



SANTA CLARA VALLEY WATER DISTRICT

NON-AGENDA

June 14, 2024

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

	<u>CEO BULLETIN & NEWSLETTERS</u>
	CEO Bulletin: None
3	Water Tracker- June 2024
	<u>BOARD MEMBER REQUESTS & INFORMATIONAL ITEMS</u>
6	BMR/IBMR Weekly Reports: 06/12/24
	<u>INCOMING BOARD CORRESPONDENCE</u>
8	Board Correspondence Weekly Report: 06/12/24
10	Mail from Michael Jackson, United States Department of the Interior to the board, undated, providing an update to the declaration of water made available for 2024-Contract No.14-06-200-3365-AB-IR5-P. C-24-0141
16	Mail from Michael Jackson, United States Department of the Interior to the board, undated, providing an update to the declaration of water made available for 2024-Contract No.7-07-20-W0023AB-P. C-24-0142
21	Email from Kevin Heller to Director Keegan, dated 06/05/24, sharing his interest in the role of beavers in replenishing aquifers, reducing wildfire risks, and bringing back native salmon. C-24-0143
22	Email from Christina Smiley to Dave Leon, Assistant Deputy Clerk, dated 06/05/24, requesting assistance with unsheltered people on the creek next to Alexis HOA on El Camino Real in Santa Clara. C-24-0144
23	Email from Tillman Fuss to Director Eisenberg, dated 06/05/24, requesting to speak with her or a Valley Water employee to conduct an interview for his research on the sustainable management of water resources. C-24-0145
25	Email from Erin Gil to Ashley Shannon, Senior Water Conservation Specialist (copied to Director Varela), dated 06/06/24, inquiring about the possibilities of lowering landscape water application and usage. C-24-0146
28	Email from Cathleen Langan to the board, dated 06/07/24, writing to share their experience and struggles after being displaced. C-24-0147
31	Email from Ramon J. Martinez, La Raza Historical Society of Santa Clara Valley to the board, dated 06/08/24, announcing the passing of La Raza Roundtable founder Victor Garza. C-24-0148
40	Letter from John Richards to Director Beall, dated 05/29/24, thanking him for attending the Campbell City Council meeting on 05/21/24 and requesting he elaborate on the challenges the water district is facing and how they can be solved.
	<u>OUTGOING BOARD CORRESPONDENCE</u>

		Email from Chair Hsueh to Paul and Kate Monaco, dated 06/06/24, Responding to their request for assistance with a variation to the CRC R322 floodplain standards.
		Email from Rick Callender, CEO to Helen Hutchings, dated 06/06/24, responding to the potential use of Valley Water property on Willow St. and Lelong St.
		Email from Vice Chair Santos to Joann Pascual, dated 06/12/24, informing them Valley Water is sponsoring an unhoused Summit on 10/11/24 to address the unhoused issue.

Outlook as of June 1, 2024

On April 23, 2024, the California Department of Water Resources announced an increase in State Water Project (SWP) allocation from 30% to 40% of contract amount for 2024. On April 24, 2024, the U.S. Bureau of Reclamation (Bureau) announced an increase to the 2024 south-of-delta Central Valley Project (CVP) agricultural allocation from 35% to 40%; however, the Bureau kept the Municipal and Industrial (M&I) allocation at 75% of historic M&I. On June 13, 2023, the Board of Directors adopted a resolution to support water conservation as a way of life and an ordinance with a set of permanent water waste prohibitions for Santa Clara County.

Weather

- Rainfall in San José:
 - » Month of May, City of San José = 0.63 inches
- Rainfall year total = 15.39 inches or 109% of average to date (rainfall year is July 1 to June 30)
- May 31 Northern Sierra snowpack was 77% of normal for this date
- San José average daily high temperature was 76.7 degrees Fahrenheit in May, which is higher than the five-year average for May (74.0 degrees Fahrenheit)

Local Reservoirs

- Total June 1 storage = 59,924 acre-feet

Reservoir Storage	All Ten Valley Water Reservoirs	All Reservoirs Except Anderson
Storage as % of unrestricted capacity	36%	73%
Storage as % of restricted capacity (1)	96%	95%
Storage as % of the 20-year average for June 1	63%	124%

(1) Per the Federal Energy Regulatory Commission's order, the capacity of Anderson Reservoir was restricted to the deadpool storage as of October 1, 2020

- No imported water was delivered into Calero Reservoir during May 2024
- Total estimated releases to streams (local and imported water) during May were 6,900 acre-feet (based on preliminary hydrologic data)

Treated Water

- Below average demands of 7,567 acre-feet were delivered in May
- This total is 82% of the five-year average for the month of May
- Year-to-date deliveries are 22,411 acre-feet or 70% of the five-year average

Groundwater

- Groundwater conditions remain healthy throughout the county. Groundwater levels in all regional monitoring wells except one are lower than last month, indicating typical seasonal declines have begun. While most water levels are lower relative to May 2023, all are higher than the prior five-year average for May. The end of 2024 groundwater storage is projected to be in Stage 1 (Normal) of the Water Shortage Contingency Plan

	Santa Clara Subbasin		Llagas Subbasin
	Santa Clara Plain	Coyote Valley	
May 2024 managed recharge estimate	4,100	1,500	3,200
YTD managed recharge estimate	29,400	6,900	8,200
YTD managed recharge as % of five-year average	146%	126%	109%
April 2024 pumping estimate	4,100	800	1,100
YTD pumping estimate	17,300	3,300	5,400
YTD pumping as % of five-year average	98%	91%	76%
Current index well groundwater levels compared to May 2023	3 Feet Lower	4 Feet Lower	Same Level

All volumes are in acre-feet. All data is for 2024 except where noted. YTD = Year-to-date.

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Imported Water

- In May (through May 31st), the SWP operated Banks pumping plant with an average daily export of 1,175 acre-feet, resulting in a total export of 36,414 acre-feet from the Sacramento-San Joaquin Delta for the month
- In May (through May 31st), the CVP operated Jones pumping plant with an average daily export of 4,323 acre-feet, resulting in a total export of 134,006 acre-feet from the Sacramento-San Joaquin Delta for the month
- Multiple fish protection thresholds were triggered at the Sacramento-San Joaquin Delta export facilities this winter/spring. The most limiting export restriction remained in effect for both the SWP and CVP through May 31st

WY 2024 Imported Water Allocations	Allocation	Allocation (acre-feet)	Details
SWP	40%	40,000	Allocation increased on 4/23/24
CVP	40% Ag 75% M&I	Approximately 110,000	Allocation increased on 4/24/24
State-wide Reservoir Storage	Capacity	Current Storage (acre-feet)	Average for Date (as of 6/4/24)
Shasta Reservoir	94%	4,276,508	113%
Oroville Reservoir	100%	3,530,147	126%
San Luis Reservoir	59%	1,196,999	87%
Semitropic Groundwater Bank	Capacity	Current Storage (acre-feet)	Date of Data
	82%	288,533	4/30/24
Estimated SFPUC Deliveries	April 2024 (acre-feet)	2024 Total to Date (acre-feet)	Five-Year Annual Average (acre-feet)
	3,338	12,280	47,000

Conserved Water

- Saved 83,174 acre-feet in FY23 through Valley Water’s long-term conservation program (baseline year is 1992)
- Long-term program goal is to save nearly 100,000 acre-feet by 2030 and 110,000 acre-feet by 2040
- On June 13, 2023, the Board of Directors adopted a resolution to support water conservation as a way of life in Santa Clara County and an ordinance with a set of permanent water waste prohibitions

Recycled Water

- Estimated May 2024 production = 1,519 acre-feet
- Estimated year-to-date through May = 5,594 acre-feet or 109% of the five-year average
- Silicon Valley Advanced Water Purification Center produced an estimated 1.5 billion gallons (4,493 acre-feet) of purified water in 2023. Since the beginning of 2024, about 1,533 acre-feet of purified water has been produced. The purified water is blended with existing tertiary recycled water for South Bay Water Recycling Program customers

CONTACT US

To find out the latest information on Valley Water projects or to submit questions or comments, email info@valleywater.org or use our **Access Valley Water** customer request system at <https://deliver.com/2yukx>.



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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
I-24-0006	06/05/24	Beall	Baker	Struve Gin	Provide Director Beall with clarification on the water demand scenarios used in the Water Supply Master Plan development, opportunities to address drought rebound, and water conservation opportunities.	06/25/24		
I-24-0007	06/05/24	Beall	Baker	Gin Kao	Provide Director Beall with information in writing to understand the full cost of imported water.	06/25/24		

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-24-0144	06/05/24	06/06/24	All	CHRISTINA SMILEY	Email from Christina Smiley to Dave Leon, Assistant Deputy Clerk, dated 06/05/24, requesting assistance with unsheltered people on the creek next to Alexis HOA on El Camino Real in Santa Clara.	Refer to Staff	Hakes	Bilski Codianne	06/14/24	-	n/a	06/20/24
C-24-0145	06/05/24	06/06/24	All	TILLMAN FUSS	Email from Tillman Fuss to Director Eisenberg, dated 06/05/24, asking to speak with her or a Valley Water employee in order to conduct an interview for his research on the sustainable management of water resources.	Refer to Staff	Gibson	Baker	06/14/24	-	n/a	06/20/24
C-24-0147	06/09/24	06/10/24	All	CATHLEEN LANGAN	Email from Cathleen Langan to the	Refer to Staff	Hakes	Bilski Codianne	06/18/24	-	n/a	06/24/24

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 06/07/24, writing to share their experience and struggles after being displaced.							
C-24-0149	05/29/24	05/31/24	Beall	JOHN RICHARDS	Letter from John Richards to Director Beall, dated 05/29/24, thanking him for attending the Campbell City Council meeting on 05/21/24 and requesting he elaborate on the challenges the water district is facing and how they can be solved.	Refer to Staff	-	Lugo Hoang	06/08/24	-	n/a	06/14/24



United States Department of the Interior
BUREAU OF RECLAMATION
Interior Region 10
South-Central California Area Office
1243 N Street
Fresno, CA 93721-1813



IN REPLY REFER TO

SCC-440
2.2.4.21

VIA ELECTRONIC AND U.S. MAIL

Board of Directors
Santa Clara Valley Water District
5750 Almaden Expressway
San Jose, California 95118
rcallender@valleywater.org

Board of Directors
Westlands Water District, Distribution District No. 1
P.O. Box 6056
Fresno, California 93703
afebbo@ww.ca.gov

Subject: Update to Declaration of Water Made Available for 2024 Contract No.
14-06-200-3365AB-IR5-P Central Valley Project (CVP), California

Dear Board Members:

The Bureau of Reclamation (Reclamation) is providing an update to the declaration of Water Made Available for Contract Year 2024 due to improved hydrologic conditions.

On March 22, 2024, Reclamation increased the declaration as outlined in its March announcement (attached). On April 24, 2024, Reclamation again increased the declaration as outlined in its April announcement (attached).

Pursuant to Article 4(a) of the Contract, the amount of Water Made Available for 2024 is now 40% of Irrigation Water and 75% of Historical Use for Municipal and Industrial (M&I) Water. The total 2024 allocation for Irrigation available for Santa Clara Valley Water District and Westlands Water District is **2,504** acre-feet. Please note, pursuant to the Record of Decision for the Municipal and Industrial Water Shortage Policy, dated November 2015, Santa Clara Valley Water District's and Westlands Water District's Historical Use for M&I Water will be based upon Santa Clara Valley Water District's and Westlands Water District's delivery records for the last three years of unconstrained CVP water deliveries.

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CALIFORNIA* NEVADA* OREGON*

* PARTIAL

Subject: Update to Declaration of Water Made Available for 2024 – Contract No.
14-06-200-3365AB -IR5-P – Central Valley Project (CVP), California

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Pursuant to Article 4(b) of the Contract, please submit a written schedule to this office within ten (10) days of the date of this letter showing the monthly quantities of CVP water to be delivered based on the above updated allocation of Water Made Available. Reclamation water conservation staff is available to assist contractors with questions regarding their water conservation plans and proposed water management measures.

For your convenience, the Reclamation March 22, 2024, and April 24, 2024, News Releases announcing the updated water supply allocations for CVP contractors are attached.

Reclamation will update the allocations declaration as needed, based on then-current operational and hydrologic conditions.

If you have any questions, please contact Javier Puentes, Repayment Specialist at (559) 262-0324, or by email at jpuentes@usbr.gov or for the hearing impaired at TTY (800) 877-8339.

Sincerely,
Michael P. Jackson
MICHAEL JACKSON
Digitally signed by
MICHAEL JACKSON
Date: 2024.05.17
11:02:47 -07'00'
Michael P. Jackson, P.E.
Area Manager

Enclosures - 2

cc: Mr. Dana Jacobson
Santa Clara Valley Water District
5750 Almaden Expressway
San Jose, CA 95118
djacobson@valleywater.org

Ms. Cindy Kao
Santa Clara Valley Water District
5751 Almaden Expressway
San Jose, CA 95118
ckao@valleywater.org

Mr. Jose Gutierrez
Mr. Russ Freeman
Westlands Water District
P.O. Box 6056
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jgutierrez@wwd.ca.gov
rffreeman@wwd.ca.gov

Subject: Update to Declaration of Water Made Available for 2024 – Contract No.
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3

Mr. Federico Barajas
San Luis & Delta-Mendota Water Authority
P.O. Box 2157
Los Banos, CA 93635
federico.barajas@sldmwa.org

Mr. Jason Phillips
Friant Water Authority
854 North Harvard Avenue
Lindsay, CA 93247
jphillips@friantwater.org

(All w/o enclosures)



Bureau of Reclamation News Release

For Release: March 22, 2024

Contact: Mary Lee Knecht, 916-978-5100, mgarrisonknecht@usbr.gov

Reclamation increases 2024 Central Valley Project water supply allocations



SACRAMENTO, Calif. Today, the Bureau of Reclamation announced an increase in Central Valley Project 2024 water supply allocations. After below average precipitation in January, Reclamation announced an [initial water supply allocation for the CVP on Feb. 21](#). Mid to late February storms have since improved hydrological conditions particularly for Northern

California, allowing for a more robust water supply allocation.

"Thanks to the improved hydrology, we are pleased to announce a bump in water supply allocations for the Central Valley Project," said **California-Great Basin Regional Director Karl Stock**. "While the series of storms in Northern California improved the water supply outlook, a number of factors, particularly anticipated regulatory constraints throughout the spring, continue to limit the water supply allocation for south-of Delta agriculture."

In recognition of recent efforts to develop a south-of Delta drought plan, Reclamation is reserving approximately 83,000 acre feet of water currently in San Luis Reservoir that will contribute to a drought reserve pool and is not considered as a volume of water available for this year's water supply allocations. Additionally, approximately 185,000 acre feet of rescheduled water from the 2023 water year, also stored in San Luis Reservoir, is not included in the 2024 water supply allocation.

Based on current hydrology and forecasting, Reclamation is announcing the following increases to CVP water supply allocations:

North-of-Delta Contractors

- Irrigation water service and repayment contractors north-of Delta are increased to 100% from 75% of their contract total.

South-of-Delta Contractors

- Irrigation water service and repayment contractors south-of-Delta, including Cross Valley Contractors, are increased to 35% from 15% of their contract total.
- M&I water service and repayment contractors south of Delta are increased to 75% of historical use or public health and safety, whichever is greater, up from 65% of historical use.

Friant Division Contractors

- Friant Division contractors' water supply is delivered from Millerton Reservoir on the upper San Joaquin River and categorized by Class 1 and Class 2. The first 800,000 acre-feet of available water supply is considered Class 1; Class 2 is considered the next amount of available water supply up to 1.4 million acre feet. Class 1 is increased from 60% to 65%; Class 2 remains at 0%.

All other allocation amounts announced on Feb. 21 remain at 100%.

As the water year progresses, changes in hydrology, actions that impact operations, and opportunities to deliver additional water will influence future allocations. [Water supply updates](#) and [past year's allocations](#) are posted on Reclamation California Great Basin Region's website.

#

The Bureau of Reclamation is a federal agency under the U.S. Department of the Interior and is the nation's largest wholesale water supplier and second largest producer of hydroelectric power. Our facilities also provide substantial flood control, recreation opportunities, and environmental benefits.



Bureau of Reclamation News Release

For Release: April 24, 2024

Contact: Mary Lee Knecht, 916 978-5100, mgarrisonknecht@usbr.gov

Reclamation again increases 2024 Central Valley Project water supply allocations

SACRAMENTO, Calif. – Today, the Bureau of Reclamation announced another increase in the Central Valley Project 2024 water supply allocation for south of Delta contractors and those in the Friant Division. While all north of Delta CVP contractors are currently at 100% of their supplies, south of Delta agricultural contractors are today being increased from 35% to 40%. Last week, on April 18, the Friant Division Class 1 allocation was increased from 95% to 100% and the Class 2 allocation increased from 0% to 5%.

All other CVP contract allocations remain the same per the [March 22 water supply update](#). Initial CVP contract allocations were [announced](#) on Feb. 21.

"Hydrologic conditions have improved enough that we are able to provide this gradual increase," said **California-Great Basin Regional Director Karl Stock**. "We realize that our contractors were hoping to see a greater amount of water, and we understand how critical irrigation is to California agriculture and the surrounding communities. However, continued uncertainty in long term hydrology and regulatory constraints necessitate Reclamation's approach with available water supplies."

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United States Department of the Interior

BUREAU OF RECLAMATION
Interior Region 10
South-Central California Area Office
1243 N Street
Fresno, CA 93721-1813



IN REPLY REFER TO

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VIA ELECTRONIC AND U.S. MAIL

Board of Directors
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5750 Almaden Expressway
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CALIFORNIA*, NEVADA*, OREGON*

* PARTIAL

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Sincerely,
Michael P. Jackson
MICHAEL JACKSON
Digitally signed by
MICHAEL JACKSON
Date: 2024.05.17
11:05:44 -07'00'
Michael P. Jackson, P.E.
Area Manager

Enclosures - 2

cc: Mr. Dana Jacobson
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Ms. Cindy Kao
Santa Clara Valley Water District
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ckao@valleywater.org

Mr. Federico Barajas
San Luis & Delta-Mendota Water Authority
P.O. Box 2157
Los Banos, CA 93635
federico.barajas@sldmwa.org

Mr. Jason Phillips
Friant Water Authority
854 North Harvard Avenue
Lindsay, CA 93247
jphillips@friantwater.org

(All w/o enclosures)



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From: [Michele King](#)
To: [Board of Directors](#)
Subject: FW: beavers
Date: Wednesday, June 5, 2024 2:55:12 PM

From: Barbara Keegan <BKeegan@valleywater.org>
Sent: Wednesday, June 5, 2024 11:37 AM
To: Candice Kwok-Smith <ckwok-smith@valleywater.org>
Subject: Fwd: beavers

Sent from my iPhone

Begin forwarded message:

From: Kevin Heller <[kevinwilliamheller@\[REDACTED\]](mailto:kevinwilliamheller@[REDACTED])>
Date: June 5, 2024 at 10:00:58 AM PDT
To: Barbara Keegan <bkeegan@valleywater.org>
Subject: beavers

***** 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 Director Keegan,
I've recently become interested in the role of beavers in replenishing aquifers, reducing wildfire risk, and bringing back native salmon. Are you involved in any pro-beaver work? I'd like to learn more.
Thanks,
Kevin

From: [Michele King](#)
To: [Board of Directors](#)
Subject: FW: Alexis HOA - 2585 El Camino Real, Santa Clara
Date: Wednesday, June 5, 2024 3:00:38 PM

From: Christina Smiley <christina@mbhm.net>
Sent: Wednesday, June 5, 2024 2:51 PM
To: Dave Leon <DaveLeon@valleywater.org>
Cc: Erika Sofes <erika@mbhm.net>
Subject: Alexis HOA - 2585 El Camino Real, Santa Clara

***** 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. *****

Hi Dave,

Our HOA is right next to the creek. There seems to be homeless people sleeping in the creek and then hoping the fence on to our property. They broke a locked electrical box to use the outlets on the side of our building. They also smoke on our property and leave garbage.

Is there anything you can do to help us?

Kindest Regards,

Christina Smiley
HOA Manager
MB Homeowners' Management, Inc.

Address: 1210 South Bascom Avenue #220, San Jose, CA 95128
Phone: 408-871-9500 | Website: <http://mbhm.net/>

From: [T. Fuß](#)
To: [Rebecca Eisenberg](#); [Board of Directors](#)
Cc: elizabeth@engineeringforchange.org; alejandrandinop@; [Nick Kaiser](#)
Subject: Request for Interview
Date: Wednesday, June 5, 2024 11:09:54 PM
Attachments: [Outlook-nx2tzm2.png](#)

***** 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 Ms. Eisenberg,

My name is Tillmann Fuss, and I'm an E4C Fellow conducting research on sustainable handling of water resources. [Engineering For Change](#) (E4C) in partnership with Verein Deutscher Ingenieure (VDI, the Association of German Engineers) and the [American Society of Mechanical Engineers](#) (ASME) is developing a project aimed at exploring how digitalization is enabling industry climate strategies for the water sector in the USA and Germany. Our goal is to identify solutions that enhance energy efficiency in water treatment and production, as well as reduce consumption and water loss.

We will be traveling to San Francisco from June 16 - 23 to conduct on-site interviews with experts. We would appreciate the opportunity to meet with you or someone in your organization who does this work as part of this visit for a conversation to hear your unique perspective which we believe would be highly beneficial to inform this research.

We believe this meeting would be a great opportunity to highlight the work your organization is doing and identify potential opportunities to collaboratively advance sustainability solutions. The final report from this work which will be made publically available will include a summary of the findings, insights on key trends, and recommendations for skills needed to advance decarbonization efforts in these sectors.

Please let us know if a meeting like this might be possible. Additionally, if you have any other contacts who may have expertise in this area, we would greatly appreciate any referrals.

Thanks in advance and I look forward to hearing from you.

Best regards,

Tillmann Fuss (he/him)
Research Fellow
Engineering for Change., LLC (E4C)

[2 Park Ave, New York, NY, 10016](https://www.google.com/maps/place/2+Park+Ave,+New+York,+NY+10016)

tillfussalm@googlemail.com

engineering FOR
CHANGE

<https://www.engineeringforchange.org/>

From: [Michele King](#)
To: [Board of Directors](#)
Subject: FW: Application of warm season turfgrass as a substitute lowering landscape ET.
Date: Friday, June 7, 2024 8:59:49 AM
Attachments: [temp difference pictures 2019.pdf](#)
[image001.png](#)

Hi Adelina,

Please note and file the below email, send a copy to Rick and include in next week's NA.

Thanks,

Michele

MICHELE L. KING, CMC

CLERK OF THE BOARD

Office of the Clerk of the Board

Santa Clara Valley Water District

Tel. (408) 630-2711 / Cell. (408) 593-5803



Clean Water • Healthy Environment • Flood Protection

5750 Almaden Expressway, San Jose CA 95118

www.valleywater.org

From: Erin Gil <erin@grassfarminc.com>
Sent: Thursday, June 06, 2024 4:19 PM
To: Ashley Shannon (Carter) <ashannon@valleywater.org>
Cc: John Varela <jvarela@valleywater.org>; Erin Gil <erin@grassfarminc.com>; Debbie Barncord <debbie@grassfarminc.com>; Julie Morris <jfmmorris@ucanr.edu>
Subject: Application of warm season turfgrass as a substitute lowering landscape ET.

***** 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. *****

Good Afternoon Ashley ~ in looking at the possibilities of lowering landscape water application and usage, I'm inquiring about the application of moving the needle more towards conservation with the substitution of warm season turfgrass as part of the landscape plant palette?

We have generally 'shied' away from such applications due to the dormancy; however, with the future costs of water escalation at a rate of doubling every 5 to 7 years, I believe that the urban environment may well be served by allowing grasses to continue to increase urban carbon sequestration as well as cooling of the urban heat island effect caused by a large and ever increasing hardscape footprint (asphalt, concrete, roof line, pavers, etc). As Morgan Hill extends water

handling charges to the customer of roughly 2.5 times the cost of wholesale water rates, water rates possibly could lead to urban temperature increases that would erode many environmental benefits of the urban landscape. Trees and perennials most likely cannot do it alone. If such a change were to take place, the psychological and physical impact on urban areas will be negative much to the demise of Santa Clara County. Especially as we evolve and understand the role of natural ecosystems and the benefits they provide. The creation of a 'urban desert' via modification and regulation can very well have deleterious effects to many of the micro climates that accompany the SF Bay Area.

In measuring temperature differences between differing landscape surfaces, we have registered infra-red temperature differences in 2019 between artificial turf and natural fescue turf at 55.6 degrees F on a 106 degree F day time temperature. This is a simple exercise that can have a positive direction on the path forward to avoid further damage to the urban and rural environments.

Conservation, can and should be applied to protecting the rural and urban habitat from unnecessary negative applications. Protecting for generations to come, waters many beneficial uses, ought to be the overwhelming policy consideration. The implementation of warm season grasses may well be a part of the solution.

Looking forward to the conversation.

All the best,
Erin Gil

What Landscape materials create the most heat?

Grassfarm.com



Artificial Turf Morgan Hill – 141.8 F Asphalt Morgan Hill – 134.4 F



Mulch Morgan Hill – 125.9 F

Bare dirt with few plants – 116.3 F



Concrete Morgan Hill 113.6 F Kurapia Morgan Hill – 104.9 F Natural Fescue turf – 86.2 F

From: [Cathleen](#)
To: BoardOperators@cob.sccgov.org; [Board of Directors](#)
Subject: Fwd: Displacement
Date: Friday, June 7, 2024 9:22:24 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. ***

----- Forwarded message -----

From: **Cathleen** <[virtualprotest4@\[REDACTED\]](mailto:virtualprotest4@[REDACTED])>
Date: Fri, Jun 7, 2024, 9:15 PM
Subject: Displacement
To: <BoardOperators@cob.sccgov.org>

I am writing to share a bit about my recent journey and the struggles I have faced being displaced. My Name is Cathleen Ellen Langan

On May 15, 2023, I was mandatorily displaced from Corrie Court due to federal regulations for Anderson Dam Valley Water. This marked the first of the mandatory abatement displacements. In an effort to find stability, I actively engaged with two case managers at Home First, Carlos and Maria. We went through the SPUD Act with my current partner, with whom I have lived throughout this ordeal. Unfortunately, after our initial meetings, both case managers disappeared and ceased visiting Corrie Court.

It wasn't until May 15, when the police were instructed to arrest me, that I heard from the past supervisor. He managed to get in touch with Carlos and Maria, who explained that they were out sick for the two weeks they were supposed to be conducting outreach. Their absence left me without any return calls or emails, and crucial information wasn't forwarded to anyone else.

After the media, PATH's supervisor, and the police department got involved, I was directed to Life Moves at 702 Guadalupe Parkway. There, I was placed in housing but separated from my partner into two different rooms. Despite this, we, along with another resident, attended a city council meeting to express our gratitude for the tiny home initiative.

Unfortunately, my stay at the tiny homes was marred by an incident involving three staff members. They videotaped me and refused to close the door while I was nude after a shower, during their third room check of the day. I filed a police report following this violation of my privacy. Subsequently, I was denied entry for bringing in rice, beans, and silverware. When I sought assistance from the police department, I was told I couldn't return to the site for 24 hours. I was then expelled from the facility for allegedly spitting on staff, a claim that both the police and sheriff's departments confirmed never occurred.

My appeal went unaddressed, and I was left without representation or communication from

my case manager. The two directors involved went on vacation, leaving my situation unresolved.

I share this story not just to highlight the bureaucratic challenges and personal violations I faced, but also to shed light on the systemic issues that affect many displaced individuals. I hope this account will foster understanding and prompt necessary changes to prevent others from experiencing similar hardships.

Since residing in the parking lot at Columbus Park, I have repeatedly sought assistance from the case management team assigned to me by Valley Water through Home First. I have refilled my SPUD form and requested help for various needs, including a vehicle I purchased from Pick and Pull. I paid for the license and registration myself and sought assistance for a brake and light inspection. I have diligently provided all the necessary paperwork for these requests, as well as for housing applications.

I have no evictions and possess a solid rental history. Additionally, I am employed as a truck driver in Saratoga, earning \$28 an hour and working over 40 hours a week. Despite meeting all the qualifications set before me, I received a letter stating that I was unreachable. However, this letter managed to find its way to me. Throughout this time, I have had a working phone and email address and have remained in the same location since being displaced from the tiny homes.

My case management team has visited me numerous times, and I have filled out countless applications for available facilities. Despite this, I was publicly notified that I am indefinitely barred from any Life Moves facilities due to a non-existent police report alleging that I spat on a staff member.

Now, my current situation is further complicated by my full-time employment. According to my case managers, my work schedule prevents them from meeting with me to discuss housing options.

To further eliminate any obstacles in my path, I have taken several additional steps to ensure my compliance with various requirements. I have had my animal neutered and updated his vaccinations. Additionally, I have obtained vehicle insurance and medical insurance. I have also updated all my information on the HUD housing list and with both the city and county.

I am currently in the process of applying for an exemption for my overdue business license. Despite facing significant financial challenges, I have managed to pay my bills, find ways to shower, wash my clothes, and consistently get to work at four in the morning every day.

Given all these efforts, I plead with you to understand the sheer difficulty of navigating and meeting every requirement in my situation. I hope you can see that I am doing everything within my power to improve my circumstances and secure stable housing and assistance.

It has become obvious and clear to me that Home First is incapable and unwilling to fulfill their mission of helping the homeless. Their actions, or lack thereof, suggest an agenda that does not align with their stated purpose. This is further reflected in their reported \$65 million in assets according to the 2023 tax information. Similarly, Life Moves reported \$72 million in assets in 2023.

This situation is outrageous, highlighting not just their inability and unwillingness, but also a blatant disregard for the needs of individuals like myself. The resources they possess should be more than sufficient to provide meaningful assistance, yet my experiences tell a different story.

I hope this sheds light on the systemic issues at play and underscores the urgent need for accountability and real support for those in need.

Thank you for your attention and consideration.

[virtualprotest4@\[REDACTED\]](mailto:virtualprotest4@[REDACTED])

From: [Ramon J Martinez, Ph.D., Secretary La Raza Historical Society of Santa Clara Valley](#)
To: [Adam Escoto](#); [Aarón Reséndez](#); [Asian Law Alliance](#); [rafael reneria](#); [Karl Soltero](#); [arnold bojorquez](#); [Ben Leech](#); [Los Bomberos of Nor. Cal.](#); [Lorena Chavez](#); [Bud LoMonaco](#); [consuelo rodriguez](#); [fabio san jose city college gonzalez](#); [Cesar Gamboa](#); [Pamela Campos](#); [hermelinda sapien](#); [Bertha Galvan](#); [Dennis King](#); [Richard Santos](#); [Elaine Ortiz-Kristich](#); [Tony Gonzales](#); [Esther Olmos](#); [Father Jose Rubio](#); [Martin Farfan](#); [Frank Espinoza](#); [gregorio mora torres](#); [gina gates](#); [Anna Harshbarger](#); [Olga Enciso-Smith](#); [Maria Inez Quiñonez Ortiz](#); [Alexandro Jara](#); [Jaime E. Gallardo](#); [Jessie Serna](#); [Katherine Napoli](#); [Alice Koide](#); [Lucia Mendoza](#); [Rodrigo Navarro García](#); [Carlos Manuel Merino Castro](#); [raul colunga](#); [roger.requerin@escuelapopular.org](#) [roger.requerin@escuelapopular.org](#); [Jesus Rios](#); [Steve Robles](#); [Sandra Escobar](#); [East Side Education Foundation](#); [Lupe Trujillo](#); [David Lopez](#); [Shirley Trevino](#)
Subject: Victor Garza Remembrance
Date: Saturday, June 8, 2024 12:57:48 AM

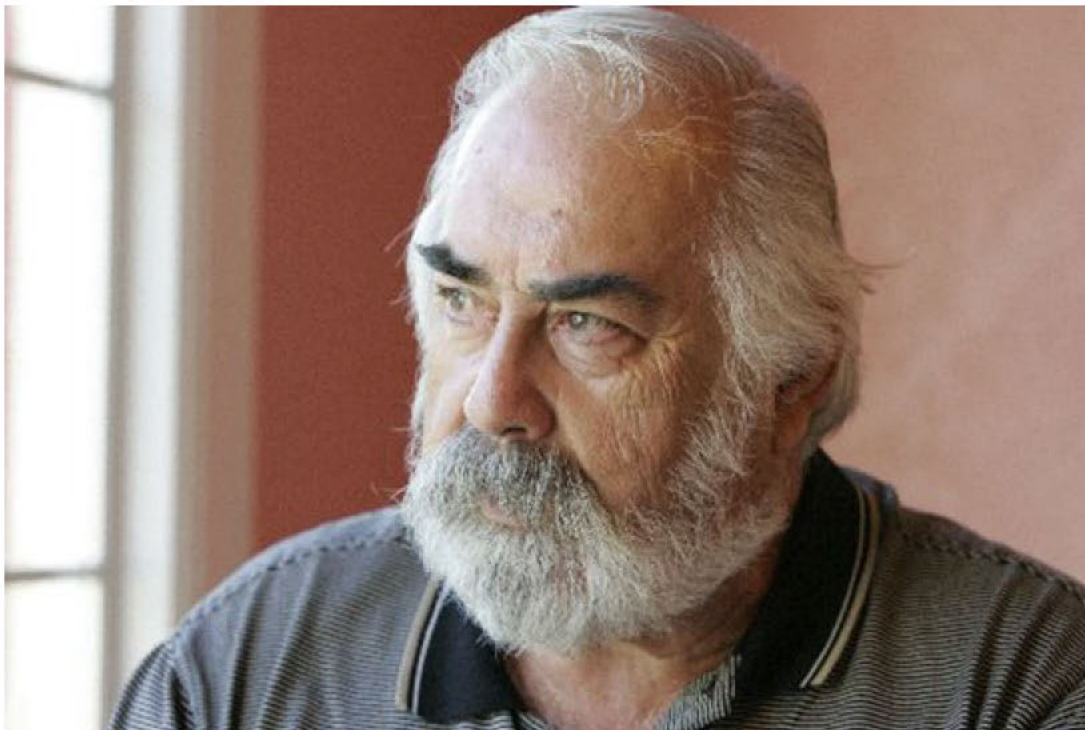
***** This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. *****

Hello All,

Our friend Victor Garza passed away yesterday, Thursday June 7, 2024 after losing his final battle with illness. Victor welcomed fighting for the rights of all people and he faced this final fight surrounded by his family and many friends. We all have countless stories to be told about his many years as a friend and as a local, state and national leader. His remembrance arrangements are pending.

Below are two news articles (San Jose Mercury News and San Jose Spotlight) that I want to share with all of you. Please forward the sad news to all his friends Please send La Raza Roundtable de California and Southwest Key and La Raza Historical Society of Santa Clara Valley photos and material you have related to his life accomplishments so we can conserve them for future generations.

<https://www.mercurynews.com/2024/06/06/victor-garza-remembered-as-giant-force-for-human-rights-in-santa-clara-county/>
NEWS OBITUARIES



Victor Garza remembered as “giant” force for human rights in Santa Clara County

Garza received nationwide acclaim for his work on behalf of Latino, Mexican-American and veterans rights. Victor Garza in San Jose in 2006.

Garza, who spent his life fighting for Mexican-American communities, human rights, and veterans, died Thursday, June 6, 2024. He was 86. (Josie Lepe/Mercury News)(Josie Lepe/Mercury News).



<!--[if !vml]-->



By **[LUIS MELECIO-](#)**

[ZAMBRANO](#) | lemeleciozambrano@bayareanewsgroup.com |

Bay Area News Group

PUBLISHED: June 6, 2024, at 5:38 p.m. | UPDATED: June 7, 2024, at 3:43 p.m.

Victor Garza, who spent his life fighting for Mexican-American

communities, human rights and veterans, is being remembered for his “unwavering commitment” to others and a national legacy of advocacy.

Garza, who died Thursday, had been in declining health with heart and kidney issues, according to longtime friend Ramon Martinez. He was 86.

“We have lost a giant today, but his legacy will live on in the work we do to create a fairer, more just society,” state Senator Dave Cortese said in a statement issued Thursday. “An unwavering commitment to the fight for civil rights can be seen in everything he has done. His passion and vision for our community have left a mark on California, inspiring many, and will continue to guide us for years to come.”

Garza was born on July 4, 1937, to a family of migrant farmworkers in Eagle Pass, Texas. A migrant farmworker in his teens, he joined the U.S. Navy at 18, working as a welder. He built a successful career as a civilian welder before attending San Jose State University with the goal of serving the public.

“He knew he wanted to do more to help people,” recalled Martinez, a friend who met him in the early ‘70s in college. “He was the kind of person who always stuck his nose into things whenever they weren’t right.”

As manager for the County of Santa Clara Veterans Services in San Jose, he won several awards for his advocacy for veterans. Garza was perhaps most vocal in his advocacy for Latinos and Mexican-Americans throughout his life and founded the La Raza Roundtable, which has brought together community leaders and policy makers with members of the Latino community since its beginnings in 1988.

Through the roundtable and myriad other arenas, Garza advocated for Latino and Chicano representation in education, fought for restorative justice and for more equitable policing, and advocated for veterans’ affairs. He also spoke out on issues of racism, immigration, social and health services, and employment issues affecting the Latino workforce.

His advocacy resulted in nationwide acclaim, including invitations from the Clinton administration to participate in an initiative on race and

poverty and as part of a contingent of Latino leaders visited by the Obama administration.

“He knows how to bark at you but also work with you — that’s not very common anymore,” said Bob Nuñez, co-chair of the roundtable. He recalled that Garza spoke with state senators, police chiefs, parents and community members with the same patient respect and always sought to find a way to take action to make things better.

“He is a true icon,” Nuñez said. “He brought joy and tears to everyone because of the great work he did.”

Garza also served as a board leader of Southwest Key, a nationwide network that offers a variety of services, including connecting unaccompanied immigrant minors to much-needed care.

Beyond his work as an advocate and activist, he also served as a mentor to the next generation of community leaders.

“He would find folks in the community and identify leadership qualities in you that you didn’t even see in yourself,” said Reymundo Armendariz, who met Garza 15 years ago working for ConXion, a Latino-focused nonprofit where Garza served on the board and acted as his mentor.

When Armendariz wanted to start his own nonprofit years later, Garza advised him and connected him to the resources he needed to succeed on his own. “Victor understood the urgency of passing the torch to a new generation,” he said.

Garza attended every meeting of La Raza Roundtable until his declining health prevented him from doing so. He attended the last two months virtually, said Nuñez, and offered suggestions for the group even in the final weeks before his death.

Garza is survived by three daughters, Cynthia Soto, Leticia Vargas and Araceli Garza; two sons, Victor G. Garza and Erik Garza; four brothers, Felix Garza, Humberto Garza, Carlos Garza and Rolando Garza; three sisters, Enriqueta Villarreal, Manuela Garza, Elida Garza; and several grandchildren.

<https://sanjosespotlight.com/silicon-valley-santa-clara-county-san-jose-latino-icon-victor-garza-leaves-a-lasting-legacy/>

LATINXSANTA CLARA COUNTY

**Silicon Valley Latino icon Victor Garza leaves a lasting legacy
JUNE 6, 2024**



<!--[if !vml]--><!--[endif]-->

Silicon Valley Latino icon Victor Garza leaves a lasting legacy

(Victor Garza, founder of La Raza Roundtable, is pictured in this file photo).



by [Vicente Vera](#)

Victor Garza, founder of La Raza RoundTable and a Santa Clara County Latino community icon, died this morning, multiple community leaders confirmed to San José Spotlight.

He was 86 years old according to his personal Facebook page.

[Latina Coalition of Silicon Valley](#) executive director Gabriela Chavez-Lopez said she learned of Garza’s death during a Race Equity Action Leadership Coalition meeting Thursday morning when a community leader mentioned his passing. Chavez-Lopez said she

attended [La Raza RoundTable](#) meetings with her dad after the organization was founded in 1988 and considered Garza a strong force who was larger than life.

“He definitely had his style, but it was complementary to the other Latina leadership that was happening at the time of [Blanca Alvarado](#),” she told San José Spotlight. “I studied him, I watched him growing up. Leading Latino leadership organizations today, I think a lot about his tactics. I think a lot about his way in which he advocated for things that he believes in.”

Santa Clara County Supervisor Cindy Chavez said she also remembers Garza’s larger-than-life presence at community meetings throughout the 1990s.

“I have a tremendous amount of respect and tremendous amount of gratitude to him for being on the front lines of so many fights,” she told San José Spotlight. “Victor’s passing is the loss of a booming voice. Everybody knew you had to come to his meetings to know what was going on in the community.”

[Garza](#) was born in 1937 in Eagle Pass, Texas and moved to California in 1960, where he began his lifelong career in public service in 1986.

In the early 1970s, Garza and other members of the Chicano Employment Committee ensured the San Jose Police Department, Santa Clara County Sheriff’s Office and San Jose Unified School District followed anti-discriminatory legal decrees in hiring Latinos. While working for a bus company in Los Angeles, he hired Latino janitors and taught them welding, a skill he picked up in the U.S. Navy. Then he’d hire them as welders and hire more Latino janitors.

Garza started [La Raza Roundtable](#) to give residents a voice in creating positive change and spent his life fighting for equitable employment and education for Latinos.

“He was a fighter, but he was very gentle and would help anyone,” Rose Amador-LeBeau, president and CEO of ConXión to Community and a co-founder of La Raza Roundtable, told San José Spotlight. “Victor just did a lot of leadership things because he wanted to make sure the youth would take over.”

Bob Nunez, former La Raza Roundtable co-chair, said Garza often worked with the NAACP, the Asian Law Alliance and other groups if they had issues and to get their support.

“I’ve been in Santa Clara County, in San Jose for 24 years, and I was still looked at upon as the newcomer because I wasn’t born there, but Victor took me under his wing,” Nunez told San José Spotlight.

Garza also founded a mentorship program at Evergreen Valley College to help Latino students struggling in math and English. As the first Latino elected to the board of the Berryessa School District, he was instrumental in the superintendent hiring Latino principals, vice principals, administrators and teachers.

“Today our community is mourning the loss of a visionary leader and civil rights activist,” state Sen. Dave Cortese said in a statement, noting he’d ask the Senate to adjourn in Garza’s memory. “The founder of La Raza Roundtable, Victor Garza created a coalition that has uplifted countless Latino and Mexican-American voices — advocating tirelessly for equity, social justice and the rights of students and veterans. An advocate at heart, an unwavering commitment to the fight for civil rights can be seen in everything he has done. His passion and vision for our community have left a mark on California, inspiring many, and will continue to guide us for years to come.”

San Jose Councilmember Peter Ortiz said Garza’s positive impact goes beyond the Latino community and that he affected change across Santa Clara County politics and government.

“He’s been a giant when it comes to advocating for the immigrant, Latino and working-class communities in East San Jose — but really throughout the county,” Ortiz told San José Spotlight.

Ortiz said he wants to coordinate with other San Jose City Council members to honor Garza at a future meeting.

The message Garza instilled in Chavez-Lopez before his death was to get more young people involved in La Raza Roundtable and keeping them engaged in the fight for not just Latino rights, but all communities needing assistance.

“Victor welcomed everyone to the table,” she said. “I think he should be remembered as both good and obviously super effective in the community. I also think he should also be remembered as a fierce, challenging, kind of like hell-raiser of a man that he was — and the two can coexist.”

Contact Vicente Vera at vicente.vera.vera@gmail.com or follow @VicenteJVera on X, formerly known as Twitter.

Read More: [Nuñez and Garza: Ending an epidemic of hate](#)

Ramon J. Martinez Ph,D
grantguy@pacbell.net
408.482.3200 cell/text
La Raza Historical Society of Santa Clara Valley.

CAMPBELL, UT
95009-1327
MAY 28, 2024
TUESDAY

DEAR MR. BEALL,
THANK YOU FOR COMING TO THE
CAMPBELL CITY COUNCIL MEETING ON MAY 21.
THE INFORMATION YOU GAVE WAS MOST
INFORMATIVE, COULD YOU ELABORATE
ON THE MOST CHALLENGES FACING
THE WATER DISTRICT AND HOW THEY
CAN BE SOLVED? THANK YOU AGAIN
FOR ATTENDING THE MEETING,

SINCERELY,
John Richards
JOHN RICHARDS

OUTGOING BOARD CORRESPONDENCE

From: Candice Kwok-Smith on behalf of Board Correspondence
To: Heather Williams; Lisa Bankosh; John Bourgeois
Cc: Michele King; Board of Directors
Subject: FW: Folder Number 23-126764 RS Quest on 1191 Denise Wy
Date: Thursday, June 6, 2024 9:45:37 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[image007.png](#)
[image008.png](#)
[image009.png](#)

Good morning,

C-24-0107 has been approved, sent and closed

Thanks,
Candice

From: Candice Kwok-Smith **On Behalf Of** Board of Directors
Sent: Thursday, June 6, 2024 9:29 AM
To: paul.monaco@
Subject: Re: Folder Number 23-126764 RS Question 1191 Denise Wy

Sent on Behalf of Chair Hsueh:

Dear Paul and Kate,

Thank you for your e-mail. Valley Water provides flood protection, stream stewardship and water supply for the County of Santa Clara. Your property is within a special flood hazard area (SFHA), as defined by the Federal Emergency Management Agency (FEMA). Any development, including but not limited to fill, structures, or buildings, proposed within a SFHA is regulated by the City of San Jose as your local floodplain administrator.

The Upper Guadalupe Flood Protection Project, a partnership between the U.S. Army Corps of Engineers and Valley Water, is currently in the planning and feasibility stage. While the project may improve flooding along Ross Creek, it is not certain at this time how or when the SFHA will be modified.

Furthermore, the Project will not be completed before the March 2025 date that the City has notified you that your building costs may be increased up to 50% of the structure's value. We encourage you to work with the City of San Jose on determining your available options to build your ADU in conformance with FEMA regulations.

If you have any further questions, please contact Lisa Bankosh, Assistant Officer, at lbankosh@valleywater.org.

Sincerely,



Nai Hsueh
Chair, District 5

C-24-0107

From: Paul Monaco <paul.monaco@>
Sent: Wednesday, April 24, 2024 9:55 AM
To: Senator.Cortese@sen.ca.gov; Jim Beall <JBeall@valleywater.org>
Cc: Board of Directors <board@valleywater.org>; Kate Monaco <kate.monaco@>; darling designs <darlingdwelling@>
Subject: Fwd: Folder Number 23-126764 RS Question 1191 Denise Wy

*** 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. ***

Senator Cortese and Director Beall

I am writing to you for help with a variance to the CRC R322 floodplain requirements Specifically **Ross Creek**

We are stuck in the City for permits and need your help

I live at **1191 Denise Way in San Jose** We moved to this neighborhood because of the tree lined streets and our wonderfully unique home We were blessed to find a home with an original basement Come to find out the basement has become a bit of a challenge because of the floodplain We knew about Ross Creek and our lender required flood insurance Our understanding is that you can only improve your home 50% of the improved value (structure) every 5 years without flood proofing your home This represents approximately \$200,000

We remodeled the kitchen in 2020 and apparently used up 40 42% of the 50%

Flood proofing a home with a basement is almost impossible.

The current project is to add a ~500 sqft bedroom to the back of the house The City says I have 9 57% left which equates to \$19,000 to finish the project This is impossible under the current build costs We are simply adding living space

Have you seen a variance? Is there some kind of approval we can get?

We have been stuck in the City for over 12 months

Any help would be greatly appreciated

Paul and Kate Monaco

Paul Monaco
[Redacted]

Garden to Table Silicon Valley
<https://www.garden2tablesv.org/>
Instagram: @garden2tablesv | FB: @Garden2TableSanJose

----- Forwarded message -----

From: **Laveroni, Kyle** <Kyle.Laveroni@sanjoseca.gov>

Date: Tue, Apr 23, 2024 at 5:07 PM

Subject: RE: Folder Number 23-126764 RS Question 1191 Denise Wy

To: Paul Monaco <paul.monaco@>

Cc: kate.monaco@, kate.monaco@, darlingdwelling@, darlingdwelling@

Dear Mr Monaco,

I'm afraid I can't really speak to these questions because the rules come from the California Residential Code and are not set by the City. [I recommend contacting state representatives regarding this.](#)

Kind regards,

Kyle Laveroni (he/him/his)

Deputy Chief of Staff

Office of Councilmember Pam Foley

(408) 535-4974 | kyle.laveroni@sanjoseca.gov

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<[image002.png](#)>

<[image003.png](#)>

<[image004.png](#)>

<[image005.png](#)>

<[image006.png](#)>

<[image007.png](#)>

From: Paul Monaco <paul.monaco@>

Sent: Tuesday, April 23, 2024 11:04 AM

To: Laveroni, Kyle <Kyle.Laveroni@sanjoseca.gov>

Cc: kate.monaco@, darlingdwelling@

Subject: Re: Folder Number 23-126764 RS Question 1191 Denise Wy

[External Email]

Kyle

We had a few follow up questions. In your investigation, was there anything about why it resets after 5 years? Seems like we would still be in a flood plain. My home was reassessed after the last remodel in 2020, shouldn't I be allowed to use the stepped up value in this case?

On Mon, Apr 22, 2024 at 3:41 PM Laveroni, Kyle <Kyle.Laveroni@sanjoseca.gov> wrote:

Dear Mr & Mrs Monaco,

Thank you very much for taking the time to reach out to the office of Councilmember Pam Foley. Due to the overwhelming amount of communication received, the Councilmember sometimes requests her staff to respond to some of the email received.

I appreciate the frustration with the building codes as they exist. Unfortunately, these building codes are handed down to the City by the State and so we are unable to make adjustments. As far as I am aware, we are also not able to allow for special exemptions.

I would encourage you to continue to work with City Staff as they are the most knowledgeable on the relevant Building requirements.

Should you have any additional concerns or questions please do not hesitate to let me know.

Kind regards,

Kyle Laveroni (he/him/his)

Deputy Chief of Staff

Office of Councilmember Pam Foley

(408) 535-4974 | kyle.laveroni@sanjoseca.gov

<[image008.png](#)>

<[image002.png](#)>

<[image003.png](#)>

<[image004.png](#)>

<[image005.png](#)>

<[image006.png](#)>

<[image007.png](#)>

From: Paul Monaco <[REDACTED]>
Sent: Sunday, April 14, 2024 2:36 PM
To: District9 <[REDACTED]>; Kate Monaco <[REDACTED]>; darling designs <[REDACTED]>
Subject: Fwd: Folder Number 23-126764 RS Question 1191 Denise Wy

[External Email]

You don't often get email from [REDACTED]. [Learn why this is important](#)

Hello Councilmember Foley

I am writing to you for help with a variance to the CRC R322 floodplain requirements

I am one of your neighbors at 1191 Denise Way. We moved to this neighborhood because of the tree lined streets and our wonderfully unique home. We were blessed to find a home with an original basement. Come to find out the basement has become a bit of a challenge because of the floodplain.

Our understanding is that you can only improve your home 50% of the improved value (structure) every 5 years without flood proofing your home. This represents approximately \$200,000.

We remodeled the kitchen in 2020 and apparently used up 40-42% of the 50%.

Flood proofing a home with a basement is almost impossible.

The current project is to add a ~500 sqft bedroom to the back of the house. The City says I have 9.57% left which equates to \$19,000 to finish the project. This is impossible under the current build costs. We are simply adding living space.

Have you seen the City give a variance? Is there some kind of approval we can get? We have been stuck in the City for over 12 months.

The only alternative is to wait till the 5 years expires in 2025. Which also seems silly.

Please help!

Thank you
Paul and Kate Monaco

----- Forwarded message -----

From: Darling Designs <[REDACTED]>
Date: Tue, Apr 9, 2024 at 9:01 PM
Subject: Fwd: Folder Number 23-126764 RS Question 1191 Denise Wy
To: Kate Monaco <[REDACTED]>, Paul Monaco <[REDACTED]>

Hi Kate and Paul,

After our conversation today I heard back from Arlene at the city with some more information on the details of this request. I'm asking my contact at the city if they've dealt with a flood exception request to see if we have any known workarounds to try. Not sure if any of your contacts with city council might have some pull. It's definitely a good idea to try and push what we can to see how to move through this.

Option 1 did spark the thought for me that we could remove some elements of the proposed design to get that number under the amount they are asking, but we'd still have to get through permits without those elements (another vanity, plumbing, electrical etc) and the work to fake that is not worth the effort. Alternatively, I'm happy to try and find the cheapest fixtures and materials for the project, but the numbers will not be there and we'd have to drastically reduce the numbers from Greg to reflect those. If that is the best option, we can try, but even the most "budget" project will go over this 9.57% amount remaining.

Option 3 looks like we could push through a request to state that the proposed addition is not in the flood zone and request that the portion of the backyard in question is not in a flood zone, if that could be an option. That is also requesting an amendment from FEMA so that may be a long shot. Based on what you said about your friend's assessment who is a surveyor, and the fact that the basement is the lowest point of the property this seems like a long shot.

Please think about what you'd like to do and we'll go from there. I'd like to push back that our timing is under a year from the revised date for the 5-year review period and that plans had to alter in 2020 due to the pandemic. I think we try to use everything we can to push through for what we want before jumping through too many hoops.

Thanks,
Lesley

Begin forwarded message:

From: "Lew, Arlene" <[REDACTED]>
Date: April 9, 2024 at 2:17:09 PM PDT
To: darling designs <[REDACTED]>
Subject: Re: Folder Number 23-126764 RS Question 1191 Denise Wy

Hi Lesley,

I'm so sorry for the late reply, I thought I had already responded.

Substantial improvement and repair of substantial damage of buildings located in Special Flood Hazard Areas (SFHA) will have to be designed and constructed according to the provisions contained in CRC Section R322.1 and R322.2 (flood zone AO, depth 1 foot). Requirements include the lowest floor and all machinery/equipment to be elevated 2' or more above the highest adjacent grade to the proposed footprint of the structure.

If the existing structure does not meet the requirements in CRC R322, and the owners do not wish to comply with the requirements, the

following options may be available:

- 1 Reduce the proposed scope of work so the total improvement remains under 50% over a 5-year period (9.57% improvement value is available).
- 1 If proposed improvement is greater than 9.57% and less than 50%, wait until after 3/9/25 to pull Building permit.
- 1 If the lowest adjacent grade along the proposed footprint of the structure is above the base flood elevation, that portion of the property may be removed from the SFHA by a Letter of Map Amendment (LOMA). No floodplain construction requirement for area removed from SFHA. If you have any questions, contact a professional engineer or land surveyor familiar with the LOMA process. [Letter of Map Amendment & Letter of Map Revision-Based on Fill Process | FEMA.gov](#)

If the owners plan to wait until after 3/9/25 to pull the permit, I recommend you talk to Building staff to find out the process and how much it will cost to keep the plan check (PC) active until 3/9/25. The PC folder currently is set to expire on 9/29/24.

Unfortunately, FEMA did not waive or modify any of the floodplain construction requirements due to the pandemic. The Building Division did waive several extension fees for expired permits, but they only applied to permits active early in the pandemic.

Let me know if you have additional questions.

Arlene Lew Principal Engineering Technician
City of San José | Department of Public Works | Development Services Division
200 E Santa Clara St, 3rd Floor Tower | San José, CA 95113
408 535.6827 | <http://www.sanjoseca.gov/publicworks>

From: darling designs <darlingdwelling@>
Sent: Tuesday, April 2, 2024 5:46 PM
To: Lew, Arlene <Arlene.Lew@sanjoseca.gov>
Subject: Re: Folder Number 23-126764 RS Question 1191 Denise Wy

[External Email]

Thanks for the feedback, Arlene. What are the floodplain requirements that would be triggered? Is this related to insurance because of the flood zone? I'd like to understand this more so we can make the best decision. I understand that we are relatively close (still waiting another year for the project) to do all of this, and wonder if an exception could be made considering that work had to stop in the pandemic when they initially did this project. I would hope some considerations could be made based on that halted timeline where they would have done all the work then with pricing in 2020 as opposed to today.

Should we decide to wait, would our permits still be valid then or would we have to start this entire process over again? We've already paid initial permit fees and started down the path quite a ways for this and I'd hate to see them invest more in city fees because of this restriction.

Thanks for any help and advice you can offer.

Best,
Lesley

On Apr 2, 2024, at 5:05 PM, Lew, Arlene <Arlene.Lew@sanjoseca.gov> wrote:

Hi Lesley,

We need a thorough cost estimate for the project. Have the owners looked into what they planned to buy? Please make a list of those items including item number, store, and price.

Currently, 9.57% improvement can be made to the structure without triggering floodplain construction requirements. OR the owners can wait until after 3/9/25 and then they can construct up to 50% of the structure's value.

Arlene Lew Principal Engineering Technician
City of San José | Department of Public Works | Development Services Division
200 E Santa Clara St, 3rd Floor Tower | San José, CA 95113
408.535.6827 | <http://www.sanjoseca.gov/publicworks>

From: darling designs <darlingdwelling@>
Sent: Tuesday, April 2, 2024 9:28 AM
To: Lew, Arlene <Arlene.Lew@sanjoseca.gov>
Subject: Re: Folder Number 23-126764 RS Question

[External Email]

Hi Arlene,

We're moving forward on the permit process and this is the one item holding us up. Is there a percentage of the total that these items need to add up to? I thought we'd completed this with the attached information. My contractor is confused by the question as we have not purchased these items yet since we do not have permits in hand.

If there is a total that we need to reach or stay under that would be helpful.

Thank you,
Lesley Vaux

On Feb 26, 2024, at 4:35 PM, Lew, Arlene <Arlene.Lew@sanjoseca.gov> wrote

Hi Lesley,

The estimate does not look complete. Please also submit receipts (or links to local hardware store) for items provided by owner, such as tile materials, bath accessories, tub, toilet, vanity, etc.

Arlene Lew Principal Engineering Technician
City of San José | Department of Public Works | Development Services Division
200 E Santa Clara St, 3rd Floor Tower | San José, CA 95113
408.535.6827 | <http://www.sanjoseca.gov/publicworks>

From: darling designs <darlingdwellin@>
Sent: Monday, February 26, 2024 12:50 PM
To: Lew, Arlene <Arlene.Lew@sanjoseca.gov>
Cc: Floodzoneinfo <floodzoneinfo@sanjoseca.gov>
Subject: Re: Folder Number 23-126764 RS Question

[External Email]

Some people who received this message don't often get email from darlingdwellin@. [Learn why this is important](#)

Hi Arlene,

Attached is the requested document from the contractor. Please let me know if you need anything else for this to move forward.

Best,
Lesley Vaux

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

<Email Signature Logo.png>

On Feb 14, 2024, at 7:03 PM, darling designs <Darlingdwellin@> wrote

Thanks Arlene.

This is helpful to know it's project based. Thanks for the information and have a great evening!
We'll complete our end of things and update the files for the next review steps. I really appreciate your attention and assistance with this.

Best,
Lesley

On Feb 14, 2024, at 6:17 PM, Lew, Arlene <Arlene.Lew@sanjoseca.gov> wrote

Hi Lesley,

Not every review is the same. For this property, 5 years after the issuance of the 1st permit, we will start over at 0%. The value of the structure will be the current value.

Arlene Lew Principal Engineering Technician
City of San José | Department of Public Works | Development Services Division
200 E Santa Clara St, 3rd Floor Tower | San José, CA 95113
408.535.6827 | <http://www.sanjoseca.gov/publicworks>

From: darling designs <darlingdwellin@>
Sent: Wednesday, February 14, 2024 4:14 PM
To: Lew, Arlene <Arlene.Lew@sanjoseca.gov>
Subject: Re: Folder Number 23-126764 RS Question

[External Email]

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

Hi Arlene,

Thank you so much for this and for all of your help. Just for my own education

with the way this works in a flood zone for review, if the clients were submitting new plans after 5 years would they have to base the total estimated costs off of that new assessed value of the structure? I appreciate any help understanding the big picture of this

Thank you,
Lesley

On Feb 14, 2024, at 3:10 PM, Lew, Arlene <Arlene.Lew@sanjoseca.gov> wrote:

Hi Lesley,

I worked with the owner on the 2020 permit. They should have the attached certificate that I provided for their files.

Arlene Lew Principal Engineering Technician
City of San José | Department of Public Works | Development Services Division
200 E Santa Clara St, 3rd Floor Tower | San José, CA 95113
408.535.6827 | <http://www.sanjoseca.gov/publicworks>

From: darling designs <darlingdwellin@>
Sent: Tuesday, February 13, 2024 6:21 PM
To: Floodzoneinfo <floodzoneinfo@sanjoseca.gov>
Cc: Lew, Arlene <Arlene.Lew@sanjoseca.gov>
Subject: Re: Folder Number 23-126764 RS Question

[External Email]

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Hi Arlene,

Thank you so much for looking into that. I was not the designer on that project so I am getting caught up with what occurred then and how we can help them with this addition going forward. The notes indicate that we need to keep this

number within 9.57% of the 2020 value of the structure, is that information you are able to get for me?

Thank you,
Lesley Vaux

On Feb 13, 2024, at 5 41 PM, Floodzoneinfo <floodzoneinfo@sanjoseca.gov> wrote

Hi Lesley,

Thank you for the clarification I went back over my emails and notes for the 2020 permit The 40 42% improvement was determined from the estimate received for the kitchen addition and interior alterations (the bedroom addition was not included) Therefore, we will need the construction cost estimate for the bedroom addition now

<image png>

Let me know if you have additional questions

Thanks,

Arlene Lew

City of San Jose
Department of Public Works
floodzoneinfo@sanjoseca.gov
(408) 535-7803

From: darling designs <darlingdwelling@>
Sent: Friday, February 9, 2024 5 03 PM
To: Floodzoneinfo <floodzoneinfo@sanjoseca.gov>
Subject: Folder Number 23-126764 RS Question

[External Email]

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

Hello,

I m the designer on this project with

Folder Number 23-126764
RS

I d like to get some clarification on the request for the estimate from our contractor. The previous 643 sq. Ft addition did not actually happen in 2020, as the pandemic cut the project short. We are resubmitting with the new design and structural plans for the rear addition on the property. There is not an another rear addition being added now, but finally completing the plans from 2020. Thank you for any support you can offer as we get our clients through the permit process.

Best,
Lesley Vaux
Darling Dwelling Designs

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<(19-152879) 1191 Denise Wy.pdf>

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

<Costs for SI_SD.pdf>

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

Paul Monaco

Garden to Table Silicon Valley
<https://www.garden2tablesv.org/>

Instagram: @garden2tablesv | FB: @Garden2TableSanJose

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--

Paul Monaco
[REDACTED]

Garden to Table Silicon Valley

<https://www.garden2tablesv.org/>

Instagram: @garden2tablesv | FB: @Garden2TableSanJose

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--

Paul Monaco
[REDACTED]

Garden to Table Silicon Valley

<https://www.garden2tablesv.org/>

Instagram: @garden2tablesv | FB: @Garden2TableSanJose

From: [Rick Callender](#)
To: helenhutchings@ [REDACTED]
Cc: [Board of Directors](#); sinolean@gmail.com; [KATHLEEN ALMOSLINO](#); [Jennifer Codianne](#); [Mark Bilski](#); [Rachael Gibson](#); [Christopher Hakes](#)
Subject: RE: Request to be on your meeting agenda
Date: Thursday, June 6, 2024 3:19:56 PM
Attachments: [image001.png](#)
[3 - Ends - Revised to this on 2023-09-26.pdf](#)

Dear Helen Hutchings,

Thank you for reaching out to Valley Water regarding the potential use of Valley Water's property located at Willow Street and Lelong Street in San José.

As you may be aware, one objective under Valley Water's *Ends Policy E-6: Encampments of Unsheltered People* is to identify Valley Water lands for regional partners to use for housing or other services for unsheltered people. As this Board Policy explicitly directs Valley Water to utilize its properties to support unsheltered people, any collaboration with City of San José to use Valley Water property for a city-run safe sleeping site is completely an administrative decision that ultimately lies with Valley Water's CEO.

You can find the Board's Governance Policies here:
<https://www.valleywater.org/how-we-operate/board-governance-policies>. I have also attached a copy of the Ends Policy which I have referenced.

In following the Board's Governance Policies I have determined that the Board's policy direction applies to the property under discussion, and as such we have made the property available to the City of San Jose. There is no policy issue or consideration necessary for the Board of Directors to discuss or amend.

I invite you to attend Valley Water's July 9, 2024, Board meeting to participate in public comment on another item. At that meeting, the Board will consider adopting a proposed Water Resources Protection Zones Ordinance aimed at reducing unsanctioned encampments and preventing re-encampments on Valley Water property. More information on Valley Water Board meetings and agendas can be found on our website: <https://www.valleywater.org/how-we-operate/board-directors>.

Thank you for your interest in this important topic, and your desire to help find solutions for unhoused residents in our community.

r

Rick L. Callender, Esq.
Chief Executive Officer
Santa Clara Valley Water District

Office: 408-630-2017



Clean Water • Healthy Environment • Flood Protection

5750 Almaden Expressway, San Jose CA 95118

www.valleywater.org

-----Original Message-----

From: Helen Hutchings <[helenhutchings@\[REDACTED\]](mailto:helenhutchings@[REDACTED])>
Sent: Wednesday, May 29, 2024 9:56 PM
To: Board of Directors <board@valleywater.org>
Cc: Sali Schille <[sinolean@\[REDACTED\]](mailto:sinolean@[REDACTED])>; KATHLEEN ALMOSLINO
<[almoslino@\[REDACTED\]](mailto:almoslino@[REDACTED])>
Subject: Request to be on your meeting agenda

*** 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. ***

Board of Directors,

On behalf of our group, the Citizens For the Safety and Welfare of Willow Glen, I respectfully request that we be placed on your next meeting agenda to discuss the proposed use of Valley Water property at Willow St. And Lelong Ave for a city sanctioned homeless tent encampment. Concerned neighbors oppose any encampment in this residential neighborhood. We look forward to further discussion of this very serious issue with your board members. We request a slot at 6pm on your agenda so that our members can fully contribute to the discussion. Please confirm the date on which we can participate(June 11 may be the next meeting?).

Thank you,

Helen Hutchings

[Helenhutchings@\[REDACTED\]](mailto:Helenhutchings@[REDACTED])

[REDACTED]

Sent from my iPhone

III. Ends

III.	ENDS	Page
E-1	Mission and General Principles	III-3
E-2	Water Supply Services	III-4
E-3	Natural Flood Protection	III-6
E-4	Water Resources Stewardship	III-7
E-5	Climate Change Mitigation and Adaptation	III-10
E-6	Encampments of Unsheltered People (EUP).....	III-11

Title: Mission and General Principles		
Category: Ends		
Policy No. E-1	Adopted: June 15, 1999 Chair: Larry Wilson	Latest Revision: February 23, 2021 Chair: Tony Estremera
The Board of Directors revised and adopted this policy at its public meeting on the latest revision date.		

District Mission

Provide Silicon Valley safe, clean water for a healthy life, environment, and economy.

General Principles

Accordingly, the Board of the District has adopted directions to the BAOs as to the intended results, organizational products, impacts, benefits, outcomes, recipients, and their relative worth (what good for which recipients at what costs). In implementing Board directions, staff will be guided by the following general principles:

- 1.1. An integrated, socially equitable, and balanced approach in managing a sustainable water supply, effective natural flood protection, and healthy watersheds is essential to the future of all communities served.
- 1.2. Effective public engagement by Valley Water is achieved through transparent, open communication that informs and generates participation among all communities, including disadvantaged communities, communities of color, and communities with limited English proficiency, as well as other key stakeholders.
- 1.3. Collaboration with government, academic, private, non-governmental, and non-profit organizations, as well as diverse and disadvantaged communities is integral to accomplishing the Valley Water mission.
- 1.4. A net positive impact on the environment and providing benefits equitably across all communities is required in order to accomplish the Valley Water mission.
- 1.5. Recognize that Valley Water operations and services are critical to the economic vitality of Silicon Valley, ensuring that economic benefits are equitable for all communities that we serve.
- 1.6. As standard practice, all work products shall be visually pleasing, sustainable, cost-effective, culturally appropriate, equitable across all communities, and reflect the characteristics of the surrounding urban setting and natural habitat using appropriate materials, colors, shapes, art works, vegetation, and

surface treatments. This includes the naming of facilities in a manner that is respectful of all diverse communities.

- 1.7 Valley Water is committed to environmental justice and shall provide for the fair treatment and meaningful engagement of all people regardless of race, color, gender identity, disability status, national origin, tribe, culture, income, immigration status, or English language proficiency, with respect to the planning, projects, policies, services, and operations of Valley Water. Environmental Justice is achieved when all people receive:
- equitable consideration in the planning and execution of flood protection, water supply, safe drinking water, water resources stewardship projects, and protection from environmental and health hazards, and
 - equal access to Valley Water's decision-making process.

Title: Water Supply (WS) Services		
Category: Ends		
Policy No. E-2	Adopted: January 18, 2005 Chair: Richard Santos	Latest Revision: June 22, 2021 Chair: Tony Estremera
The Board of Directors revised and adopted this policy at its public meeting on the latest revision date.		

Valley Water provides a reliable, safe, and affordable water supply for current and future generations in all communities served.

Accordingly, the following goals and objectives are adopted:

WS GOAL

- 2.1. Meet 100 percent of annual water demand during non-drought years and at least 80 percent of demand in drought years.

WS GOAL

- 2.2. Protect and sustain the county’s existing, diverse water supplies.

WS Objective

- 2.2.1. Manage groundwater to ensure sustainable supplies and avoid land subsidence.
- 2.2.2. Aggressively protect groundwater from the threat of contamination.
- 2.2.3. Protect imported water supplies and associated contracts and partnerships.
- 2.2.4. Protect and manage local surface water supplies and associated water rights.
- 2.2.5. Deliver reliable, high quality drinking water from water treatment plants.

WS GOAL

- 2.3. Protect and maintain existing water infrastructure

WS Objective

- 2.3.1. Plan for infrastructure maintenance and replacement to reduce risk of failure.
- 2.3.2. Prioritize funding for maintenance and replacement of existing water infrastructure over investments in new infrastructure.
- 2.3.3. Prepare for and respond effectively to water utility emergencies.

WS GOAL

2.4. Increase regional self-reliance through water conservation and reuse.

WS Objective

- 2.4.1. Maximize utilization of all demand management tools.
- 2.4.2. Incentivize water use efficiency and water conservation.
- 2.4.3. Promote, protect and expand potable and non-potable water reuse.
- 2.4.4. Promote stormwater capture and reuse.

WS GOAL

2.5. Manage water resources using an integrated, science-based approach.

WS Objective

- 2.5.1. Plan for future water supply needs.
- 2.5.2. Promote efficient and reliable operation of water supply systems.
- 2.5.3. Promote water supply projects with multiple benefits, including environmental stewardship and flood protection.
- 2.5.4. Invest in and rely on science to support planning and decision-making.
- 2.5.5. Build and maintain effective partnerships to achieve water supply goals.

WS GOAL

2.6. Promote access to equitable and affordable water supplies.

WS Objective

- 2.6.1. Promote equal access to clean, safe, and affordable water supply across all communities served.
- 2.6.2. Maintain affordable water rates through cost-effective water supply investments and management.
- 2.6.3. Continue customer assistance and incentive programs.

Title: Natural Flood Protection (NFP)		
Category: Ends		
Policy No. E-3	Adopted: December 21, 2004 Chair: Joe Judge	Latest Revision: November 23, 2021 Chair: Tony Estremera
The Board of Directors revised and adopted this policy at its public meeting on the latest revision date.		

Natural flood protection is provided to reduce risk and improve health and safety for residents, businesses, and visitors, now and into the future.

Accordingly, the following goals and objectives are adopted:

NFP GOAL

3.1. Maintain flood protection facilities to design levels of protection.

NFP Objective

- 3.1.1. Prioritize maintenance of existing facilities over construction of new capital projects.
- 3.1.2. Inspect and maintain facilities on a regular basis.
- 3.1.3. Perform maintenance using maintenance guidelines updated on a regular basis.

NFP GOAL

3.2. Assist people, businesses, schools, and communities to prepare for, respond to, and recover from flooding through equitable and effective engagement.

NFP Objective

- 3.2.1. Develop, maintain, and communicate emergency action plans.
- 3.2.2. Develop, maintain, and communicate flood information to the community.
- 3.2.3. Provide expertise in flood forecasting and flood warning systems to municipalities.
- 3.2.4. Provide expertise to encourage public agencies to reduce flood risk and protect floodplain benefits.

NFP GOAL

3.3. Increase the health and safety of residents countywide by reducing community flood risk

NFP Objective

- 3.3.1. Provide equitable, timely, and achievable flood protection for health and safety.
- 3.3.2. Protect people and property from flooding by applying a comprehensive, integrated watershed management approach that balances environmental quality, sustainability, and cost.

Title: Water Resources Stewardship (WRS)		
Category: Ends		
Policy No. E-4	Adopted: April 20, 2004 Chair: Joe Judge	Latest Revision: November 22, 2022 Chair: John L. Varela
The Board of Directors revised and adopted this policy at its public meeting on the latest revision date.		

Water resources stewardship protects and enhances ecosystem health.

Accordingly, the following goals and objectives are adopted:

WRS GOAL

- 4.1. Use a science-based, inclusive approach to protect Santa Clara County’s watersheds and aquatic ecosystems for current and future generations.

WRS Objective

- 4.1.1. Develop and share data to support resilient ecosystems and healthy populations of native species.
- 4.1.2. Monitor stream, reservoir, and Bay ecosystem health.
- 4.1.3. Use data to prioritize and equitably implement actions to reduce pollution, restore endangered species habitat, and enhance ecosystem function.

WRS GOAL

- 4.2. Sustain ecosystem health while managing local water resources for flood protection and water supply.

WRS Objective

- 4.2.1. Plan and design projects with multiple benefits, including protecting ecosystem functions, enhancing habitat, and improving connectivity, equitably in all regions of the county.
- 4.2.2. Operate Valley Water facilities to balance water supply, flood protection, and ecosystem sustainability.

WRS GOAL

- 4.3. Encourage inclusive, sustainable management of water resources in the Bay-Delta and its watersheds to protect imported water supply.

WRS Objective

- 4.3.1. Meet future water supply demand through diverse and coordinated water supply planning.
- 4.3.2. Promote holistic ecosystem management through science-based decision-making.

- 4.3.3. Actively engage in the protection of source water quality through collaboration and funding.

WRS GOAL

- 4.4. Prevent and address pollution of local streams, reservoirs, and the Bay, equitably across all communities. Protect waterbodies from pollution and degradation.

WRS Objective

- 4.4.1. Encourage stormwater capture, treatment, and reuse.
- 4.4.2. Prepare and respond to spills and dumping that threaten local waterways.
- 4.4.3. Collaborate with agencies and nonprofits to address homelessness, including supporting the provision of affordable housing by these agencies and nonprofits, and its impacts to Santa Clara County Waterways.

WRS GOAL

- 4.5. Engage the community to promote watershed stewardship by providing meaningful engagement in Valley Water programs for all people regardless of race, color, gender identity, disability status, national origin, tribe, culture, income, immigration status, or English language proficiency.

WRS Objective

- 4.5.1. Provide appropriate and equal public access to Valley Water's streamside and watershed lands.
- 4.5.2. Engage and educate the community in stream and watershed protection.
- 4.5.3. Build partnerships to protect and enhance watersheds and aquatic ecosystems.

Title: Climate Change Mitigation and Adaptation		
Category: Ends		
Policy No. E-5	Adopted: July 13, 2021 Chair: Tony Estremera	Latest Revision: July 13, 2021 Chair: Tony Estremera
The Board of Directors revised and adopted this policy at its public meeting on the latest revision date.		

Valley Water is carbon neutral and provides equitable, climate-resilient water supply, flood protection, and water resource stewardship to all communities in Santa Clara County. This will be accomplished through the implementation of the Climate Change Action Plan.

Accordingly, the following goals and objectives are adopted:

CCMA GOAL

5.1. Minimize greenhouse gas emissions from Valley Water’s operations.

CCMA Objective

- 5.1.1. Expand the use of clean technology in vehicles, equipment, and buildings, and develop carbon-efficient construction and service delivery practices.
- 5.1.2. Optimize energy use and expand renewable energy portfolio.
- 5.1.3. Incentivize low carbon practices, projects, and efforts by employees, contractors, and partners.

CCMA GOAL

5.2. Adapt Valley Water’s assets and operations to reduce climate change impacts.

CCMA Objective

- 5.2.1. Improve the resiliency of Santa Clara County’s water supply to drought and other climate change impacts.
- 5.2.2. Provide equitable protection from sea level rise and flooding, prioritizing disadvantaged communities.
- 5.2.3. Improve ecosystem resiliency through water resources stewardship.
- 5.2.4. Prepare for climate-related emergencies and provide equal access to information and services, particularly to disadvantaged communities.

Title: Encampments of Unsheltered People (EUP)		
Category: Ends		
Policy No. E-6	Adopted: September 26, 2023 Chair: John L. Varela	Latest Revision: September 26, 2023 Chair: John L. Varela
The Board of Directors revised and adopted this policy at its public meeting on the latest revision date.		

Valley Water is committed, through a regional approach, to address the human health, safety, operational and environmental challenges posed by encampments of unsheltered people on Valley Water lands along waterways and at water supply and flood risk reduction facilities.

Accordingly, the following goal and objectives are adopted:

EUP GOAL

6.1. Achieve a functional zero level of unsheltered people on Valley Water lands along waterways and at water supply and flood risk reduction facilities.

EUP Objectives

- 6.1.1. Actively participate in a collaborative regional approach with the County, cities, and other service providers to support their efforts in addressing the challenges posed by encampments of unsheltered people.
- 6.1.2. Increase the level of service for encampment cleanup efforts based on need and resource availability.
- 6.1.3. Identify Valley Water lands for regional partners to use for housing or other services for unsheltered people.

From: [Michele King](#)
To: [Board of Directors](#)
Subject: FW: Ordinance Resident Appeal
Date: Wednesday, June 12, 2024 6:43:55 AM
Attachments: [RAW](#)

----- Original message -----

From: Rick Callender <rcallender@valleywater.org>
Date: 6/12/24 6:36 AM (GMT-08:00)
To: Michele King <MKing@valleywater.org>
Cc: Rachael Gibson <rgibson@valleywater.org>, Marta Lugo <MLugo@valleywater.org>
Subject: FW: Ordinance Resident Appeal

Fyi

Rick L. Callender, Esq.
Chief Executive Officer
Santa Clara Valley Water District
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Clean Water • Healthy Environment • Flood Protection

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Sent via the Samsung Galaxy S24, an AT&T 5G smartphone

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From: Richard Santos <rsantos@valleywater.org>
Date: 6/12/24 5:26 AM (GMT-08:00)
To: Joann Collier <jcollier2004@>

Cc: Rick Callender <rcallender@valleywater.org>
Subject: RE: Ordinance Resident Appeal

Joann – thank you for your information. Valley Water will be addressing an ordinance on July 8th Board Meeting related to the issues you have provided. On Oct 11th 9-12 at the Santa Clara Convention Center, Valley Water is sponsoring an Unhoused Summit, in requesting all elected officials to come together and address the unhoused issue and take action steps in reducing the amount and be more proactive. Be safe, Richard P. Santos, Vice Chair, Santa Clara Valley Water District.

From: Joann Collier <jcollier2004@[REDACTED]>

Sent: Wednesday, June 12, 2024 3:59 AM

To: John Varela <jvarela@valleywater.org>; Richard Santos <rsantos@valleywater.org>; Nai Hsueh <NHsueh@valleywater.org>; Tony Estremera <TEstremera@valleywater.org>; Rebecca Eisenberg <Reisenberg@valleywater.org>; Barbara Keegan <BKeegan@valleywater.org>

Subject: Ordinance Resident Appeal

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Hi there! I wanted to write to you all directly because I heard many of your comments at the special May 17th meeting and I wanted to reach out to you again because I don't know that any of you saw my email before. My name is Joann Pascual and I work for the State Department of Aging as a patient advocate for nursing home residents without mental capacity and family or friend representation. Most of the residents I work with are formerly homeless persons from the greater Bay Area. I share this background as context for my perspective, but my views do not represent and are not endorsed by my employer.

I have seen how well the homeless population has done in nursing homes. Granted, most of the residents I work with are the aging of our homeless population, in their 50s and 60s. I have seen that they are able to live communally, make friends, "get clean," and find purpose. Many of the residents have greatly benefited from getting their medications regularly and having psychosocial support from nurses and staff.

I share this to say that the "freedom" to roam and camp in the creeks and streets of our Valley does not actually make for a quality of life for our homeless neighbors. Much like with children, I have seen great value in boundaries and structure for our homeless neighbors. I think that if encampment restrictions are put in place, our homeless neighbors will be more open to other options such as nursing facilities and board and care homes. Often the aging homeless need to come up against

boundaries before they will allow for healthcare services to give them and their vital organs the sobriety and healthcare they desperately need.

I know one of the community homeless advocates mentioned at the meeting that homeless elderly live in the creeks. I usually see young men in my section of the Guadalupe River Trail, but for those elderly that are in the creeks, as a state worker with the Department of Aging, I wouldn't recommend anyone of advanced age camp in the inaccessible areas that Valley Water owns. Unfortunately, drugs like methamphetamines can give even a 30 year old the heart of an 80 year old and with such extreme health risks, living in a creek is not a safe place close to emergency services and life-saving community interventions.

I think the "boundary" that you are working to establish for the homeless population by restricting them from Valley Water's waterways, reservoirs and creeks is an appropriate, healthy and potentially quite uplifting boundary for all parties!

Beyond the benefit the boundary you are seeking is to the homeless, I also care deeply about the water and environmental concerns of our Valley as well as the most vulnerable of our population which are all the elderly individuals in our community and children. Most of the people I see camping along the creeks are men- younger, able-bodied men to an ever-increasing degree. I speak from a place of statistics and not from a sexist standpoint, but the likelihood of sexual assault among this population of men taking varying degrees of street drugs that can often make them hypersexualized poses a great risk to the children, elderly and women walking our trails.

I live in the Almaden Lake Apartments just next store to the Valley Water headquarters and with the encampments along the creek next to my apartment, I am regularly encountering men on bikes from these encampments in varying states of sobriety and disrobing. Just the other night, I was followed into my parking garage by a man on a bike searching our trash bins at 11:30 at night. Suffice to say, allowing the creek encampments puts children, elderly and women especially at risk. I think the homeless might feel the creek provides a certain sort of "shelter" or escape from accountability to the laws of the land. I am not saying

that all of our homeless neighbors are breaking the law, but it is very well documented that many of them are. Unfortunately, addiction can make a criminal out of any of us and the creeks are a place homeless neighbors can retreat to and no one will see the drugs they are taking, the property they have stolen, assaults committed, etc. I believe that coming out of the creeks will provide a certain degree of accountability to the laws of our County.

I also live quite close to the La Mirador apartments which are senior apartments. This past fall, there was a massive fire in one of the encampments along the creek and adjacent to this senior apartment. I am very concerned that one of these fires could easily set this senior apartment on fire and many of the residents living there are not very mobile, putting them at great risk for getting stuck in a burning apartment building. I spoke to one of the staff at La Mirador apartments and they expressed similar concerns of encampment fire risk to their residents. See post script below regarding my concerns pertaining to litigation over encampment fires.

I appreciate the careful and thorough attention you and your Council have given to this very sensitive matter. I imagine it has been a very taxing discussion!

Thank you again for reading my email!
-Joann Pascual

PS I wanted to include two additional, reference items:

-This article outlines the connection between hypersexual behavior and stimulant drugs such as Methamphetamine and Cocaine (two predominant street drugs in the Bay Area):
<https://recoveryoptions.us/stimulant-drugs-and-hypersexual-behavior/#:~:text=What%20is%20the%20connection%20between,results%20in%20compulsive%2C%20hypersexual%20behaviors.>

-The following case was opened against CITY OF OCEANSIDE, a public entity; COUNTY OF SAN DIEGO, a public entity; STATE OF CALIFORNIA, a public entity; CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION in San Diego County in May of last year over the death of a homeless individual in an encampment fire. See attached PDF. I am not sure the current status of this case but suffice to

say, if this case does rule in favor of the plaintiff, this could become a precedence for further cases against public entities such as Valley Water. Allowing encampments on your property poses such a financial risk to Valley Water as encampment fires that kill homeless residents and possibly other neighboring residents is a very real legal threat. Think of the grief and guilt the families of especially homeless young adults feel just by having their loved one on the streets and when an encampment fire kills that loved one, all of that grief and guilt must go somewhere and I believe in our State, it will go into lawsuits. These families will want resolution and will seek to hold someone responsible for their family tragedy and I am afraid that that someone held responsible will be public entities such as Valley Water if proper boundaries for encampments are not put into place. I think I heard it correctly in the meeting that Mr. Beall said he wanted Valley Water to put breaks on the Ordinance and put more time and thought into coordinating with the City on housing options for homeless individuals. I am very concerned to enter into what looks to be a very dry summer without this ordinance. It would only take a few encampment fires this summer, or maybe even one massive fire (we have huge propane tanks in our neighboring creek camp), and all that Valley Water money that could go towards supporting housing collaborations would now be going into paying off encampment fire death lawsuits (may PG&E & Paradise serve as our precedence). We all live in "Fire Country" now no matter where we live in California. With both State and Federal budget deficits, Valley Water would likely be on its own to face these very real litigation threats to its financial solvency.