east) into the campus entrance

From Morgan Hill/Gilroy:

- Take 101 North to 85 North
- Take 85 North to Almaden Expressway exit
- Turn left on Almaden Expressway
- Cross Blossom Hill Road
- At Via Monte (third traffic light), make a U-turn
- Proceed north on Almaden Expressway approximately 1,000 feet
- Turn right (east) into the campus entrance

From Sunnyvale:

- Take Highway 87 South to 85 North
- Take Highway 85 North to Almaden Expressway exit
- Turn left on Almaden Expressway
- At Via Monte (third traffic light), make a U-turn
- Proceed north on Almaden Expressway approximately 1,000 feet
- Turn right (east) into the campus entrance

From San Francisco:

- Take 280 South to Highway 85 South
- Take Highway 85 South to Almaden Expressway exit
- Turn left on Almaden Plaza Way
- Turn right (south) on Almaden Expressway
- At Via Monte (third traffic light), make a U-turn
- Proceed north on Almaden Expressway approximately 1,000 feet
- Turn right (east) into the campus entrance

From Downtown San Jose:

- Take Highway 87 - Guadalupe Expressway South
- Exit on Santa Teresa Blvd.
- Turn right on Blossom Hill Road
- Turn left at Almaden Expressway
- At Via Monte (first traffic light), make a U-turn
- Proceed north on Almaden Expressway approximately 1,000 feet
- Turn right (east) into the campus entrance

From Walnut Creek, Concord and East Bay areas:

- Take 680 South to 280 North
- Exit Highway 87-Guadalupe Expressway South
- Exit on Santa Teresa Blvd.
- Turn right on Blossom Hill Road
- Turn left at Almaden Expressway
- At Via Monte (third traffic light), make a U-turn
- Proceed north on Almaden Expressway approximately 1,000 feet
- Turn right (east) into the campus entrance



AGENDA

**SAFE, CLEAN WATER AND NATURAL FLOOD PROTECTION PROGRAM
INDEPENDENT MONITORING COMMITTEE MEETING**

WEDNESDAY, NOVEMBER 5, 2014

5:00 p.m. – 7:00 p.m.

**Santa Clara Valley Water District
Headquarters Building Boardroom
5700 Almaden Expressway
San Jose, CA 95118**

Time Certain:

5:00 p.m.

1. **Call to Order**
2. **Roll Call**
3. **Time Open for Public Comment on Any Item Not on Agenda**
Comments should be limited to two minutes. If the Committee wishes to discuss a subject raised by the speaker, it can request placement on a future agenda.
4. **Election of Independent Monitoring Committee Chairperson and Vice Chairperson**
(Director Tony Estremera)
5. **Discussion/Action Items**
 - 5.1 Overview of the Independent Monitoring Committee (Director Tony Estremera)
 - 5.2 Review of Independent Monitoring Committee Resolution No. 13-61
(Michele King, CMC)
 - 5.3 Descriptive Overview of Safe, Clean Water and Natural Flood Protection Program
(Liang Lee)
 - 5.4 Other Business (Committee Chair)
 - 5.5 Round Robin/Final Comments (Committee Chair)
6. **Clerk Summary of Requests/Recommendations/Advice to the Santa Clara Valley Water District Board of Directors**
7. **Next Meeting Agenda** (Committee Chair)
8. **Adjourn**

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the Office of the Clerk of the Board at the Santa Clara Valley Water District Headquarter Building, 5700 Almaden Expressway, San Jose, CA., 95118, at the same time that the public records are distributed or made available to the legislative body.

The Santa Clara Valley Water District will make reasonable efforts to accommodate persons with disabilities wishing to attend committee meetings. Please advise the Clerk of the Board office of any special needs by calling 1-408-630-2277.

Safe, Clean Water and Natural Flood Protection Program Purpose:

To ensure accountability to the voters, the ballot measure also created an Independent Monitoring Committee, appointed by the Santa Clara Valley Water District Board of Directors. The Independent Monitoring Committee annually reviews the implementation of the intended results of the program and reports its findings to the Board, which makes the Committee report available to the residents and voters of Santa Clara County.

DATE: 11/05/14

AGENDA ITEM: 4

SUBJECT: Election of Independent Monitoring Committee Chairperson and Vice Chairperson

Per the Board Resolution, the duties of the Chairperson and Vice Chairperson are as follows:

The officers of the Committee shall be a Chairperson and Vice Chairperson, both of whom shall be members of the Committee. The Chairperson and Vice Chairperson shall be elected by the Committee, each for a term of one year commencing on July 1 and ending on June 30. The Committee shall elect its officers at a meeting of the Committee held the first meeting of the year. All officers shall hold over in their respective offices after their term of office has expired until their successors have been elected and have assumed office.

The Chairperson shall preside at all meetings of the Committee. The Chairperson shall sign all resolutions and all other instruments made or promulgated by the Committee and he or she shall perform such other duties as the Committee may prescribe consistent with the purpose of the Committee.

The Vice Chairperson shall perform the duties of the Chairperson in the absence or incapacity of the Chairperson; and in case of the resignation of or death of the Chairperson, the Vice Chairperson shall perform such duties as are imposed upon the Chairperson until such time as a new Chairperson is elected by the Committee.

Should the office of Chairperson or Vice Chairperson become vacant during the term of such office, the Committee shall elect a successor from its membership at the earliest meeting at which such election would be practicable, and such election shall be for the unexpired term of such office.

In the event the Chairperson and Vice Chairperson are both absent from a meeting, the Committee may elect a Chairperson Pro-tempore to preside over the meeting during the absence of the Chairperson and Vice Chairperson.

Additional bylaws may be adopted for the purpose of conducting the business of the Committee.

ATTACHMENT(S):

Attachment 1: Resolution 13-61

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RESOLUTION NO. 13 - 61

PROVIDING FOR A SAFE, CLEAN WATER AND
NATURAL FLOOD PROTECTION PROGRAM
INDEPENDENT MONITORING COMMITTEE
OF THE SANTA CLARA VALLEY WATER DISTRICT

RESOLVED by the Board of Directors of the Santa Clara Valley Water District as follows:

I. GENERAL

- A. Resolution 2012-62, approved by the voters of Santa Clara County by the passage of the November 6, 2012, Safe, Clean Water and Natural Flood Protection Program (Program) (ballot Measure B), requires that the Santa Clara Valley Water District Board of Directors (Board) appoint an external Independent Monitoring Committee (Committee) to conduct an annual audit and provide an annual report to the Board regarding implementation of the intended results of the Program. At the fifth and tenth anniversaries of the Program, the Committee will identify to the Board such modifications as may be reasonably necessary to meet the priorities of the Program.
- B. The Committee shall be comprised of 15 members who reside within Santa Clara County: two members to be nominated by each member of the Board and one additional member who shall be nominated by the Chair of the Board.
- C. The Committee member nominated by the Chair of the Board shall serve a term not to exceed one calendar year beginning on or after January 1 of a given year. The term of office of this Committee member shall not be subject to reappointment.
- D. In order to provide continuity, each Board member shall nominate one Committee member to serve a three-year term, and one Committee member to serve a two-year term. The terms of office of Committee members shall begin on July 1 of a given year, and are subject to reappointment by the full Board.
- E. Meetings of the Committee shall be governed by the Ralph M. Brown Act, Government Code Sections 54950-54961.

II. PURPOSE

- A. The Committee shall prepare and submit an annual report to the Board, which shall be made available to Santa Clara County residents, regarding the Committee's review of the implementation of the intended results of the Program. At the fifth and tenth anniversaries of the Program, the Committee will identify to the Board such modifications as may be reasonably necessary to meet the priorities of the Program. The Committee will provide for a regular meeting to be held not less than once per year.
- B. In monitoring implementation, the Committee will reasonably inform itself to the extent necessary to determine the degree to which the District 15-year plan for the Program is being accomplished to date and is planned for the next period.
- C. The District shall fund clerical support.

III. CONDUCT OF MEETINGS

- A. The Chairperson or a majority of the Committee membership may call for a special meeting of the Committee from time to time in accordance with Section 54956 of the Government Code, and Paragraph 2 hereof. Such

Providing for a Safe, Clean Water and Natural Flood Protection Program Independent
Monitoring Committee of the Santa Clara Valley Water District

meetings shall be held at the Santa Clara Valley Water District Headquarters or such other place and time as the Chairperson may designate. The District may request the Chairperson or Committee to convene a special meeting.

- B. Notices of each Committee meeting, together with an agenda thereof and the draft minutes of the preceding meeting, shall be electronically mailed or sent by first class mail, postage prepaid, to each Committee member, and made available to the public in accordance with the Ralph M. Brown Act.
- C. The Committee may adjourn any regular, adjourned regular, special, or adjourned special meeting to a time and place specified in the order of adjournment. Less than a quorum may so adjourn from time to time.
- D. The powers of the Committee shall be vested in the members thereof in office from time to time. A majority of the full membership of the Committee shall constitute a quorum for the purpose of conducting its business and exercising its powers and for all other purposes, but a smaller number may adjourn from time to time until a quorum is obtained. With the exception above specified, actions of the Committee may be taken upon the affirmative vote of not less than a majority of a quorum present and voting.
- E. The voting on all matters shall be by voice vote, unless a roll call vote is called for by any member of the Committee.
- F. Discussion on any particular matter by either Committee members or by any member of the general public may be limited, in the discretion of the Chairperson, to such length of time as the Chairperson may deem reasonable under the circumstances.
- G. Whenever the Committee authorizes and instructs the Chairperson to appoint a subcommittee of the Committee or a committee composed of persons who are not members of the Committee, the members of such subcommittee or committee shall serve at the pleasure of the Chairperson. The Chairperson of such subcommittees and committees shall be appointed by the Chairperson of the Committee. All subcommittee meetings shall be conducted in accordance with the Ralph M. Brown Act.
- H. All meetings of the Committee shall be open and public.
- I. The Committee may be adjourned sine die by the Chairperson at the close of consideration of the business before it and may thereafter be returned to a course of regular meetings upon the call of the Chairperson or of a majority of the Committee membership in the manner prescribed for a call of a special meeting.

IV. OFFICERS

- A. The officers of the Committee shall be a Chairperson and Vice Chairperson, both of whom shall be members of the Committee. The Chairperson and Vice Chairperson shall be elected by the Committee, each for a term of one year commencing on July 1 and ending on June 30. The Committee shall elect its officers at a meeting of the Committee held the first meeting of the year. All officers shall hold over in their respective offices after their term of office has expired until their successors have been elected and have assumed office.

- B. The Chairperson shall preside at all meetings of the Committee. The Chairperson shall sign all resolutions and all other instruments made or promulgated by the Committee and he or she shall perform such other duties as the Committee may prescribe consistent with the purpose of the Committee.
- C. The Vice Chairperson shall perform the duties of the Chairperson in the absence or incapacity of the Chairperson; and in case of the resignation of or death of the Chairperson, the Vice Chairperson shall perform such duties as are imposed upon the Chairperson until such time as a new Chairperson is elected by the Committee.
- D. Should the office of Chairperson or Vice Chairperson become vacant during the term of such office, the Committee shall elect a successor from its membership at the earliest meeting at which such election would be practicable, and such election shall be for the unexpired term of such office.
- E. In the event the Chairperson and Vice Chairperson are both absent from a meeting, the Committee may elect a Chairperson Pro-tempore to preside over the meeting during the absence of the Chairperson and Vice Chairperson.
- F. Additional bylaws may be adopted for the purpose of conducting the business of the Committee.

V. AMENDMENT

- A. Amendment of this resolution consistent with or necessary to carry out or support the purpose of the Committee may be proposed by vote of the Committee or by the District's Board of Directors. The Board will consider and act upon the proposed amendment without delay but following not less than three calendar days (72 hours) written notice to each Committee member of the time and place when and where the proposed amendment is to be acted upon.

PASSED AND ADOPTED by the Board of Directors of the Santa Clara Valley Water District by the following vote on November 12, 2013:

AYES: Directors R. Santos, L. LeZotte, T. Estremera, B. Keegan, D. Kennedy,
B. Schmidt, N. Hsueh

NOES: Directors None

ABSENT: Directors None

ABSTAIN: Directors None

SANTA CLARA VALLEY WATER DISTRICT

By: 

NAI HSUEH

Chair/Board of Directors

ATTEST: MICHELE L. KING, CMC


Clerk/Board of Directors

Attachment 1

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