



# **Santa Clara Valley Water District SCW Independent Monitoring Committee (SCW IMC Meeting)**

HQ Building Boardroom  
5700 Almaden Expressway

## **REGULAR MEETING AGENDA**

**Wednesday, January 24, 2024  
4:00 PM**

**District Mission: Provide Silicon Valley safe, clean water for a healthy life, environment and economy.**

SAFE, CLEAN WATER PROGRAM  
INDEPENDENT MONITORING  
COMMITTEE (IMC)

COMMITTEE OFFICERS:  
Jeffrey Hare, Committee Chair  
Cari Templeton, Committee Vice Chair

During the COVID-19 restrictions, 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 to the public through the legislative body agenda web page at the same time that the public records are distributed or made available to the legislative body. Santa Clara Valley Water District will make reasonable efforts to accommodate persons with disabilities wishing to participate in the legislative body's meeting. Please advise the Clerk of the Board Office of any special needs by calling (408) 265-2600.

Dave Leon (Committee Liaison)  
Assistant Deputy Clerk II  
DaveLeon@valleywater.org  
(408) 630-2006

BOARD REPRESENTATIVES:  
John L. Varela, Board  
Representative  
Barbara F. Keegan, Board  
Alternate

**Note: The finalized Board Agenda, exception items and supplemental items will be posted prior to the meeting in accordance with the Brown Act.**

**Santa Clara Valley Water District**  
**SCW Independent Monitoring Committee (SCW IMC)**  
**REGULAR MEETING**  
**AGENDA**

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Wednesday, January 24, 2024

4:00 PM

HQ Building Boardroom  
5700 Almaden Expressway  
San Jose CA 95118

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**\*\*\*IMPORTANT NOTICES AND PARTICIPATION INSTRUCTIONS\*\*\***

Santa Clara Valley Water District (Valley Water) Board of Directors/Board Committee meetings are held as a “hybrid” meetings, conducted in-person as well as by telecommunication, and is compliant with the provisions of the Ralph M. Brown Act.

To maximize public safety while still maintaining transparency and public access, members of the public have an option to participate by teleconference/video conference or attend in-person. To observe and participate in the meeting by teleconference/video conference, please see the meeting link located at the top of the agenda. If attending in-person, you are required to comply with Ordinance 22-03 - AN ORDINANCE OF THE SANTA CLARA VALLEY WATER DISTRICT SPECIFYING RULES OF DECORUM FOR PARTICIPATION IN BOARD AND COMMITTEE MEETINGS located at <https://s3.us-west-2.amazonaws.com/valleywater.org.if-us-west-2/f2-live/s3fs-public/Ord.pdf>

In accordance with the requirements of Gov. Code Section 54954.3(a), members of the public wishing to address the Board/Committee during public comment or on any item listed on the agenda, may do so by filling out a Speaker Card and submitting it to the Clerk or using the “Raise Hand” tool located in the Zoom meeting application to identify yourself in order to speak, at the time the item is called. Speakers will be acknowledged by the Board/Committee Chair in the order requests are received and granted speaking access to address the Board.

- Members of the Public may test their connection to Zoom Meetings at: <https://zoom.us/test>
- Members of the Public are encouraged to review our overview on joining Valley Water Board Meetings at: <https://www.youtube.com/watch?v=TojJpYCxXm0>

Valley Water, in complying with the Americans with Disabilities Act (ADA), requests individuals who require special accommodations to access and/or participate in Valley Water Board of Directors/Board Committee meetings to please contact the Clerk of the Board’s office at (408) 630-2711, at least 3 business days before the scheduled meeting to ensure that Valley Water may assist you.

This agenda has been prepared as required by the applicable laws of the State of

California, including but not limited to, Government Code Sections 54950 et. seq. and has not been prepared with a view to informing an investment decision in any of Valley Water's bonds, notes or other obligations. Any projections, plans or other forward-looking statements included in the information in this agenda are subject to a variety of uncertainties that could cause any actual plans or results to differ materially from any such statement. The information herein is not intended to be used by investors or potential investors in considering the purchase or sale of Valley Water's bonds, notes or other obligations and investors and potential investors should rely only on information filed by Valley Water on the Municipal Securities Rulemaking Board's Electronic Municipal Market Access System for municipal securities disclosures and Valley Water's Investor Relations website, maintained on the World Wide Web at <http://emmas.msrb.org/> and <https://www.valleywater.org/how-we-operate/financebudget/investor-relations>, respectively.

Under the Brown Act, members of the public are not required to provide identifying information in order to attend public meetings. Through the link below, the Zoom webinar program requests entry of a name and email address, and Valley Water is unable to modify this requirement. Members of the public not wishing to provide such identifying information are encouraged to enter "Anonymous" or some other reference under name and to enter a fictional email address (e.g., attendee@valleywater.org) in lieu of their actual address. Inputting such values will not impact your ability to access the meeting through Zoom.

**Join Zoom Meeting:**

**<https://valleywater.zoom.us/j/85611501656>**

**Meeting ID: 856 1150 1656**

**Join by Phone:**

**1 (669) 900-9128, 85611501656#**

**1. CALL TO ORDER:**

1.1. Roll Call.

**2. TIME OPEN FOR PUBLIC COMMENT ON ANY ITEM NOT ON THE AGENDA.**

*Notice to the public: Members of the public who wish to address the Board/Committee on any item not listed on the agenda may do so by filling out a Speaker Card and submitting it to the Clerk or using the "Raise Hand" tool located in the Zoom meeting application to identify yourself to speak. Speakers will be acknowledged by the Board/Committee Chair in the order requests are received and granted speaking access to address the Board/Committee. Speakers' comments should be limited to three minutes or as set by the Chair. The law does not permit Board/Committee action on, or extended discussion of, any item not on the agenda except under special circumstances. If Board/Committee action is requested, the matter may be placed on a future agenda. All comments that require a response will be referred to staff for a reply in writing. The Board/Committee may take action on any item of business appearing on the posted agenda.*

- 3.1. Approve the December 6, 2023 IMC Minutes.

[24-0129](#)

Recommendation: Approve the December 6, 2023 IMC minutes.

Manager: Candice Kwok-Smith, 408-930-3193

Attachments: [Attachment 1: 120723 IMC Minutes](#)

**4. REGULAR AGENDA:**

**4.1. OUTCOME OF SUBCOMMITTEE MEETINGS**

*a. Subcommittee Chairs report out on key areas of discussions and recommendations for full committee consideration.*

Est. Staff Time: 60 Minutes

**4.2 NEXT STEPS**

*a. January 25, 2024, IMC Report Drafting Meeting (IMC Chair and Subcommittee Chairs)*

*b. February 7, 2024, Full Committee Meeting Report*

*i. Approve Final IMC Report*

*c. March 12, 2024, IMC Chair presents Final IMC Report to Board*

Est. Staff Time: 10 Minutes

**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.*

**6. ADJOURN:**

- 6.1. Adjourn to Regular Meeting at 4:00 p.m. on February 7, 2024.



# Santa Clara Valley Water District

**File No.:** 24-0129

**Agenda Date:** 1/24/2024

**Item No.:** 3.1.



	Meeting Date:	January 24, 2024
	Item No.	3.1
	Unclassified Manager:	Candice Kwok-Smith
<b>RENEWED SAFE, CLEAN WATER INDEPENDENT MONITORING COMMITTEE</b>		

**SUBJECT:**

Approve the December 6, 2023 IMC Minutes.

**RECOMMENDATION:**

Approve the December 6, 2023 IMC minutes.

**SUMMARY:**

A summary of Committee discussions, and details of all actions taken by the Committee, during all open and public Committee meetings, is transcribed and submitted for review and approval.

Upon Committee approval, minutes transcripts are finalized and entered into the District's historical records archives and serve as historical records of the Committee's meetings.

**ATTACHMENTS:**

Attachment 1: 120723 IMC Minutes

**UNCLASSIFIED MANAGER:**

Candice Kwok-Smith, 408-930-3193

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

# DRAFT MINUTES

**WEDNESDAY, DECEMBER 6, 2023**

(Paragraph numbers coincide with agenda item numbers)

A regularly scheduled meeting of the Safe, Clean Water and Natural Flood Protection Program Independent Monitoring Committee was held on December 6, 2023, at Headquarters Building Boardroom, 5700 Almaden Expressway, San Jose, CA 95118.

**1. CALL TO ORDER**

Committee Chair Jeffrey Hare called the meeting to order at 4:03 p.m.

Directors Barbara F. Keegan and John L. Varela expressed their appreciation and thanks to the Members for their participation in the Independent Monitoring Committee.

**1.1. ROLL CALL**

A quorum was established with 8 Members present.

Members in attendance were:

<u>Jurisdiction</u>	<u>Representative</u>	<u>Representative</u>
District 1	Marc Rauser	
District 2	Jeffrey Hare	Kathy Sutherland
District 3	Will Ector	
District 5	George Fohner	
District 6	Hon. Patrick S. Kwok	Hon. Andres Quintero
District 7	Forest Peterson, Ph.D.	Cari Templeton

Members not in attendance were:

<u>Jurisdiction</u>	<u>Representative</u>
District 3	Jean Marlowe
District 5	Bill Hoeft
District 7	Cari Templeton (participated as a member of the public)

Board Members in attendance were: Director John L. Varela (Board Chair, Director, District 1) and Director Barbara F. Keegan (Board Vice Chair, District 2).

Staff members in attendance were: Andres Acevedo, Emmanuel Aryee, Lisa Bankosh, Ricardo Barajas, Mark Bilski, Wade Blackard, John Bourgeois, Glenna Brambill,

Lynn Burke, Jennifer Codianne, Jessica Collins, Steven De La O, Zooey Diggory, James Downing, Meenakshi Ganjoo, Laura Garrison, Alexander Gordon, Christopher Hakes, Nicholas Ingram, Navroop Jassal, Chris Komlos, Emelia Lamas, Juan Ledesma, Marta Lugo, Janice Lum, Becky Manchester, Lizzie Mercado, Judy Nam, Tony Ndah, Karl Neuman, Julianne O'Brien, Carlos Orellana, Sophie Padilla, Peter Park, Luz Penilla, James Randol, Metra Richert, Amandeep Saini, Kevin Sibley, Ryan Tregoning, Kirsten Struve, Liang Xu, Kristen Yasukawa, Bhavani Yerrapotu, and Tina Yoke.

Public In Attendance were: David Bini, Katja Irvin (Sierra Club-Loma Prieta Chapter) and SJ.

**2. TIME OPEN FOR PUBLIC COMMENT ON ANY ITEM NOT ON THE AGENDA**

There was no one who wished to speak.

**3. ELECTION OF CHAIR AND VICE CHAIR**

**3.1 ELECTION CHAIR AND VICE CHAIR**

Committee Chair Jeffrey Hare opened the floor for nominations. Hon. Patrick S. Kwok nominated Jeffrey Hare for Chair. The Committee unanimously elected Jeffrey Hare as the 2024 Independent Monitoring Committee Chair.

Committee Chair Jeffrey Hare nominated Cari Templeton as the Vice Chair. The Committee unanimously elected Cari Templeton as the 2024 Independent Monitoring Committee Vice Chair.

**4. APPROVAL OF MINUTES**

**4.1 APPROVAL OF MINUTES, FEBRUARY 8, 2023**

It was moved by Will Ector, seconded by Marc Rauser, and carried by majority vote, to approve the minutes of the February 8, 2023, Safe, Clean Water and Natural Flood Protection Program Independent Monitoring Committee meeting as presented. Hon. Patrick S. Kwok abstained.

**5. REGULAR AGENDA**

**5.1 INDEPENDENT MONITORING COMMITTEE REQUESTED PRESENTATIONS**

Mark Bilski reviewed the agenda item and was available to answer questions.

The Independent Monitoring Committee discussed the following: City funding, enforcement powers, Valley Water creating its own Police Department, the number of unhoused individuals, the number of available permanent housing units, outreach, what the Committee would need to monitor, the passage of AB1469, and the Cherry Avenue site.

Director Barbara F. Keegan and Jennifer Codianne were available to answer questions.

The Independent Monitoring Committee took no action.

Committee Chair Jeffrey Hare moved to Agenda Item 5.3.



### **5.3 OUTCOME OF THE PUBLIC HEARING ON MODIFYING THE SAFE, CLEAN WATER PROGRAM**

Jessica Collins and Meenakshi Ganjoo reviewed the agenda item and were available to answer questions.

The Independent Monitoring Committee took no action.

Committee Chair Jeffrey Hare moved to Agenda Item 5.2.

### **5.2 INDEPENDENT MONITORING COMMITTEE'S ANNUAL REVIEW OF THE SAFE, CLEAN WATER AND NATURAL FLOOD PROTECTION PROGRAM'S FISCAL YEAR 2022-23 ANNUAL REPORT**

Meenakshi Ganjoo reviewed the agenda item and was available to answer questions.

The Independent Monitoring Committee discussed the following: Pacheco Reservoir Project, the Board adding or deleting projects at public hearings, on-target process gains visibility, confidence levels, KPI's, and the Board's efforts.

Jessica Collins was available to answer questions.

The Independent Monitoring Committee took no action, however, decided to use the subcommittees from 2023 as noted below, subject to change after the schedule is emailed.

- Priority A/C: George Fohner, Jeffrey Hare, Hon. Patrick S. Kwok (Chair), Forest Peterson (Ph.D., Marc Rauser {5 Members}
- Priority B: Will Ector (Chair), Bill Hoeft, Kathy Sutherland, Cari Templeton {4 Members}
- Priority D: Jean Marlowe, Marc Rauser, Kathy Sutherland (Chair), Cari Templeton {4 Members}
- Priority E: Will Ector, Jeffrey Hair, Hon. Andres Quintero, Forest Peterson, Ph. D. (Chair) {4 Members}
- Priority F: Jeffrey Hare, Hon. Andres Quintero, Kathy Sutherland, Cari Templeton (need a Chair) {4 Members}
- Financial: George Fohner, Bill Hoeft (Chair), Hon. Patrick S. Kwok {3 Members}

Staff suggested that Members would read the report, previous subcommittee notes, other information to help with the recruitment of vacant spots, and documenting ideas to keep for reference. Members can attend public meetings, however, speaking on behalf of the committee would need to be cleared, but members can speak as an individual on the obstacles/challenges or delays that Valley Water faces on projects.

### **6. CLERK REVIEW AND CLARIFICATION OF COMMITTEE REQUESTS.**

The SCW Program Independent Monitoring Committee took no formal action.

**7. ADJOURN**  
**7.1 ADJOURN**

Committee Chair Jeffery Hare adjourned the meeting at 5.52 p.m.

Glenna Brambill  
Board Committee Liaison  
Office of the Clerk of the Board

Approved: