



SANTA CLARA VALLEY WATER DISTRICT (VALLEY WATER)  
WATER STORAGE EXPLORATORY COMMITTEE

---

# MINUTES

---

**FRIDAY, AUGUST 21, 2020  
12:00 PM**

(Paragraph numbers coincide with agenda item numbers)

A regular meeting of the Water Storage Exploratory Committee (Committee) was held on August 21, 2020, via Zoom Meeting at Valley Water, 5700 Almaden Expressway, San Jose, California.

**1. CALL TO ORDER**

The Water Storage Exploratory Committee was called to order by Chair Director Gary Kremen at 12:00 p.m.

**1.1 ROLL CALL**

Board Members in attendance were: Director Gary Kremen-District 7, Director Richard P. Santos-District 3, and Director John L. Varela-District 1.

Valley Water Staff in attendance were: Erin Baker, Lisa Bankosh, Glenna Brambill, Debra Butler, Vincent Gin, Andrew Gschwind, Brian Hopper, Katrina Jessop, Michele King, Eric Leitterman, Bill Magleby, Michael Martin, Ryan McCarter, Steven Peters, Metra Richert, Donald Rocha, Charlene Sun and Beckie Zisser.

Guests in attendance were: Jerry Brown (Sites Authority), Paul Sethy (Alameda County Water District-ACWD), Maureen Martin, Ph.D., and Marguerite Patil (Contra Costa Water District-CCWD), Steve Jordan (BAWSCA), David Niese, Jim Bowley, Nancy Walker, L. Chau, Katja Irvin, and Matteo Palacios.

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

Directors Richard P. Santos and John L. Varela reported on the special Anderson Dam meeting on August 20, 2020 with San Jose City Council Person Hon. Sergio Jimenez.

**3. APPROVAL OF MINUTES**

**3.1 APPROVAL OF MINUTES**

It was moved by Director Richard P. Santos, seconded by Director John L. Varela, and unanimously carried to approve the minutes of the July 13, 2020, meeting of the Water Storage Exploratory Committee as presented by roll call vote and all Directors voting yes!

**4. ACTION ITEMS**

**4.1 UPDATE ON LOS VAQUEROS RESERVOIR EXPANSION PROJECT: 2019 MULTI-PARTY AGREEMENT AMENDMENT**

Ms. Metra Richert reviewed the materials as outlined in the agenda item.

The Committee (Directors Kremen, Santos and Varela) discussed the following: look at administrative costs for those that drop out.

Mr. Steve Jordan inquired about the total cost per 8 agencies (\$760k, \$869k and \$1.01m-dropping out).

Ms. Marguerite Patil was available to answer questions.

The Committee took no action.

**4.2 SECOND AMENDMENT TO 2019 RESERVOIR PROJECT AGREEMENT FOR CONTINUED PARTICIPATION IN THE SITES RESERVOIR PROJECT**

Ms. Katrina Jessop reviewed the materials as outlined in the agenda item.

The Committee (Directors Kremen, Santos and Varela) discussed the following: minimum credible participation, staff's recommendation, consideration of moving the water north to south, probability of conveyance, State and Federal level of modeling and evaluation, semitropic-what are we storing, minimum investment as opposed to higher level, looking at project wet year or critical dry year, added pumping costs, knowing the project risks if moving through SBA, state project suffering, continue with staff's Recommendation C {Recommend to Board to Direct Valley Water staff to continue engagement in Sites Reservoir Committee and negotiate future parameters for participation}, when is the deadline, need a cost analysis, committee agreed to having all issues, questions and concerns answered before taking action, coordinate with other agencies to see where they are in their participation, questions on some of the financial data similar to LVE and asked for any modeling, standardized assumption data (inflation 3%) coming to the Committee via Non Agenda.

Mr. Steve Jordan inquired about SBA conveyance, agencies having same level of participation, 480 AF drought year lowered SBA-less utilized in drought years.

Director Paul Sathy inquired about the cost of AF, sale of water, capital investment and what is the actual number.

Mr. Vincent Gin, Mr. Andrew Gschwind, Ms. Metra Richert and Ms. Charlene Sun were available to answer questions.

The Committee by unanimous consensus agreed to have Committee Chair Director Gary Kremen work with Board Chair Director Nai Hsueh to have a Sites Agenda Item placed on September 8, 2020, board meeting in the event there needs to be a decision made to meet the September 10, 2020, deadline. However, the Committee would like to have answers to their issues, questions and concerns with the project, agreement, and efforts from the other participating agencies.

#### **4.3 REVIEW WATER STORAGE EXPLORATORY COMMITTEE WORK PLAN AND THE COMMITTEE'S NEXT MEETING AGENDA**

Ms. Glenna Brambill reviewed the materials as outlined in the agenda item.

Staff will work with Chair Kremen on next meeting's agenda but Director Kremen would like to bring back the Standing Items as a regular agenda item. Have staff continue to look for water resources and for Valley Water to meet deadlines set forth

#### **5. CLERK REVIEW AND CLARIFICATION OF COMMITTEE ACTIONS**

Ms. Glenna Brambill noted there was one action item for Board consideration.

##### **Agenda 4.2**

The Committee took the following action:

The Committee by unanimous consensus agreed to have Committee Chair Director Gary Kremen work with Board Chair Director Nai Hsueh to have a Sites Agenda Item placed on September 8, 2020, board meeting in the event there needs to be a decision made to meet the September 10, 2020, deadline. However, the Committee would like to have answers to their issues, questions and concerns with the project, agreement, and efforts from the other participating agencies.

#### **6. 6.1 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

**Govt. Code Sec. 54956.9(d)(1)**

**SCVWD v. Jin, et al., Santa Clara County Superior Court, No. 19CV352227**

#### **6.2 DISTRICT COUNSEL REPORT ON CLOSED SESSION**

Mr. Brian Hopper reported that direction was given to staff.

#### **7. ADJOURNMENT**

Chair Director Gary Kremen adjourned the meeting at 1:33 p.m.

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

Approved: 10-14-2020