REGULAR MEETING
MONDAY, MAY 15, 2023
11:00 AM

(Paragraph numbers coincide with agenda item numbers)

1. CALL TO ORDER:

A regular meeting of the Santa Clara Valley Water District (Valley Water) Capital Improvement Committee (Committee) was called to order in the Valley Water Headquarters Building Boardroom at 5700 Almaden Expressway, San Jose, California, and by Zoom teleconference, at 11:00 a.m.

1.1 Roll Call.

Committee members in attendance were District 4 Director Jim Beall, and District 5 Director Nai Hsueh, Chairperson presiding, constituting a quorum of the Committee.

Vice Chairperson Tony Estremera was excused from attending.


Guests in attendance were: Director Rebecca Eisenberg (District 7), and Katja Irvin (Sierra Club-Loma Prieta Chapter).

Public in attendance was: Sandy, undisclosed last name.
2. **TIME OPEN FOR PUBLIC COMMENT ON ANY ITEM NOT ON THE AGENDA:**

    Chairperson Hsueh declared time open for public comment on any item not on the agenda. There was no one who wished to speak.

3. **APPROVAL OF MINUTES:**

    3.1. Approval of April 10, 2023 Board Audit Committee Meeting Minutes.

        Recommendation: Approve the minutes.

        The Committee considered the attached minutes of the April 10, 2023 Committee meeting.

        Public Comments: None.

        It was moved by Director Beall and seconded by Chairperson Hsueh, and unanimously carried that the minutes be approved.

4. **REGULAR AGENDA:**


        Recommendation: Receive and discuss information regarding the status of capital projects in the design and permitting phase.

        Rolando Bueno, Ryan McCarter and Karl Neuman reviewed the information on this item, per the attached Committee Agenda Memo, and the corresponding presentation materials contained in Attachment 1 were reviewed by staff as follows: Rolando Bueno, reviewed Slide 1, Ryan McCarter reviewed Slides 1 through 2, and Karl Neuman reviewed Slides 2 through 4.

        Rolando Bueno, Ryan McCarter, Karl Neuman, John Bourgeois, Aaron Baker, Chris Hakes, and Melanie Richardson were available to answer questions.

        Public Comments: None.

        The Committee received the information, took no formal action, and noted the following:

        - The Committee noted the draft Environmental Impact Report is to be expected out in late June or July 2023 leading to the Federal Energy Regulatory Commission applications in December 2023, and all
permit applications are expected to be submitted by the spring of 2024.

- The Committee requested staff to follow up on the possibility of options for expediting all project timelines.
- The Committee requested staff to follow up on alternative Native American names and review of the planning phase for studies or investigations into additional options for groundwater recharging for the Almaden-Calero Canal.
- The Committee requested staff to follow up with a comparison of the original project timeline versus the current relocation of the unhoulsed, and the impacts on the project costs for the Coyote Creek Flood Management Measurements project.
- The Committee requested staff to follow up on identifying the City of Palo Alto’s requested funding amount for the Newell Road Bridge, and confirm the construction time line schedule is still applicable for the San Francisquito Creek – Upstream of Hwy 101 project.
- The Committee requested staff to follow up on possible federal railroad funding from the Federal Railroad Administration for the San Francisco Bay Shoreline - Alviso Slough to Coyote Creek project.
- The Committee requested staff to schedule a briefing on the Almaden Lake Improvements project.

4.2. Receive Information on Change Orders to Anderson Dam Tunnel Project Construction Contract.

Recommendation: Receive information on Change Orders to Anderson Dam Tunnel Project Construction Contract.

Ryan McCarter reviewed the information on this item, per the attached Committee Agenda Memo, and per the information contained in Attachment 2.

Ryan McCarter was available to answer questions.

Public Comments:
None.

The Committee received the information, took no formal action, and noted the following:

- The Committee noted the Anderson Dam Tunnel Project Construction Contract’s status as being at the middle phase of contract change orders with a $1 million change order pending to be presented at the next CIP Committee meeting in June 2023 regarding the change ground conditions compared to the baseline conditions.

Recommendation: Receive information on upcoming consultant agreement amendments for capital projects.

Ryan McCarter reviewed the information on this item, per the attached Committee Agenda Memo.

Ryan McCarter was available to answer questions.

Public Comments: None.

The Committee received the information, took no formal action, and noted the following:

- The Committee requested staff to schedule a briefing on the Calero and Guadalupe Dams Seismic Retrofits Project.

4.4. Review 2023 Capital Improvement Program Committee Work Plan.

Recommendation: Receive an update on the status of the Permitting Best Practices audit recommendation implementation.

The Committee considered this Item without a staff presentation.

Jessica Collins and Tony Ndah were available to answer questions.

Public Comments: None.

The Committee received the information, took no formal action, and noted the following:

- The Committee confirmed that contract compliance and pre-qualifications for consultants are now considered under the Pre- and Post-Award Contract Administration section of the work plan and will be addressed at the CIP August 2023 meeting.
- The Committee requested staff to follow up on creating a new policy to establish the early release of completed projects to utilize any leftover funding for other projects under the Projects in Mitigation/Plant Establishment section of the work plan addressed at the CIP meeting in June 2023.
- The Committee confirmed Valley Water's Procurement Open House will occur on May 30, 2023 to encourage working relationships with local and small business contractors.
- The Committee noted the CIP Performance Audit Item will be
addressed at a future CIP meeting dependent upon the outcome of the BAC’s May 2023 meeting’s discussion regarding this topic.

5. CLERK REVIEW AND CLARIFICATION OF COMMITTEE REQUESTS:
   This is an opportunity for the Clerk to review and obtain clarification on any formally moved, seconded, and approved requests and recommendations made by the Committee during the meeting.

   Nicole Merritt confirmed there were no items for Board Consideration, but identified Committee requests for staff research and follow up for Items 4.1, 4.3, and 4.4.

6. Adjourn:

   6.1. Adjourn to Special Meeting at 11:00 a.m. on June 30, 2023.

       Chairperson Hsueh adjourned the meeting at 12:16 p.m., to the special meeting at 11:00 a.m. on June 30, 2023.

       Nicole Merritt
       Assistant Deputy Clerk II

       Date Approved: June 30, 2023