



SANTA CLARA VALLEY WATER DISTRICT

NON-AGENDA

April 04, 2025

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

Page	<u>CEO BULLETIN & NEWSLETTERS</u>
3	CEO Bulletin: 04/03/25
	<u>BOARD MEMBER REQUESTS & INFORMATIONAL ITEMS</u>
	BMR/IBMR Weekly Reports: None
9	Memo from John Bourgeois, Deputy Operative Officer, dated 03/28/25, providing the Final Program Environmental Impact Report for the Pipeline Maintenance Program.
11	Memo from Sheryl Higa, Risk Manager, to the board, dated 04/01/25, Providing communication from the Risk Management Unit.
	<u>INCOMING BOARD CORRESPONDENCE</u>
	Board Correspondence Weekly Report: 04/02/25
22	Letter from Lisa Gillmor, Mayor of the City of Santa Clara, to Director Santos, dated 03/28/25, regarding the potential formation of a county-wide Joint Powers Authority. C-25-0062
23	Email from George Szymkiewicz, President of Monte Vista Condominium Owners Association, to the board, dated 04/01/25, inquiring about whether Valley Water would consider donating a strip of land that is adjacent to their property. C-25-0063
	<u>OUTGOING BOARD CORRESPONDENCE</u>
28	Email From Director Varela to Tammy Clark, dated 03/13/25, responding to their comments on the Anderson Dam Seismic Retrofit Project (ADSRP) Final Environmental Impact Report (EIR). Response resent on 04/02/25.

CEO BULLETIN



To: Board of Directors
From: Melanie Richardson, Interim CEO

Weeks of March 21, 2025 – April 3, 2025

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>	Recurring Report on Personnel Vacancies
<u>2</u>	Revised Safe, Clean Water and Natural Flood Protection FY2023-24 Annual Report
<u>3</u>	Valley Water's Public Meeting on the Rinconada Water Treatment Plant Reliability Improvement Project Phases 3-6
<u>4</u>	Valley Water's Risk and Resilience Assessment Recertification Completed
<u>5</u>	Valley Water's scoping meeting on the Water Treatment Plant Master Plan Implementation Project Program Environmental Impact Report Notice of Preparation
<u>6</u>	Water Management Agreements Executed in March 2025
<u>7</u>	West Valley Emergency Action Plan Tabletop Exercise March 27, 2025

1. Recurring Report on Personnel Vacancies

Valley Water strives to attract, develop, and retain a talented and diverse workforce. Our employees come from diverse cultural and professional backgrounds. Valley Water promotes high performance, diversity, and equal employment opportunities.

Human Resources has been providing a monthly report on staffing levels and vacancies per the Board's request. As a result of budget challenges, Valley Water (VW) has placed a pause on a number of our positions.

At the beginning of the 2025 budget period, VW paused 50 positions. However, the team has been working on a process to address these vacancies while maintaining a balanced budget. Recently, the staff reviewed the budget and found sufficient funding to reinstate five of the paused positions.

The following information is effective as of March 31, 2025.

Valley Water Staffing Levels:

876 - Total positions

836 - Number of positions filled

40 - Total positions in recruitment

4.5% - Vacancy factor

3 – Separations

Note - The agency had 921 positions and 45 are paused.

This report will be provided before the second Board meeting to ensure we include complete monthly data.

For further information, please contact Patrice McElroy at (408) 630-3159.

2. Revised Safe, Clean Water and Natural Flood Protection FY2023-24 Annual Report

The Safe, Clean Water and Natural Flood Protection Program's FY2023-24 Annual Report (tinyurl.com/SCWFY24AnnualReport) is revised to correct the financial data in Appendix A-1.2 Cumulative Financial Summary and Appendix A-3.2 Transfers and Debt Proceeds identified during the Independent Monitoring Committee's (IMC's) review of the report. The revisions were discussed with the IMC during the annual report review process. The Appendix A-1.2 revision entails formulaic corrections to the total program cost subtotals, and the Appendix A-1.2 revision reflects all transfers out of the SCW funding during the reporting year.

For further information, please contact Luz Penilla at (408) 630-2228.

3. Valley Water's Public Meeting on the Rinconada Water Treatment Plant Reliability Improvement Project Phases 3-6

On March 26, 2025, Valley Water hosted the quarterly community meeting about the Rinconada Water Treatment Plant Reliability Improvement Project Phases 3-6, to provide the latest status update on the project and share responses to neighborhood concerns received to date.

Before the hybrid public event began, interested participants who signed up earlier were given a brief tour of the construction project, which was held from the upper deck of the Rinconada Water Treatment Plant.

Vice Chair Richard Santos and Director Nai Hsueh attended the meeting, along with 15 community members and two people who joined online via Zoom. The presentation was followed by a question-and-answer session.

A link to the recording of the public meeting is available on the project website and Valley Water's YouTube channel.

For further information, please contact Rachael Gibson at (408) 630-2884.

4. Valley Water's Risk and Resilience Assessment Recertification Completed

In March 2025, a dedicated team of over 33 employees, led by the Asset Management Unit, along with the Office of the Water Utility Chief Operating Officer, successfully completed the Risk and Resilience Assessment (RRA) recertification for the America's Water Infrastructure Act (AWIA). The RRA is a comprehensive evaluation of Valley Water's utility assets, risks, and systems, organized into ten key categories.

Valley Water's certifying statement, confirming that our water utility has met all AWIA RRA requirements, has been filed with the U.S. Environmental Protection Agency (EPA).

The assessment included valuable input and technical reports from specialized teams, covering areas such as:

- Preparedness for wildfires, floods, and earthquakes
- Proactive physical security and cybersecurity measures
- Active management of chemical and other supply chains
- Robustness of condition assessments and monitoring for critical assets

Additionally, the assessment analyzed methods for managing risks to our water supply and treatment systems. The results indicate that Valley Water has made significant progress in strengthening the resilience of its water infrastructure. Ongoing monitoring, proactive risk management efforts, and regular program updates are crucial to ensuring the long-term reliability and safety of our water supply and utility systems.

The next step is to revise Valley Water's Emergency Response Plans, where necessary, to incorporate the RRA findings. The Office of Emergency Services is leading this effort, with support from Asset Management and subject matter experts throughout the water utility enterprise.

The AWIA Asset Categories Evaluated for Valley Water Include:

1. Pipes and Constructed Conveyances, Water Collection and Intake
2. Physical Barriers
3. Source Water
4. Pretreatment and Treatment
5. Storage and Distribution
6. Electronic, Computer or Automated Systems
7. Monitoring Practices
8. Financial Infrastructure
9. Use, Storage and Handling of Chemicals
10. Operations and Maintenance of System

For further information, please contact Luz Penilla at (408) 630-2228.

5. Valley Water's scoping meeting on the Water Treatment Plant Master Plan Implementation Project Program Environmental Impact Report Notice of Preparation

On March 20, 2025, Valley Water held a scoping meeting on the Water Treatment Plant Master Plan Implementation Project Program Environmental Impact Report Notice of Preparation. The hybrid event took place in the Valley Water Headquarters Board Room and was offered through Zoom. Vice Chair Santos provided opening remarks to the seven public participants who joined online, which included Directors Nai Hsueh and Rebecca Eisenberg.

The presentation included a project overview and information on how to submit formal comments. It was followed by a Question-and-Answer session, where staff engaged with community members.

A link to the recording of the public meeting is available on Valley Water's YouTube channel.

For further information, please contact Rachael Gibson at (408) 630-2884.

6. Water Management Agreements Executed in March 2025

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 March 2025 are listed below:

March 4, 2025 - Agreement (# A5371W) to Conduct Environmental Analysis and Option for Purchase of Available Transfer Water between Butte Water District and Valley Water: provides Valley Water with an exclusive option to purchase transfer water supplies, as well as a right of first refusal or match, from Butte in each calendar year from 2026 through 2030, with Valley Water providing funding for environmental analysis of potential single-year transfers during this period.

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

7. West Valley Emergency Action Plan Tabletop Exercise March 27, 2025

On March 27, 2025, Valley Water hosted the West Valley Emergency Action Plan (EAP) Tabletop Exercise in partnership with the City of Sunnyvale. This event provided a no-fault environment to validate the West Valley Watershed EAP and for the participants to discuss a challenging inclement weather scenario and flooding event exacerbated by debris from a fallen tree limiting channel flow. In addition to validating the updated EAP, this exercise provided an outreach opportunity among our West Valley Watershed response partners and strengthen the relationship between Valley Water staff and our response partners.

The objective of the exercise was to focus on the following core areas of emergency response:

- Public Information and Warning
- Planning
- Operational Coordination

50 representatives participated in the exercise, which included:

- City of Sunnyvale
- City of Santa Clara
- City of Gilroy
- City of Morgan Hill
- American Red Cross
- Santa Clara County
- Sunnyvale ARES
- Santa Clara County Fire
- Valley Water

The exercise was a success, despite the challenging scenario involving flooding impacts to a mobile home community. Prior to the start of the exercise, a member of Valley Water's HH&G team provided a briefing on the EAP, with particular emphasis on the unique dynamics of the Sunnyvale East and West channels. The group discussed public alert and notification strategies, as well as coordination of evacuation and shelter procedures between the city and the Red Cross. Additional details were shared on how Valley Water monitors flooding conditions and how field teams would be deployed in response to such an event.

Emergency exercises are a critical component of any agency's preparedness efforts. Best practices and areas of improvement are identified in these exercises and shared with the participating agencies. Valley Water uses these exercises to validate planning and training efforts for preparedness, and to find ways to improve the agency's capability to respond and support impacted jurisdictions during emergencies.

For further information, please contact Alexander Gordon at (408)-630-2637.

BOARD MEMBER REQUESTS and Informational Items



MEMORANDUM

TO: Melanie Richardson, P.E.
Interim Chief Executive Officer

FROM: John Bourgeois
Deputy Operative Officer

SUBJECT: Final Program Environmental Impact
Report for the Pipeline Maintenance
Program

DATE: March 28, 2025

Valley Water has prepared a Final Program Environmental Impact Report (PEIR) for the Pipeline Maintenance Program (PMP) to fulfill Valley Water’s lead agency responsibilities under the California Environmental Quality Act (CEQA). The Final PEIR is being submitted to the Board for their information in advance of a scheduled April 22, 2025, Board meeting during which the Board will consider the Final PEIR for certification prior to approving the PMP.

Valley Water first approved a PMP in 2007, recognizing the need to centralize and document the inspections and preventative and corrective maintenance procedures that the engineering and maintenance staff had historically implemented on the raw, treated, and recycled water pipeline facilities (that are covered under the PMP) on a routine basis. The PMP is primarily a process and procedural manual that provides long-term guidance for the implementation of pipeline inspection and maintenance work and has been successfully implemented over the last 15 years; however, maintenance processes, tracking systems, and the regulatory and physical environment have changed over this timeframe.

Valley Water determined that an update to the PMP would allow for capturing these changes and expanding the program to include the 10-Year Pipeline Inspection & Rehabilitation Program and align it with other facility maintenance activities, which would increase the utility and effectiveness of the PMP. The 10-YR Pipeline Inspection & Rehabilitation Program involves planning for the condition assessment, design, and construction activities required for renewal of Valley Water’s large diameter pipelines and tunnels. The 2024 PMP updates the 2007 PMP. This effort includes updating the environmental documents, program budget, and creating projects to inspect and rehabilitate the pipelines that Valley Water owns or maintains to ensure the delivery of clean and safe water to Valley Water customers.

As the lead agency under CEQA, Valley Water prepared a Draft PEIR (State Clearinghouse No. 2023100671) to provide the Board, public, and responsible agencies with information about the potential environmental effects of the PMP. The Draft PEIR analyzed a reasonable range of alternatives based on input from environmental assessments, public participation process, and resource agencies. The Draft PEIR described project elements, evaluated project impacts, and proposed mitigation measures to avoid or minimize such impacts.

On September 12, 2024, Valley Water released the Draft EIR for public review. The public review period ran from September 12, 2024 to October 28, 2024, totaling 46-days of public review. Copies of the Draft PEIR and appendices were posted online, and hard copies were available for review at Valley Water’s headquarters and at several public libraries throughout Santa Clara County. Valley Water received four comments from state and local agencies before the close of the public review period.

The Final PEIR concludes that PMP significant direct and cumulative environmental impacts related to aspects of aesthetics, biological resources, cultural resources, geology and soils, noise and vibration, and tribal cultural resources would be reduced to less than significant levels with the implementation of mitigation measures. The Final PEIR concludes that direct and cumulative impacts from construction noise would remain significant and unavoidable, despite the inclusion of identified mitigation measures.

The Final PEIR contains responses to all comments received on the Draft PEIR, with revisions to the Draft PEIR text in response to public comments. Prior to considering approval of the PMP, CEQA requires that the Board review and consider the information contained in the Final PEIR, certify that the Final PEIR was prepared in compliance with CEQA, adopt a mitigation monitoring and reporting program (MMRP), make findings for each significant impact, and adopt a Statement of Overriding Considerations for the significant and unavoidable impact. At the April 22, 2025, Board meeting, the Board will be asked to approve the PMP.



John Bourgeois
Deputy Operating Officer
Watershed Stewardship and Planning Division

A copy of the Final PEIR documents can be found at: <https://fta.valleywater.org/fl/oNdm71OCrD>



MEMORANDUM

FC 14 (03-11-25)
Page 1 of 1

TO: Board of Directors

FROM: Sheryl Higa

SUBJECT: Risk Management Unit Communication

DATE: April 1, 2025


The purpose of this memorandum is to provide you a with copy of recent Risk Management staff's communication with parties/individuals that have filed a claim against Valley Water.

Please find the following:

- 1) March 13, 2025 - Notice of Recommended Claim Denial to Fariba Seyed (District 7).
- 2) March 25, 2025 - Receipt of Claim to Lety Villa (District 6).
- 3) April 1, 2025 - Receipt of Claim to Daria Jalali (District 4).

For additional information, please contact me at 408-630-2213.

Signed by:


089F0CC8E9DD486...
Sheryl Higa
Risk Manager
Risk Management Unit



March 13, 2025

Fariba Seyed
25525 Adobe Lane
Los Altos, CA 94022

Re: Notice of Recommended Claim Denial – L2340023

Dear Ms. Seyed:

Based on the investigation from outside experts, we have confirmation that there is no evidence to support the allegation that the Santa Clara Valley Water District (Valley Water) is responsible for your property damage. As such, we have reached the conclusion that Valley Water District has no liability.

Since Valley Water is not responsible for this claim, staff will therefore be recommending to our Board of Directors (Board) that the claim be denied.

This item is scheduled to be heard at the March 25, 2025, Board meeting which begins at 1:00 pm. You have the right to appear before the Board or attend by Zoom to contest our recommendation.

In the event of a Board meeting date change, I will provide you with advance notice. You can also monitor the Board meeting schedule and associated agenda items at: <https://scvwd.legistar.com/Calendar.aspx>.

If you have any questions, please contact me at (408) 630-2213.

Sincerely,

Signed by:


069FDCC6E9DD486...

Sheryl Higa
Risk Manager





March 25, 2025

Lety Villa
1991 Ridgemont Drive
San Jose, CA 95148

Re: Receipt of Claim – L2450011

Dear Ms. Villa:

We received your claim regarding personal property damage due to excess cattail fluff related to a Valley Water revegetation site.

We are currently investigating the claim and will notify you of our findings.

If you have any questions, please don't hesitate to contact me at (408) 630-2213 or at shiga@valleywater.org

Sincerely,

Signed by:


069FDC6E9DD486...
Sheryl Higa, ARM
Risk Manager
Risk Management Unit





CLAIM AGAINST THE SANTA CLARA VALLEY WATER DISTRICT California Government Code Sections 900 and following

	Clerk of the Board's Date Stamp	
<p>The completed form can be mailed, sent electronically or hand delivered. Mail or deliver to:</p> <p>Clerk of the Board Santa Clara Valley Water District-HQ 5700 Almaden Expressway San Jose, CA 95118</p> <p>Or submit the completed form electronically to: clerkoftheboard@valleywater.org</p>	For SCVWD Use Only	
	Date Received: 03/24/25	ROUTING
	<input type="checkbox"/> Via U.S. Mail	<input checked="" type="checkbox"/> CEO
	<input type="checkbox"/> Hand Delivered	<input checked="" type="checkbox"/> District Counsel
	<input checked="" type="checkbox"/> Email	<input checked="" type="checkbox"/> Risk Management
	<input type="checkbox"/> Other: _____	<input checked="" type="checkbox"/> COB
	<input checked="" type="checkbox"/> BOD (District #): 6	

With certain exceptions, claims for personal injury or property damage MUST be filed within six months of the incident giving rise to the claim. Claimant must complete each section. If information is unknown, write "unknown" in the appropriate box. Please use additional pages if necessary. Please attach itemized receipts, witness statements, photos and all other documentation that you believe will be helpful to process your claim. Claimant MUST sign and date the form; see last page.

Name of Claimant: Lety Villa		Email Address: villagascon@yahoo.com	
Address of Claimant: 1991 Ridgemont Dr		City: San Jose	State: CA
		Zip: 95148	
Address to which Notices should be sent, if different from above:		City:	State:
		Zip:	
Home Phone Number: 4089049001	Cell Phone Number: 4089049001	Work Phone Number:	
Is this claim being filed on behalf of a minor? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		If so, please indicate minor's date of birth: Relationship to the minor:	
Date and time of incident or loss: 3/21/2025	Location of incident or loss (address): Backyard	Is there a police report? <input type="checkbox"/> Yes If Yes, Police Report Case #: <input checked="" type="checkbox"/> No	

Describe how the incident or loss happened, and the reason you believe the Santa Clara Valley Water District is responsible for your damages (*Please attach additional sheets if necessary*):

Since the canal has been drained the landscape planted has created a nuisance and on going destruction of my yard, patio furniture and dog. If I open the patio door the spores come into my home as well. I already spoke to Valley Water and they said that the plant life was approved and there is nothing I can do about it. It is upsetting knowing that the upper canal is flowing with water and does not have this issue.

Original claim # AVW-017823



CLAIM AGAINST THE SANTA CLARA VALLEY WATER DISTRICT California Government Code Sections 900 and following

In detail, describe the damage or injury *(Please attach additional sheets if necessary)*:

Since the canal has been drained the landscape planted has created a nuisance and on going destruction of my yard, patio furniture and dog. If I open the patio door the spores come into my home as well. I already spoke to Valley Water and they said that the plant life was approved and there is nothing I can do about it. It is upsetting knowing that the upper canal is flowing with water and does not have this issue.

List Name(s) and contact information of any witness(es) or District employee involved (if any):

Lety Villa
Richard Villa Gascon 408-624-7465

DAMAGES CLAIMED: Basis for computation of amounts claimed (include copies of bills, invoices, estimates, receipts, photos, police case # or other documentation.) Note: If your claim is more than \$10,000, you need not fill in an amount, but must state whether jurisdiction for the claim would be in the Limited Jurisdiction (up to \$25,000) or Unlimited jurisdiction of the Superior Court.

Is the amount of the claim under \$10,000? Yes No
 Court Jurisdiction: (Check One) Limited Civil Unlimited Civil

ITEMS	CLAIM AMOUNT
1. Patio set	\$ 1995
2. Spa cover	\$ 795
3. Sliding screen	\$ 360
4. Gardner to blow	\$ 200
TOTAL AMOUNT	\$ 3350

WARNING: IT IS A CRIMINAL OFFENSE TO FILE A FALSE OR FRAUDULENT CLAIM (Penal Code Section 72 and 550)

I have read the matters and statements made in the above claim and I know the same to be true of my own knowledge, except to those matters stated upon information and belief and as to such matters I believe the same to be true. I certify under penalty of perjury that the foregoing is TRUE and CORRECT.

Signed this 24 day of March, 2025

Digitally signed by Lety Villa
 Date: 2025.03.24 12:03:40 -07'00'
 Claimant's Signature

Government Code Section 945.6 provides that, with limited exceptions, any suit brought against a public entity must be commenced:

- (1) If written notice is given of a denial of claim in accordance with **Section 913**, not later than six months after the date such notice is personally delivered or deposited in the mail.
- (2) If written notice is not given of a denial of claim in accordance with **Section 913**, within two years from the accrual of the cause of action.



April 1, 2025

Daria Jalali
6525 Crown Blvd. #20312
San Jose, CA 95120

Re: Receipt of Claim – L2450012

Dear Daria Jalali:

We received your claim regarding damage to your Tesla 3. We understand that you are in the process of having your vehicle evaluated for damages and that you will be submitting the documentation to the Risk Management Unit in the very near future.

Once we receive the documentation, we will continue to investigate the claim and staff will follow up with you.

If you have any questions, please don't hesitate to contact me at (408) 630-2213 or at shiga@valleywater.org

Sincerely,

Signed by:

A handwritten signature in black ink that reads "Sheryl Higa".

069FDCC6E9DD486...

Sheryl Higa, ARM
Risk Manager
Risk Management Unit





CLAIM AGAINST THE SANTA CLARA VALLEY WATER DISTRICT California Government Code Sections 900 and following

<p>The completed form can be mailed, sent electronically or hand delivered. Mail or deliver to:</p> <p>Clerk of the Board Santa Clara Valley Water District-HQ 5700 Almaden Expressway San Jose, CA 95118</p> <p>Or submit the completed form electronically to: clerkoftheboard@valleywater.org</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2" style="text-align: center;">Clerk of the Board's Date Stamp</td> </tr> <tr> <td colspan="2" style="text-align: center;">For SCVWD Use Only</td> </tr> <tr> <td>Date Received: 03/27/25</td> <td style="text-align: center;">ROUTING</td> </tr> <tr> <td><input type="checkbox"/> Via U.S. Mail</td> <td><input checked="" type="checkbox"/> CEO</td> </tr> <tr> <td><input type="checkbox"/> Hand Delivered</td> <td><input checked="" type="checkbox"/> District Counsel</td> </tr> <tr> <td><input checked="" type="checkbox"/> Email</td> <td><input checked="" type="checkbox"/> Risk Management</td> </tr> <tr> <td><input type="checkbox"/> Other: _____</td> <td><input checked="" type="checkbox"/> COB</td> </tr> <tr> <td></td> <td><input type="checkbox"/> BOD (District #): _____</td> </tr> </table>	Clerk of the Board's Date Stamp		For SCVWD Use Only		Date Received: 03/27/25	ROUTING	<input type="checkbox"/> Via U.S. Mail	<input checked="" type="checkbox"/> CEO	<input type="checkbox"/> Hand Delivered	<input checked="" type="checkbox"/> District Counsel	<input checked="" type="checkbox"/> Email	<input checked="" type="checkbox"/> Risk Management	<input type="checkbox"/> Other: _____	<input checked="" type="checkbox"/> COB		<input type="checkbox"/> BOD (District #): _____
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With certain exceptions, claims for personal injury or property damage MUST be filed within six months of the incident giving rise to the claim. Claimant must complete each section. If information is unknown, write "unknown" in the appropriate box. Please use additional pages if necessary. Please attach itemized receipts, witness statements, photos and all other documentation that you believe will be helpful to process your claim. Claimant MUST sign and date the form; see last page.

Name of Claimant: Daria Jalali		Email Address: daria.jalali@gmail.com	
Address of Claimant: 6525 Crown Blvd #20312		City: San Jose	State: CA
Address to which Notices should be sent, if different from above:		City:	State: Zip:
Home Phone Number: 4088271359	Cell Phone Number: 4088271359	Work Phone Number:	
Is this claim being filed on behalf of a minor? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		If so, please indicate minor's date of birth: Relationship to the minor:	
Date and time of incident or loss: March 17 2025, 9:12 AM	Location of incident or loss (address): 1146 Blossom Hill Rd, San Jose CA 95118 (Whole Foods Market parking)	Is there a police report? <input checked="" type="checkbox"/> Yes If Yes, Police Report Case #: 250764002 <input type="checkbox"/> No	

Describe how the incident or loss happened, and the reason you believe the Santa Clara Valley Water District is responsible for your damages (*Please attach additional sheets if necessary*):

I was parked in my Tesla 3 in the Whole Foods market parking lot. Someone in a white Dodge van with Valley Water written on the side of the vehicle backed up and hit my car and then drove off despite the impact and me honking the horn to get their attention. I reported the incident to Valley Water within an hour, and provided details as well as dashcam footage to Lillian Dennis (ldennis@valleywater.org). The car that backed up into mine had license plate 1349905. Camera footage from side and back were emailed to Ms. Dennis the same day on March 17th and she confirmed she knows who it is and will follow up with them and their manager, and asked me to file this report and email back.

The reason I believe Valley Water is responsible is the inconclusive video evidence of the individual driving the Valley Water van backing up into my car, damaging it, and driving off.



**CLAIM AGAINST THE SANTA CLARA VALLEY WATER DISTRICT
California Government Code Sections 900 and following**

In detail, describe the damage or injury *(Please attach additional sheets if necessary)*:

The back right side of the back fender is heavily scratched.

List Name(s) and contact information of any witness(es) or District employee involved (if any):

None, but witnesses are unnecessary as clear dashcam footage is available.

DAMAGES CLAIMED: Basis for computation of amounts claimed (include copies of bills, invoices, estimates, receipts, photos, police case # or other documentation.) Note: If your claim is more than \$10,000, you need not fill in an amount, but must state whether jurisdiction for the claim would be in the Limited Jurisdiction (up to \$25,000) or Unlimited jurisdiction of the Superior Court.

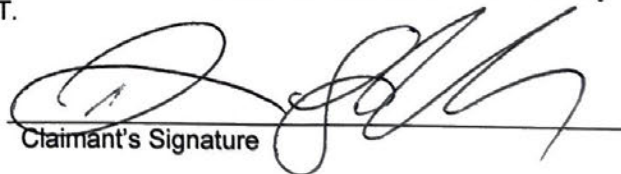
Is the amount of the claim under \$10,000? Yes No
 Court Jurisdiction: (Check One) Limited Civil Unlimited Civil

ITEMS	CLAIM AMOUNT
1. Unknown yet; Must get the damage evaluated by body shop next week.	\$
2.	\$
3.	\$
4.	\$
TOTAL AMOUNT	\$

WARNING: IT IS A CRIMINAL OFFENSE TO FILE A FALSE OR FRAUDULENT CLAIM (Penal Code Section 72 and 550)

I have read the matters and statements made in the above claim and I know the same to be true of my own knowledge, except to those matters stated upon information and belief and as to such matters I believe the same to be true. I certify under penalty of perjury that the foregoing is TRUE and CORRECT.

Signed this 26th day of March, 2025


 Claimant's Signature

Government Code Section 945.6 provides that, with limited exceptions, any suit brought against a public entity must be commenced:

- (1) If written notice is given of a denial of claim in accordance with **Section 913**, not later than six months after the date such notice is personally delivered or deposited in the mail.
- (2) If written notice is not given of a denial of claim in accordance with **Section 913**, within two years from the accrual of the cause of action.

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-25-0058	03/22/25	03/24/25	All	SHAUNN CARTWRIG HT	Email from Shaunn Cartwright to the board and Mark Bilski, Assistant Officer, dated 03/22/25, requesting accommodations for service providers to access Cherry Camp.	Refer to Staff	Hakes	Bilski	04/01/25	04/01/25	n/a	04/07/25
C-25-0062	03/28/25	03/28/25	Santos	LISA GILLMORE CITY OF SANTA CLARA	Letter from Lisa Gillmore, Mayor of the City of Santa Clara, to Director Santos, dated 03/28/25, regarding the potential formation of a county-wide Joint Powers Authority.	Refer to Staff	Gibson	Hakes	04/05/25	-	n/a	04/11/25
C-25-0063	04/01/25	04/01/25	All	GEORGE SZYMKIEWI CZ	Email from George Szymkiewicz, President of Monte Vista Condominium Owners Association, to the board,	Refer to Staff	Hakes	Infante Bourgeois	04/09/25	-	n/a	04/15/25

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
					dated 04/01/25, inquiring about whether Valley Water would consider donating a strip of land that is adjacent to their property.							



March 28, 2025

Vice Chair Richard P. Santos
Board of Directors
Santa Clara Valley Water District
5750 Almaden Expressway
San Jose, CA 95118

RE: Potential Formation of a County-wide Joint Powers Authority

Dear Vice Chair Santos:

On behalf of the City of Santa Clara, I would like to express our interest in exploring the potential formation of a county-wide Joint Powers Authority (JPA) to address unsheltered homelessness in our community. The City of Santa Clara is actively working on a number of efforts to increase affordable housing in our community and provide additional services to our unhoused community members; however, like many other jurisdictions in our region, we have limited resources to effectively address this increasingly visible, urgent, and complex issue on our own.

We recognize the benefits that a collaborative arrangement and coordinated county-wide response could bring to our community, particularly in terms of resource sharing, enhanced service delivery, and improved regional coordination when it comes to homelessness. The City is supportive of more regional resources to address local housing needs, and efforts that provide increased access to resources to address the needs of our most vulnerable residents and resources for small and medium sized cities to plan and implement strategies to address the impacts of homelessness on public facilities and services. The City has and will continue to work closely with other jurisdictions, including Valley Water, to address regional issues, such as homelessness, that impact residents and businesses in our community.

It is also important to recognize that the formation of a JPA will require significant review and efforts from all interested parties. There are obligations and operational complexities inherent to forming and operating a JPA such as governance structure, financial and liability implications, and logistical considerations. While the City is optimistic about the potential benefits of a county-wide JPA that maximizes our collective impact, it is imperative that these issues are adequately addressed to ensure the interests of all potential participating agencies.

We appreciate the opportunity to meet with Valley Water and other local jurisdictions to continue the discussion of these issues in greater detail and to explore potential solutions that would allow for a successful and sustainable partnership that achieves our shared goals.

Sincerely,

Lisa M. Gillmor
Mayor
City of Santa Clara

From: [George Szymkiewicz](#)
To: [Jim Beall](#); [Board of Directors](#); MelanieRichardson@valleywater.org
Cc: [Lynette Murphy](#); [Steven White](#)
Subject: Land Donation
Date: Tuesday, April 1, 2025 11:07:01 AM
Attachments: [Monte Vista - 120726 - Parcel Map.pdf](#)

***** 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. *****

Jim, et al,

Thank you for ready this email. I am the HOA president for Monte Vista Condominium Owners Association at [REDACTED] Auzerais Avenue, San Jose, CA 95126. I believe Jim represents our area.

There is a strip of land adjacent to our property Plan 9805 Lot E (Parcel E) adjacent to the Los Gatos Creek and Trail bounded by San Carlos/Dupont on one side and Auzerais Avenue. Back in 2013/14 we approached Valley Water about donating that land to them and they agreed in principal but added some conditions to the donation which, at the time, were not acceptable.

I've lost that correspondence and chances are the players have changed anyway. Who would be the right person for me to rekindle that discussion?

Any help greatly appreciated.

George Szymkiewicz, president
Monte Vista Condominium Owners Association

[REDACTED]
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OUTGOING BOARD CORRESPONDENCE

From: [Candice Kwok-Smith](#)
To: [Adelina Del Real](#)
Subject: FW: Questions from 2/20/25 Anderson Retrofit meeting.
Date: Wednesday, April 2, 2025 10:11:44 AM
Attachments: [image001.png](#)
[031325_C-25-0039f.pdf](#)

From: Candice Kwok-Smith **On Behalf Of** Board of Directors
Sent: Thursday, March 13, 2025 3:15 PM
To: [REDACTED]
Subject: Re: Questions from 2/20/25 Anderson Retrofit meeting.

Sent on behalf of Director Varela:

Dear Tammy Clark,

Thank you for reaching out to the Santa Clara Valley Water District (Valley Water) Board of Directors on February 22, 2025. We have received your comments on the Anderson Dam Seismic Retrofit Project (ADSRP) Final Environmental Impact Report (EIR).

Please find our responses attached. If you have further questions, please contact Andrew Garcia, Assistant Officer, at AndrewGarcia@valleywater.org.

Sincerely,



John Varela
Director, District 7

C-25-0039

From: tlcs [REDACTED]
Sent: Saturday, February 22, 2025 1:23 PM
To: Board of Directors <board@valleywater.org>
Cc: [REDACTED]
Subject: Questions from 2/20/25 Anderson Retrofit meeting.

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Please see attached. Thank you.

Responses to Comments from Tammy Clark – Received February 22, 2025

Question 1

Have there been any studies about the effects of what the blasting of the dam will have on the homes near the lake?

Staff Response No. 1

Blasting of the dam will not occur; however, controlled blasting activities will take place on the steep slopes above the existing Boat Ramp Parking Lot near the dam to obtain rock materials to reconstruct the dam. Studies have been conducted, including assessments of noise and vibration effects on nearby homes. A detailed blasting plan with noise and vibration monitoring will be developed by the project contractor to ensure that building damage and air overpressure thresholds are not exceeded. The blasting plan is described in Final Environmental Impact Report (EIR) Mitigation Measure NOI-5.

Question 2

How will this affect Holiday Lake Estates home values, and do we have to disclose to potential buyers when we sell?

Staff Response No. 2

Valley Water cannot forecast the real estate market or advise on buyer disclosures. Based on the current project schedule provided during the presentation on February 20, 2025, the filling of the reservoir is expected to resume in 2033.

Question 3

What are the odds of an 8.6 earthquake slumping the dam and flowing into the city vis-a-vis the odds of a fire without having the lake as backup, especially with climate change?

Staff Response No. 3

The California Department of Water Resources Division of Safety of Dams has classified the downstream hazard potential for Anderson Dam as “extremely high” with a poor dam safety rating. Extensive studies have been performed on the maximum credible earthquake at Anderson Dam, which is a magnitude 7.2 on the Calaveras Fault. Slumping of the dam that causes overtopping of the reservoir has the potential for catastrophic flooding of residents in Morgan Hill, San Jose, and to the San Francisco Bay in the North, and to the Pajaro River in the South. The probability of this failure mechanism is considered smaller than the chance of a wildfire in the region. However, as described in the Final EIR (p. 3.22-24), CAL FIRE did not express concerns over the lack of access to water when Anderson Reservoir would be at deadpool or fully dewatered. Helicopters would have access to water from Anderson Reservoir under deadpool conditions for fire suppression during certain years of construction and would not have to fly longer distances relative to existing baseline conditions. Also, within the vicinity of Anderson Reservoir, the Coyote, Chesbro, and Uvas reservoirs would remain available as alternative water sources for firefighting.

Question 4

Have you heard of a company located in Morgan Hill called KOMODO?

Responses to Comments from Tammy Clark – Received February 22, 2025

Staff Response No. 4

Thank you for providing this resource. While Valley Water is not responsible for providing fire protection services for individual homes, Valley Water regularly undertakes fuel management on lands it owns and would implement Best Management Practice HM-12 to minimize the potential for fire ignition as a result of project activities.

Question 5

May I request a copy of the FERC letter of 10/1/2020 in which they ordered the lowering of the reservoir to deadpool elevation?

Staff Response No. 5

The FERC letter directing Valley Water to lower the reservoir to deadpool is dated February 20, 2020. Please find the attached electronic copy.

(Attachment - [February2020-LetterfromFERCcontainingDamSafetyDirectives \(1\).pdf](#))

Question 6

Would Governor Newsom be the point of contact to advise of the 2035 completion date and all the delays and costs of this project?

Staff Response No. 6

We continue to work closely with both state and federal regulatory agencies and representatives to prepare plans and permits to complete the Anderson Dam Seismic Retrofit Project safely, legally, and responsibly. The condition of the existing dam requires reconstruction in order to fill the reservoir without the current restrictions so that water supply in Valley Water's largest reservoir can be safely restored.

Information about the project schedule can be found here: <https://www.valleywater.org/project-updates/c1-anderson-dam-seismic-retrofit>

Comment 7

We do need a second evacuation route if Rosendin is going to be closed for any amount of time. Please address this issue as well.

Staff Response No. 7

Thank you for your comment. We recognize this concern from many residents of Holiday Lake Estates and Jackson Oaks neighborhood and have committed to working with agencies that have jurisdiction over evacuation routes, including CAL FIRE and Santa Clara County Parks. The EIR explains the project could affect emergency access or evacuation and sets forth best management practices (BMP TR-1) and mitigation measures (Mitigation Measures PS-1 and WF-1) to reduce these impacts to a less-than-significant level. Because no adopted plan identifies Rosendin Park as a formal evacuation route, its temporary closure during construction does not interfere with an adopted emergency response or evacuation plan. Additionally, recent Valley Water on-site inspections indicate that trails in Rosendin Park are compromised in their ability to serve as an

Responses to Comments from Tammy Clark – Received February 22, 2025

evacuation route due to steep slopes, hairpin turns, narrow corridors (8 feet wide in some locations and surrounded by dense vegetation), and fallen limbs, and overhead tree canopy.

Local fire authorities and CAL FIRE do not recognize or rely on Rosendin Park trails as a primary or officially designated evacuation route. County Parks, Valley Water, and emergency responders would coordinate with the incident command in the event of an emergency and would cooperate in opening gates if the incident commander deemed it appropriate. There will be staff hired by the construction contractor on-site 24/7 to open gates controlled by Valley Water in the event of an emergency. Therefore, staff would be available to open the gate during all years that Rosendin Park would be closed and fenced (during Years 4, 5, and/or 6 of construction).

The potential establishment of a future evacuation route through Rosendin Park is within the jurisdiction of the County and other entities, not Valley Water. Nevertheless, as a good neighbor outside the CEQA context, Valley Water is engaging in ongoing coordination with emergency access partners to explore how existing conditions can be improved.