



SANTA CLARA VALLEY WATER DISTRICT

NON-AGENDA

March 22, 202

Board Policy EL-7 Communication and Support to the Board
The BAOs shall inform and support the Board in its work.

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9	Memo from Michele King, Clerk of the Board, to the board, dated 03/15/24, providing a public comment received after deadline for the 3/14/24 Agenda Item 2.5.
12	Memo from Marta Lugo, Deputy Administrative Officer, to Rachael Gibson, Chief of External Affairs, dated 03/13/24, providing copy of letter from Vice Chair Santos to Milpitas Mayor Carmen Montano.
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	<u>INCOMING BOARD CORRESPONDENCE</u>
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31	Letter from Jethroe Moore, San Jose Silicone Valley NAACP, to the board, dated 03/14/24, expressing concern for Director Eisenberg's removal of investigation documents and submitted a public records request. C-24-0066
33	Email from Brigitte Rince to the board, dated 03/16/24, requesting that Valley Water purchase their home due to the unsheltered and the effect on their property sale. C-24-0067
41	Email from Ashok Aggarwal to the board, dated 03/17/24, regarding the unsheltered encampment near Cape Horn Drive and the effect on their property sale. C-24-0068
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44	Email from Brigitte Rince to the board, dated 03/18/24, regarding the unsheltered encampment along Cherry Avenue. C-24-0070

49		Email from Mark Bolger to the board, dated 03/18/24, requesting that a temporary fence be installed around the percolation ponds at Blossom Valley Lake. C-24-0071
50		Email from Mark Bolger to the board, dated 03/19/24, requesting that a temporary fence be installed around the unsheltered encampment at the emergency interim housing site near Chynoweth. C-24-0072
		<u>OUTGOING BOARD CORRESPONDENCE</u>
53		Email from Director Keegan to Albert Colas Prunera, dated 03/19/24, regarding concern for the encampments at Willow Street and Lelong Street.
57		Email from Chair Hsueh to Jim Kuhl, dated 03/20/24, responding to comments and questions asked about the Pacheco Reservoir Expansion Project.

CEO BULLETIN



To: Board of Directors
From: Rick L. Callender, CEO

Week of March 8 – March 21, 2024

Board Executive Limitation Policy EL-7:

The Board Appointed Officers shall inform and support the Board in its work. Further, a BAO shall 1) inform the Board of relevant trends, anticipated adverse media coverage, or material external and internal changes, particularly changes in the assumptions upon which any Board policy has previously been established and 2) report in a timely manner an actual or anticipated noncompliance with any policy of the Board.

Item	IN THIS ISSUE
<u>1</u>	2024 Landscape Summit
<u>2</u>	Receipt of Grant Funding for Drought Response Plan
<u>3</u>	State Coastal Conservancy Grant Award for Pond A4 Resilient Habitat Restoration Project
<u>4</u>	Water Management Agreements Executed January 2024 - February 2024
<u>5</u>	<u>Keegan</u> Staff is asked to provide at least a hyperlink, if not copies of, original agreements and prior amendments on new agreement amendments board agenda items brought to the Board for approval. R-24-0006

1. 2024 Landscape Summit

Valley Water's Water Conservation team hosted its 8th annual Landscape Summit (Summit) on February 29, 2024, offered as a hybrid in-person and virtual event. The annual Summit, launched in 2017 in collaboration with Valley Water's Landscape Committee, is a forum for landscape professionals to learn about water issues in the county and California as a whole, and how water conservation relates to the landscaping industry. It is also an opportunity for Valley Water to get valuable feedback from the landscape community, and for attendees to collaborate and exchange ideas. Attendees included landscape designers and architects, nursery professionals, irrigation professionals, landscape contracting and maintenance firms, and University of California Cooperative Extension Master Gardeners, local city and water retailer representatives.

This year's summit, themed "A Changing Landscape," hosted nearly 170 attendees, 90 of whom attended in person. In addition to a welcome from Vice Chair Santos and Valley Water updates on our water supply and water conservation program efforts, topics included:

- Panel discussion on native plants
- Climate-ready trees
- Panel discussion on the recent non-functional turf irrigation bans

The event highlighted the importance of collaboration and innovation in addressing water conservation challenges. Insights gained will be leveraged to further enhance our efforts in sustainable landscaping practices.

For further information, please contact Kirsten Struve at (408) 630-3138.

2. Receipt of Grant Funding for Drought Response Plan

Valley Water received a U.S. Bureau of Reclamation (USBR) WaterSMART Grant to develop a Drought Response Plan (plan) in 2021. USBR selected Valley Water's proposal for the maximum allowable funding of \$200,000. As part of the grant agreement, Valley Water was required to provide an equivalent amount of staff time in the development of the plan. Valley Water completed this cost-share requirement in 2023 which allowed USBR to release the \$200,000 reimbursement that was received in February 2024.

Developing the plan involves evaluating new approaches for determining when to call for water shortage contingency plan actions, reviewing the science related to the early prediction of drought conditions to support an earlier response, and developing a response framework for the water utility to employ during the next drought. Developing the plan is a collaborative process involving Valley Water, retailers, agricultural and environmental stakeholders, and other interested parties. Throughout development of the plan, progress was presented to the Water Conservation and Demand Management Committee and the Environmental Water and Resources Committee.

The plan is nearly complete and will be shared with the external Drought Response Plan Task Force and relevant Valley Water Board committees and Board advisory committees. Once comments on the draft are addressed, it will be provided to USBR for review. The final Drought Response Plan is expected to be brought to the Board for adoption by the end of 2024.

For further information, please contact Kirsten Struve at (408) 630-3138.

3. State Coastal Conservancy Grant Award for Pond A4 Resilient Habitat Restoration Project

On February 15, 2024, the State Coastal Conservancy (SCC) Board approved \$5 Million in grant funding to cover a portion of construction costs for the Pond A4 Resilient Habitat Restoration Project (Pond A4 RHR Project). In April 2023, Valley Water's Board approved the inclusion of Phase 1 of Pond A4 RHR Project in the Capitol Improvement Program's (CIP's) FY2024-28 Five-Year Plan.

Prior to the SCC Board Meeting, Valley Water received concurrence from the director of the California Department of Fish and Wildlife (CDFW) for application of the Statutory Exemption for Restoration Projects (SEPR), an exemption from the California Environmental Quality Act (CEQA), on the Pond A4 RHR Project. CDFW's concurrence came in less than 30 days, greatly expediting the environmental review process. This is the first time Valley Water has utilized the SERP under CDFW's Cutting the Green Tape Initiative for a Valley Water project.

The Pond A4 RHR Project will convert open water to ecologically valuable mudflats and shallow water habitats for shorebirds at Pond A4, a former salt production pond acquired by Valley Water in 2000. The Pond A4 RHR Project will beneficially re-use sediment removed from local creeks by Valley Water's Stream Maintenance Program (SMP) to build an enhanced shoreline habitat, thereby also supporting intent of Safe Clean Water Project D3, which is to increase SMP sediment reuse to support restoration projects.

Grant funding of \$5 Million from the State Coastal Conservancy would cover Phase 1 construction costs for access road and staging area improvements and the initial three-year (FY2026 to FY2028) costs of Phase 2 habitat construction, which is expected to last 15 yrs. Phase 2 costs are currently not funded and the grant funding would partially cover this CIP funding shortfall.

Staff will present to the Board a recommendation for adoption of a Board Resolution so that Valley Water may accept SCC grant funds. Between receiving an award letter from SCC and Valley water signature of an agreement with SCC, Valley Water will conduct a compliance review to ensure Valley Water and any subsequent contractors can meet all terms and conditions of the grant.

For further information, please contact Lisa Bankosh or John Bourgeois at (408) 630-2618.

4. Water Management Agreements Executed January 2024 - February 2024

Pursuant to EL-5.1.6 and EL-5.3.3, the CEO is required to inform the Board on a timely basis when imported water management agreements are executed. The imported water management agreements executed January 2024- February 2024 are listed below:

- January 29, 2024 - San Luis Delta-Mendota Water Authority (SLDMWA) & Exchange Contractors 2024-2025 Transfers Activity Agreement (#A4990W): allows for Valley Water's (VW) continued participation in the transfer program between SLDMWA and the San Joaquin River Exchange Contractors Water Authority (SJRECWA), and provides VW annual purchase of up to 5,630AF of supplemental imported water from SLDMWA for 2024 - 2025.
- February 25, 2024 - Water Transfer Agreement (#A5003W) between SJRECWA and VW: obligates VW to purchase up to 2,000 AF of supplemental imported water supplies each year in 2024 and 2025 from Exchange Contractors.

For further information, please contact Vincent Gin at (408) 630-2633.

5. Keegan

Staff is asked to provide at least a hyperlink, if not copies of, original agreements and prior amendments on new agreement amendments board agenda items brought to the Board for approval.

R-24-0006

In response to Board member request regarding agenda items seeking board approval for new contract amendments, Procurement staff has implemented a process to assist project managers with compiling a consolidated file. This file will include the original agreement and prior amendments merged into one document, with the new agreement amendment presented separately as an attachment to the board agenda memo.

This adjustment aims to offer a clearer overview of the contract's evolution and to streamline the review process for new agreement amendments brought to the Board for approval, addressing concerns expressed by the Board.

For further information, please contact Tony Ndah at (408) 630-2208.

BOARD MEMBER REQUESTS and Informational Items

Report Name: Board Member Requests

Request	Request Date	Director	BAO/Chief	Staff	Description	20 Days Due Date	Expected Completion Date	Disposition
R-24-0006	02/27/24	Keegan	Yoke	Ndah	Staff is asked to provide at least a hyperlink, if not copies of, original agreements and prior amendments on new agreement amendments board agenda items brought to the Board for approval.	03/18/24		



MEMORANDUM

FC 14 (02-08-19)

TO: Board of Directors

FROM: Michele King, COB

SUBJECT: Public Comment for 3/14/24 Item 2.5

DATE: 03/15/24

Attached is an additional public comment for 3/14/24, Item 2.5 that was received after the start of the Board meeting.

Michele King

From: Santa Clara Valley Water <system-generated@valleywater.org>
Sent: Thursday, March 14, 2024 10:04 AM
To: Clerk of the Board
Subject: SCVWD Agenda Comment Form

Follow Up Flag: Follow up
Flag Status: Flagged

*** This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. ***

Submitted on Thu, 03/14/2024 - 10:03 AM

Submitted values are:

Name

Yolanda Perez

Address

[REDACTED]
SAN JOSE, California. 95111

Telephone

[REDACTED]

Email

[REDACTED]

Agency, Business or Group (if applicable)

Self

Board Meeting Date

2024-03-14

Agenda Item Number

I don't know

I would like to

No Position--Comment Only

Comment Form

Hello - I am a retired employee. My comments are directed at Director Eisenberg. My concern is related to Director Eisenberg's treatment toward employees. One of my favorite experiences while I worked at the district was how enjoyable it was to work with my fellow employees. Director Eisenberg's treatment of employees is disturbing. Berating employees and disrespecting employees is not the example a leader in her position should be exhibiting. Water District employees are a highly educated workforce and care about their work. Director Eisenberg, treating employees and even your colleagues with respect is essential for leaders. It builds healthy work relationships, positive work environment and

societal harmony. Watch your biases and/or prejudices. Be kind and polite. Employees are the district's most valuable asset. Remember, you ran to serve the community, and the community is watching.

TO: Rachael Gibson, Chief of External Affairs**FROM:** Marta Lugo, Deputy
Administrative Officer**SUBJECT:** Letter from Vice Chair Richard Santos to
Milpitas Mayor Carmen Montano**DATE:** March 13, 2024

Attached to this memorandum is the letter from Vice Chair Richard Santos to Milpitas Mayor Carmen Montano as a follow up to the Mayor/City Manager meeting held on February 26, 2024. The letter was sent out on March 12, 2024.



Marta M. Lugo
Deputy Administrative Officer, Offices of Government Relations and REDI



March 12, 2024

The Honorable Carmen Montano
Mayor, City of Milpitas
455 East Calaveras Boulevard
Milpitas, CA 95035

BOARD OF DIRECTORS
John L. Varela (District 1)
Barbara F. Keegan (District 2)
Richard P. Santos / Vice Chair (District 3)
Jim Beall (District 4)
Nai Hsueh / Chair (District 5)
Tony Estremera (District 6)
Rebecca Eisenberg (District 7)

CHIEF EXECUTIVE OFFICER
Rick L. Callender, Esq.

CLERK OF THE BOARD
Michele L. King, CMC

Dear Mayor Montano:

On behalf of the Santa Clara Valley Water District (Valley Water), thank you for the recent meeting with you and the City’s executive leadership team to discuss water supply, key Valley Water projects, legislative policy priorities, and other water-related issues impacting the City of Milpitas (City) and the entire region. The City has been a strong partner to Valley Water, and we value our productive working relationship.

We appreciated the opportunity to share the latest developments on the Lower Calera Creek Flood Protection Project, Lower Penitencia Creek Improvements Project, and Penitencia Creek Box Culvert. We also appreciated the opportunity to discuss the South Milpitas Boulevard Bridge over Penitencia Creek and the McCandless Pedestrian Bridge over the Penitencia East Channel. Our staff will continue working with the City staff on coordination efforts.

As discussed, Valley Water staff has looked into the inquiries related to the erosion at Lower Penitencia Creek by the Elmwood Correctional Facility and fencing near APEX Apartments. Regarding erosion at Lower Penitencia Creek by the Elmwood Correctional Facility, our Operations and Maintenance staff completed a repair of a 300-foot section of banks here; however, because of how the creek flows in this particular area, the water erodes the banks continuously. Consequently, our engineering team has added this location to our list of creek repair locations for further evaluation on a long-term solution. Regarding the fencing located near APEX Apartments, the City-built trail on the northern bank is on Valley Water easement. The top of bank, where the fence should be installed, is owned by the adjacent developer. The City is free to install fencing if there is a safety issue present for trail users.

We also wanted to express our appreciation for the productive discussion on Valley Water’s legislative policy priorities, including the State Permitting Transparency Dashboard and our efforts to protect sea level rise funding for important flood protection and restoration projects like the South San Francisco Bay Shoreline Project, and we thank you for the City’s support. Our staff will reach out to City staff to continue the dialogue on both these efforts.

Again, thank you for making the time to discuss these important issues, and we look forward to our continued partnership. If you have any questions or need additional information, please feel free to contact Ms. Marta Lugo, Deputy Administrative Officer for External Affairs, at (408) 630-2237 or by email at mlugo@valleywater.org.

Sincerely,

Richard P. Santos
Vice Chair, District 3

cc: Board of Directors (7), Rick Callender, Ned Thomas
gy:jh
0308a-l





MEMORANDUM

FC 14 (08-21-19)

TO: Rick L. Callender, Esq.

FROM: Lisa Bankosh

SUBJECT: Report of Properties Acquired Under
Executive Limitation 6.7.1

DATE: March 5, 2024

BACKGROUND:

Executive Limitation (EL) 6.7 and 6.7.1 allows the CEO to acquire, encumber or dispose real property interest, only when authorized by the Board, or is part of a Board approved project and does not exceed \$500,000. EL 6.7.1.3 requires that the CEO provide a written report to the Board of anticipated properties to be acquired under EL 6.7.1. Additionally, EL 6.7.1.4 requires that the CEO provide a quarterly summary report of the properties acquired under EL 6.7.1, including the respective statutory offer of just compensation and final negotiated values.

PURPOSE:

This memo complies with the provisions of EL 6.7.1.3 and 6.7.1.4 by providing the following:

1. A report of the properties which may be acquired under EL 6.7.1 in the upcoming quarter, January 1, 2024, through March 31, 2024. (Attachment 1)
2. A report of the properties that have been acquired under EL 6.7.1 in the last quarter, October 1, 2023, through December 31, 2023. (Attachment 2)

If you have questions or need additional information, please contact Carlo Achdjian at (408) 630-4352.

DocuSigned by:

7428672C9563400

Lisa Bankosh
Assistant Officer
Watersheds Stewardship & Planning Division

Attachment 1 (Properties which may be acquired)
Attachment 2 (Properties acquired)

cc: J. Bourgeois, C. Hakes, R. Gibson, C. Achdjian, K. Anderssohn, C. Herrera

ATTACHMENT 1

REPORT OF PROPERTIES WHICH MAY BE ACQUIRED UNDER E.L. 6.7.1 IN THE UPCOMING QUARTER JANUARY 1, 2024 - MARCH 31, 2024

DISTRICT FILE	PROJECT NAME	AGENT	GRANTOR	ASSESSOR'S PARCEL NUMBER (APN)	INTEREST
9186-42	Anderson Dam Tunnel Project (ADTP) (Hoot Owl Way Acquisitions)	Edna Campero	James H. Woodward	729-37-016	Full Fee
9484-36	Snell Pipeline Inspection and Relocation Project (Project)	Edna Campero	The William Lyon Company	464-07-087	Easement
4021-289	Coyote Creek Flood Management Measures Project	Jacqui Carrasco	Kaewphokha	467-29-035	Full Fee
4021-417	Coyote Creek Flood Management Measures Project	Jacqui Carrasco	City of San Jose	472-21- None Assigned	Full Fee
4021-308	Coyote Creek Flood Management Measures Project	Jacqui Carrasco	Neill	467-29-029	Permanent Easement
4021-391	Coyote Creek Flood Management Measures Project	Jacqui Carrasco	Neill	467-29-029	Temporary Construction Easement
4021-320	Coyote Creek Flood Management Measures Project	Jacqui Carrasco	Dour	472-31-041	Permanent Easement
4021-406	Coyote Creek Flood Management Measures Project	Jacqui Carrasco	Dour	472-31-041	Temporary Construction Easement
4021-319	Coyote Creek Flood Management Measures Project	Jacqui Carrasco	Brenner	472-31-040	Permanent Easement
4021-405	Coyote Creek Flood Management Measures Project	Jacqui Carrasco	Brenner	472-31-040	Temporary Construction Easement

ATTACHMENT 2

**REPORT OF PROPERTIES ACQUIRED UNDER EL 6.7.1
OCTOBER 1, 2023 - DECEMBER 31, 2023**

DISTRICT FILE	PROJECT NAME	AGENT	GRANTOR	INTEREST	REC DATE	DOC#	INITIAL OFFER	FINAL SETTLEMENT
2044-28	South San Francisco Bay Shoreline Phase 1 Project	Dominguez	Sainte Claire Corp	Temporary Work Area Easement	11/29/2023	25568988	\$300,000	\$300,000
2044-29	South San Francisco Bay Shoreline Phase 1 Project	Dominguez	Santa Clara County	Temporary Work Area Easement	12/11/2023	25573883	\$20,000	\$20,000
2044-30	South San Francisco Bay Shoreline Phase 1 Project	Dominguez	Zanker Road Resource Management LTD	Temporary Work Area Easement	12/11/2023	25573884	\$62,700	\$62,700

INCOMING BOARD CORRESPONDENCE

Board Correspondence (open)

Correspond No	Rec'd By District	Rec'd By COB	Letter To	Letter From	Description	Disposition	BAO/ Chief	Staff	Draft Response Due Date	Draft Response Submitted	Writer Ack. Sent	Final Response Due Date
C-24-0073	03/20/24	03/21/24	Varela	JAKE CASTRO	Email from Jake Castro to Director Varela, dated 03/20/24, regarding removing of bicycles during cleanup on 3/2/24.	Refer to Staff	Hakes	Bilski Codianne	03/29/24	-	n/a	04/04/24
C-24-0072	03/19/24	03/19/24	All	MARK BOLGER	Email from Mark Bolger dated 3/19/24 requesting a fence near Blossom Valley Lake. This is similar to the email sent on 3/18/24.	Refer to Staff	Hakes	Bilski Codianne	03/27/24	-	n/a	04/02/24
C-24-0071	03/18/24	03/18/24	All	MARK BOLGER	Email from Mark Bolger dated 3/18/24 requesting a temporary fence near Blossom Valley Lake	Refer to Staff	Hakes	Bilski Codianne	03/26/24	-	n/a	04/01/24
C-24-0070	03/18/24	03/18/24	All	BRIGITTE RINCE	Email from Brigitte Rince dated 3/18/24 regarding homeless in front yard.	Noted and Filed	-	-	03/26/24	-	n/a	04/01/24
C-24-0069	03/17/24	03/17/24	All	ANNA DURAN ROSELL	Email from Anna Duran Rosell dated, 3/17/24 requesting	Refer to Staff	Hakes	Bilski Codianne	03/25/24	-	n/a	03/31/24

Correspond No	Rec'd By District	Rec'd By COB	Letter To	Letter From	Description	Disposition	BAO/ Chief	Staff	Draft Response Due Date	Draft Response Submitted	Writer Ack. Sent	Final Response Due Date
					abatement on Lelong St. and Willow St.							
C-24-0068	03/17/24	03/17/24	All	ASHOK AGGARWAL	Email from Ashok Aggarwal dated 3/17/24 requesting abatement of encampments on Cape Horn Drive.	Refer to Staff	Hakes	Bilski Codianne	03/25/24	-	n/a	03/31/24
C-24-0067	03/16/24	03/16/24	All	BRIGITTE RINCE	Email from Brigitte Rince dated 3/17/24 expressing frustration that her property is not selling due to homeless encampments	Noted and Filed	-	-	03/24/24	-	n/a	03/30/24
C-24-0066	03/15/24	03/15/24	All	REV. JETHROE MOORE II San Jose/Silicon Valley NAACP	Email from Jethroe Moore, San Jose/Silicon Valley NAACP, to the board, dated 03/15/24, submitting a freedom of information request for the federal agency to which Director Eisenberg	Noted and Filed	-	-	03/23/24	-	n/a	03/29/24

Correspond No	Rec'd By District	Rec'd By COB	Letter To	Letter From	Description	Disposition	BAO/ Chief	Staff	Draft Response Due Date	Draft Response Submitted	Writer Ack. Sent	Final Response Due Date
					claims to have sent the investigation reports be clearly identified, and that a receipt of mailing be provided to the community.							
C-24-0063	03/11/24	03/11/24	All	JIM KUHL	Email from Jim Kuhl to the Board, dated 03/11/24, requesting answers to his questions/comments made at the 2/13/24 Board meeting about Pacheco.	Refer to Staff	Yoke	Mccarter	03/19/24	03/19/24	n/a	03/25/24
C-24-0062	03/12/24	03/12/24	Beall	JAKOB JONES	Email from Jakob Jones to Director Beall, dated 03/12/24, with additional questions regarding Almaden - Guadalupe Creek Homeless Encampment .	Refer to Staff	Hakes	Bilski Codianne	03/20/24	03/20/24	n/a	03/26/24

Correspond No	Rec'd By District	Rec'd By COB	Letter To	Letter From	Description	Disposition	BAO/ Chief	Staff	Draft Response Due Date	Draft Response Submitted	Writer Ack. Sent	Final Response Due Date
C-24-0061	03/12/24	03/12/24	All	KARIN ALVAREZ	Email from Karin Alvarez to the board, dated 03/12/24, regarding unsheltered encampment at Lelong in San Jose.	Refer to Staff	Hakes	Bilski Codianne	03/20/24	03/20/24	n/a	03/26/24
C-24-0059	03/07/24	03/07/24	All	WENDY LI	Email from Wendy Li to the Board, dated 03/07/24, asking questions of potential penalties imposed on Valley Water by water board and possible coordinate with the City of San Jose.	Refer to Staff	Hakes	Bilski Codianne	03/15/24	03/11/24	n/a	03/21/24
C-24-0055	03/05/24	03/05/24	All	STEPHEN MEIER	Email for Stephen Meier to the Board, dated 03/05/24, regarding remediation of the plastic and fabric carpets lining the bank of the salt pond.	Refer to Staff	Hakes	Codianne	03/13/24	03/07/24	n/a	03/19/24
C-24-0054	03/03/24	03/04/24	All	BRIGITTE RINCE	Email from Mark Bolger and Brigitte Rince to the	Refer to Staff	Hakes	Bilski Codianne	03/12/24	03/11/24	n/a	03/18/24

Correspond No	Rec'd By District	Rec'd By COB	Letter To	Letter From	Description	Disposition	BAO/ Chief	Staff	Draft Response Due Date	Draft Response Submitted	Writer Ack. Sent	Final Response Due Date
					board, dated 03/03/24, regarding unshelterd near their home at 967 Chynoweth Avenue, San Jose.							
C-24-0044	02/23/24	02/23/24	All	MEEKA MARTIN	Email from Meeka Martin to the board, dated 02/23/24, regarding trash along Sanchez Ponds near the Brookdale complex.	Refer to Staff	Hakes	Codianne	03/02/24	03/01/24	n/a	03/08/24
C-24-0017	01/25/24	01/26/24	Eisenberg	JOHN GUISLIN	Email from John Guislin to Director Eisenberg, dated 01/25/24, regarding SFCJPA reconsideration of 6 foot cement walls by creek.	Refer to Staff	Hakes	Yerrapotu	02/03/24	02/01/24	n/a	02/09/24
C-24-0011	01/13/24	01/16/24	All	TIFFANY HOWARD	Email from Tiffany Howard to the board, dated 01/13/24, regarding the unhouse in the creek behind her	Refer to Staff	Hakes	Codianne	01/24/24	01/22/24	n/a	01/30/24

Correspond No	Rec'd By District	Rec'd By COB	Letter To	Letter From	Description	Disposition	BAO/ Chief	Staff	Draft Response Due Date	Draft Response Submitted	Writer Ack. Sent	Final Response Due Date
C-24-0007	01/11/24	01/11/24	Beall	ROGER CASTILLO	home. Email from Roger Castillo to Director Beall, dated 1/12/23, conveying a copy of the "12-29-23 101 Bayshore Chinook killed" document.	Refer to Staff	Hakes	Codianne	01/19/24	01/16/24	n/a	01/25/24
C-23-0293	12/04/23	12/07/23	Beall	AFSHIN ROUHANI	Email from Afshin Rouhani to Director Beall, dated 12/04/23, regarding Anderson Dam options.	Refer to Staff	Richardson	Mccarter	12/15/23	12/18/23	n/a	12/21/23
C-23-0267	11/03/23	11/03/23	Varela	ROCHELLE BEERLI	Email from Rochelle Beerli to Chair Varela, dated 11/03/23, conveying questions about Pacheco Dam.	Refer to Staff	Richardson	Mccarter	11/11/23	11/16/23	n/a	11/17/23
C-23-0266	10/31/23	10/31/23	All	JOHN GUISLIN	Email from John Guislin to the board, dated 10/31/23, expressing concern for Creek	Refer to Staff	Hakes	Yerrapotu	11/08/23	11/06/23	n/a	11/14/23

Correspond No	Rec'd By District	Rec'd By COB	Letter To	Letter From	Description	Disposition	BAO/ Chief	Staff	Draft Response Due Date	Draft Response Submitted	Writer Ack. Sent	Final Response Due Date
					Flooding mitigation along San Francisquito Creek.							
C-23-0239	09/24/23	09/25/23	Beall	KATHLEEN O'CONNELL	Emal from Kathleen O'Connell to the Director Beall, dated 9/24/23, regarding Water Resource Protection Zone at the upcoming Cherry Avenue EIH project.	Refer to Staff	Hakes	Codianne	10/03/23	09/27/23	n/a	10/09/23
C-23-0235	09/21/23	09/22/23	All	JESSICA CALDERON	Email from Jessica Calderon to the Board, dated 9/21/22 regarding the unhouud at Church st./Howson Creek Monterey Road/Howson Creek, Gilroy.	Refer to Staff	Hakes	Codianne	09/30/23	09/25/23	n/a	10/06/23
C-23-0212	08/24/23	08/24/23	Santos	ERIC HA	Email from Eric Ha to Director Santos, dated 8/24/23, regarding unhoused individual	Refer to Staff	Hakes	Codianne	09/01/23	08/30/23	n/a	09/07/23

Correspond No	Rec'd By District	Rec'd By COB	Letter To	Letter From	Description	Disposition	BAO/ Chief	Staff	Draft Response Due Date	Draft Response Submitted	Writer Ack. Sent	Final Response Due Date
					setting fire behind property.							
C-23-0211	08/24/23	08/24/23	Varela	LUIS RAMIREZ	Email from Luis Ramirez to Chair Varela, dated 8/24/23, regarding homeless in Gilroy on Valley Water property.	Refer to Staff	Hakes	Codianne	09/01/23	08/30/23	n/a	09/07/23
C-23-0101	05/12/23	05/12/23	All	STEVE KELLY	Email from Steve Kelly, to the Board, dated 5/12/23, regarding concern for unhoused that may cause threats to residents living near the creeks in Santa Clara.	Refer to Staff	Blank Yerrapotu	Codianne	05/20/23	05/22/23	n/a	05/26/23
C-23-0076	03/31/23	04/03/23	All	H.K. WILLARD	Email from H.K. Willard to the Board dated 3/31/23 regarding misleading information in March Water News.	Refer to Staff	Gibson	Rocha	04/11/23	04/07/23	n/a	04/17/23
C-23-0045	02/23/23	02/24/23	All	MELISSA MALLORY	EMail from Melissa Mallory regarding unhouse along Los Gatos Creek	Refer to Staff	Blank	Codianne Yerrapotu	03/04/23	03/03/23	n/a	03/10/23

Correspond No	Rec'd By District	Rec'd By COB	Letter To	Letter From	Description	Disposition	BAO/ Chief	Staff	Draft Response Due Date	Draft Response Submitted	Writer Ack. Sent	Final Response Due Date
					Trail.							

Michele King

From: Karina Alvarez [REDACTED]
Sent: Wednesday, March 13, 2024 11:39 PM
To: Board of Directors; John Varela; Barbara Keegan; Richard Santos; Jim Beall; Nai Hsueh; Tony Estremera; Rebecca Eisenberg; mayor@sanjoseca.gov; beautifysj@sanjoseca.gov
Subject: Re: Concerned tax payer and water consumer on Spencer and Lelong - Safety of our children/family

Follow Up Flag: Follow up
Flag Status: Flagged

*** This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. ***

Hello Barbara et. all,

This evening, upon returning home with my two boys from the store, we drove past four police cars surrounding the area. My boys, filled with concern, bombarded me with questions, their voices tinged with fear. They couldn't help but notice that I needed to swerve into oncoming traffic to avoid driving too close to whatever was happening. My kids were worried about Grandma's safety, as she was alone at home. The next day, they reminded me, is Thursday – garbage day, but also the day we hurry home to avoid encountering people brandishing weapons and looking through our trash. I am just sharing the reason why I am reaching out.

I truly hope that the city and the water company try to control this situation. Please do it for the sake of the children in the neighborhood.

Karina Alvarez, Resident on Spencer Ave.

From: Karina Alvarez [REDACTED]
Date: Tuesday, March 12, 2024 at 1:01 AM
To: board@valleywater.org <board@valleywater.org>, jvarela@valleywater.org <jvarela@valleywater.org>, bkeegan@valleywater.org <bkeegan@valleywater.org>, rsantos@valleywater.org <rsantos@valleywater.org>, jbeall@valleywater.org <jbeall@valleywater.org>, nhsueh@valleywater.org <nhsueh@valleywater.org>, testremera@valleywater.org <testremera@valleywater.org>, reisenberg@valleywater.org <reisenberg@valleywater.org>, mayor@sanjoseca.gov <mayor@sanjoseca.gov>, beautifysj@sanjoseca.gov <beautifysj@sanjoseca.gov>
Subject: Concerned tax payer and water consumer on Spencer and Lelong - Safety of our children/family

Hello,

I am writing to you today to express my concerns regarding the ongoing issues we are facing in our community, particularly on Lelong. While I acknowledge the strides that have been made in addressing concerns on county or city sections, I am increasingly dismayed by the lack of effort being put forth to resolve the situation comprehensively by the Water Company.

Our primary concern is the safety and well-being of our families. It deeply troubles me to report incidents of individuals walking around with knives at night, unlawfully rummaging through mailboxes, vehicles, and even our trash. Just recently, as my husband and boys were walking to Walgreens, I witnessed a man wielding a knife following closely behind them. This alarming incident underscores the urgency of the situation.

Furthermore, the deteriorating safety conditions have greatly impacted our daily lives. My sons, who have friends on the other side of the freeway, are now unable to walk to each other's homes due to safety concerns. Additionally, many families in our neighborhood used to walk to Willow Glen Elementary, but students living near Lelong are now deprived of this option due to safety risks. Our children have seen people take off their clothes and use the sidewalk as their facility to defecate as we drive home. I had to move their rooms as their bedroom faced the street, and we reported people showering at the El Paseo Dental Care before they were fully open. Our own water bill has increased, and we see our hose has been displaced.

In addition to safety concerns, the situation on Lelong within the Water Company jurisdiction has exacerbated traffic issues in our community. Illegal dumping of items only worsens the situation, creating a hazardous environment for residents and commuters alike.

I implore you to recognize the severity of these issues and take decisive action to address them promptly. It is crucial to understand that delaying action will only allow the problem to escalate, resulting in greater expenses and risks for our community. I firmly believe that the city and the Water Company must work together to find solutions and ensure the safety and well-being of all.

I urge you to reconsider your approach and actively engage to develop a shared responsibility and call to action plan. We, the residents, are willing to support the city in its efforts, but we need your leadership and the collaboration of the Water Company to make meaningful progress.

I have attended numerous town hall meetings where the city has emphasized that the cost of addressing these issues will fall on the shoulders of the Water Company and that the Water Company needs to reach out to the city for support. I urge you to heed this call and take proactive steps to address the pressing concerns on Lelong.

Lastly, calls to the police are not prioritized within our community. Therefore, if something happens to anyone in my family, the Water Company and the city will be liable as I have expressed my concern for our safety through this communication.

Thank you for your attention to this matter. I look forward to seeing concrete actions and initiatives aimed at improving the safety and quality of life in our community.

Karina Alvarez, Resident on Spencer Ave.

Michele King

From: Sheriff Transparency <scsherifftransparencyinfo@gmail.com>
Sent: Thursday, March 14, 2024 2:52 PM
To: Board of Directors
Cc: Jethroe Moore; Jethroe Moore II; Aram James; Sean Allen
Subject: Re: Santa Clara Valley Water District Board of Directors Auto Reply

Follow Up Flag: Follow up
Flag Status: Flagged

***** This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. *****

Thank You!

We appreciate your time and service. This was truly a sad hearing but overall lessons were learned on both sides. What struck us at the end though, was Ms. Eisenberg's refusal to return the report as well as stating it was turned over for a corruption investigation?

She had no right to do this and turn over the confidential information included. Someone on this board needs to contact whatever Federal agency she spoke of the location for where the report went and admonish them that the report was illegally obtained and that any investigation that utilizes information from that report is illegal and unwarranted without the permission of the confidential employees permission OR the Water District Board to use their statements outside of the district's purpose.

This action is egregious that Ms. Eisengberg took and continues to show, **up to TODAY**, her arrogance and unruliness with great disrespect! The least she could have said was that *she would work with the Board to have the report returned. Any Federal agency should know that they would need to subpoena the report or make a public records request with redacted info.*

This lady needs to GO! We do not need this type of bullying representation and glad that she was censured *but it is not enough*. She needs to resign or be recalled. We hope that one of those two prevails because her statements today showed absolutely nothing she felt other than she is a disrespectful TYRANT! W-O-W! Plus, she never offered any sincere regrets to the black community for acting like a racist bigot. Others were concerned about the great work she was doing. Like every place else including the private sectors she crawled from, CAN BE REPLACED with the right people!!!

Tina, Community Advocate
Santa Clara County Sheriff Transparency Group

On Wed, Mar 13, 2024 at 11:57 PM Board of Directors <board@valleywater.org> wrote:

Thank you for contacting the Board of Directors of the Santa Clara Valley Water District!

Please be assured that any and all emails addressed to the Board are distributed promptly. If your email necessitates a response, the Board will make every effort to do so within 14 calendar days. The Board appreciates hearing from their constituents, and thanks you for your time.

Sincerely,

Board of Directors

Santa Clara Valley Water District



March 15, 2024

Chair Nai Hsueh, District 5
Vice Chair Richard Santos, District 3
Santa Clara Valley Water District
5750 Almaden Expressway
San Jose, CA 95118-3686

Dear Santa Clara Valley Directors Officials,

I am writing to express grave concerns on behalf of the San Jose Silicon Valley NAACP regarding the recent developments involving Director Rebecca Eisenberg and the documents related to the investigation into her conduct. As you are aware, Director Eisenberg was censured and placed on a one-year rehabilitation plan following a vote by the board. Subsequently, she was requested to return the investigation documents, to which she responded by indicating that they had been turned over to a federal agency.

Of particular concern is Director Eisenberg's initial ambiguity when asked about whether she had taken the documents. Her response, on February 1st 2024 "I am not going to answer that. I'm just not, because the truth is, what if I did? What if I did? What is wrong about that?" Eisenberg San José Spotlight. The San Jose Silicon Valley NAACP finds this lack of clarity troubling, especially considering the gravity of the situation.

As a result, we are formally submitting a freedom of information request to seek transparency and accountability in this matter. We request that the federal agency to which Director Eisenberg claims to have sent the documents be clearly identified, and that a receipt of mailing be provided to the community. It is imperative that the public be informed of the exact destination of these crucial documents and the steps taken to ensure their safe transfer.

Furthermore, it has come to our attention that during the recent meeting, Director Eisenberg continued to make disparaging remarks towards Rick Callender. Such behavior only serves to further undermine the already fragile trust in any sincere efforts of rehabilitation and repair that harm she committed and holding Director Eisenberg accountable for her actions. Not even 10 minutes after the hearing. The San Jose



Silicon Valley NAACP strongly condemns any actions or statements that perpetuate a culture of divisiveness and hostility within the board.

In order to uphold the principles of transparency and accountability, we urge the Santa Clara Valley Water officials to address these concerns promptly and take necessary actions to safeguard the integrity of the reports.. The community deserves reassurance that its interests are being protected and that all board members are held to a standard of ethical conduct.

We appreciate your attention to this matter and look forward to a swift and thorough response. Thank you for your commitment to upholding the values of integrity and public trust in governance.

Sincerely,

Rev. Moore
San Jose Silicon Valley NAACP

From: [brigitte rince](#)
To: [Board of Directors](#)
Subject: Not selling
Date: Saturday, March 16, 2024 6:53:50 PM
Attachments: [Video.mov](#)

*** This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. ***

Dear board, we have had no luck with selling our home. We even lowered the price which should have brought in a lot of traffic. However, anyone that does end up coming inside expresses the concern of the homeless on your property that you refused to remove and now we found out that you are no longer going to be able to put in the emergency interim housing that was promised to the Erickson neighborhood by the spring 2024. take a look for yourself and see what it would be like to have to live in a house where your view of the homeless is disgusting at best as well as the noise that they make the fires that they create and whatever you're breathing, we are no longer there thank goodness, but we had to leave and now we wanted the people to buy our home to not have to deal with the disgusting out there that you're allowing to continue to happen I request that you purchase our home and you can resell it once the rates come down and you clean up the homeless from the property when someone will actually want to purchase it we want \$1.6 million which is what is it it is appraised for

















From: [ASHOK AGGARWAL](#)
To: [District4](#); [Board of Directors](#); mayor@sanjoseca.gov
Subject: Homeless Encampment along Cape Horn Drive
Date: Sunday, March 17, 2024 4:40:25 PM

***** This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. *****

We live on Cape Horn Dr between Cape Colony and Cape Diamond. **I am begging you to abate the homeless encampment across 1807 Cape Horn Dr and down the street.**

While the housing market is hot, we are having a hard time selling our house due to homeless encampments which are highly visible as you walk or drive along the street.

They were not visible earlier but the recent storms changed the landscape. Please look at the two photos below which I took today.

I have reached out to Council member Cohen in the past several times. He was helpful to abate the encampment across Cape Colony. All those homeless folks moved to encampment across from 1807 Cape Horn Dr. and down the street with chickens and rooster walking around. The encampment has grown in size with high tents. Encampment is highly visible. It's looking more and more depressing. Boulders along the street are ugly and have added to the clutter and do nothing to abate the homeless issue.

Please abate the encampment across from 1807 Cape Horn Dr ASAP and down the street and remove the boulders.

Thanks

Ashok Aggarwal

Begin forwarded message:

From: ASHOK AGGARWAL [REDACTED]
Date: March 17, 2024 at 4:09:11 PM PDT
To: Aggarwal Ashok [REDACTED]



Sent from my iPhone

From: [Anna Duran](#)
To: [Board of Directors](#); [John Varela](#); [Barbara Keegan](#); [Richard Santos](#); [Jim Beall](#); [Nai Hsueh](#); [Tony Estremera](#); [Rebecca Eisenberg](#); [City Office](#)
Subject: Lelong st and Willow St homeless encampment - fires and illegal dumping going into Guadalupe River
Date: Sunday, March 17, 2024 10:07:21 PM
Attachments: [Video.mov](#)

*** This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. ***

Dear Mayor and Water Valley Board

This is a video of the dangerous homeless encampment today at Lelong and Willow. He is creating a fire and there are tons of illegal dumping as well. All the neighbors call 911 and the fire department but we are wasting the city's resources daily. Instead, can you please take action and relocate the encampment? They are by the Guadalupe River and this is NOT in compliance with the water mandate.

All the trash in the video is going to the river and it's not safe for our San Jose residents

Thank you so much for your support

Anna Duran Rosell

From: [brigitte rince](#)
To: [HomelessConcerns](#); [Board of Directors](#); omar.passons@sanjoseca.gov; caltrans.d4@dot.ca.gov; angel.rios@sanjoseca.gov
Cc: [Brig](#); [Gregg Fussell](#)
Subject: Re: Homeless in front yard today
Date: Monday, March 18, 2024 11:31:21 AM
Attachments: [Screenshot 2024-03-18 11.03.26 AM.png](#)
[homeless.zip was removed from this message.msg](#)

***** This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. *****

Hello

We have been working with Captain Donohue of the San Jose Police Dept as well as the Santa Clara valley water district to clean up the homeless camped along Cherry Avenue across the street from The Hampton Inn 5190 Cherry Ave, San Jose, CA 95118 • (408) 266-3535 and adjacent to the Bass Pro Shop boat yard. Below is a picture where the Red shows where the homeless tents and their garbage and other blight shown in more pictures attached are visible from our home which is preventing us from selling. Anyone who gets beyond the driveway and actually comes into the home are asking questions about when the homeless will be gone, how long they have been there, why the water district is not enforcing the No Trespassing laws for their property etc. No offers have been made due to the homeless located adjacent to our property. The homeless have been loud, have garbage, involved in several illegal activities as well as burn garbage which is dangerous for everyone.

We left our home of 23 years because of the homeless being a nuisance on the water district property and because the water district would not remove them even though the neighborhood has asked for 3-4 years. The anxiety that the homeless caused us was too much to take so we moved. We now do not want to pass that burden on to another home owner, however there have been no offers due to the homeless anyway.

The anxiety continues to rise and the financial burden of holding on to a vacant home which the homeless broke into on two separate occasions almost immediately after we drove away. They are watching the homes in the neighborhood and taking advantage.

It seems that the homeless advocates and the water district are not only allowing the homeless to live on and destroy the land but incentivising them to do so. Homeless are being moved out of all public locations and know that the water district opens their arms to welcome them onto their property.

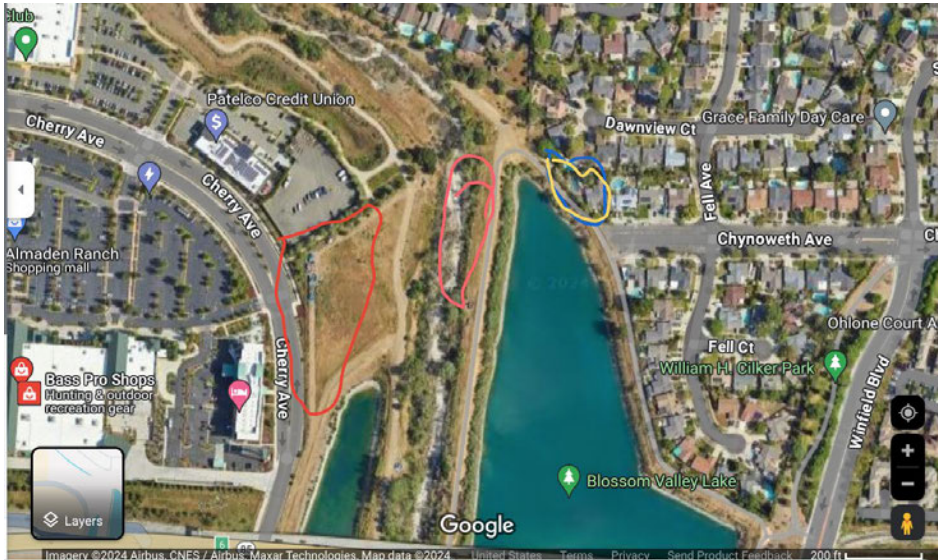
We are disgusted by the lack of support we are receiving from our local agencies who we believed to be utilizing our tax dollars to improve not devastate our lives.

We cannot wait until a year or two from now to sell our home. At best we might and this is a strong might be able to sell the home for hundreds of thousands of dollars below market value.

A home on Rawlings which does not have the view of the homeless camps sold in one weekend for over asking (4 bd | 3 ba | 1,514 sqft)
1034 Rawlings Dr, San Jose, CA 95136

Sold

: \$1,610,000 | Sold on 02/28/24



I have copied our Real Estate Agent Gregg Fussell if you have any questions for him regarding the homeless blight preventing our home from being sold.

On Thu, Feb 15, 2024 at 2:38 PM brigitt rince [REDACTED] wrote:

Considering the amount of homeless people on the Water District property along Perc Pond three, and the Guadalupe river that is along Cherry Avenue and at the end of Chynoweth Avenue, and they were camped in the Jensen's front yard. I would expect that they're back in the pond area, or on the peninsula, which is a flood zone.

On Feb 15, 2024, at 1:25 PM, Kathy Jensen [REDACTED] wrote:

The homeless couple would not share any info. with us. I don't know where they are camped.

Kathy Jensen

On Thursday, February 15, 2024 at 01:19:58 PM PST, HomelessConcerns <homelessconcerns@sanjoseca.gov> wrote:

Thank you for sharing this concern and photo with us. We would like to engage with this individual experiencing homelessness, with that in mind would you please be so kind as to advise where this person(s) is encamped?

|Housing Department – Homelessness Response Division

San José City Hall - 12th Floor | 200 E. Santa Clara Street | San Jose, CA 95113

www.sjhousing.org

Our mission is to strengthen and revitalize our community through housing and neighborhood investment.

[Find us on Twitter!](#)

We acknowledge San Jose as the unceded ancestral lands of native people including the Muwekma Ohlone (mah-WEK-mah Oh-loh-nee) and Thamien (Thah-mee-en) Nation.

From: Donohue, Stephen <Stephen.Donohue@sanjoseca.gov>

Sent: Thursday, February 15, 2024 9:41 AM

To: [REDACTED]

Cc: brigitte rince [REDACTED]; Board of Directors <board@valleywater.org>; Foley, Pam <Pam.Foley@sanjoseca.gov>; beautifysj <beautifysj@sanjoseca.gov>; HomelessConcerns <homelessconcerns@sanjoseca.gov>

Subject: Re: Homeless in front yard today

Good morning, Mr. & Mrs. Jensen,

Ms. Rince has kindly shared your email with me, and I understand you encountered an individual experiencing homelessness in your front yard. Encountering such situations unexpectedly can be quite distressing, and I empathize with any discomfort you may have felt. Should you find yourself in a similar situation in the future, please do not hesitate to contact 9-1-1. Our team is ready and willing to assist in resolving these matters respectfully and safely.

The issue of homelessness is complex and multifaceted, affecting individuals and communities in various ways. We are committed to addressing these challenges through compassion and effective partnerships, striving to provide support and resources to those in need while maintaining the safety and well-being of our neighborhoods.

In response to your experience, I've involved both HomelessConcerns and BeautifySJ in our communication to ensure a comprehensive understanding and action on this

matter. Furthermore, I've dispatched an officer to your residence to verify the current situation and eliminate any potential encampment, ensuring your concerns are fully addressed. Although this action might be preemptive, it serves to inform our beat officers of the incident for future reference.

Thank you for your partnership and understanding as we navigate these challenges together. Your cooperation is invaluable in our efforts to create a safer, more compassionate community for everyone.

-Steve

Captain Steve Donohue | Southern Division

Bureau of Field Operations | [San José Police Department](#)

From: brigitte rince [REDACTED]
Date: Monday, February 12, 2024 at 9:21 AM
To: Board of Directors <board@valleywater.org>, Foley, Pam <Pam.Foley@sanjoseca.gov>, Donohue, Stephen <Stephen.Donohue@sanjoseca.gov>
Cc: Rod Jensen [REDACTED]
Subject: Fwd: Homeless in front yard today

[External Email]

Hello, I am forwarding this to some of the people that I think are following the Homeless Concerns especially around Chynoweth Avenue. Please see the picture and the comments from the homeowner.

Begin forwarded message:

From: Kathy Jensen [REDACTED]
Date: February 11, 2024 at 5:43:43 PM PST
To: Brigitte Rince [REDACTED] Brig
[REDACTED]
Subject: Fw: Homeless in front yard today

Here's the pic if you would want to forward it to anyone.
What a surprise we walked out to today. Didn't expect
homeless
in our front yard.
We offered to help them with solutions to get off the streets
and they said Rod was mean and aggressive.

You can forward this to the Chief of Police, San Jose. Our
address is [REDACTED] Chynoweth Avenue San Jose.

Kathy

----- Forwarded Message -----

From: Rod Jensen [REDACTED]

To: Kathy Jensen [REDACTED]

Sent: Sunday, February 11, 2024 at 04:17:06 PM PST

Subject: Homeless in front yard today

Sent from my iPhone

<image001.png>

This message is from outside the City email system. Do not open links or
attachments from untrusted sources.

<image001.png>

From: [Mark Bolger](#)
To: [HomelessConcerns](#); [Board of Directors](#); omar.passons@sanjoseca.gov; caltrans.d4@dot.ca.gov; angel.rios@sanjoseca.gov
Cc: [Brig](#); [Gregg Fussell](#)
Subject: Asking For Help
Date: Monday, March 18, 2024 1:46:40 PM

***** This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. *****

Dear Santa Clara Valley Water District,

I'm writing to ask if a temporary fence to be installed at the north west end of percolation is labeled Blossom Valley Lake. The reason for this request is our home is for sale for a month now with no interest from prospective buyers.

Our home is at [REDACTED] Chynoweth Ave. The home has line of sight from our driveway looking west and has an unobstructed view of a homeless camp on the Valley Water property. When people come to view the open house most don't leave their cars when seeing the homeless encampment.

We have no intention to take advantage of a new home owner. Our agent has the homeless camp and the two burglaries of our home in the disclosures.

When Valley Water opened the gate at the end of Quadaupe trail allowing the neighbors of Erikson to enjoy a walk around the pond we all very much appreciated the gesture of goodwill.

I believe this solution is achievable.

Hope to hear from you soon,

Mark Bolger
[REDACTED]

From: [Mark Bolger](#)
To: [HomelessConcerns](#); [Board of Directors](#); omar.passons@sanjoseca.gov; caltrans.d4@dot.ca.gov; angel.rios@sanjoseca.gov; sandra2.murillo@sanjoseca.gov; pam.foley@sanjoseca.gov
Cc: [Brig](#); [Gregg Fussell](#)
Subject: Re: Asking For Help
Date: Tuesday, March 19, 2024 7:55:25 AM

***** This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. *****

I am requesting that a fence be put up around the homeless at the location of the Emergency Interim Housing site which was supposed to be put in this spring.

When the gate was opened up, the homeless came and went along the unpaved path adjacent to our home causing us to make calls to the SJPD when illegal activities including a rape occurred.

The gate was closed and the traffic on Chynoweth was reduced. The bollards and boulders were added to prevent cars from going through as well.

Now the homeless are completely taking over the Water District property between Blossom Hill and Branham Lane and the disturbances from the homeless became too much for us to take.

We pleaded with the City of San Jose, the Water District and Pam Foley's office.

Nothing has reduced the pollution, noise and blight from the homeless that is experienced from our home.

Please do something to bring back beauty and sanity back to this location.

On Mon, Mar 18, 2024 at 1:46 PM Mark Bolger [REDACTED] wrote:

Dear Santa Clara Valley Water District,

I'm writing to ask if a temporary fence to be installed at the north west end of percolation is labeled Blossom Valley Lake. The reason for this request is our home is for sale for a month now with no interest from prospective buyers.

Our home is at [REDACTED] Chynoweth Ave. The home has line of sight from our driveway looking west and has an unobstructed view of a homeless camp on the Valley Water property.

When people come to view the open house most don't leave their cars when seeing the homeless encampment.

We have no intention to take advantage of a new home owner. Our agent has the homeless camp and the two burglaries of our home in the disclosures.

When Valley Water opened the gate at the end of Quadaulpe trail allowing the neighbors of Erikson to enjoy a walk around the pond we all very much appreciated the gesture of goodwill.

I believe this solution is achievable.

Hope to hear from you soon,

Mark Bolger



OUTGOING BOARD CORRESPONDENCE

Michele King

Subject: FW: Encampment in Willow and Lelong out of control - do we need another death to happen to get these people removed?

From: Candice Kwok-Smith **On Behalf Of** Board of Directors

Sent: Tuesday, March 19, 2024 9:37 AM

To: [REDACTED]

Cc: mayor@sanjoseca.gov

Subject: Re: Encampment in Willow and Lelong out of control - do we need another death to happen to get these people removed?

Sent on Behalf of Director Keegan:

Dear Albert Colas Prunera,

Thank you for your emails dated March 7 and March 11 expressing your continued concerns regarding the encampments at Willow Street and Lelong Street. Valley Water is aware of the critical need at this location and is coordinating with the City of San José to determine what steps can be taken to ameliorate the situation there. In the meantime, Valley Water is working with the City to schedule a joint cleanup at this site to remove as much trash, debris, and hazardous pollutants as possible.

To reiterate the guidance from the Mayor's Office, please contact the San José Police Department to if you witness illegal activity or a threat to public health and safety and, if possible, file an official report. Please contact the fire department if you observe smoke or fire. Concerns relating to unwanted or illegal behaviors and fires are best handled by City resources—because Valley Water is not a law enforcement agency, we must work in concert with cities and the County to address these types of activities.

Thanks again for contacting Valley Water, and please feel free to reach out if you have further concerns or questions.

Sincerely,



Barbara Keegan
Director, District 2

C-24-0058, C-24-0060

From: Albert Colas Prunera [REDACTED]

Sent: Monday, March 11, 2024 8:08 PM

To: City of San Jose Mayor's Office <mayor@sanjoseca.gov>; Board of Directors <board@valleywater.org>; John Varela <jvarela@valleywater.org>; Barbara Keegan <BKeegan@valleywater.org>; Richard Santos <rsantos@valleywater.org>; Jim Beall <JBeall@valleywater.org>; Nai Hsueh <NHsueh@valleywater.org>; Tony Estremera <TEstremera@valleywater.org>; Rebecca Eisenberg <Reisenberg@valleywater.org>

Subject: Re: Encampment in Willow and Lelong out of control - do we need another death to happen to get these people removed?

***** This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. *****

We are disgusted with our neighborhood. You all are letting us down. We bought a property, established ourselves here and Willow Glen since we wanted to raise a family here and be part of the community. Our children are not safe in the street anymore. Have you seen SF and what has happened to it due to homelessness and encampments? Lots of business and residents are leaving and look at it now on whats it turned. Have you seen Oakland as well? It is the wild wild West and no one wants to live there.

Is this the Willow Glen we want? This is not what it was 10 years ago. You keep throwing the ball to each other and no action is taken. And the encampment is getting worse every day. We have an allowed encampment in Taylor street, so alternatively move them there. Can you let us know if any actions will be taken and if the encampment in Willow St and Lelong will be removed?

If no action will be taken, and if that's the unfortunate case, it's been enough and I am leaving Willow Glen and San Jose this year and many more families will follow suit after us.

Thanks

On Mon, Mar 11, 2024 at 10:48 AM City of San Jose Mayor's Office <mayor@sanjoseca.gov> wrote:

Hi Albert,

Thank you for reaching out and notifying the Mayor's Office of the situation.

Thank you for bringing your concerns regarding the encampment on Willow Street and Lelong Street to our attention. Mayor Mahan understands the gravity of the situation and has alerted the San Jose Police Department's Division Captains about the rising concerns in the area. However, it's essential to follow the proper procedure when reporting criminal activity to ensure effective action can be taken.

The District Attorney's Office has advised us that in order to build a strong case and take legal recourse, such as arrests or removal of hazards, an official report must be made to the Police Department. By doing so, we can track crime statistics in your specific area, which will help us advocate for increased police presence and other necessary resources to your region. If you have not yet done so, please call emergency services at 9-1-1 to make an official report.

Mayor Mahan shares your frustrations and takes reports like yours seriously. With public safety as a core focus, we are actively working on initiatives to enhance public safety, including increasing staffing levels and retaining current levels within our Police Department, and working with our partners at Valley Water and Caltrans to address the challenges posed by several encampments like this one across the city.

We are committed to working with our community and law enforcement partners to address the challenges posed by the encampment on Willow and Lelong. And we appreciate your role in making an official complaint to the police so that we can take the appropriate measures for criminal activity. To learn more about Mayor

Mahan plans to address this crisis, I invite you to [register](#) for the 2024 budget town hall tonight, March 11 at 7 p.m.

Your involvement is crucial in making our city a better place for all residents. Thank you again for bringing this matter to our attention, and please feel free to reach out if you have any further concerns or questions.

Best,
Team Mahan

On Fri, 8 Mar at 6:59 AM , Albert Colas Prunera [REDACTED] wrote:

[External Email]

You don't often get email from albertcp85@gmail.com. [Learn why this is important](#)

Adding Barbara here as well.

Please explain how and when it is going to get resolved.

On Fri, Mar 8, 2024, 6:56 AM Albert Colas Prunera [REDACTED] wrote:

Richard, thanks for your reply. Can you explain me how and when?

Thanks

-Albert

On Fri, Mar 8, 2024, 6:14 AM Richard Santos <rsantos@valleywater.org> wrote:

Albert – your Valley Water District Director is Director Barbara Keegan, thank you for being our ears/eyes. This issue/concern is all over, and we are all addressing it.
Richard P. Santos, Director #3

From: Albert Colas Prunera [REDACTED]
Sent: Thursday, March 7, 2024 8:40 PM
To: Board of Directors <board@valleywater.org>; John Varela <jvarela@valleywater.org>; Barbara Keegan <BKeegan@valleywater.org>; Richard Santos <rsantos@valleywater.org>; Jim Beall <JBeall@valleywater.org>; Nai Hsueh <NHsueh@valleywater.org>; Tony Estremera <TEstremera@valleywater.org>; Rebecca Eisenberg <Reisenberg@valleywater.org>; City of San Jose Mayor's Office <mayor@sanjoseca.gov>
Subject: Encampment in Willow and Lelong out of control - do we need another death to happen to get these people removed?

***** This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. *****

Dear Mayor and Valley Water,

Burning plastics, illegal dumping, dogs, and more, what are we waiting for to get this encampment removed? Do we want to get our houses burnt? Do we want to get our community moving elsewhere cause our children and families can't be safe? Do we want another death? This is not the Willow Glen (and San Jose) I used to know. This needs to be addressed.

One of our community members has sent this video: <https://www.alpha.facebook.com/reel/1592542024821275?fs=e&mibextid=TJsrHh>

-Albert

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Michele King

Subject: FW: Valley Water 2/13/24 Pacheco Reservoir Expansion Project Status Review - Recommendations, Highlights and Assessment

From: Candice Kwok-Smith **On Behalf Of** Board of Directors

Sent: Wednesday, March 20, 2024 11:36 AM

To: [REDACTED]

Subject: Re: Valley Water 2/13/24 Pacheco Reservoir Expansion Project Status Review - Recommendations, Highlights and Assessment

Sent on Behalf of Chair Hsueh:

Dear Jim Kuhl,

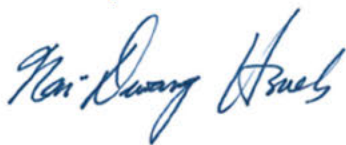
Thank you for the email you sent on February 13, and my apologies for the delayed response. We appreciate the opportunity to respond to your comments and questions regarding the Pacheco Reservoir Expansion Project (PREP).

As you may be aware, the PREP is reviewed on a quarterly basis by the Board, and staff presents the latest updates on the project, for a specific topic, during those quarterly reviews. The next planned presentation will go to the Water Supply & Demand Management Committee in May, and then the full Board in June. This presentation will be on the various Project costs and will provide answers to the majority of your questions, so I would encourage you to attend or tune in to those meetings. I will make sure the times of the meetings mentioned above are communicated to you as soon as the agenda are posted so that you have adequate time to review the information before the meetings.

In regards to the Pacheco Expansion Bond that you reference, as we stated during the March 14, 2024 Board meeting, there is no Bond in the works for this project.

Additionally, the PREP is being analyzed and compared to other projects as part of the 2050 Water Supply Master Plan (WSMP). An update on the WSMP is tentatively planned to go to the Board in June, so you'll be able to see the various alternatives evaluated as part of that Master Plan update during that meeting. Again, I would encourage you to join us for that presentation and discussion.

Sincerely,



Nai Hsueh
Chair, District 5

C-24-0063

From: jim.kuhl [REDACTED]

Sent: Monday, March 11, 2024 10:28 AM

To: Clerk of the Board <clerkoftheboard@valleywater.org>; Board of Directors

<board@valleywater.org>; John Varela <jvarela@valleywater.org>; Tony Estremera <TEstremera@valleywater.org>; Barbara Keegan <BKeegan@valleywater.org>; Richard Santos <rsantos@valleywater.org>; Jim Beall <JBeall@valleywater.org>; Nai Hsueh <NHsueh@valleywater.org>; Rebecca Eisenberg <Reisenberg@valleywater.org>
Cc: 'Matt Mahan' <mavoremail@sanjoseca.gov>; 'Rosemary Kamei' <District1@sanjoseca.gov>; 'Sergio Jimenez' <District2@sanjoseca.gov>; 'Omar Torres' <District3@sanjoseca.gov>; 'David Cohen' <District4@sanjoseca.gov>; 'Peter Ortez' <District5@sanjoseca.gov>; 'Devora "Dev" Davis' <District6@sanjoseca.gov>; 'Bien Doan' <District7@sanjoseca.gov>; 'Domingo Candelas' <District8@sanjoseca.gov>; 'Pam Foley' <District9@sanjoseca.gov>; 'Arjun Batra' <District10@sanjoseca.gov>; 'Sylvia Arenas' <district1@bos.sccgov.org>; 'D2 Supervisor Chavez' <Cindy.Chavez@bos.sccgov.org>; 'SCC D3 Supervisor Lee' <supervisor.lee@bos.sccgov.org>; 'D4 Supervisor Sussan Ellenberg' <supervisor.ellenberg@bos.sccgov.org>; 'Joe Simitian' <supervisor.simitian@bos.sccgov.org>; Rachael Gibson <rgibson@valleywater.org>; Matt Keller <MKeller@valleywater.org>; Michael Potter <MPotter@valleywater.org>; 'Lorraine Gabbert' <mgabbert@comcast.net>; 'Paul Rogers' <progers@bayareanewsgroup.com>; 'B.Sakura Cannesttra' <sakura@sanjosespotlight.com>; 'Ramona Giwargis' <ramona@sanjosespotlight.com>; 'Joseph Geha' <joseph@sanjosespotlight.com>
Subject: FW: Valley Water 2/13/24 Pacheco Reservoir Expansion Project Status Review - Recommendations, Highlights and Assessment
Importance: High

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Dear Board Members,

Approximately a month has passed and I have not received, as yet, any feedback response to my 2/13/24 'Public Comment' regarding the development of the 2050 Water Supply Master Plan. I would like to know whether, when and how I will receive Valley Water's formal response to my 'Comment'. For your convenience, an abridged textual summary excerpt of the 2/13/24 "Public Comment" made is shown below. Please indicate when and how will I receive feedback as there is broad community interest regarding Valley Water's response.

Best Regards,

Jim

Jim Kuhl, Civic Issue Activist & Environmental Advocate

----- 2/13/24 Public "Comment" Excerpt regarding development of 2050 Water Supply Master Plan -----

From: jim.kuh [REDACTED]
Sent: Friday, February 16, 2024 12:39 PM
To: 'Clerk of the Board' <clerkoftheboard@valleywater.org>; 'Board of Directors' <Board@valleywater.org>; 'John Varela' <jvarela@valleywater.org>; 'Tony Estremera' <testremera@valleywater.org>; 'Barbara Keegan' <bkeegan@valleywater.org>; 'Richard Santos' <rsantos@valleywater.org>; 'Jim Beall' <jbeall@valleywater.org>; 'Nai Hsueh' <nhsueh@valleywater.org>; 'Rebecca Eisenberg' <reisenberg@valleywater.org>
Cc: 'Paul Rogers' <progers@bayareanewsgroup.com>; 'Lorraine Gabbert' <mgabbert@comcast.net>; 'Romona Giwargis' <romona@sanjosespolight.com>; 'Rachael Gibson' <RGibson@valleywater.org>; 'Matt Keller' <mkeller@valleywater.org>; 'Mike Potter' <mpotter@valleywater.org>

Subject: Valley Water 2/13/24 Pacheco Reservoir Expansion Project Status Review - Recommendations, Highlights and Assessment

Importance: High

Subject: Highlights and Assessment Report for Tuesday, 2/13/24 Valley Water Board of Directors Meeting with Focus on Pacheco Reservoir Expansion Project

Date: Friday, 2/16/24

To: Valley Water Board, Cc Distribution and Bcc's 12 Member Distribution List

Recommendation to Valley Water Board

In reviewing the information available to the public, such as the 2040 Water Supply Master Plan, an alternative project set evaluation comparison to Pacheco Reservoir Expansion has not been done by Valley Water and/or published.

The logical Pacheco expansion infrastructure project alternatives are:

1. **Vaqueros Reservoir expansion** with VW being a partner. However, reservoir expansions continue the high dependency on importing the county's water needs from the Delta (~45%) and Hetch Hetchy (~16%). Delta sourced water is highly susceptible to droughts; thus, very unreliable.
2. For less than VW's 65% planned investment share in Pacheco's expansion, with little investment uncertainty, Valley Water could **expand waste water recovery** beyond the planned (12%) to ~85%, like Orange County has **and implement desalinization**, like San Diego's Carlsbad \$1B desalinization plant (water output 122,000 AF/yr. at \$2,000/AF), employing osmosis processes. Reverse osmosis plant processing of brackish water near Pittsburg[◊] from SF Estuary would be established generating potable water in partnership with other Water Districts. The project's cost would include an environmentally benign electric energy generation plant located elsewhere on the power grid to offset osmosis processes' high electrical energy operating requirement. Together these two osmosis-based projects and solar electrical energy plant, appropriately scaled, could statistically guarantee water supply reliability for the most demanding drought scenarios^Δ yet remain more affordable than the current planned Pacheco expansion.

◊ Link: https://purewater4u.org/wp-content/uploads/2022/08/Desalination_091119_RS.pdf

Δ Like San Francisco Utilities Commission has, a more demanding 7-year drought scenario than the current 1982-92 5-year period should be employed on WEAP for assessing drought water supply reliability.

The alternative project assessment to Pacheco expansion should be performed in the next 3 months. This could easily be accomplished by a small Valley Water analytical team. The team could obtain all the needed data from operators of Orange County's waste water recycling operation, San Diego's Carlsbad Desalinization Plant and other respected resources. The results should be published for public review and critique. **Immediately after the public review, a "Go/No Go" decision by VW's Board of Directors be made in public regarding continued pursuit of the Pacheco reservoir Expansion project versus the identified alternatives with rational.**

The impact on end consumer retail water rates must be projected and estimated from the ultimate project infrastructure mix pursued by VW in constant economics. Continued non-disclosure of this significant retail water rate impact is deceptive.