



CAPITAL IMPROVEMENT COMMITTEE MEETING

# AMENDED MINUTES

**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.

Staff members in attendance were: Gina Adriano, Cameron Arnett, Aaron Baker, Audrey Beaman, Sarah Berning, Wade Blackard, Sam Bogale, John Bourgeois, Todd Bridgen, Rolando Bueno, Jennifer Codianne, Jessica Collins, Enrique De Anda, Meenakshi Ganjoo, Concepcion Gayotin, Walter Gonzalez, Alexander Gordon, Chris Hakes, Katrina Holden, Candice Kwok-Smith, Emelia Lamas, Jennifer Martin, Ryan McCarter, Patrice McElroy, Nicole Merritt, Karl Neuman, Tony Ndah, Kathy Nguyen, My Nguyen, Julianne O'Brien, Carlos Orellana, Leslie Orta, Sophie Padilla, Alison Phagan, Brandon Ponce, Mike Potter, Kristie Resendez, Melanie Richardson, Kirsten Struve, Darin Taylor, Odilia Teixeira, Gregory Williams, and Tina Yoke.

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:**

**4.1. Receive and Discuss Information Regarding the Status of Capital Projects in the Design and Permitting Phase.**

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:

- **Anderson Dam Project:** 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.

- **Almaden-Calero Canal Project:** The Committee requested staff to follow up on alternative Native American names and options for groundwater recharging.
- **Coyote Creek Flood Management Project:** The Committee requested staff to follow up on any schedule delay caused by the relocation of the unhoused; if yes, compare the current schedule with original schedule and inform the Committee.
- **San Francisquito Creek Project:** The Committee requested staff to follow up on the status of the Caltrans Highway Bridge Program (HBP) Grant for the Newell Road Bridge.
- **San Francisco Bay Shoreline Project:** The Committee requested staff to follow up on possible federal railroad funding from the Federal Railroad Administration.
- **Almaden Lake Project:** The Committee requested staff to schedule a briefing on the Almaden Lake Improvements project for Director Beall.

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 change orders already approved and under negotiations are primarily caused by unforeseen site conditions and regulatory permits conditions, which was the primary reason for the high contingency percentage.

4.3. Receive Information on Upcoming Consultant Agreement Amendments for Capital Projects.

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 **for Director Beall.**

#### 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 **contractors** are now considered under the Pre- and Post-Award Contract Administration **items on** the work plan and will be addressed at the CIP August 2023 meeting.
- The Committee requested staff to follow up on **procedures for** early release of **encumbered funds for essentially** completed projects.
- 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: August 21, 2023

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