



BOARD POLICY AND PLANNING COMMITTEE MEETING

MINUTES

**Monday, November 6, 2023
2:00 PM**

(Paragraph numbers coincide with agenda item numbers)

1. CALL TO ORDER

1.1 ROLL CALL

A regular meeting of the Santa Clara Valley Water District (Valley Water) Board Policy and Planning Committee (Committee) was called to order at 2:00 p.m. on November 6, 2023.

Board Members in attendance: Director Nai Hsueh – District 5; Director Tony Estremera – District 6, constituting a quorum of the Committee. Director Rebecca Eisenberg – District 7, arrived as noted below.

Staff members in attendance: Aaron Baker, Lisa Bankosh, Mark Bilski, John Bourgeois, Rick Callender, Theresa Chinte, Jennifer Codianne, Rachael Gibson, Chris Hakes, Brian Hopper, Bassam Kassab, Michele King, Marta Lugo, Patrice McElroy, Brian Mendenhall, Katie Muller, Tony Ndah, Carlos Orellana, Leslie Orta, Melanie Richardson, Greg Williams, Liang Xu and Tina Yoke.

2. Time Open for Public Comment on Any Item Not on Agenda

Committee Chair Hsueh declared time open for public comment on any item not on the agenda. There was no one present who requested to speak.

3. 3.1 Approval of Minutes.

The Committee considered the September 7, 2023, meeting minutes.

It was moved by Director Estremera, seconded by Director Hsueh, and unanimously carried, to approve the September 7, 2023, Minutes as presented, with Director Eisenberg absent.

4. Information and Action Items

4.1 Discuss Board Meeting Rules and Procedures

Director Eisenberg arrived during presentation of this item.

Carlos Orellana, District Counsel, provided background on and review of the Board's current parliamentary procedures (GP-12), and gave a brief description of Robert's Rules of Order and Rosenberg's Rules of Orders.

The following input/questions were noted from the Committee:

There needs to be better enforcement of the Board meeting rules and procedures currently documented within GP-12.

The policies in GP-12 are adequate; however, the board should refamiliarize themselves with the language.

Does the language in Robert's Rules of Order allow the Board more efficiently/effectively address the issues raised about the role of the chair running the meeting, time limit for director discussion, and germaneness?

Carlos Orellana stated that in Valley Water's rules (GP-12) and Rosenberger's rules there is no difference for time limits for debate. Rosenberg's has a detailed explanation how a motion to limit debate might work. Robert's Rules require a 2/3 vote for limiting debate.

There were no changes identified for GP-5 – Chairperson's Role.

It was Committee consensus to send the Board Meeting Rules and Procedures back to the Board with the comparison information that was included in the Committee memo, along with the Committee comments and questions and staff's answers, for the Board to discuss and consider if the current language in GP-12 and GP-5 should be modified.

4.2 Review Proposed Changes to Board Governance Policies – Executive Limitations (EL) 5 – Procurement.

Tony Ndah, Deputy Administrative Officer, reviewed the information as contained in the memorandum, and the committee engaged in discussion.

It was moved by Director Hsueh, seconded by Director Estremera, and approved, with Director Eisenberg voting No, to recommend for Board consideration staff's proposed revisions to EL-5, increasing the threshold for Competitive Procurements on Consultant Contracts from \$225,000 to \$500,000; increasing the threshold for Non-Competitive Procurements on Consultant Contracts from \$225,000 to \$500,000; increasing the exemption time period from 1 month to 3 months for solicitations that do not receive responses; increasing the exemption limit on sponsorships from \$5,000 to \$10,000; include the research and comparisons for threshold increase for Competitive and Non-Competitive Procurements on Consultant Services Contracts for Board information; and authorized the Chair Hsueh to work with staff to review and propose wording modifications so the public can better follow and understand the policy.

4.3 One Water Guadalupe Watershed Plan Priority Actions.

Lisa Bankhosh, Assistant Officer, reviewed the information on this item as contained in the memorandum, and Katie Muller, reviewed the information in the PowerPoint Presentation.

Director Hsueh requested that staff include flood areas that individual directors are concerned about and how they connect to the One Water plan.

Katja Irvin, San Jose resident, asked for and received clarification on how the data was collected for the area income for the disadvantage communities.

It was moved by Director Eisenberg, seconded by Director Estremera, and unanimously approved to request that staff present the One Water Guadalupe Watershed Plan to the full Board for consideration.

4.4 Sea Level Rise Design Criteria.

Emily Zedler, Senior Engineer, reviewed the information on this item as contained in the memorandum and the PowerPoint presentation.

Eileen McLaughlin, Citizens Committee to Complete the Refuge, expressed concern for the inclusion of sea level rise data in District policies, as well as design and planning processes.

Arthur Keller asked for and received clarification on sea level rise inclusion in groundwater level rise behind levies.

Katja Irvin, expressed concern for design criteria for projects currently being planned, listed emission scenarios, impacts on advanced water treatment plants, and project life span information.

4.5 Review Committee 2023 Work Plan and Meeting Schedule.

Chair Hsueh reviewed the work plan and meeting schedule and noted that there were no items scheduled for the December meeting so it will be cancelled.

5. CLERK REVIEW AND CLARIFICATION OF COMMITTEE REQUESTS.

No Report.

6. ADJOURNMENT

Chair Director Hsueh adjourned the meeting at approximately 4:20 p.m.



Michele L. King
Clerk of the Board

Approved: January 2, 2024