



SANTA CLARA VALLEY WATER DISTRICT

# NON-AGENDA

## November 29, 2024

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

<b>Page</b>	<b><u>CEO BULLETIN &amp; NEWSLETTERS</u></b>
	CEO Bulletin: None
	<b><u>BOARD MEMBER REQUESTS &amp; INFORMATIONAL ITEMS</u></b>
<b>4</b>	<b>BMR/IBMR Weekly Reports: 11/27/24</b>
<b>5</b>	Memo from Sheryl Higa, Risk Manager to the board, dated 11/25/24, providing Risk Management Unit communication.
	<b><u>INCOMING BOARD CORRESPONDENCE</u></b>
<b>20</b>	<b>Board Correspondence Weekly Report: 11/27/24</b>
<b>24</b>	Email from Connie De La Cruz to the board, dated 11/20/24, forwarding an email from 10/24/24 regarding the cleaning of the creeks and unhoused people. C-24-0270
<b>26</b>	Email from Tiffany Howard to the board, dated 11/21/24, reporting digging of trenches behind Patelco on Cherry and asking someone to come out and address the matter. C-24-0271
<b>27</b>	Email from Cathleen Langan to the board, dated 11/22/24, requesting rapid rehousing funds. C-24-0272
<b>28</b>	Email from Yong Hwa Kim to Anne Cooper, Management Analyst-Finance (copied to the board) dated 11/22/24, asking for the parcel taxes on their parents' Milpitas property to be reversed. C-24-0273
<b>34</b>	Email from Melanie Orozco Gonzalez to the board, dated 11/22/24, trying to contact the Water Resources Manager or General Manager for the irrigation District. C-24-0274
<b>35</b>	Email from John B. Hernandez to the board, dated 11/22/24, following up on a response sent from Director Beall and requesting additional documentation on how the flood insurance requirement was assigned to his property. C-24-0275
<b>121</b>	Email from Raymond R. White to the board, dated 11/23/24, sharing an article titled <i>Florida Surgeon General Advises Communities to End Fluoridation</i> . C-24-0275
<b>124</b>	Email from Terri Mietz to the board, dated 11/23/24, reporting garbage and an unhoused encampment at the percolation ponds near Thornwood and Winfield. C-24-0277
<b>125</b>	Email from Jerry to the board, dated 11/26/24, asking Valley Water to trim a tree that is encroaching on his property. C-24-0278
<b>126</b>	Email from Batman of San Jose to the board, dated 11/26/24, Providing feedback and recommendations on the Water Protection Zones Ordinance. C-24-0279
	<b><u>OUTGOING BOARD CORRESPONDENCE</u></b>

<b>129</b>	Email from Director Keegan to Hope Plack, dated 11/21/24, responding to their concerns regarding encampments near Homeridge Park.
<b>133</b>	Email from Director Keegan to Ondine Burke, dated 11/21/24, responding to their concerns regarding encampments of unsheltered people located on Valley Water property along Saratoga Creek.
<b>136</b>	Email from Director Beall to John B. Hernandez, dated 11/22/24, responding to their inquiry regarding FEMA backup data for FEMA's mapping of the Ross Creek floodplain.
<b>139</b>	Email from Director Santos to Laurie Alaimo, dated 11/22/24, responding to their concerns regarding the dumped wood chips and beehives along Coyote Creek adjacent to Schallenberger Road.

# **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-24-0019	11/21/24	Beall	Baker	Gin	Place every water conservation workshop that we offer to residents on Director Beall's calendar.	12/11/24		
I-24-0018	11/21/24	Beall	Gibson	Hoang	How many properties in District 4 are in the FEMA Special Flood Hazard Area?	12/11/24		



# MEMORANDUM

FC 14 (01-25-23)

**TO:** Board of Directors

**FROM:** Sheryl Higa

**SUBJECT:** Risk Management Unit Communication

**DATE:** November 25, 2024

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

Please find the following:

- 1) October 24, 2024 - Claim Settlement letter to Joseph and Sheila Giancola (District 1).
- 2) October 30, 2024 - Letter acknowledging receipt of claim to Ben Weinberg (District 1).  
Claim can be found here: <https://s3.us-west-1.amazonaws.com/valleywater.org.us-west-1/s3fs-public/103024%20Weinberg%20Claim.pdf>
- 3) November 7, 2024 - Letter acknowledging receipt of claim to Genesis Pastor (District 4).  
Claim can be found here: <https://s3.us-west-1.amazonaws.com/valleywater.org.us-west-1/s3fs-public/110624%20Pastor%20Claim.pdf>
- 4) November 15, 2024 - Claim Settlement letter to Genesis Pastor (District 4).
- 5) November 19, 2024 - Letter acknowledging receipt of claim to William G. Johnson (N/A)
- 6) November 21, 2024 - Claim Settlement letter to Ben Weinberg (District 1).

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

Signed by:

A handwritten signature in blue ink that reads "Sheryl Higa". Below the signature is a horizontal line with a small blue box containing the text "069FDCC6E9DD486..." on the left side.

Sheryl Higa  
Risk Manager  
Risk Management Unit



Clean Water • Healthy Environment • Flood Protection

October 24, 2024

Joe and Sheila Giancola  
2290-A Cochrane Rd.  
Morgan Hill, CA 95037

Re: Settlement – L2340004

Dear Mr. and Mrs. Giancola:

Enclosed is the final settlement check regarding the above-mentioned claim. The total amount of the settlement is 19,888.50.

On behalf of Valley Water, I apologize for any inconvenience this incident caused and thank you for your cooperation.

Sincerely,

Signed by:

  
069FDCC6E9DD486...

Sheryl Higa  
Risk Manager  
Risk Management Unit

Enc: Settlement Check #712458





October 30, 2024

Ben Weinberg  
3394 Woodside Ln  
San Jose, CA 95121

Re: Receipt of Claim – L2450005

Dear Mr. Weinberg:

We received your claim regarding the property damage resulting from the tree branch that fell on or about September 10, 2024.

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

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

Sincerely,

Signed by:  
  
069FDCC6E9DD486  
Sheryl Higa, ARM  
Risk Manager  
Risk Management Unit





November 7, 2024

Genesis Pastor  
4100 The Woods Drive Apt. 313  
San Jose, CA 95136

Re: Receipt of Claim – L2450006

Dear Mr. Pastor:

We received your claim regarding the damage to your 1996 Toyota Corolla resulting from a vehicle driven by a Valley Water employee on November 5, 2024.

We have investigated your claim and we are in the process of handling the arrangements for your vehicle's repair.

Please continue to work with Lilian Dennis who has been handling your claim. However, please do not hesitate to contact me at (408) 630-2213 or at [shiga@valleywater.org](mailto:shiga@valleywater.org) if Lilian is not available.

Sincerely,

Signed by:  
  
069FDC6E9DD486  
Sheryl Higa, ARM  
Risk Manager  
Risk Management Unit





Clean Water • Healthy Environment • Flood Protection

November 15, 2024

Genesis Pastor  
4100 The Woods Drive Apt. 313  
San Jose, CA 95136

Re: Settlement – L2450006

Dear Mr. Pastor:

Enclosed is the final settlement check regarding the above-mentioned claim. The total amount for your rental car expenses is \$180.00 and the automotive repair has been paid in full by Valley Water on your behalf.

On behalf of Valley Water, I apologize for any inconvenience this incident caused and thank you for your cooperation.

Sincerely,

Signed by:  
  
069F9CC8E9DD486...  
Sheryl Higa  
Risk Manager  
Risk Management Unit

Enc: Settlement Check #713145





November 19, 2024

William G. Johnson  
46667 Paseo Padre Parkway  
Freemont, CA 94539-6929

Re: Receipt of Claim – L2450007

Dear Mr. Johnson:

We received your claim regarding damage to your windshield by a rock that flew from a Valley Water dump truck.

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

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

Sincerely,

Signed by:  
  
069FDCC6E9DD486  
Sheryl Higa, ARM  
Risk Manager  
Risk Management Unit





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

<p><b>The completed form can be mailed, sent electronically or hand delivered. Mail or deliver to:</b></p> <p>Clerk of the Board Santa Clara Valley Water District-HQ 5700 Almaden Expressway San Jose, CA 95118</p> <p>Or submit the completed form electronically to: <a href="mailto:clerkoftheboard@valleywater.org">clerkoftheboard@valleywater.org</a></p>	<p style="text-align: center;">Clerk of the Board's Date Stamp</p> <p style="text-align: center; color: red; font-weight: bold;">11/19/24 For SCVWD Use Only</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">Date Received: <del>11/16/2024</del></td> <td style="width: 40%; text-align: center;"><b>ROUTING</b></td> </tr> <tr> <td><input checked="" type="checkbox"/> Via U.S. Mail</td> <td><input checked="" type="checkbox"/> CEO</td> </tr> <tr> <td><input type="checkbox"/> Hand Delivered</td> <td><input checked="" type="checkbox"/> District Counsel</td> </tr> <tr> <td><input checked="" type="checkbox"/> Email</td> <td><input checked="" type="checkbox"/> Risk Management</td> </tr> <tr> <td><input type="checkbox"/> Other: _____</td> <td><input checked="" type="checkbox"/> COB</td> </tr> <tr> <td></td> <td><input type="checkbox"/> BOD (District #): _____</td> </tr> </table>	Date Received: <del>11/16/2024</del>	<b>ROUTING</b>	<input checked="" type="checkbox"/> Via U.S. Mail	<input checked="" type="checkbox"/> CEO	<input type="checkbox"/> Hand Delivered	<input checked="" type="checkbox"/> District Counsel	<input checked="" type="checkbox"/> Email	<input checked="" type="checkbox"/> Risk Management	<input type="checkbox"/> Other: _____	<input checked="" type="checkbox"/> COB		<input type="checkbox"/> BOD (District #): _____
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<input checked="" type="checkbox"/> Email	<input checked="" type="checkbox"/> Risk Management												
<input type="checkbox"/> Other: _____	<input checked="" type="checkbox"/> COB												
	<input type="checkbox"/> BOD (District #): _____												

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

Name of Claimant: <u>William G. Johnson</u>		Email Address: <u>rooni1@comcast.net</u>	
Address of Claimant: <u>46667 Paseo Padre Parkway</u>		City: <u>Fremont</u>	State: <u>Ca.</u>
Address to which Notices should be sent, if different from above:		City:	State: <u>Ca.</u>
Home Phone Number: <u>510-490-2887</u>	Cell Phone Number: <u>510-789-9675</u>	Work Phone Number: <u>Retired</u>	
Is this claim being filed on behalf of a minor? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		If so, please indicate minor's date of birth: Relationship to the minor:	
Date and time of incident or loss: <u>11/31/24 Time: Somewhere between 12:45P to 1-PM</u>	Location of incident or loss (address): <u>Hwy 237 going towards Fremont, Ca</u>	Is there a police report? <input type="checkbox"/> Yes If Yes, Police Report Case #: <input checked="" type="checkbox"/> No	

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

Heading towards Fremont on Hwy 237. While merging onto Hwy 237 we saw this White Truck (could not see the license plate). The White Truck seemed to have jerked (maybe a bump-unknown). We saw this brown dirt coming out of the lower end of the dumpster - we swerved to avoid the brown dirt, but regretfully, there was rock that hit our windshield. We drove along side to get the name Valley Water and # CA 54867 on the trucks side door.



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

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

List Name(s) and contact information of any witness(es) or District employee involved (if any):  
 None

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

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

ITEMS	CLAIM AMOUNT
1. Windshield } Different Quote from Fremont Lexus	\$ 1,081.58
2. Labor } had told me - see print out.	\$ 350.00
3.	\$
4.	\$
This is through Fremont Lexus	
<b>TOTAL AMOUNT</b>	<b>\$ 1,431.58</b>

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

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

Signed this 11 day of 13, 20 24 William L. Johnson  
 Claimant's Signature

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

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

# LEXUS STEVENS CREEK

300 Martin Ave Santa Clara CA US 95050 www.lexusofstevenscreek.com

Quoted At.

<p><b>Guest</b> William Johnson jr (510) 490 - 2887 rooni1@comcast.net</p>	<p><b>Vehicle</b> 2012 Lexus LS460 - GRY/Gray JTHBL5EF4C5110257 License: 7PIB243 Odometer: 0 Miles Stock #: 3P01929</p>
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A.	G3	Guest Requests To Replace Front Windshield With OEM Parts.	Guest Pay	\$3,107.72
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G3 -Guest Requests To Replace Front Windshield With OEM Parts.	Labor	\$556.00
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1. Cure time after replacement is 4 hours. Date: Time of Completion:

<p><b>Parts</b></p> <p>GLASS SUB-ASSY, WIND 1 - \$878.85</p> <p>MOULDING, WINDSHIELD 1 - \$57.04</p> <p>RETAINER, WINDSHIELD 2 - \$21.18</p> <p>DAM, WINDOW GLASS AD 1 - \$36.41</p> <p>MOULDING, WINDSHIELD 1 - \$57.04</p> <p>STOPPER, WINDSHIELD 2 - \$8.12</p> <p>STOPPER, WINDSHIELD 2 - \$7.94</p> <p>MOULDING, ROOF DRIP 1 - \$499.31</p> <p>MOULDING, ROOF DRIP 1 - \$466.65</p> <p>CLIP, ROOF DRIP SIDE 18 - \$87.48</p> <p>TAPE, RAIN SENSOR 1 - \$60.47</p> <p>MOULDING, WINDSHIELD 1 - \$57.04</p> <p>DAM, WINDOW GLASS AD 1 - \$51.98</p> <p>RETAINER, WINDSHIELD 2 - \$21.18</p> <p>STOPPER, WINDSHIELD 2 - \$8.12</p> <p>STOPPER, WINDSHIELD 2 - \$7.94</p> <p>CLIP, WINDSHIELD OUT 1 - \$9.71</p> <p>CLIP, WINDSHIELD OUT 1 - \$9.71</p> <p>CLIP, ROOF DRIP SIDE 18 - \$87.48</p> <p>CLIP, ROOF DRIP SIDE 12 - \$57.60</p> <p>TAPE, RAIN SENSOR 1 - \$60.47</p>	<p>\$2,551.72</p>
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# LEXUS STEVENS CREEK

300 Martin Ave Santa Clara CA US 95050 www.lexusofstevenscreek.com

Quote Estimate

**\$3,340.56**

Quote# : 013341

Quoted At: Sat Nov 9, 2024 | 9:12 AM

**Guest**

William Johnson jr  
(510) 490 - 2887

**Vehicle**

2012 Lexus LS460 -  
GRY/Gray  
JTHBL5EF4C5110257

**Total Labor**  
\$556.00

**Total Parts**  
\$2,551.72

Labor	\$556.00
Parts	\$2,551.72
Fees	\$0.00
Discounts	\$0.00
Tax	\$232.84
Deductible	\$0.00
<b>Quote Total</b>	<b>\$3,340.56</b>





**Lexus of Fremont**  
 5600 Cushing Parkway  
 Fremont, CA 94538  
 Direct - 510-657-6600

CELL: 510-789-9675

CUST. NO.	TAX EXEMPT NUMBER	CUST. P. O. NO.	SHIP VIA	PAY	SOLD BY	INVOICE DATE	INVOICE
2089816	ROONI1@COMCAST.NET 510-490-2887			PENDING	DANI REBIEJO	11/13/24	PQ26678 L1R

**B I L L T O**  
 WILLIAM JOHNSON  
 46667 PASEO PADRE PKWY  
 FREMONT, CA 94539-6929

**S H I P T O**

QUANTITY		PART NUMBER / DESCRIPTION	BIN	LIST	NET	AMOUNT	EXT. COMP	EXT. COST
SHIP	B. O.							
1	0	56101-5A925 GLASS SUB-ASSY, W	SPORD	878.85	878.85	878.85		
1	0	75531-50050 MOULDING, WINDSHI	2607	49.60	49.60	49.60		
1	0	89944-50021 TAPE, RAIN SENSOR		52.58	52.58	52.58		
1	0	LABOR	SPORD	375.00	375.00	375.00		

The Reynolds and Reynolds Company, FRANKFURT, SF728942 Q (07/23)

<p><b>RETURN/REFUND POLICY:</b> ALL RETURNS MUST BE ACCOMPANIED BY THIS INVOICE AND ARE SUBJECT TO A 20% RESTOCKING CHARGE. RETURNED ITEMS MUST BE IN THE ORIGINAL UNOPENED BOX OR CONTAINER. PLEASE NOTE THAT THE DEALERSHIP WILL NOT ACCEPT RETURNS OR MAKE REFUNDS AFTER 30 DAYS. NO REFUNDS OR RETURNS ON SPECIAL ORDER PARTS OR ELECTRICAL PARTS.</p> <p><b>DISCLAIMER OF WARRANTY:</b> ALL PARTS AND ACCESSORIES ARE SOLD BY THE DEALERSHIP AS-IS. ANY WARRANTIES ON THE PARTS OR PRODUCTS DESCRIBED ABOVE ARE THOSE OF THE MANUFACTURER OR DISTRIBUTOR OF THE PARTS OR PRODUCTS. THE DEALERSHIP HEREBY EXPRESSLY DISCLAIMS ALL WARRANTIES, EXPRESS AND IMPLIED, INCLUDING ANY IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE, WITH RESPECT TO THE SAME. THE DEALERSHIP NEITHER ASSUMES NOR AUTHORIZES ANY OTHER PERSON TO ASSUME FOR IT ANY LIABILITY IN CONNECTION WITH THE SALE OF SAID PARTS OR PRODUCTS. CUSTOMER SHALL NOT BE ENTITLED TO RECOVER FROM THE DEALERSHIP ANY CONSEQUENTIAL DAMAGES, DAMAGES TO PROPERTY, DAMAGES FOR LOSS OF USE, LOSS OF TIME, LOSS OF PROFIT OR INCOME, OR ANY OTHER INCIDENTAL DAMAGES. THIS DISCLAIMER IN NO WAY AFFECTS THE PROVISIONS OF ANY MANUFACTURER OR DISTRIBUTOR WARRANTIES.</p>					SUBTOTAL		1356.03
					RESTOCK CHARGE		0.00
					TAX		100.56
					FREIGHT		0.00
SIGNATURE X					PAY THIS AMOUNT		1456.59

09:36:10 CUSTOMER COPY

\*\* PRICE QUOTE \*\*

NET593

PAGE 1 OF 1

From: Dani Rebiejo Dani.Rebiejo@swickard.com  
Subject: LEXUS OF FREMONT QUOTE`  
Date: Nov 13, 2024 at 9:45:43AM  
To: rooni1@comcast.net

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Hello William,

Here is an attachment with your windshield quote for your 2012 Lexus LS460.

Best regards,

***Dani Rebiejo | Parts Consultant***  
***Lexus of Fremont***  
***510-657-6600***  
***5600 Cushing Pkwy, Fremont CA 94538***  
***www.lexusfremont.com***



Pit in Windshield



November 21, 2024

Ben Weinberg  
3394 Woodside Ln  
San Jose, CA 95121

Re: Settlement – L2450005

Dear Mr. Weinberg:

Enclosed is the final settlement check regarding the above-mentioned claim. The total amount of the settlement is \$376.41.

On behalf of Valley Water, I apologize for any inconvenience this incident caused and thank you for your cooperation.

Sincerely,

Signed by:  
  
069FDCCBE9DD486...  
Sheryl Higa  
Risk Manager  
Risk Management Unit

Enc: Settlement Check #713350



# **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-24-0264	11/07/24	11/07/24	Eisenberg	KAREN GAUSS City of Mountain View	Email from Karen Gauss, transportation Manager-City of Mountain View to Director Eisenberg, dated 11/07/24, encouraging her to participate in the survey for the Miramonte Avenue Complete Streets Corridor Study by the City of Mountain View.	Refer to Staff	Hakes	Infante Bourgeois	11/15/24	11/15/24	n/a	11/21/24
C-24-0271	11/21/24	11/21/24	All	TIFFANY HOWARD	Email from Tiffany Howard to the board, dated 11/21/24, reporting digging of trenches behind Patelco on Cherry and asking someone to come out and address the	Refer to Staff	Hakes	Codianne	11/29/24	-	n/a	12/05/24

Correspond No	Rec'd By District	Rec'd By COB	Letter To	Letter From	Description	Disposition	BAO/ Chief	Staff	Draft Response Due Date	Draft Response Submitted	Writer Ack. Sent	Final Response Due Date
C-24-0272	11/22/24	11/22/24	All	CATHLEEN LANGAN	matter. Email from Cathleen Langan to the board, dated 11/22/24, requesting rapid rehousing funds	Refer to Staff	Hakes	Bilski Codianne	11/30/24	-	n/a	12/06/24
C-24-0273	11/22/24	11/22/24	All	YONG HWA KIM	Email from Yong Hwa Kim to Anne Cooper, Management Analyst-Finance (copied to the board) dated 11/22/24, asking for the parcel taxes on their parents' Milpitas property to be reversed.	Refer to Staff	Callender Taylor	Narayanan	11/30/24	-	n/a	12/06/24
C-24-0274	11/22/24	11/22/24	All	MELANIE OROZCO GONZALEZ	Email from Melanie Orozco Gonzalez to the board, dated 11/22/24, trying to contact the Water Resources Manager or General Manager for the irrigation District.	Refer to Staff	Baker	Gin	11/30/24	-	n/a	12/06/24

Correspond No	Rec'd By District	Rec'd By COB	Letter To	Letter From	Description	Disposition	BAO/ Chief	Staff	Draft Response Due Date	Draft Response Submitted	Writer Ack. Sent	Final Response Due Date
C-24-0275	11/22/24	11/22/24	All	JOHN HERNANDEZ	Email from John Hernandez to the board, dated 11/22/24, following up on a response sent from Director Beall and requesting additional documentation on how the flood insurance requirement was assigned to his property.	Refer to Staff	Hakes	Xu Bourgeois	11/30/24	-	n/a	12/06/24
C-24-0277	11/23/24	11/25/24	All	TERRI MIETZ	Email from Terri Mietz to the board, dated 11/23/24, reporting garbage and an unhoused encampment at the percolation ponds near Thornwood and Winfield.	Refer to Staff	Hakes	Bilski Codianne	12/03/24	-	n/a	12/09/24
C-24-0278	11/26/24	11/26/24	All	JERRY W	Email from Jerry to the board, dated 11/26/24, asking Valley Water to trim a tree that is	Refer to Staff	Hakes	Codianne	12/04/24	-	n/a	12/10/24

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
					encroaching on his land.							

**From:** [Dorothy Dora](#)  
**To:** [Board of Directors](#)  
**Subject:** Re: FW: I will take the job... Supervisor of assurance of clean-up?  
**Date:** Wednesday, November 20, 2024 7:33:13 PM

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\*\*\* 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. \*\*\*

L

On Thu, Oct 24, 2024, 7:08 PM Dorothy Dora [REDACTED] wrote:

Lillian from valley water is a person who I have been speaking with this is Connie De La Cruz hopefully one of the board members recognize my name from my persistence concerning the cleaning of the creeks the water the homeless people they're living there in that area but first and foremost they legal entry of my tent and the failure from valley water to do their job after receiving monies again and again with brand new shiny trucks and doing nothing but a s\*\*\*\*\* job. I try to reach out to valley water board of directors and I have every single document I've tried to help with this I tried so hard but there's no acknowledgment. Just two weeks ago I advised Lillian to advise the board or the committee concerning this matter I went back out there and sure enough had to take footage had to take pictures and audio video everything and it's ridiculous I do not understand why you're not understanding if I do not get a reply within a week I am go to the media with this the news right there in San Jose California Milpitas everywhere okay San Francisco I mean I know Governor Gavin it's not going to be crazy to hear about this basically to see the footage why can't you just do take care of what you're supposed to and I had a suggestion I will charge you too much but trust me I'm not seeking a job from this but somebody's need to do something. Also how easily it was for the boat to dismiss me and the claim which I am in charge of for Ricardo Nala wagon it's just silly that's so be it so one week thank you Connie Dela Cruz my email address is Dorothy Dora [REDACTED] now I do have another thing to say which is I don't just stick to that part of the cream I have video audio a further up and down the creek and it runs long it is not being properly cleaned by valley water employees. I have all of the texts and emails sent to me from three people that work for valley water which even sent me a map of where the water divides around the creek which part is not their responsibility and they're not supposed to enter blah blah blah Without due respect board, it's a joke.I'll tell you why because the very map that valley sent to me completely contradicts. It makes valley water look incompetent and not being able to train their employees whether their managers head of the insurance company which I have dealt with I'd like you to understand this. I believe that they're not doing their research before they send something to me because I do my background I do the research and I cross check everything it's almost funny but not really because I do care about the water okay so somebody please give me a call that we'll talk [REDACTED]

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

**From:** Lilian Dennis <[ldennis@valleywater.org](mailto:ldennis@valleywater.org)>  
**Date:** Thu, Oct 24, 2024, 1:10 PM  
**Subject:** FW: I will take the job... Supervisor of assurance of clean-up?

To: Dorothy Dora <[REDACTED]>

Connie,

When we spoke earlier in the week, I stated that you needed to send your correspondence directly to the board, not to me. Please send your email to: [board@valleywater.org](mailto:board@valleywater.org) and you will receive an acknowledgment.

Thank you.

Lilian

---

**From:** Dorothy Dora [REDACTED]  
**Sent:** Thursday, October 24, 2024 12:01 PM  
**To:** Lilian Dennis <[ldennis@valleywater.org](mailto:ldennis@valleywater.org)>  
**Subject:** I will take the job... Supervisor of assurance of clean-up?

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I really don't know what you guys want to call it but basically it would take someone to go out and make sure that the cleanup was done not too many people are going to take a job that they need insurance there's that for one case I just want to just make sure it is clean so I would go out to sure make me enough for I can't refuse it wouldn't tell just some hours or we can just go with whatever you know what I'm talking to say all right. WAIT TILL YOU SEE THE OTHER FOOTAGE THAT I HAVE SO LET'S WORK TOGETHER OR FORGET ABOUT IT AND I JUST WILL DO WHAT I HAVE TO DO PLEASE SEND THIS ON TO THE BOARD MEMBERS IF YOU SAID IT'S BETTER OKAY AND BESIDES YOU'RE THE ONE SUPPOSED TO TAKE CARE OF THIS WITH ME WITH INSURANCE I'M SENDING YOU THOSE PAPERS I WAS ABLE TO GET IT SOMEONE TO ASSIST ME BECAUSE I CAN'T STAND THIS PDFSDAG AND WHATEVER THE HELL YOU GUYS CALLED ON CELL PHONES OR ON THE COMPUTER THANK YOU CONNIE DELA PLEASE LET ME KNOW YOU GOT THIS PLEASE

**From:** [Tiffany Howard](#)  
**To:** [Tiffany Howard](#)  
**Cc:** [Board of Directors](#); [jonathan.engleman@sanjoseca.gov](mailto:jonathan.engleman@sanjoseca.gov); [district9@sanjoseca.gov](mailto:district9@sanjoseca.gov); [Jim Beall](#); [mayor@sanjoseca.gov](mailto:mayor@sanjoseca.gov)  
**Subject:** Now they are digging trenches and destroying the River Bank  
**Date:** Thursday, November 21, 2024 4:55:30 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. \*\*\*

Please have someone come out to address the digging of trenches behind Patelco on cherry.

Thank you,

Tiffany Howard

Sent from my iPhone

> On Jan 13, 2024, at 11:35 PM, Tiffany Howard <[howardtiffanym@gmail.com](mailto:howardtiffanym@gmail.com)> wrote:

>

>

> Hello,

> I am a resident of the neighborhood that backs up to the beginning of the Guadalupe River and ever since the City allowed the monstrosity of Almaden Ranch to be built behind our house we have had to endure constant unwanted neighbors behind our home, chipping away at our quality of life and peace of mind that as tax-paying, law-abiding citizens we should have. Instead, this is what we get, constantly. Trash, fighting, profanity, and best of all fires. The constant fires. None of us get really good sleep because we have to listen to them screaming at each other at night, and their dogs barking constantly, My children live under the stress of having to look at this out their windows. We have had rocks thrown at our windows by these people and had to replace two windows. They have shot arrows at our house, they throw rocks in our pool. The list goes on. You have the power to do something about this, DO IT! Get them off this land. Restore our peace of mind and our respect for those in government held positions of leadership in this city. I know you have heard from many of our neighbors and I have been in contact with Valley Water in the past but tonight was the last straw. There are a few beautiful historic trees that were the only thing that made me NOT hate my home from having to look out the window and see the hideous fish on the Bass Pro Building. Tonight there was another fire and as I have been telling people at Valley Water, it is only a matter of time before the homeless destroyed these historic trees. Well, they finally succeeded. It is also only a matter of time before one of our properties is impacted. In 2021 one of their fires came right up to our fence line and you still did nothing about this. Does someone from our neighborhood have to die before you are going to do anything about this? Even that probably would not matter. These people wander our neighborhood, steal things from our garages, and packages off our porches and yards and you do nothing. I am sure if this was your neighborhood, something would change.

>

> I am sending you photos so you can see what we live with. I am sure it won't make a difference because you have continued to allow this to happen. It is so infuriating that our quality of life, property values, and peace of mind mean nothing to those we entrust to lead our city.

>

> I am attaching pictures taken from my daughter's window so you can see what we have to look at and the scene of the fire last night that destroyed these beautiful trees.

>

> Disgusted, dismayed and disappointed,

>

> Tiffany Howard

> <[image0 \(1\).jpeg](#)>

> <[image1.jpeg](#)>

**From:** [Cathleen](#)  
**To:** [Board of Directors](#)  
**Cc:** [omar.passons@sanjoseca.gov](mailto:omar.passons@sanjoseca.gov)  
**Subject:** Corrie Court Coyote Creek Guadalupe Waterway Columbus Park  
**Date:** Friday, November 22, 2024 5:36:07 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. \*\*\***

Dear Board of Directors of Valley Water District,

We are writing to ask about the funds you allocated to the City of San Jose for the Corrie court ecampment abatement and the SanbFrancisco Wildlife Environment mandate as well as the Mesaure 491 Ash Karlra helped passed to allocate funds to relocate homeless living on the waterways.

We would like to apply for rapid rehousing funds. November 1, 2024 we began renting an apartment at Raintree Apartments [REDACTED] San Jose CA 95112. Our monthly rent is \$2,197 for a one bedroom two occupants. This is fair market value.

Our year lease includes Cathleen Ellen Langan and Isaias Gonzalez Cortes. We are both on your list for services and have received assistance through HomeFirst but despite all our efforts, could not access rapid rehousing funding help.

Please direct us in how we can get help paying our rent so we are not at risk for becoming unhoused and using the funds intended to help us.

Thank you.  
Sincerely,  
Cathleen Ellen Langan  
Isaias Gonzalez Cortes  
Wolfsky(Our support Animal)

---

**From:** kim22276 <[REDACTED]>  
**Sent:** Friday, November 22, 2024 11:11 AM  
**To:** Anne Cooper <[ACooper@valleywater.org](mailto:ACooper@valleywater.org)>  
**Cc:** Board of Directors <[board@valleywater.org](mailto:board@valleywater.org)>  
**Subject:** Complaint - Parcel Tax

**\*\*\* 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. \*\*\***

Ms. Cooper,

Your email on October 9, 2024 reads: my "mother in the Low-Income Senior Exemption program effective immediately and concurrently.....The County Assessor's Office will send a revised property tax bill."

Today my mother received a warning notice from the County Assessor's Office, telling my mother to pay her parcel tax or her account will become delinquent after December 10, 2024 (see the attached bill).

This is exactly what happened to my parents in 2018, 2019 and 2020, forcing them to pay your parcel tax or their account would become delinquent, their property sold at a public auction, and the like.

even though they had SUBMITTED AND APPROVED for the Low-Income Senior Exemption program all along.

You have said previously: There's no record of their Low-Income Senior Exemption application in 2019.

Please review our complaint to your Board of Directors (Mr. Santos) in October 2019.

It is clear now. Your error is obviously: You are confusing my mother's name with someone else's name. You had searched her Low-Income Senior Exemption application using the wrong name in 2019 and 2024.

Her name is Ok Sun Kim.

You have her first and last names reversed (see the attached postcard).....not uncommon mistake because it is a foreign name, but all the more reason to pay attention to avoid any mistake such as this.

Moreover, the postcard was stamped in "SAN JOSE CA 950."

My mother has lived in Milpitas, CA since 1979 and never lived in San Jose at any time.

Please REVERSE your parcel taxes for 2019, 2020, 2021 and 2024.

Yong Hwa Kim and Ok Sun Kim TRUSTEE & ET EL

[REDACTED]  
Milpitas, CA 95035  
[REDACTED]

-----  
This email message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.  
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On Wednesday, October 9, 2024 at 12:53:26 PM PDT, Anne Cooper <[acooper@valleywater.org](mailto:acooper@valleywater.org)> wrote:

Good afternoon, Mr. Kim,

Thank you for your email.

This email is to inform you that we will be reinstating your mother in the Low-Income Senior Exemption program effective immediately and concurrently, we're in the process of notifying the County Assessor's Office to remove the Safe Clean Water charge from your mother's property tax bill. The County Assessor's Office will send a revised property tax bill. The process to correct tax bills does take some time for the County to process; it could be weeks until a revised tax bill is sent. Please note that if you do not receive your revised property tax bill before the next due date, you should pay your current property tax bill, so you are not penalized. The revised property tax bill will exclude Safe, Clean Water special parcel tax.

To remain in the Low-Income Senior Exemption program and maintain your exemption, your annual household income cannot EXCEED the annual income threshold amount. We mail out postcards annually to our Seniors for them to notify us if the household income level is greater than the threshold amount. In the future, *do not return the postcard if your income is less than the income threshold amount.*

Regards

**ANNE COOPER**

Safe, Clean Water Low-Income Senior Parcel Tax Exemption

[SeniorExemption@valleywater.org](mailto:SeniorExemption@valleywater.org)

Tel. (408) 630-2810

**YOUR TAX DOLLARS AT WORK**



**SANTA CLARA VALLEY WATER DISTRICT**

5750 Almaden Expressway, San Jose CA 95118

[www.valleywater.org](http://www.valleywater.org)

Clean Water · Healthy Environment · Flood Protection

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**From:** kim22276 [REDACTED]  
**Sent:** Tuesday, October 8, 2024 11:55 AM  
**To:** Anne Cooper <[ACooper@valleywater.org](mailto:ACooper@valleywater.org)>  
**Subject:** Re: LISE Parcel Tax postcard

**\*\*\* 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. \*\*\***

This "open" postcard did not come from this address, [REDACTED], Milpitas, CA 95035. My name is Ok Sun Kim. You have my first and last names reversed. My husband passed away before 2023.

Moreover, my income is no where near that amount.

My income is around what it was when I "finally" was approved.

See attached my proof of income for 2024.

It appears as though your department is very creative in coming up with excuses to collect parcel taxes from those seniors who is not knowledgeable about the parcel taxes due to language difficulties and the like.

REVERSE the parcel taxes in 2024 and the PREVIOUS years. See attached my original complaint in 2019.

-----  
This email message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.  
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On Tuesday, October 8, 2024 at 11:18:19 AM PDT, Anne Cooper <[acooper@valleywater.org](mailto:acooper@valleywater.org)> wrote:

Hello Richard,

Attached is the postcard (front and back) that we received indicating that your household income was greater than the threshold amount of \$68,663.

Regards,

**ANNE COOPER**

Management Analyst II (Temp)  
Financial Planning & Revenue Collection Unit  
[acooper@valleywater.org](mailto:acooper@valleywater.org)  
Tel. (408) 630-3710  
Water Revenue Tel. (408) 630-2770

*Valley Water now accepts online payments, available here: <https://delivr.com/2vqcm>.*

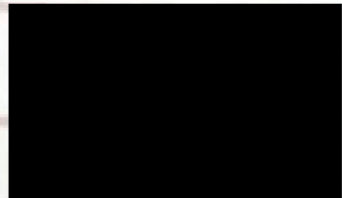


Scan the QR to learn more.  
<https://delivr.com/2vqcm>

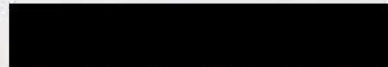
**SANTA CLARA VALLEY WATER DISTRICT**  
5750 Almaden Expressway, San Jose CA 95118

024-2025

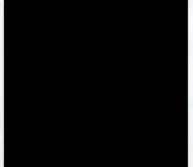
COUNTY OF SANTA CLARA SECURED PROPERTY TAXES - 1ST INSTALLMENT



1



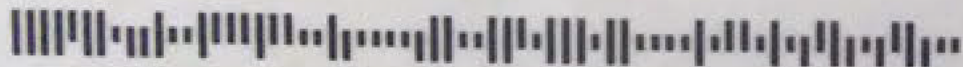
MILPITAS CA 95035



MAKE CHECKS PAYABLE TO: SCC DTAC  
PLEASE WRITE YOUR APN AND INSTALLMENT NUMBER ON YOUR CHECK.  
1ST INSTALLMENT MUST BE PAID BEFORE 2ND INSTALLMENT.

**DUE: November 01, 2024**

DELINQUENT AFTER December 10, 2024



DEPARTMENT OF TAX AND COLLECTIONS  
110 WEST TASMAN DRIVE  
SAN JOSE, CA 95134

**Balance Due**

**\$78.28**

\$106.10 IF NOT PAID BY 12/10/2024, INCLUDES 10% AND \$20.00 COST.

1 0002814042 0000 1 000000007828 8

Kim Ok Sun (11107)

Milpitas CA 95035-3502

Removed 3/19/24 AC

SAN JOSE CA 950

5 MAR 2024 PM 3 L



NO POSTAGE  
NECESSARY  
IF MAILED  
IN THE  
UNITED STATES



**BUSINESS REPLY MAIL**

FIRST-CLASS MAIL PERMIT NO. 5648 SAN JOSE, CA

POSTAGE WILL BE PAID BY ADDRESSEE

SANTA CLARA VALLEY WATER DISTRICT  
5750 ALMADEN EXPRESSWAY  
SAN JOSE CA 95118-9985



**From:** [Melanie Orozco Gonzalez](#)  
**To:** [Board of Directors](#)  
**Subject:** Email of General Manager  
**Date:** Friday, November 22, 2024 11:56:05 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. \*\*\***

Hi,

I am a student at Cal Poly San Luis Obispo and would like to contact your Water Resources manager, or General Manager for the irrigation district. Would you be able to share with me their name and contact email?

Thank You

Melanie Orozco Gonzalez | BioResource and Agricultural Engineering Student  
California Polytechnic University San Luis Obispo

**From:** [John B Hernandez](#)  
**To:** [Board of Directors](#); [District9](#); [Scott Hughes](#); [floodzoneinfo@sanjoseca.gov](mailto:floodzoneinfo@sanjoseca.gov); [Jim Beall](#); [Liang Xu](#)  
**Cc:** [REDACTED]  
**Subject:** Re: Ross Creek Records and FEMA phone and email contact  
**Date:** Friday, November 22, 2024 12:20:30 PM  
**Attachments:** [RELEASED Performance Specification Ross Creek 060349 11-16-24.pdf](#)  
[1995 Flood Report.pdf](#)  
[image001.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. \*\*\*

Santa Clara Valley Water District (Valley Water),  
City of San Jose Public Works Department (Arlene Lew)  
FEMA Representative (Contact not provided)  
San Jose District 9 Council Office

The email information that was provided to me does not provide any information for the 1991 flood insurance addition to my residence or my neighborhood. I purchased my home at [REDACTED] in 1979 without a food insurance requirement.

In 1991 flood insurance was applied to my home and my neighbors. I perceive this flood insurance assignment was overzealous, without prior flood evidence to financially impact me.

Please see Santa Clara Valley Water District report from the two downtown floods in January and March 1995. Please see Appendix B sheet 13 (file sheet number 40 of 73). These massive storms slightly overflowed Ross Creek at Cherry Avenue to only seep into storm drains and curbs. **No houses were affected, and water did not even reach my Bryan Avenue. This is evidence that this flood zone needs to be revised, and the flood insurance requirement be removed immediately.**

I perceive that the City of San Jose, Santa Clara Valley Water District and FEMA collaborated in the 1991 timeframe to add this flood insurance requirement to obtain funds for San Jose projects. This historical documentation you will provide from 1991 should disclose who and how this flood insurance requirement was assigned. Research San Jose Mercury News articles for the planned lake near the arena and boat traveling up/down Guadalupe River that never materialized in 1990s The Army Corps of Engineers were involved at that time.

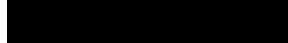
I submit to you all a performance specification that I prepared to assure a flood never occurs in San Jose. This procedure is high level requirements that Valley Water should incorporate into their procedures and San Jose Public Works to provide important oversight and inspections. If this is in place right now it does not work. It addresses reservoir water releases, river and creek preventative maintenance.

I plan on presenting this information to the San Jose Mercury News for an

investigation request.

Please follow up with FEMA to provide the information I request. I need a FEMA point of contact.

John B Hernandez



San Jose Ca 95118

On Friday, November 22, 2024 at 08:49:39 AM PST, Board of Directors <board@valleywater.org> wrote:

**Sent on Behalf of Director Beall:**

Dear John Hernandez:

Thank you for reaching out to us with your inquiry regarding FEMA backup data for FEMA's mapping of the Ross Creek floodplain. We are providing you with access to the data we have and have requested additional data directly from FEMA's Engineering library. The request may take a month or two as we are not in control of the schedule.

The data we already have can be downloaded from the following link (please see detailed description below):  
<https://fta.valleywater.org/fl/Uo1rk2cQJ0>

The following data is being provided at that link:

1. 0603490037D\_1982.tif: The original FEMA map from 1982 [Downloaded from FEMA Map Service Center: <https://msc.fema.gov/portal/home> with the 'Search All Products' link- you need to select State/County/City, press Search, then select Historic Products/Firm Panels]. This matches the currently effective floodplain map, which can be viewed at the same website using the 'Search by Address' box. Since these floodplains match, we believe that your neighborhood was first mapped into the FEMA floodplain in 1982 and that the floodplain map has not changed since then.

2. The Flood Insurance Study [FIS] Reports from FEMA: The study for Santa Clara County is provided as four pdf documents.

1. 06085CV001A.pdf: Provided because it shows

that the hydrology table for Ross Creek is missing from the Flood Insurance Study Report. The flow distributions are listed alphabetically by creek; see document page 83 or PDF Page 90.

2. [06085CV004A.pdf](#): Provided because it contains the 10- and 100-year water surface profiles for Ross Creek on PDF Page 38 of 97.

3. [06085CV002A.pdf](#) & [06085CV003A.pdf](#): Provided because this is part of the FIS report.

3. [3023001.dat](#): A Hec-2 hydraulic model, downloaded from Valley Water's website. This model is based on the 1982 model with some modifications but seems to be very similar to the hydraulic model used to create the water surface profiles provided above.

In addition, we also reached out to FEMA for the appropriate contact and they provided the following information:

1. Website for the FEMA Mapping Insurance eXchange (FMIX): [https://floodmaps.fema.gov/fhm/fmx\\_main.html](https://floodmaps.fema.gov/fhm/fmx_main.html) (note: this has a live chat link).
2. FMIX Phone Number: (877) 336-2627

We have reached out to FEMA on your behalf and our staff will be in touch again as soon as we receive the data from FEMA.

Please contact Liang Xu, Hydrology, Hydraulics, & Geomorphology Manager at [lxu@valleywater.org](mailto:lxu@valleywater.org) or (408) 630-2780.

Sincerely,



Jim Beall

Director, District 4

C-24-0256

**From:** John B Hernandez <[johnbherna@aol.com](mailto:johnbherna@aol.com)>  
**Sent:** Monday, November 11, 2024 3:57 PM  
**To:** Liang Xu <[lxu@valleywater.org](mailto:lxu@valleywater.org)>; Jim Beall <[JBeall@valleywater.org](mailto:JBeall@valleywater.org)>;  
District9 <[district9@sanjoseca.gov](mailto:district9@sanjoseca.gov)>; Scott Hughes  
<[scott.hughes@sanjoseca.gov](mailto:scott.hughes@sanjoseca.gov)>  
**Cc:** Hao Liu [REDACTED]  
**Subject:** Ross Creek Records and FEMA phone and email contact

**\*\*\* 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 Liang Xu, (Valley Water)

I live in Jim Beall's Santa Clara Valley Water District 4. My name is John B Hernandez, and I live at [REDACTED] San Jose 95118 near Ross Creek.

I would like the current flood insurance supporting documents for my address and Ross Creek. I purchased my home in 1979 and was not in a flood zone or flood insurance requirement. In 1991 my home was placed in a flood zone and insurance requirement. The flood zone map has not changed after 34 years, and my home is still 1 1/2 homes from the bank of the flood zone bank. I would like this flood zone insurance requirement removed for me and my neighbors.

Can you please provide me the appropriate FEMA flood zone representative contact information (phone number and email address) for my address flood zone because I have some information I want to discuss with FEMA.

See the Valley Water links that have some information that I have briefly reviewed and led me to you.

[HEC-2 and HEC-RAS data library | Santa Clara Valley Water](#)

[valleywater.org/sites/default/files/3023001.txt](http://valleywater.org/sites/default/files/3023001.txt)

Regards,

John B Hernandez

# PERFORMANCE SPECIFICATION FOR

## ROSS CREEK AT CHERRY AVENUE SAN JOSE PREVENTATIVE MAINTENANCE, GUADALUPE WATERSHED AND THE FLOOD ZONE 060349 AND INSURANCE REMOVAL

Prepared for the citizens and city council office of District 9 San Jose California for the use by Santa Clara Water District (Valley Water) and the City of San Jose Public Works department to prevent future floods in San Jose California and to remove current Federal Emergency Management Agency (FEMA) flood zone 060349 and insurance requirement.

### REVISIONS

REVISION	DATE	PURPOSE	PREPARER	APPROVER
-	11-16-2024	Initial Release	John B Hernandez	John B Hernandez

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Appendix D Notice of Revision (NOR) for document change control example	8

## 1. APPLICABILITY AND BACKGROUND

### 1.1 Applicability.

1.1.1 This specification is to be used for proper preventative maintenance, water releases and inspections of preventative maintenance by the Santa Clara Water District (Valley Water) and the City of San Jose Public Works Department to protect the citizens of San Jose only. The proper use of this specification will remove the Federal Emergency Management Agency (FEMA) flood zone affecting the Bryan Avenue neighborhood that requires home owners with a mortgage to purchase needless flood insurance cost. It is the perception of this writer is that with the proper water release from reservoirs, preventative maintenance of rivers and creeks to prevent water leaching into adjacent water ways will prevent all floods. The writer purchased his home in 1979 in the Bryan Avenue neighborhood when his property was not within a flood zone or insurance requirement. In or about 1991, 12 years after purchase, a FEMA flood zone was assigned as shown in appendix A. This writer perceives that current flood protection infrastructure, for the Ross Creek neighborhoods, is adequate to prevent all flood conditions, if, reservoirs levels are maintained properly, rivers and creeks have proper preventative maintenance performed. This writer cautions that past history of reservoir spillway releases and poor preventative maintenance will cause flood conditions along Ross Creek. This writer perceives that procedures performed in this performance specification will allow proper function of all Ross Creek storm drains, creeks and rivers to prevent floods along Ross Creek.

1.1.1.1 Cost. Valley Water currently collects FLOOD CTL DEBT-CENTRAL and SAFE, CLEAN WATER property taxes and with recent passage of Measure S that provides for a forever tax collection that eliminates a termed tax 15 year. The only way to stop this forever tax collection is for the public to fund an expensive ballot measure which is extremely unlikely. Therefore, Valley Water has the funds. The City of San Jose already has a department that supports this activity. If necessary, the San Jose City Council can direct more funds to provide for Public Works support from the general fund. The City of San Jose must communicate with any other city within the Ross Creek path for access or establish joint inspections with that city.

1.1.1.2 This specification is not designed to evaluate or provide direction for Valley Water procedures only for high level requirements for Valley Water to develop their own procedures to assure the public that reservoir drainage is performed prior to storms or while after storms to lower reservoirs so another reservoir never gets high enough to let one drop of water flow over a spillway uncontrollable down creeks and rivers to flood another neighborhood in San Jose. With the current intelligent weather forecasting weeks in advance reservoirs should never be allowed to rise to a spillway over flow flood condition.

1.1.1.3 Valley Water must make sure their preventative maintenance and long-term river and creek improvements are managed and implemented in enough time to prevent future floods and the need for flood zone or flood insurance. In the 1990s The City of San Jose planned to build a lake downtown near the arena and confluence point. Valley Water or City of San Jose wanted to dredge the Guadalupe River so that small boats could travel up and down the river to Blossom Hill Road. That project never materialized and wonder what funds were collected for that project. The U.S. Army Corps of Engineers backed out of this project during the 1990s per San Jose Mercury News articles at the time (review history articles for validation).

## 2. DEFINITIONS

- 2.1 **FLOOD CTL DEBT-CENTRAL and SAFE, CLEAN WATER.** Taxes listed on Santa Clara County residents Valley Water services.
- 2.2 **FEMA.** Federal Government agency that controls flood zones and other emergency services.
- 2.3 **Valley Water.** Term used by the Santa Clara Water District. It is a State of California agency.
- 2.4 **Cherry Avenue.** A street in San Jose Ca within San Jose Council district 9.
- 2.5 **Flood Zone 060349.** FEMA flood zone assigned to Ross Creek neighborhood in or about 1991 that did not exist prior.
- 2.6 **San Jose Public Works.** San Jose Ca city service to protect residents and infrastructures.
- 2.7 **Appendix.** Examples to support text in paragraphs.
- 2.8 **NOR.** Document that explains changes to this initial release document and subsequent revisions.

## 3. REQUIRMENTS

**3.1 Reservoir Water Release.** Valley Water shall only release water from all reservoirs after a storm and not right before or during a storm. The release of water shall only take place after current storm water has receded in creeks and rivers. This shall reduce San Jose resident visual anxiety.

**3.2 Preventative Maintenance.** Valley Water shall provide continuous yearly preventative maintenance throughout the year especially during rainy season to remove sediment or debris caused by storm rain water in creeks and rivers or water leaching from one waterway into another waterway. Valley Water shall maintain inspection records. See Appendix B for pictures of rock build up in Ross Creek in Bryan Avenue neighborhood during rainy season of 2023-2024.

**3.3 Resident Access to Valley Water Camera Views.** Valley Water shall make sure that all provided video of rivers and creeks are completely visible and maintained at all times. All San Jose areas that reside in a current flood zone shall be visible on Valley Water website. See Appendix C of quality Valley Water video of Ross Creek.

**3.4 Information Provided to Area News Outlets to Reduce Resident Anxiety.** Valley Water shall reduce the amount of anxiety causing information provided to news outlets until after all reservoir, river and creek inspections and report by City of San Jose Public Works are performed during pre-rainy seasons.

**3.5 Document Control.** John B. Hernandez shall provide document control and release of document and revisions until Valley Water includes these requirements into their own procedures and validated by San Jose Public Works. Changes will be incorporated into next revision and controlled by John B Hernandez. See Appendix D for change control by use of Notice of Revision form 060349-F1.

## 4. PERFORMANCE AND VERIFICATIONS (See Verification Frequency Table for inspections)

**4.1 Reservoir Water Release.** Valley Water and San Jose Public Works shall review all Valley Water records and procedures of water releases to assure San Jose residents that water is released properly during stormy seasons that affect San Jose residents only.

**4.1.1 Daily Verification.** Prior, during and after rainy days, physical observations by Valley Water and San Jose Public Works of Guadalupe Watershed reservoirs to assure the public that reservoirs are not at or near water levels to overflow spillways and report to the public.

**4.2 Preventative Maintenance.** Valley Water and San Jose Public Works shall review all Valley Water records and procedures of preventative maintenance water releases to assure San Jose residents that water is released properly during stormy seasons that affect San Jose residents only. See Appendix B for pictures of rock build up in Ross Creek in Bryan Avenue neighborhood.

**4.2.1 Daily Verification.** Valley Water and San Jose Public Works shall visually view Ross Creek from origin in Los Gatos mountains to its exhaust into Guadalupe River confluence for any type of blockage, water leaching into Ross Creek from other waterways and any type debris and have these issue immediately.

**4.3 Resident Access to Valley Water Camera Views.** Valley Water and San Jose Public Works shall make sure that all provided video of rivers and creeks are completely visible and maintained. All areas of San Jose that reside in a flood zone shall be visible on Valley Water website. See Appendix C of quality Valley Water video of Ross Creek.

**4.3.1 Daily Verification.** Valley Water and San Jose Public Works shall visually verify Valley Water website daylight and night time camera views to make sure they are clear without blurs or any other type of issue that prevents the public of clear views of water and any obstructions.

**4.4 Information Provided to Area News Outlets to Reduce Resident Anxiety.** Valley Water and San Jose Public Works shall review Valley Water news outlet release procedures to reduce the amount of anxiety causing information provided to news outlets until after all reservoir, river and creek inspections and report by City of San Jose Public Works are performed during pre-rainy seasons. During rainy season all planned news releases shall be reviewed by San Jose Public Works prior to release

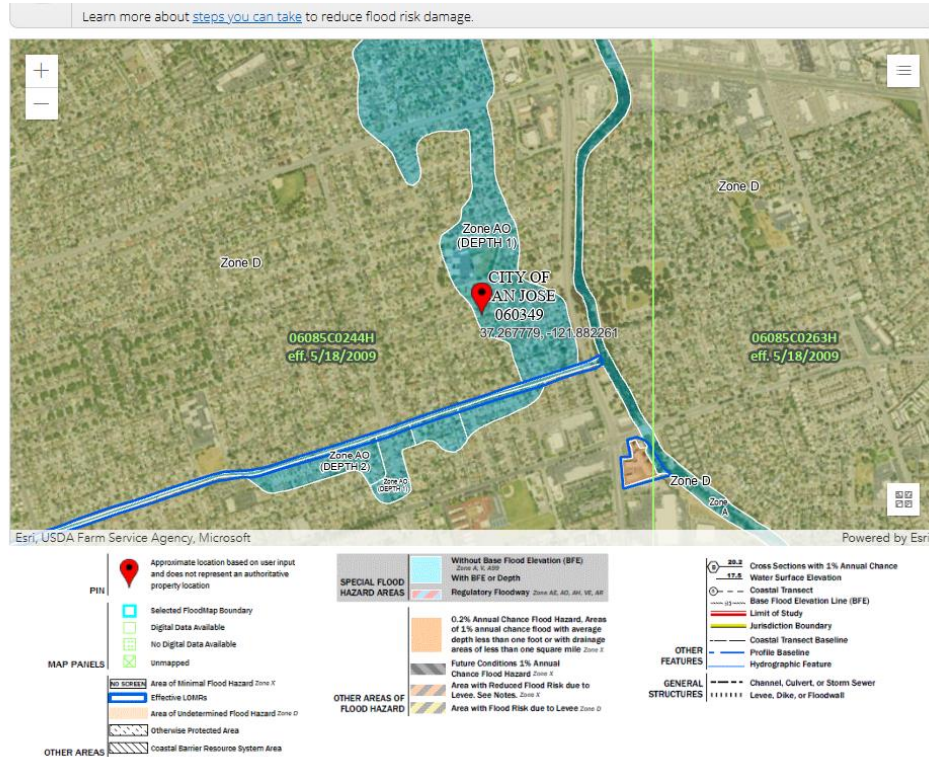
**4.4.1 Public Anxiety Prevention.** Valley Water to provide all planned press releases that affect Ross Creek and Guadalupe River Watershed flood issues prior to release. San Jose Public Works to review planned news releases to assure public that Valley Water has accomplished all maintenance on Ross Creek and Guadalupe Watershed and information is appropriate and will not cause anxiety to Ross Creek neighbors. This is performed daily during rainy season between the months of September through April of the next year. If Valley Water plans major creek or river design changes through-out the year to be news released, San Jose Public Works shall be provided the news release to review prior to release

**VERIFICATION FREQUENCY TABLE**

<b>NO.</b>	<b>Requirement</b>	<b>Verification</b>	<b>Method</b>	<b>Frequency</b>
1.	3.1 Reservoir Water Release.	4.1.1 Daily Verification.	Visual	Daily
2.	3.2 Preventative Maintenance.	4.2.1 Daily Verification.	Visual	Daily
3.	3.3 Resident Access to Valley Water Camera Views.	4.3.1 Daily Verification.	Visual	Daily
4.	3.4 Information Provided to Area News Outlets to Reduce Resident Anxiety.	4.4.1 Public Anxiety Prevention.	Visual	Daily

**Appendix A. FEMA flood zone for 1265 Bryan Avenue San Jose 95118. Red ballon shows the address location. 060349 37.26779 – 121.882261**

- MSC Search by Address
- MSC Search All Products
- MSC Products and Tools
  - Hazus
  - LOMC Batch Files
  - Product Availability
- MSC Frequently Asked Questions (FAQs)
- MSC Email Subscriptions
- Contact MSC Help

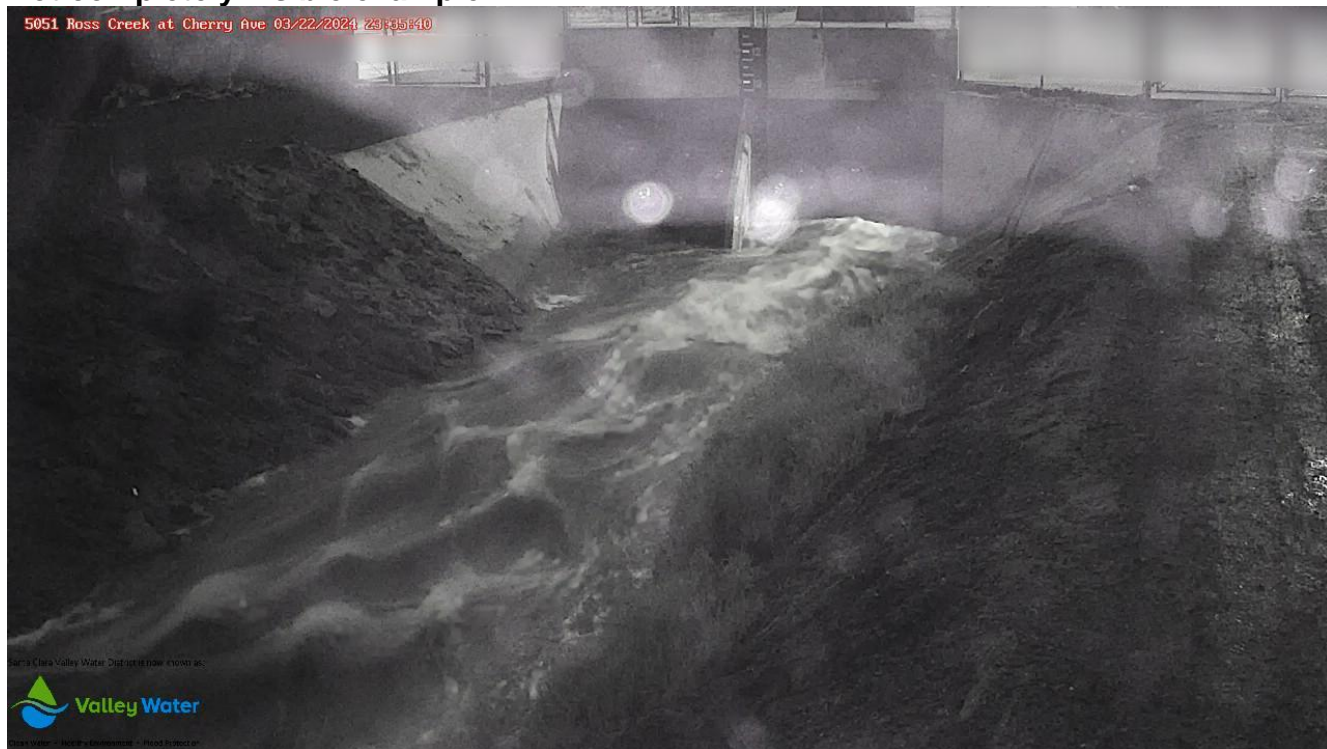


**Appendix B. Example of poor preventative maintenance on east side of 9 foot height opening Cherry Avenue bridge on March 10, 2024.**



**Appendix C 1. Valley Water website not visible.**

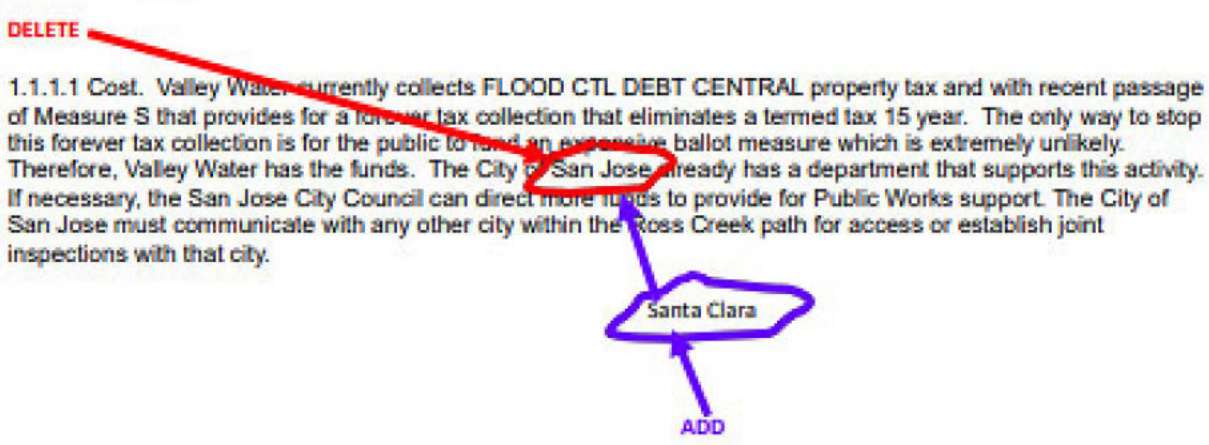
**Not completely visible example**



**Appendix C 2. Valley Water website view visible.**  
**Completely visible example**



Appendix D Notice of Revision (NOR) 060349-F1 example for change control

<b>NOTICE OF REVISION (NOR)</b> <small>THIS REVISION DESCRIBED BELOW HAS BEEN AUTHORIZED FOR THE DOCUMENT LISTED</small>		1. DATE (YYMMDD) <b>24-11-13</b>	Form Approved <b>N/A</b>
Send comments and/or questions regarding use of this form to John B. Hernandez at johnbherna@aol.com		2. PROCURING ACTIVITY NO. <b>N/A</b>	
DISTRIBUTION STATEMENT <b>N/A</b>		3. DODAAC <b>N/A</b>	
4. ORIGINATOR a. TYPED NAME (First, Middle Initial, Last)  <b>John B Hernandez</b>	b. ADDRESS (Street, City, State, Zip Code)  [REDACTED] <b>San Jose Ca</b> <b>95118</b>	5. CAGE CODE <b>N/A</b> 7. CAGE CODE <b>N/A</b>	6. NOR NO. <b>XXXXXXXX</b> 8. DOCUMENT NO. <b>060349</b>
NO. 9. TITLE OF DOCUMENT <b>PERFORMANCE SPECIFICATION FOR ROSS CREEK AT CHERRY AVENUE SAN JOSE PREVENTATIVE MAINTENANCE, GUADALUPE WATERSHED AND THE FLOOD ZONE 060349 AND INSURANCE REMOVAL</b>		10. REVISION LETTER a. CURRENT <b>-</b> b. New <b>A</b>	11. ECP NO <b>N/A</b>
12. CONFIGURATION ITEM (OR SYSTEM) TO WHICH ECP APPLIES <b>N/A</b>			
13. DESCRIPTION OF CHANGE  <b>NOR EXAMPLE</b>  <b>SHEET 3 Paragraph 1.1.1.1</b>  <b>DELETE</b>  1.1.1.1 Cost. Valley Water currently collects FLOOD CTL DEBT CENTRAL property tax and with recent passage of Measure S that provides for a forever tax collection that eliminates a termed tax 15 year. The only way to stop this forever tax collection is for the public to fund an expensive ballot measure which is extremely unlikely. Therefore, Valley Water has the funds. The City of <u>San Jose</u> already has a department that supports this activity. If necessary, the San Jose City Council can direct more funds to provide for Public Works support. The City of San Jose must communicate with any other city within the Ross Creek path for access or establish joint inspections with that city.  			
14. THIS SECTION FOR APPROVAL		a. TYPED NAME (First, Middle Initial, Last) <b>John B Hernandez</b>	b. DATE SIGNED (YYMMDD) <b>24-11-13</b>

**REPORT ON FLOODING  
AND  
FLOOD RELATED DAMAGES**

**SANTA CLARA COUNTY  
JANUARY 3 TO MARCH 11, 1995**

GB  
1399.4  
S383.R4  
1995

Santa Clara Valley Water District



**REPORT ON FLOODING AND FLOOD RELATED  
DAMAGES IN SANTA CLARA COUNTY  
JANUARY AND MARCH 1995**

Prepared by  
Flood Control Planning Division  
and  
Hydrologic Systems Section  
with assistance from  
Hydrology Division

DECEMBER 1995

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## APPENDICES

### APPENDIX A

Situation Summary and Damage Estimates From the Santa Clara County Office of Emergency Services

### APPENDIX B

Maps and Photographs  
 January 1995 Flooding Maps  
 March 1995 Flooding Maps  
 Flooding Photographs

## INTRODUCTION

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Significant flooding occurred in Santa Clara County as a result of the storms of January 9 to 10, 1995, and March 9 to 11, 1995. The Mayor of San Jose declared a state of emergency and the President of the United States declared Santa Clara County a federal disaster area for both storms.

The January storm caused flooding in many areas of the county. In the northwest portion of the county Adobe, Barron, Permanente, San Francisquito, and Hale Creeks overflowed and caused property damage in the cities of Los Altos, Los Altos Hills, and Palo Alto. In the central area of the county floodwaters from Guadalupe River, Calero, Canoas, and Ross Creeks caused extensive property damage in the City of San Jose and flooded Highway 87. In the south part of the county overbanking on Llagas Creek and its tributaries caused property damage in the cities of Morgan Hill and Gilroy. On the east side of the valley flooding from Upper Penitencia Creek caused property damage in the City of San Jose.

Rain running off mountain sides in January helped increase water storage in Santa Clara Valley Water District (District) reservoirs by almost 80,000 acre-feet. Almost 30,000 acre-feet were gained between the mornings of January 9 and 11. The surface of Lexington Reservoir rose 28 feet in 2 days. Almaden, Stevens Creek, and Vasona Lake Reservoirs filled and spilled during the storm.

The March storm caused additional flooding in Santa Clara County. Flows overtopped the banks of the Guadalupe River contributing to flooding in portions of San Jose. Flooding was also reported along many creeks in the southern areas of the county.

In these storms overbanking on creeks was the primary factor for flooding. In some cases, however, streets were unable to drain due to high water in creeks causing a backup of the storm drain system. Flooding was also the result of ponding caused by natural land contours. The approximate flooded areas were mapped and are included in this report to provide only general flooding information. In addition to the maps a few representative pictures are included.

Generally, the statistical recurrence frequencies of peak flows for the creeks that flooded in the two storm periods varied from less than 5 to 50 years. A 100-year criterion is commonly used for flood protection design. It is estimated that damages would approach \$2 billion in Santa Clara County as a result of the 100-year flood, or one percent event.

Throughout the report, reference is made to "4-year floods", "10-year floods," or "100-year floods." This is a shorthand description of flood events and does not mean that flooding will occur every 4 years, 10 ten years, or 100 years, but rather that this frequency of occurrence could be expected statistically on the average over a period of many years. The frequency is also often expressed as a percentage. A 100-year flood is said to be a one percent flood—a flood having a one percent chance of occurring in any year.

Rainfall and streamflow data for the above storm periods, along with historical data for the District precipitation and streamflow stations, are contained in Tables 1, 2, and 3.

The District owns and operates 10 reservoirs in Santa Clara County having a combined storage capacity of about 170,000 acre-feet. These reservoirs were authorized and built for the purpose of conserving local water resources. The reservoirs have spillways designed to safely carry into the creek channels high flows which would otherwise overtop the dams. During the 1995 storms, these reservoirs substantially reduced the flood peaks. An empty reservoir, or one partially full, will obviously hold back some of the

flood flows from upstream but even a full reservoir has a flood attenuating function. The water flowing into it cannot move through and out the spillway until it has ponded—spread out over the surface of the lake—and thus raised the whole lake level. The result is a delay and a reduction (attenuation) of peak flows downstream of the reservoir. Often reservoirs can eliminate the flood threat but at the very least they will attenuate the flood stage. The flooding in March reportedly caused less than \$10 million damage after the reservoirs in the Guadalupe watershed filled and spilled. Without the reservoirs in place a free-flowing Guadalupe River could have caused an estimated \$135 million damage. The effect of the Anderson-Coyote system is even more dramatic. If the reservoirs had not been in place to absorb the floodwaters on March 10 the Coyote Creek would have experienced near record flows and caused in excess of an estimated \$300 million damage. Although built and operated for water conservation purposes the District's reservoirs are an integral part of the flood protection system in Santa Clara County.

## WEATHER

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In January, a series of winter storms battered California. The storms were warmer than usual and therefore carried a great deal of moisture. The jet stream, an upper-atmosphere narrow band of strong wind, guided the storms straight across the Pacific Ocean into California. On Monday, January 9, 1995, a flood advisory was issued by the National Weather Service for Santa Clara County. In this county, the most rainfall was centered around Mt. Umunhum, above the Guadalupe watershed in the Santa Cruz Mountains, as illustrated by Figure 1. The weather station in downtown San Jose recorded over three times its average for the month of January, an indication of the heavy rainfall.

In March, California again experienced strong storms. On Thursday, March 9, 1995, a flood watch was issued for Santa Clara County by the National Weather Service. In Santa Clara County, rainfall was heaviest in the Santa Cruz Mountains. Mt. Umunhum again recorded the highest rainfall. Rainfall for March 9 and 10 is illustrated on Figure 2.

Rainfalls and streamflow data for the storms are contained in Tables 1 through 4, along with analysis of the statistical return periods.

## **STORM OF JANUARY 9-10, 1995**

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The January storm was one of the wettest weeks on record in the Bay Area and around the state. From January 9-10, 1995, the amount of rainfall recorded in Santa Clara County ranged from 1 to 7.58 inches in 24 hours. Rainfall intensities varied to a 44-year return period. Estimated damages were \$3 million for the county, with more than 150 homes damaged by flooding or downed trees. By late evening of January 9, mudslides and torrents of rain had closed sections of several major highways and forced evacuation.

### **NORTHWEST ZONE**

#### **Adobe Creek**

Floodwater overbanked in Redwood Grove, Shoup Park, upstream and downstream of Burke Road, and upstream and downstream of West Edith Avenue. Robleda Drain, a local drainage facility tributary to Adobe Creek which enters approximately 700 feet downstream of West Edith Avenue, flooded when it became blocked with debris. The floodwaters flowed through two houses, over Fremont Road, and onto property adjacent to Adobe Creek. Overbanking from Adobe Creek downstream of West Edith Avenue added to the flooding from Robleda Drain. This flooding and the high waters in Adobe Creek caused approximately 100 feet of wooden retaining wall adjacent to the creek to fail during the storm.

#### **Hale Creek**

Water overbanked and rushed over Covington Road in Los Altos.

#### **San Francisquito Creek**

Minor flooding occurred downstream of Highway 101 in Palo Alto,

#### **Barron Creek**

Minor flooding occurred at Laguna Avenue in Palo Alto.

#### **Permanente Creek**

Permanente Creek overflowed its banks causing damage to two units of an apartment building on Park Drive in Mountain View. The flood water in the apartments rose to a level of about 2 feet and also inundated the adjoining garage, driveway, and parking area.

### **CENTRAL ZONE**

#### **Guadalupe River**

Guadalupe River spilled over its banks on the night of January 9 at three locations in central San Jose: along River Street; at Virginia Street, where water flowed onto Highway 87; and near Alma

Avenue. The water raged beneath the St. John Street bridge in downtown San Jose at 8,950 (est.) cubic feet per second—a rate not seen in nearly 40 years.

On the night of January 9 from Virginia Street to Alma Avenue in the Gardener district, which is along Highway 87 and the Guadalupe River, the water reached depths of 15 feet. On Belmont Way in San Jose, fire fighters used at least one raft to help evacuate residents while others swam out. Red Cross shelters were prepared at three San Jose high schools and the City of San Jose set up five locations to distribute sandbags.

The river also spilled over its banks south of Interstate 280 and forced its way into homes and pushed cars along sidewalks. Highway 87 was under 6 feet of water from the northbound connector with Interstate 280 to south of the Virginia Street overpass, closing the highway and disrupting travel for thousands of commuters. Water overtopped the riverbanks, seeped through the embankments and cascaded on to Highway 87. The light rail tracks were also submerged in the median of the highway. Sandbags were placed along the banks of the nearby Guadalupe River and emergency stabilization measures were required to protect the highway embankment from collapse. The cleanup cost was estimated to be \$100,000. The southbound lanes of Highway 87 were finally opened for the afternoon commute of January 11 and the northbound lanes were opened the morning of January 12.

#### **Ross Creek**

Overbanking occurred at Cherry Avenue along Montmorency Drive and at Jarvis Avenue in San Jose.

#### **Canoas Creek**

Overbanking occurred at four locations in San Jose: Redbird Drive, Kingfisher Drive, Calero Avenue, and Blossom Avenue.

#### **Calero Creek**

Overbanking occurred at McKean Road in San Jose.

### **EAST ZONE**

#### **Upper Penitencia Creek**

Floodwaters overbanked the creek at three locations in San Jose: along Penitencia Creek Road at Toyon Avenue; upstream of Heatherfield Lane; and downstream of King Road.

### **SOUTH ZONE**

#### **West Little Llagas Creek**

On January 9 West Little Llagas Creek flooded the Maple Leaf recreational-vehicle park in Morgan Hill. The park was covered by as much as 3 feet of water in some spots.

## **STORM OF MARCH 10, 1995**

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In March, heavy rainfall caused flooding throughout the Bay Area and around the state. In Santa Clara County peak 48-hour rainfall ranged up to 12 inches. Several major highways were again closed. Damage estimates for the March event were over \$6,000,000.

### **NORTHWEST ZONE**

#### **Hale Creek**

Covington Road, in the Town of Los Altos, was closed to traffic due to flooding from Hale Creek. District crews worked to clear the Covington Road culvert of debris, but the culvert could not handle the volume of water. Some property owners were asked by police to evacuate when their homes were threatened by flood waters.

### **CENTRAL ZONE**

#### **Guadalupe River**

On March 10, 1995, Guadalupe River carried more water through downtown San Jose than any previous flood of record. The river overbanked the easterly levee between Alma Street and the Union Pacific Railroad bridge in San Jose, flooding the Elks' Lodge property and Alma Street. Floodwaters followed the existing topography downstream flooding Willow Street and properties on McLellan Avenue and Harliss Avenue. Properties on Belmont Way were also flooded. Guadalupe River spilled upstream of Virginia Street and upstream of Jerome Street flooding Highway 87. Homes along Virginia Street and St. John Street were evacuated due to flooding. Homes and businesses along River Street were flooded for the second time since January. Hotels and new offices needed sandbags to prevent floodwaters from entering the buildings. Downtown museums, the county government building, and the courts all closed to evacuate workers when the surrounding streets flooded. Water continued up San Pedro Street to Hedding Street threatening many older homes and depositing mud and silt everywhere. The water flowed east to Sixth Street, entering many buildings in the commercial area, and disrupting traffic and businesses. First Street was deep in water from south of Taylor Street to Hedding Street.

### **EAST ZONE**

#### **Fisher Creek**

Local drainage problems were experienced along Caprista Court, Blossom Court, and Boulay Court and surrounding neighborhoods.

## **SOUTH ZONE**

### **Rucker Creek and Skillet Creek**

Rucker Creek overflowed its banks causing sheetflow over Omar Street onto private property and into Llagas Creek. Overbanking from Skillet Creek was observed sheeting over Foothill Blvd. into Llagas Creek and across Buena Vista Avenue into Llagas Creek. Water surrounded one home and some out-buildings on Buena Vista Avenue.

### **Burchell Creek**

Burchell Creek flooded upstream of Burchell Road. Flow entered the box culvert under Burchell Road and was contained in the channel downstream.

### **Uvas Creek**

For approximately 1,600 feet, Uvas Creek overflowed its banks 1,000 feet upstream of the confluence of Uvas Creek and Burchell Creek. For about 2,000 feet upstream of Uvas Road to 1,000 feet downstream of Uvas Road (by Thousand Trails Recreational Vehicle Park) flows from Uvas Creek overtopped existing banks and spread across the floodway and over Uvas Road bridge through Thousand Trails Recreational Vehicle Park. The flow was cresting about 2 feet over the park bridge entrance at the west side of the park.

### **Day Creek**

Water flowing along Day Road into Day Creek flooded onto adjacent property. The intersection of Day Road and Santa Teresa Boulevard flooded.

### **West Branch Llagas Creek**

Overbanking occurred on the east bank of West Branch Llagas Creek for 1,400 feet upstream of Day Road flooding adjacent agricultural land.

### **West Little Llagas Creek**

Flows broke out of West Little Llagas Creek at several locations between Southern Pacific Railroad and La Crosse Drive. The Maple Leaf Recreational Vehicle Park on Monterey Road was flooded to a depth of approximately 2 feet. Flows also broke out causing flooding on Wright Avenue and on an adjacent open field. Also, there were pockets of flooding upstream of Hale Avenue and upstream and downstream of Llagas Road.

### **East Little Llagas Creek**

Overbanking occurred on East Little Llagas Creek at several locations between Southern Pacific Railroad and Highway 101 flooding agricultural land.

## DAMAGE ASSESSMENT SUMMARY

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Preliminary estimates of damages by the Santa Clara Office of Emergency Services were \$3,000,000 for the January event and \$6,369,000 for the March event. The last situation summary and damage estimates for each event are attached in Appendix 1 (No.5, dated January 11, 1995; and No. 7, dated March 20, 1995).

The District's preliminary estimate of claims it will submit for emergency response and debris removal to the Federal Emergency Management Agency is \$500,000 from the January event and \$1,500,000 from the March event. Claims of approximately \$1,000,000 will be submitted for emergency related permanent repair work such as erosion control and sediment removal. Additionally, the District identified several facilities which needed hazard mitigation work to restore design capacity. Estimates for this work, which was completed during the summer and fall were:

Guadalupe River	\$1,500,000
San Tomas Aquino Creek	\$565,000
Canoas Creek	\$150,000
Coyote Creek	\$100,000

TABLE 1

<b>RAINFALL AMOUNTS AND RETURN PERIODS IN SANTA CLARA COUNTY FOR THE JANUARY 8 - 12, 1995 EVENT</b>						
<b>STATION</b>	<b>6 HOURS</b>		<b>24 HOURS</b>		<b>48 HOURS</b>	
	<b>INCHES*</b>	<b>YEARS**</b>	<b>INCHES*</b>	<b>YEARS**</b>	<b>INCHES*</b>	<b>YEARS**</b>
<b>San Jose City</b>	1.4	2-5	2.44	21	2.68	4
<b>Alamitos</b>	2.04	10	3.4	17	4.56	14
<b>Johnson</b>	2.36	15-20	5.2	44	6.96	34
<b>Mt. Umunhum</b>	3.82	15-20	7.58	30-40	10.38	60-70
<b>Lexington</b>	2.24	2	4.68	2	5.92	2
<b>Almaden</b>	3.16	15	6.11	37	7.59	16
<b>Calero</b>	2.51	2	5.35	26	6.27	12
<b>Loma Prieta</b>	2.24	2	4.32	2	5.52	2
<b>Palo Alto</b>	1.55	11	2.27	5	2.43	3
<b>Dahl</b>	1.99	-	4.11	6	5.51	5
<b>Maryknoll</b>	1.52	6	3.48	19	4.4	10
<b>Mt. View</b>	0.84	-	1.44	2	1.72	2
<b>West Yard</b>	1.4	5	2.88	7	3.84	8
<b>Stevens Creek</b>	2.2	4	2.84	2	3.96	2
<b>Saratoga Gap</b>	2.07	-	4.07	2	5.07	2
<b>Valley Christian</b>	2.07	2	2.96	2	4.64	2
<b>Penitencia</b>	1.08	3	2.16	8	2.32	4
<b>Mt. Hamilton</b>	1.56	2	3.84	8	5.16	8
<b>Haskins</b>	1.6	5	2.56	4	2.88	3
<b>Evergreen</b>	1.36	-	2.2	5	2.48	3
<b>U.T.C.</b>	1	2	1.71	2	1.75	2
<b>Anderson</b>	1.84	7	3.32	10	3.72	4
<b>Coe Park</b>	1.88	-	3.32	4	3.88	3
<b>Coit</b>	1.8	-	2.96	4	3.32	2
<b>Peabody</b>	1.47	5	1.63	2	1.71	<2

\* Total rainfall received over 6, 24, or 48 hour period. \*\* Return period (average frequency of occurrence).

TABLE 2

<b>RAINFALL AMOUNTS AND RETURN PERIODS IN SANTA CLARA COUNTY FOR THE MARCH 8 - 12, 1995 EVENT</b>						
<b>STATION</b>	<b>6 HOURS</b>		<b>24 HOURS</b>		<b>48 HOURS</b>	
	<b>INCHES*</b>	<b>YEARS**</b>	<b>INCHES*</b>	<b>YEARS**</b>	<b>INCHES*</b>	<b>YEARS**</b>
<b>San Jose City</b>	0.87	2	1.61	2	3.07	8
<b>Alamitos</b>	1.42	4	2.87	7	5	20
<b>Johnson</b>	1.7	4	3.51	6	6.85	29
<b>Mt. Umunhum</b>	2.87	4	6.38	13	12.13	N.A.***
<b>Lexington</b>	1.73	<2	4.1	2	7.48	5
<b>Almaden</b>	1.66	<2	3.82	3	6.89	9
<b>Calero</b>	1.81	3	3.9	6	6.81	19
<b>Loma Prieta</b>	1.77	<2	4.72	2	7.67	4
<b>Palo Alto</b>	0.9	2	1.38	2	2.44	4
<b>Dahl</b>	1.89	3	3.98	4	6.93	18
<b>Maryknoll</b>	1.57	8	2.6	5	5.04	20
<b>Mt. View</b>	0.59	<2	1.22	<2	2.16	3
<b>West Yard</b>	1.3	4	2.4	4	4.64	18
<b>Stevens Creek</b>	2.01	3	3.82	3	6.65	8
<b>Saratoga Gap</b>	1.33	-	3.55	<2	5.94	<2
<b>Valley Christian</b>	2.99	5	6.03	5	11.81	43
<b>Penitencia</b>	0.9	<2	1.54	3	2.56	7
<b>Mt. Hamilton</b>	1.38	<2	3.42	5	5.4	7
<b>Haskins</b>	0.94	<2	1.77	<2	2.99	3
<b>Evergreen</b>	0.98	-	1.81	3	2.99	7
<b>U.T.C.</b>	1.14	3	2.4	6	4.49	20
<b>Anderson</b>	1.38	2	3.19	9	4.65	13
<b>Coe Park</b>	1.38	<2	2.8	2	4.49	4
<b>Coit</b>	1.93	10	3.82	17	5.24	18
<b>Peabody</b>	1.3	3	2.52	4	3.54	6

\*Total rainfall received over 6, 24, or 48 hour period. \*\*Return period (average frequency of occurrence).

\*\*\*Not available

**TABLE 3**  
**Historic Maximum Rainfall Events**

Station No.	Name	24-Hour Duration			
		Depth (in)	Year	Frequency (yr)	No. Years of Record
1453	San Jose City	4.55	1911	154	93
2099	Palo Alto	3.7	1967	141	39
2073	Anderson Reservoir	6	1963	145	42
2066	Johnson Ranch	5.8	1968	47	24
1523	Peabody	4	1956	39	60

TABLE 4

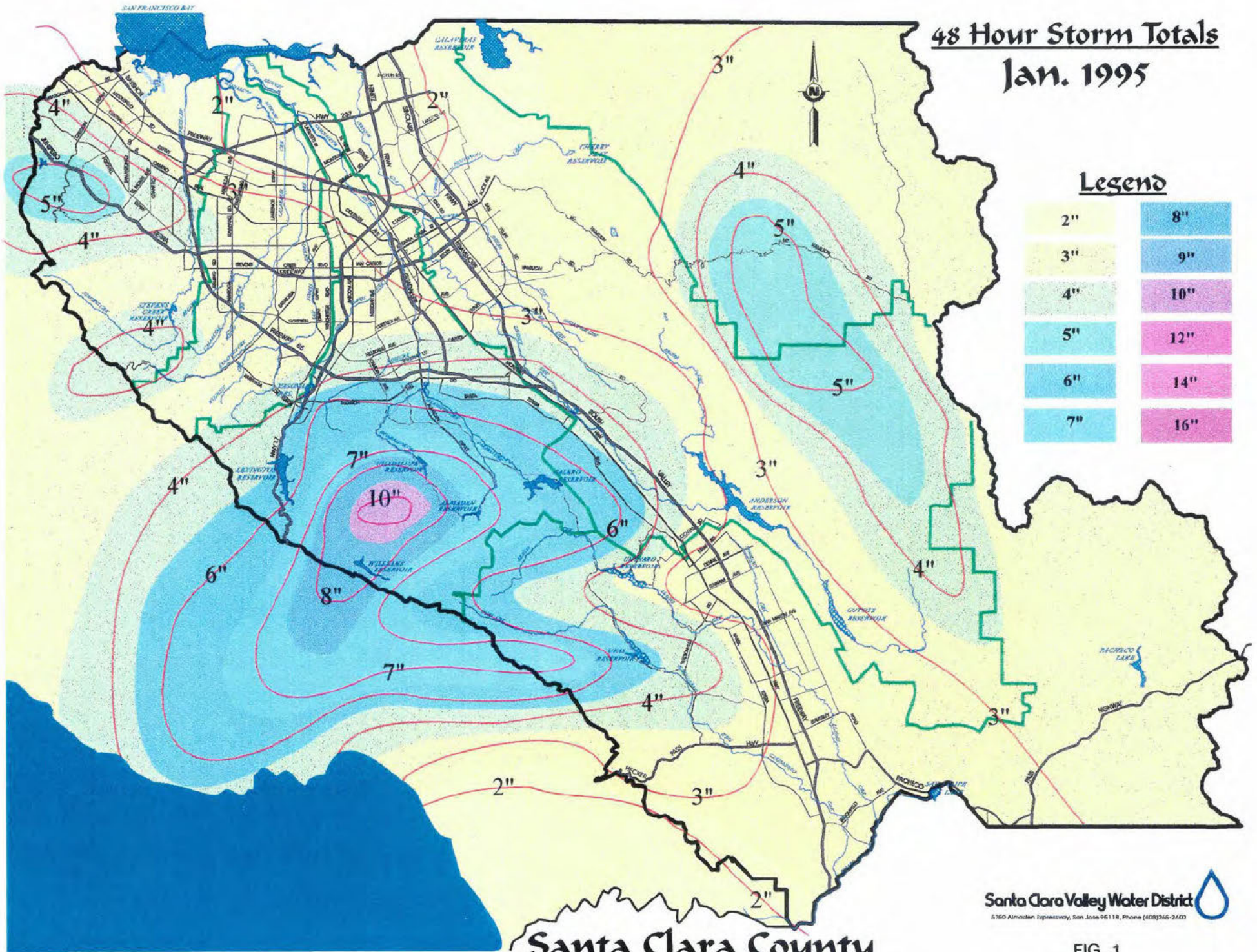
**Preliminary Peak Flow Values for Various Streams in Santa Clara County During 1994-95**  
Flow in Cubic Feet per Second

Stream Gage # and Location		Preliminary Peak Flow		Return Period (Years)		1% Event	10% Event	Historic Peak		Records Began
		Jan. 8-12	Mar. 9-14	January	March	Flow (cfs)	Flow (cfs)	Flow (cfs)	Date	
1	Penitencia @ Piedmont	830	342	5	2	4,500	1,500	2,200	4/2/58	1939
16	Alamitos below Almaden Dam	1,200	854	9	6	3,500	1,300	2,000	12/23/55	1939
17	Guadalupe below Dam	22	648	2	50	920	230			1942
23b	Guadalupe @ Almaden Expy.	8,470	5,590	14	6	14,300	7,200	8,400	1/22-30/83	1975
25	Saratoga @ Pruneridge	245	903	1	1	4,100	2,700	2,300	02/19/80	1939
26A	Calabazas @ Wilcox	1,680	1,870	3	4	3,800	2,500	2,540	01/14/78	1976
33	Hale near Magdalena	8	152	1	2	1,100	460			1946
32A	Permanente @ Berry	562	387	2	2	2,800	1,500			1962
44	Stevens below Dam	104	1,040	1	2	5,500	2,800	1,420	12/23/55	1930
51	Ross @ Cherry	910	935	2	3	2,200	1,500	1,550	1/30/68	1957
58	Coyote @ Edenvale	1,840	1,240	4	3	15,000	4,800	10,000	02/10/22	1916
59	Los Gatos @ Lark	596	1,570	4	10	7,000	1,600	2,800	2/19/86	1970
67	Los Gatos Below Lexington	335	1,910	3	13	6,600	1,600	3,540	04/02/58	1930
69	Llagas Creek Below Chesbro	571	934	11	17	3,900	500	3,190	4/2/58	1950
77	Coyote above Coyote Dam	7,630	13,900	8	25	21,800	8,600			1983
81	Pacheco near Dunville	1,940	12,500	2	13	24,700	11,400			1983
82	Coyote near Madrone	19	450	3	4	15,000	550	25,000	*03/07/11	1902
83	Upper Penitencia @ Dorel	1,280	396	10	3	4,300	1,300			1988
91	Saratoga @ Saratoga-USGS	867	1,200	3	4	3,500	1,900	2,730	12/22/58	1933
93	San Franciscquito-USGS	824	2,010	1	3	8,300	4,300	5,560	12/22/55	1930

NOTE: All 1% and 10% flow rates are based on the 1976 Design Flood flows Manual

\* Historic peak was recorded before Anderson & Coyote Dam were built.

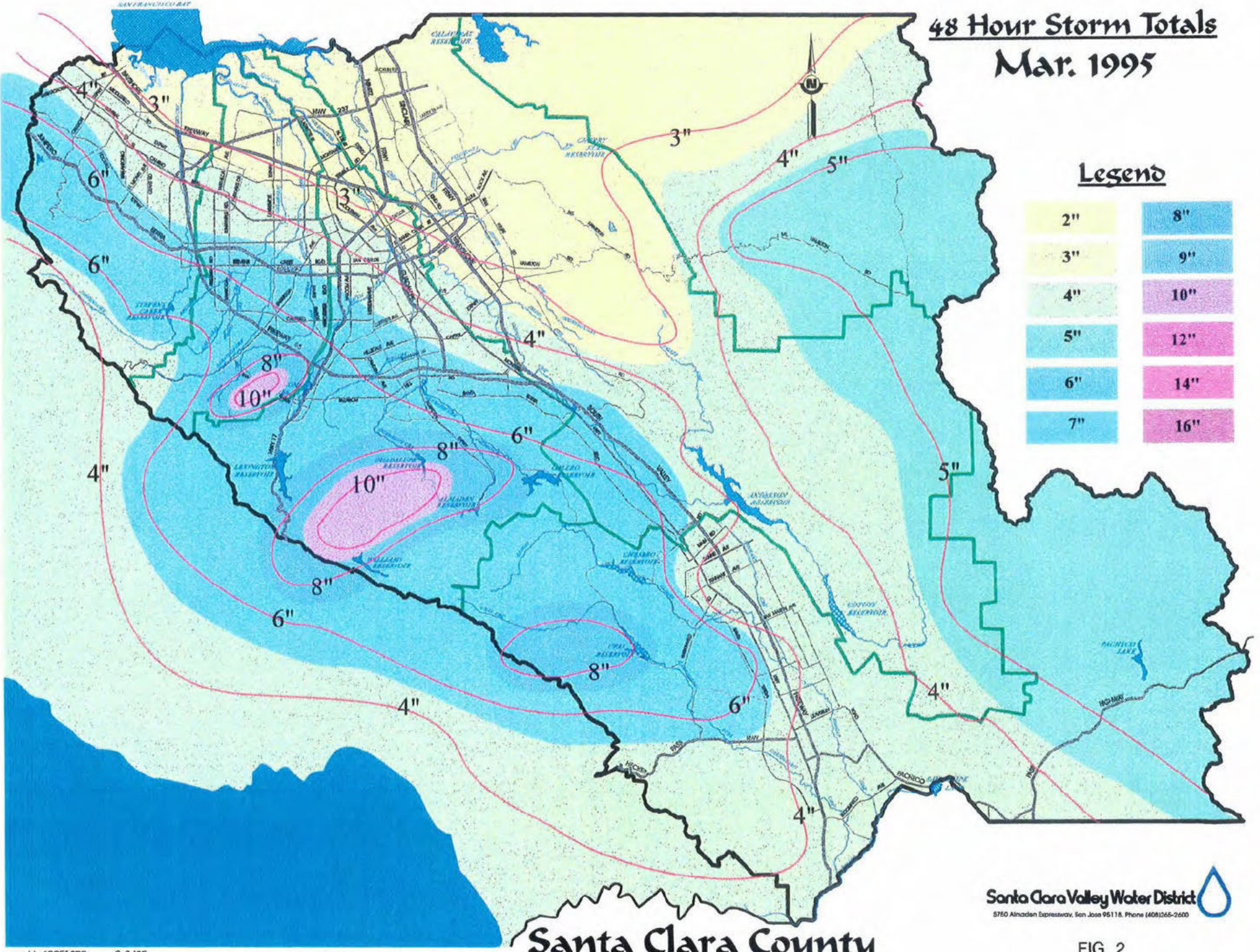
# 48 Hour Storm Totals Jan. 1995



Santa Clara Valley Water District  
 6160 Almaden Expressway, San Jose 95118, Phone (408)246-2400

FIG. 1

# 48 Hour Storm Totals Mar. 1995



## Legend

2"	8"
3"	9"
4"	10"
5"	12"
6"	14"
7"	16"

**Santa Clara County**

Santa Clara Valley Water District  
5760 Almaden Expressway, San Jose 95118, Phone (408)265-2600

FIG. 2

# Guadalupe River

## (Near St. John)

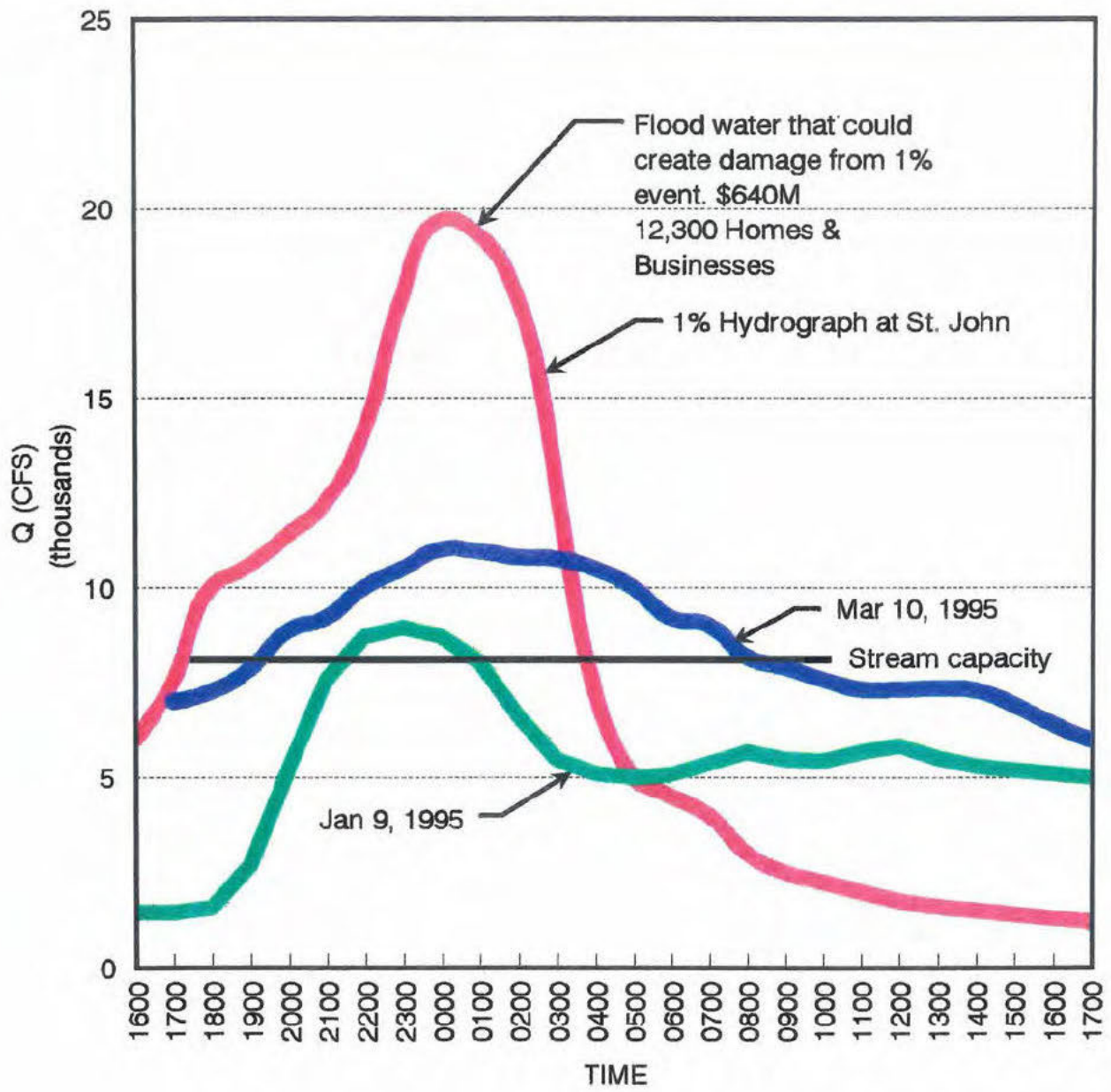


FIGURE 3

**APPENDIX A**

**SITUATION SUMMARY AND  
DAMAGE ESTIMATES FROM THE  
SANTA CLARA COUNTY  
OFFICE OF EMERGENCY SERVICES**

Santa Clara County Office of Emergency Services  
(408) 299-3751

Situation Summary #5: January 11, 1995, as of 12:00 pm

Event: Winter Floods, 1995

Status of Declarations: Two. City of San Jose (Jan. 10, 1995)  
County of Santa Clara (Jan. 10, 1995)

Weather: Lighter precipitation expected today, with light to moderate rain in the hillside areas. Tonight and tomorrow lighter rain is expected on and off, with possibly moderate levels of rain in the high slope areas. A bigger storm is expected on Friday with higher levels of rain expected everywhere.

Deaths and Injuries: None at this time.

Damages:

Los Altos: About thirty-one homes damaged by flooding and four to five by falling trees.

Mtn. View: About 45-50 homes damaged by flooding. One building collapsed.

Palo Alto: Three to Five cars damaged by falling trees.

San Jose: 35 homes with confirmed water damage.

County Facilities: Downtown Superior Court basement flooded  
Various County buildings (25 roof leaks reported at 7:00 am)

Unincorporated Areas: 6 homes in Santa Cruz Mountains have reported damage from falling trees.  
Stanford University has street flooding and basement flooding in 2 structures.

Los Gatos: Downtown businesses flooded and closed.

Estimated Dollar Value: Estimated countywide at \$3,000,000.00

Evacuations:

None are in progress at this time.

**Shelters:**

No shelters are open at this time.

**Medical/Health:** None at this time.

**Road Net:**

City of San Jose:

- First and Montague flooded to Plumeria (12" deep), closed.
- Highway 87 is flooded and closed from Alma to Julian.
- Santa Teresa & Bayliss a mudslide is blocking al N/B lanes. On Santa Teresa there is flooding.
- Highway 87 between Curtner & Julian is closed due to flooding.
- Highway 87 at Highway 280 is closed due to flooding.

Unincorporated area:

- Old Santa Cruz Hwy closed at Call of the Wild, but residents can get in at either end.
- Morrill Road is closed between Summit and Wright Station, due to wires down.
- Redwood Gultch closed at Hwy 9.
- Alma Bridge Road at Lime Kiln is closed due to washout, but residents can get in.
- Summit Road is closed at Old San Jose Road.
- All South County roads are open, but there is flooding in some areas.

**Air Space:** No restrictions at this time.

**Other Critical Information:**

No current updates available at this time.

**Status of EOC Activation/ Staffing:**

- Santa Clara County operational area with limited staffing.  
City of San Jose on limited operational status.

**Local Response:**

Local resources adequate for current situation.

Clean up and monitoring continuing.

**State Response:**

No reported activity at this time.

**Planning Issues:** Continuing to monitor the situation.

**Next Report:** Next scheduled Situation Report will be released  
12:00 hours, January 12, 1995.

Santa Clara County Office of Emergency Services  
 (408) 299-3751 - fax 408-294-4851

SANTA CLARA OPERATIONAL AREA

SITUATION SUMMARY # 7

Event: Winter Floods, March 1995

AS OF March 20, 1995 at 18:00 hrs.

(Information added or changed since last report is underlined.)

1. Proclamations/Declarations:  
 Cities of San Jose, Santa Clara, Saratoga  
 County of Santa Clara, City of Los Gatos  
  
 Extended Proclamations/Declarations:  
  
Santa Clara County, City of San Jose  
  
OASIS Form 130 attached (3/20/95)
2. Disaster Assistance Programs/Facilities: None
3. Dead/Injured: None
4. Evacuations: None in progress.
5. Care and Shelter: All shelters closed.
6. Medical: None
7. Utilities: Electric power service restored in most areas.
8. Road Net: All major roads open to traffic.

Closed:

- Old Santa Cruz (since 1/9/95)
- Alma Bridge Road of Hwy 17 (since 1/9/95)

Misc.:

City of Campbell reported discovering unspecified and as yet undetermined damages to a pedestrian/bicycle structure.

9. Air Space/Facilities: N/A

10. Other critical information: No

11. EOCs and other facilities activated:

City of San Jose EOC - Recovery operations in progress.

County of Santa Clara - Call back alert.

All other EOC's closed.

12. Response actions taken and resources committed by function:

Recovery damage assessment operations in progress. Situation monitoring increased due to prevailing inclement weather conditions.

13. State Response: N/A

14. Planning Issues:

FEMA / State OES Preliminary Damage Assessment (PDA) in progress and Individual Assistance outreach site visits underway.

15. Next Report:

Next Situation Report will be released as conditions warrant.

OPERATIONAL AREA DISASTER ASSISTANCE SUMMARY WORKSHEET OASIS FORM #130 (OA)

JURISDICTION Santa Clara County Operational Area DATE OF THIS SUMMARY March 20, 1995

CONTACT : Robert B. Fields, Emergency Services Mgr. PHONE: 408-299-3751 FAX: 408-294-4851

**5. PRIVATE SECTOR DAMAGE**

TYPE	5a. DESTROYED	5b. MAJOR	5c. MINOR	5d. AFFECTED	5e. EST \$ LOSS
Homeowner		6	175	500	\$ 2,335,000
Home Renter					
Mobile Home Owner				200	\$ 50,000
Mobile Home Renter					
Business Owner (Owns premises)		12	20	100	\$ 1,000,000
Business Renter (Rents or Leases Premises)					
Other (describe)					
5f. Totals		17	195	800	\$ 3,375,000

**OPERATIONAL AREA DISASTER ASSISTANCE SUMMARY WORKSHEET**

continued:

**6. PUBLIC SECTOR DAMAGE**

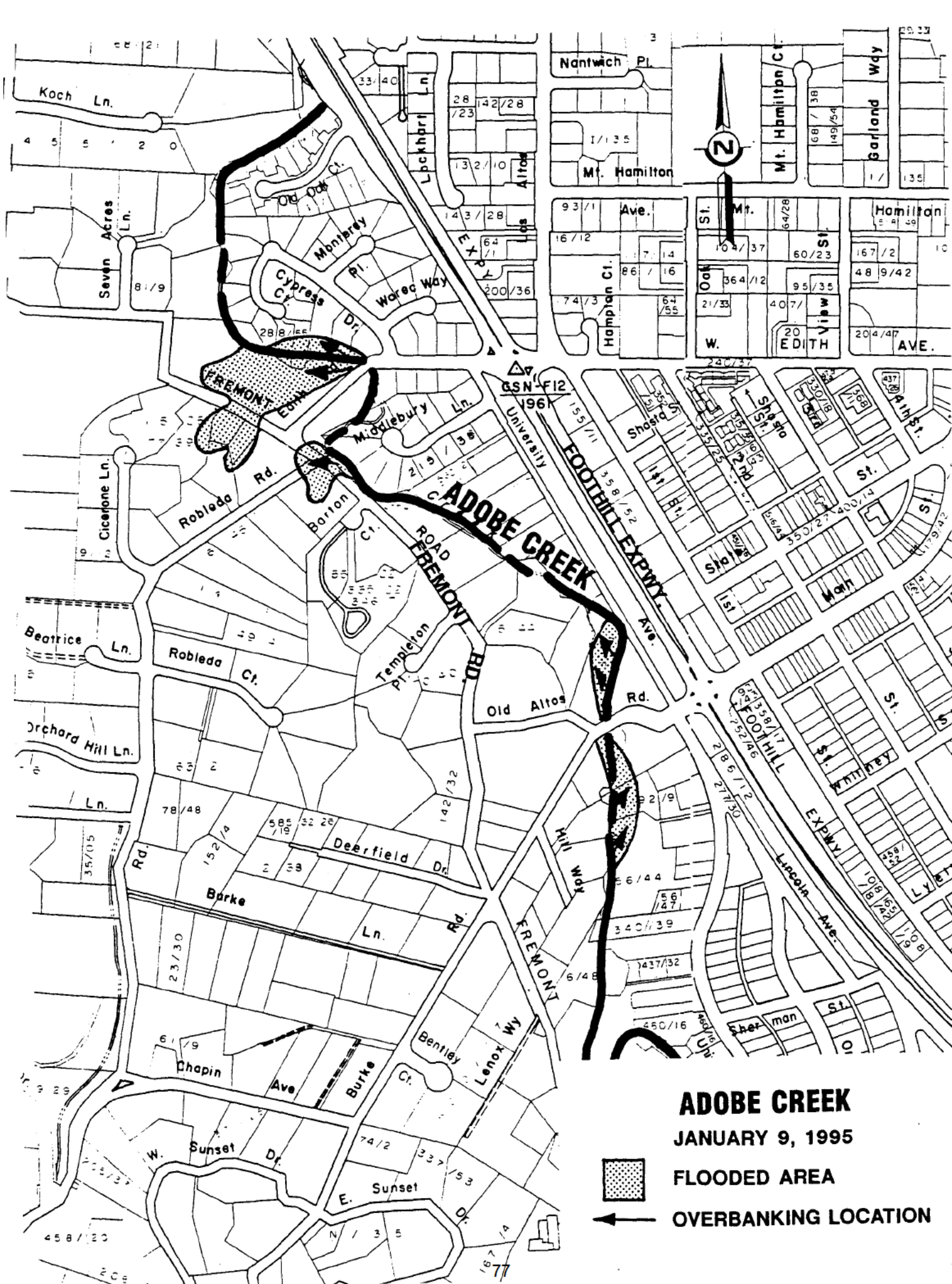
CATEGORY	6a. NUMBER OF SITES	6b. ESTIMATED COSTS
Category A: Debris Clearance	21	\$ 173,000
Category B: Emergency Protective Measures	7	\$ 460,000
Category C: Road System Repairs	22	\$ 1,850,000
Category D: Water Control Facilities	3	\$ 1,000
Category E: Buildings and Equipment	4	\$ 510,000
Category F: Public Utility Systems		
Category G: Other (Not in above categories)		
Totals	57	6c. \$ 2,994,000

**7. OTHER PUBLIC ASSISTANCE PROGRAMS**

PROGRAM	ESTIMATED COSTS
Federal Highways (For damages to federal highway systems.)	7a.
U.S. Army Corps of Engineers (PL 99) [For emergency flood control projects]	7b.
Soil Conservation Service [For emergency watershed rehabilitation]	7c.
Other [Describe]	7d.
Totals:	7e.

**APPENDIX B**  
**MAPS AND PHOTOGRAPHS**

**JANUARY 1995 FLOODING MAPS**



# ADOBE CREEK

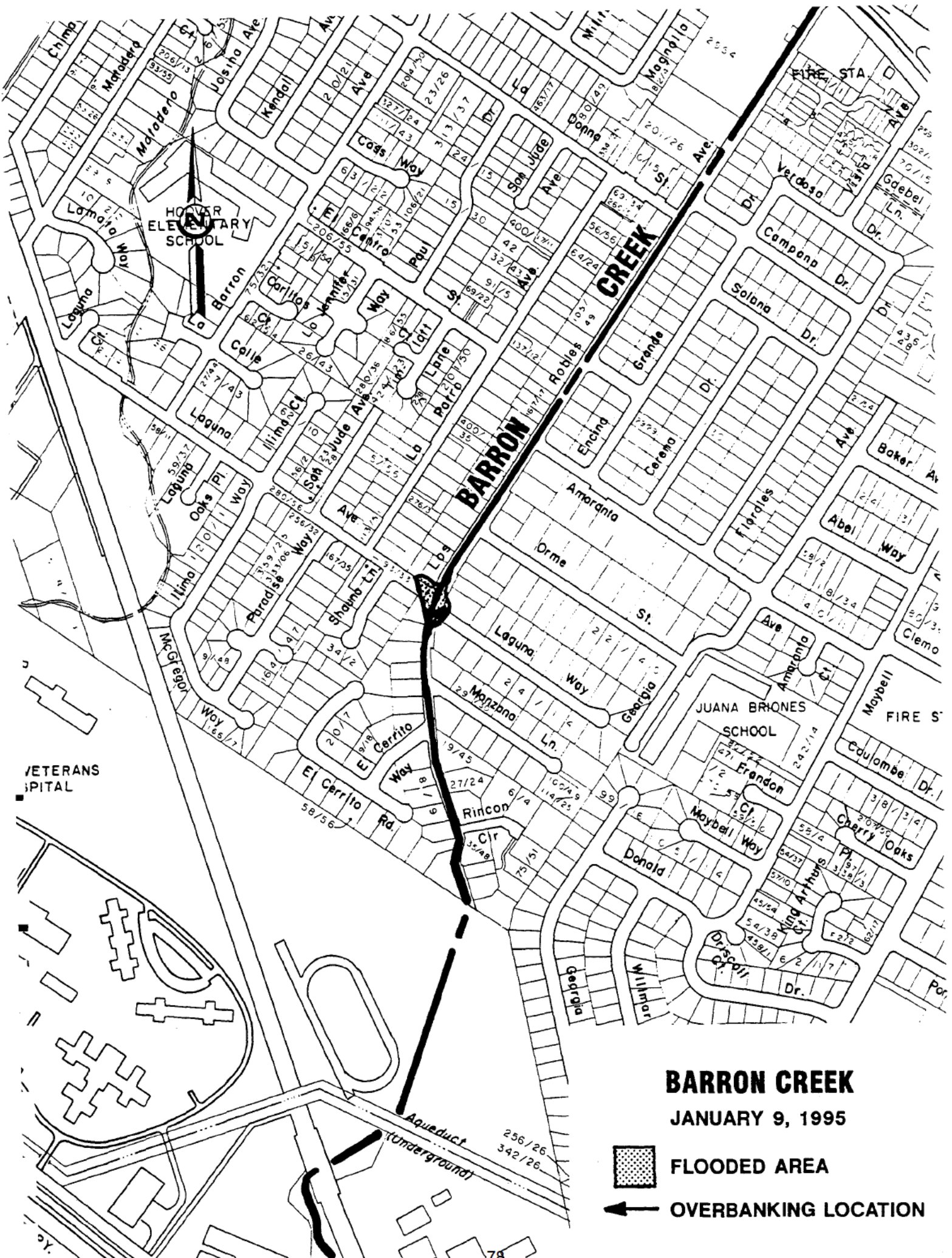
JANUARY 9, 1995



FLOODED AREA



OVERBANKING LOCATION



## BARRON CREEK

JANUARY 9, 1995



FLOODED AREA



OVERBANKING LOCATION



SPRINGER  
ELEMENTARY  
SCHOOL

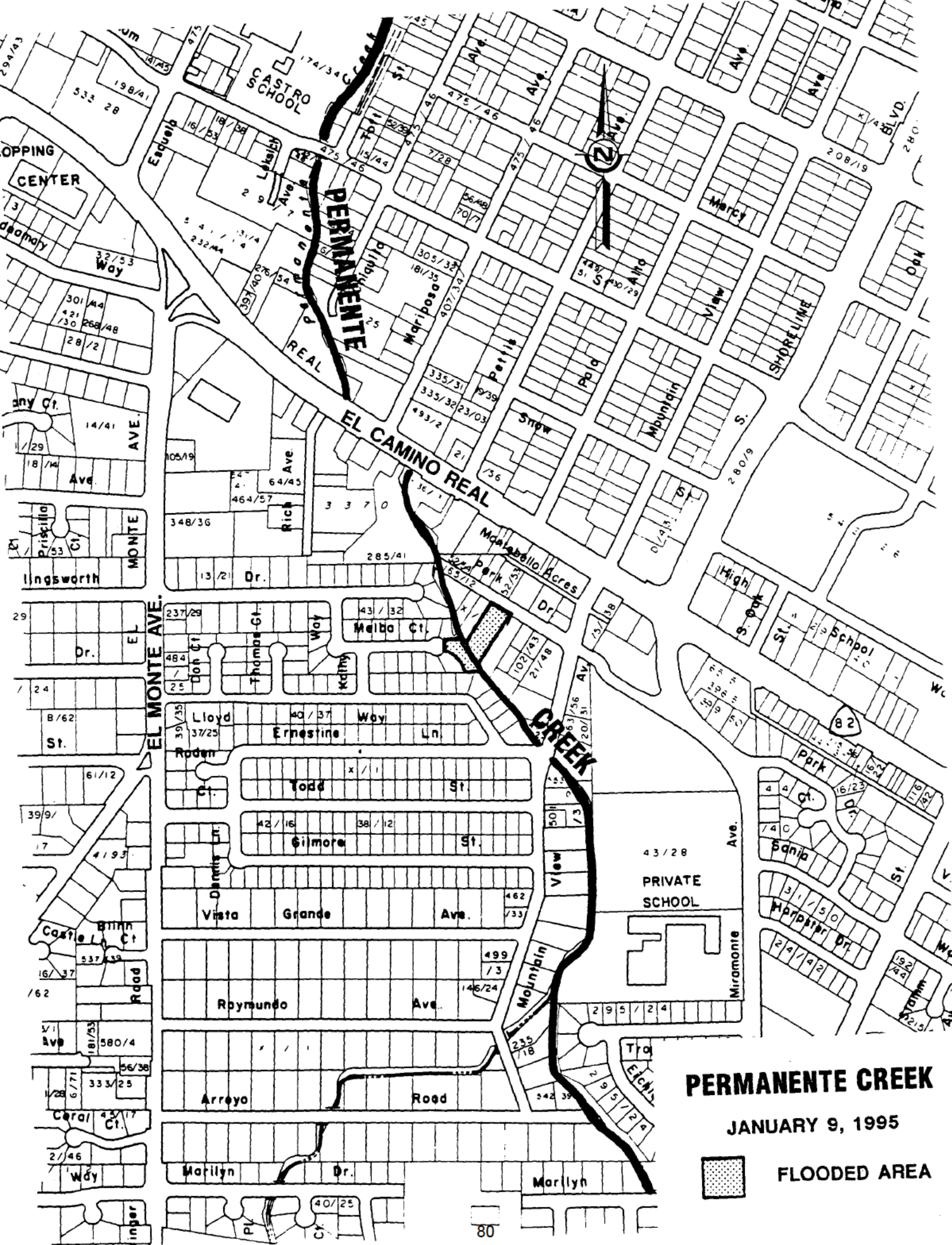


# HALE CREEK

JANUARY 9, 1995



FLOODED AREA



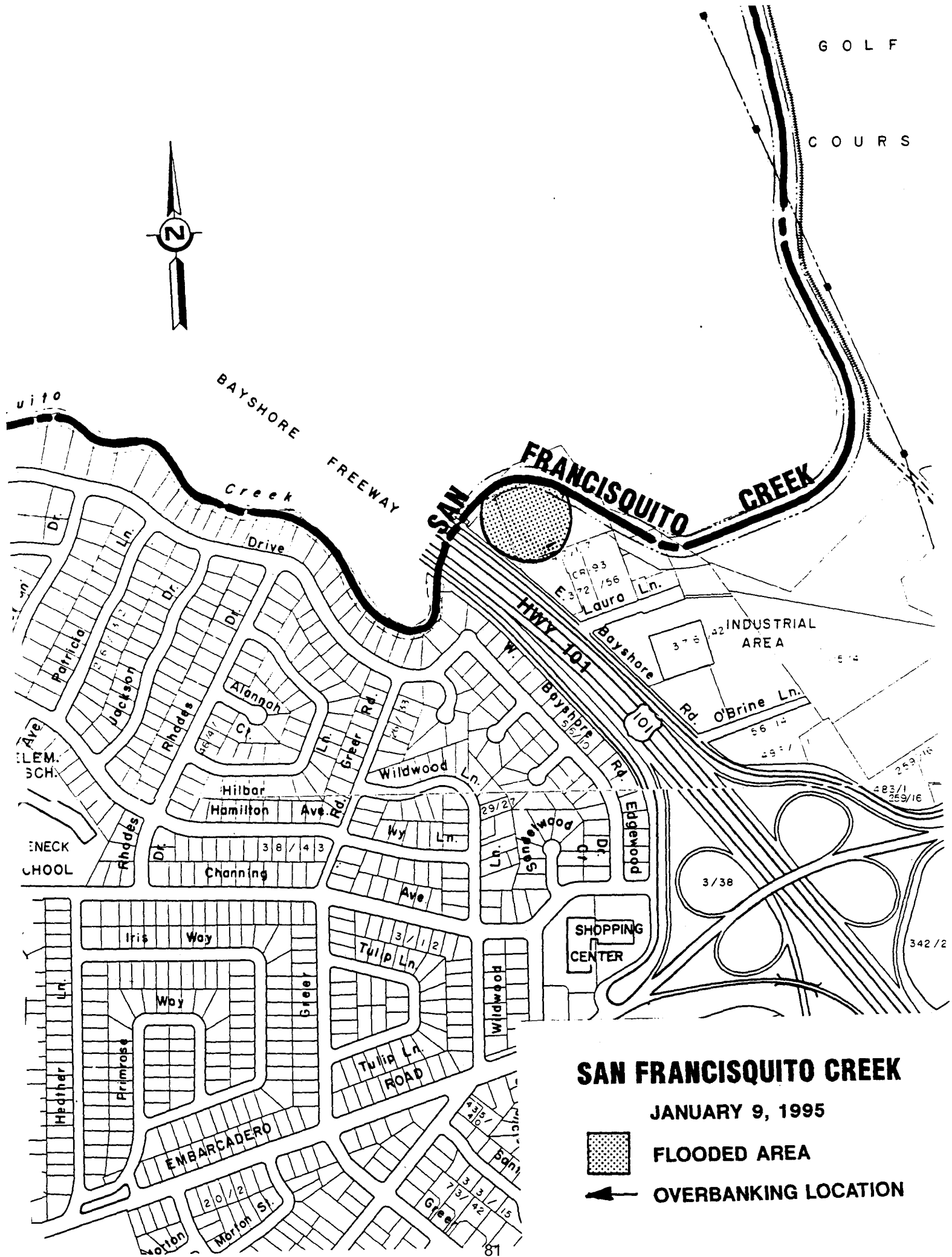
**PERMANENTE CREEK**

JANUARY 9, 1995



**FLOODED AREA**

GOLF COURSE



### SAN FRANCISQUITO CREEK

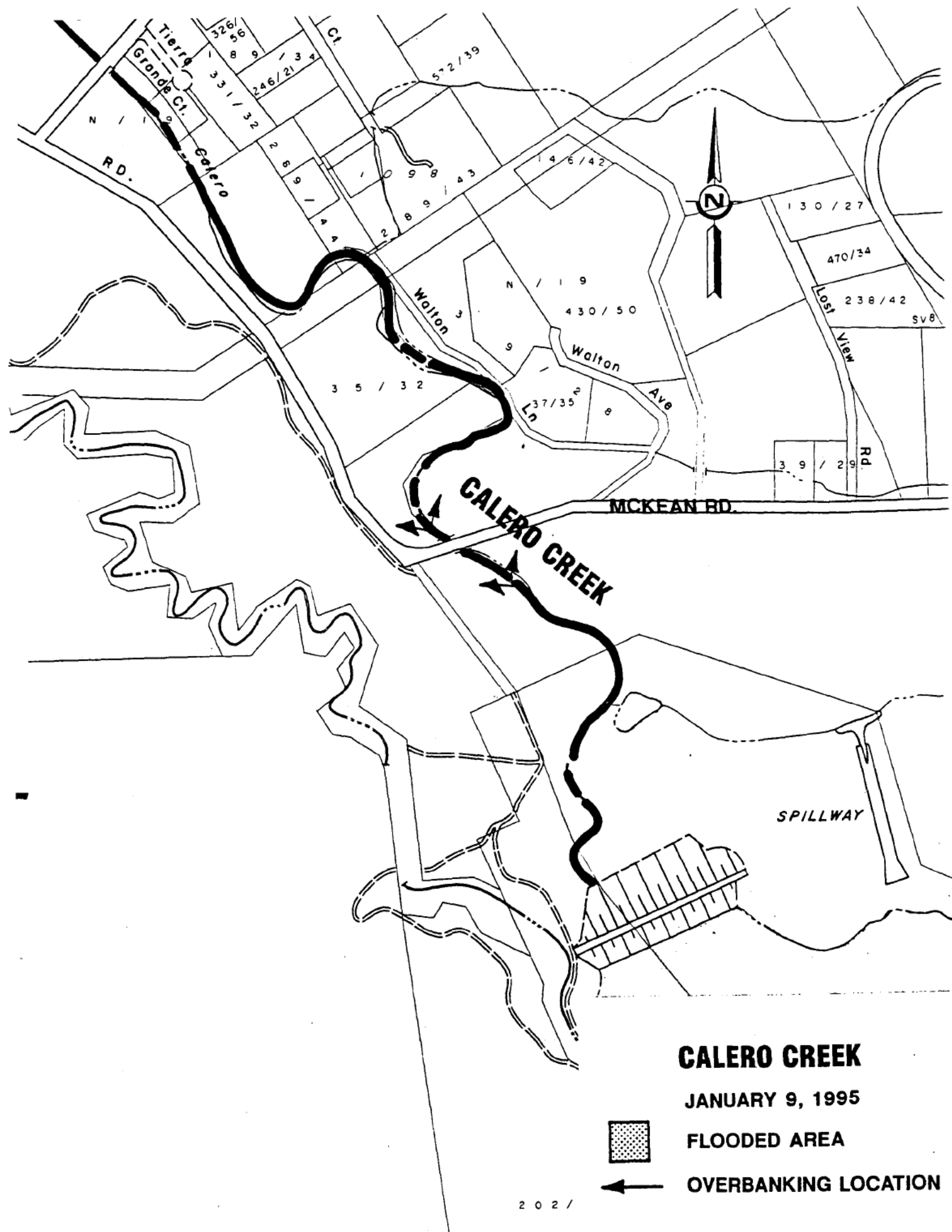
JANUARY 9, 1995



FLOODED AREA



OVERBANKING LOCATION





**CANOAS CREEK**

JANUARY 9, 1995



FLOODED AREA

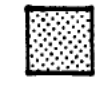


OVERBANKING LOCATION



# CANOAS CREEK

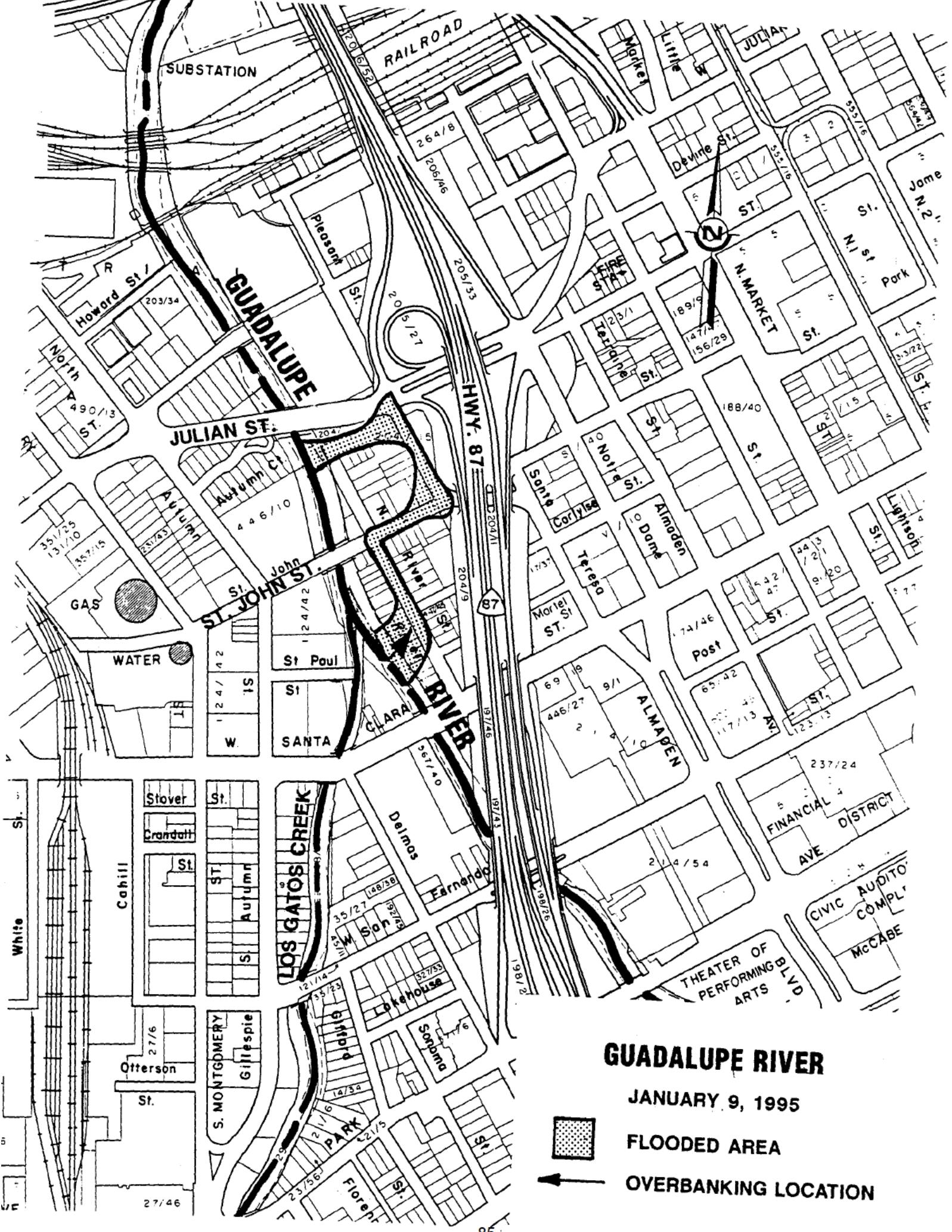
JANUARY 9, 1995



FLOODED AREA



OVERBANKING LOCATION



## GUADALUPE RIVER

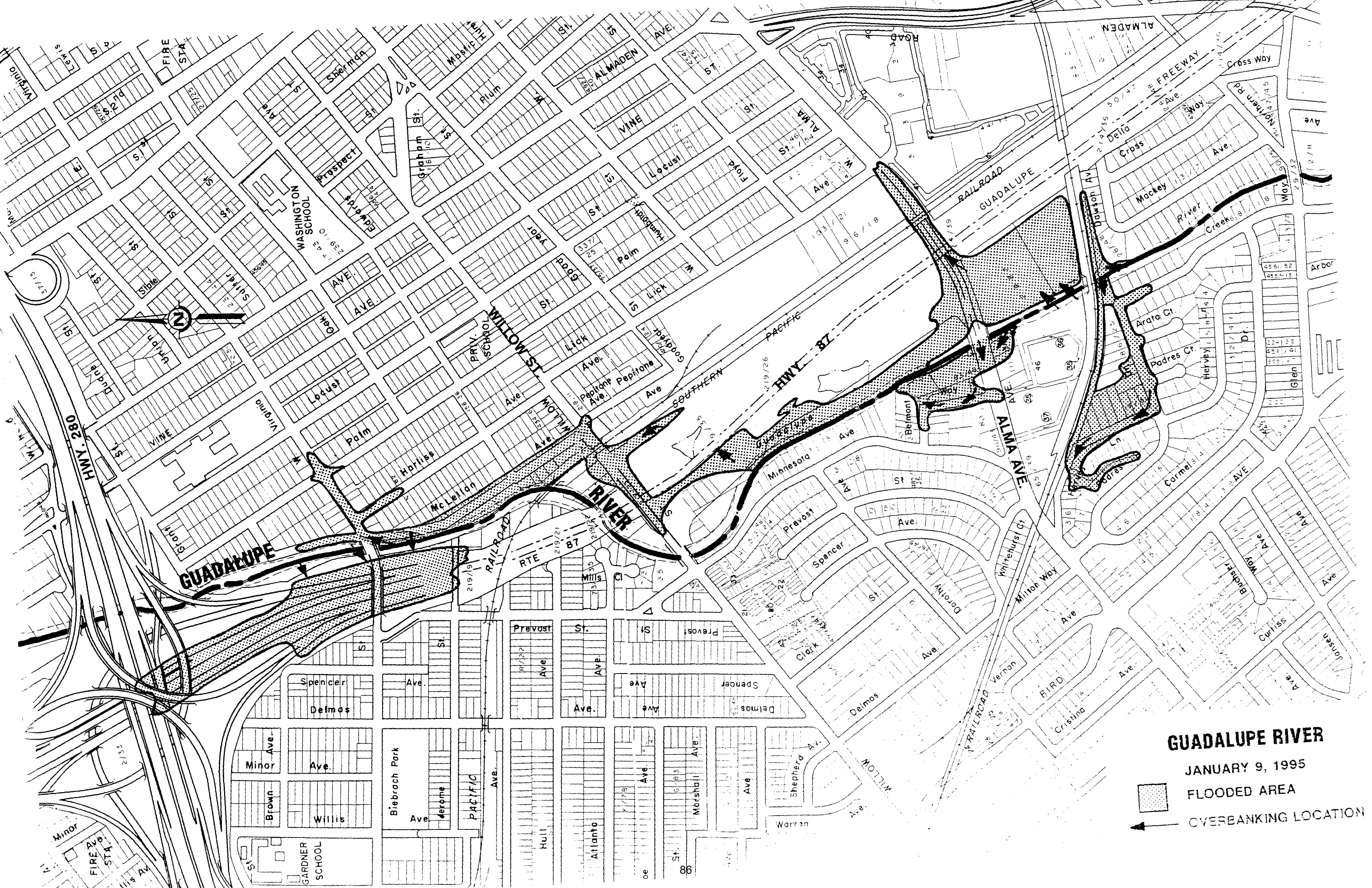
JANUARY 9, 1995



FLOODED AREA

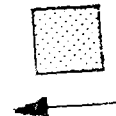


OVERBANKING LOCATION



**GUADALUPE RIVER**

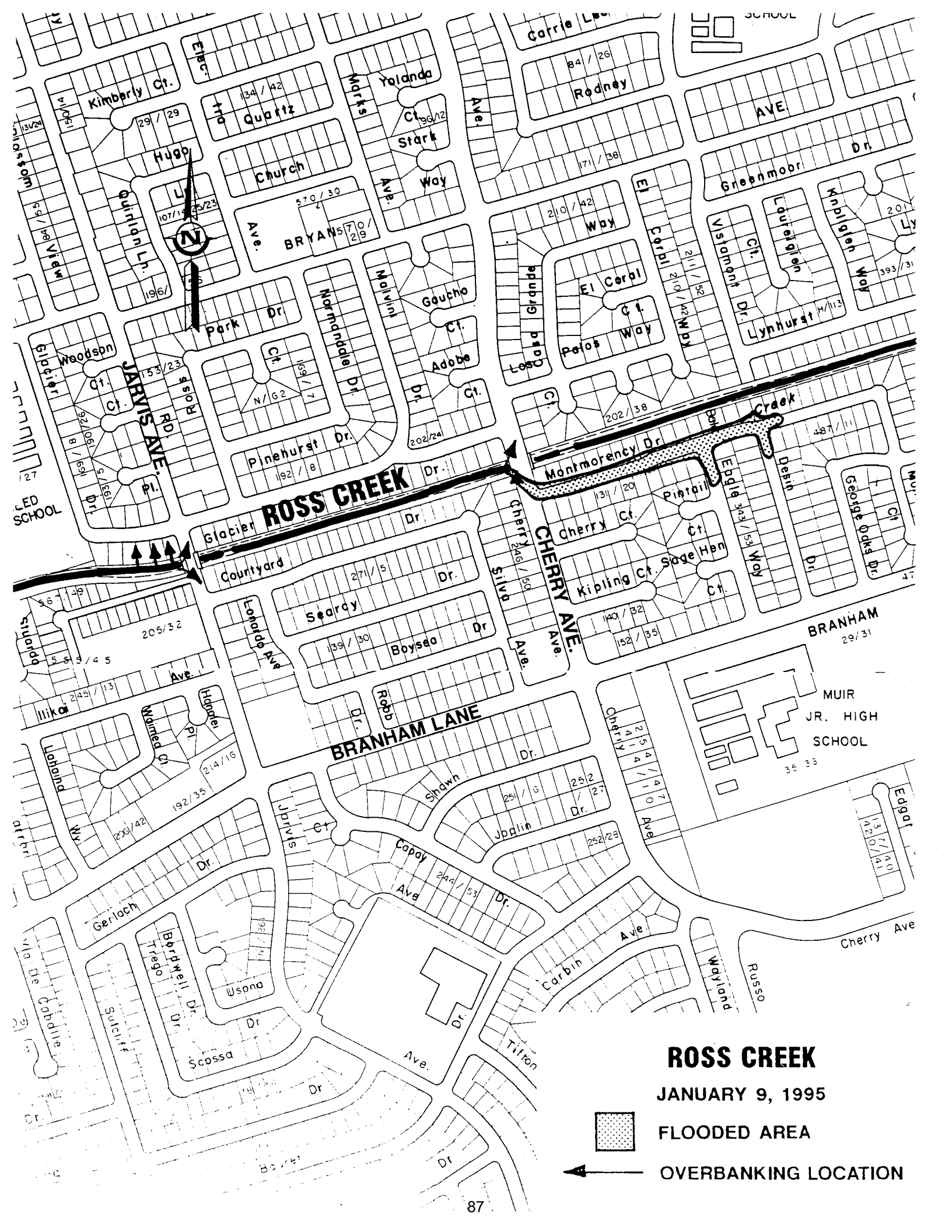
JANUARY 9, 1995



FLOODED AREA



OVERBANKING LOCATION



# ROSS CREEK

JANUARY 9, 1995

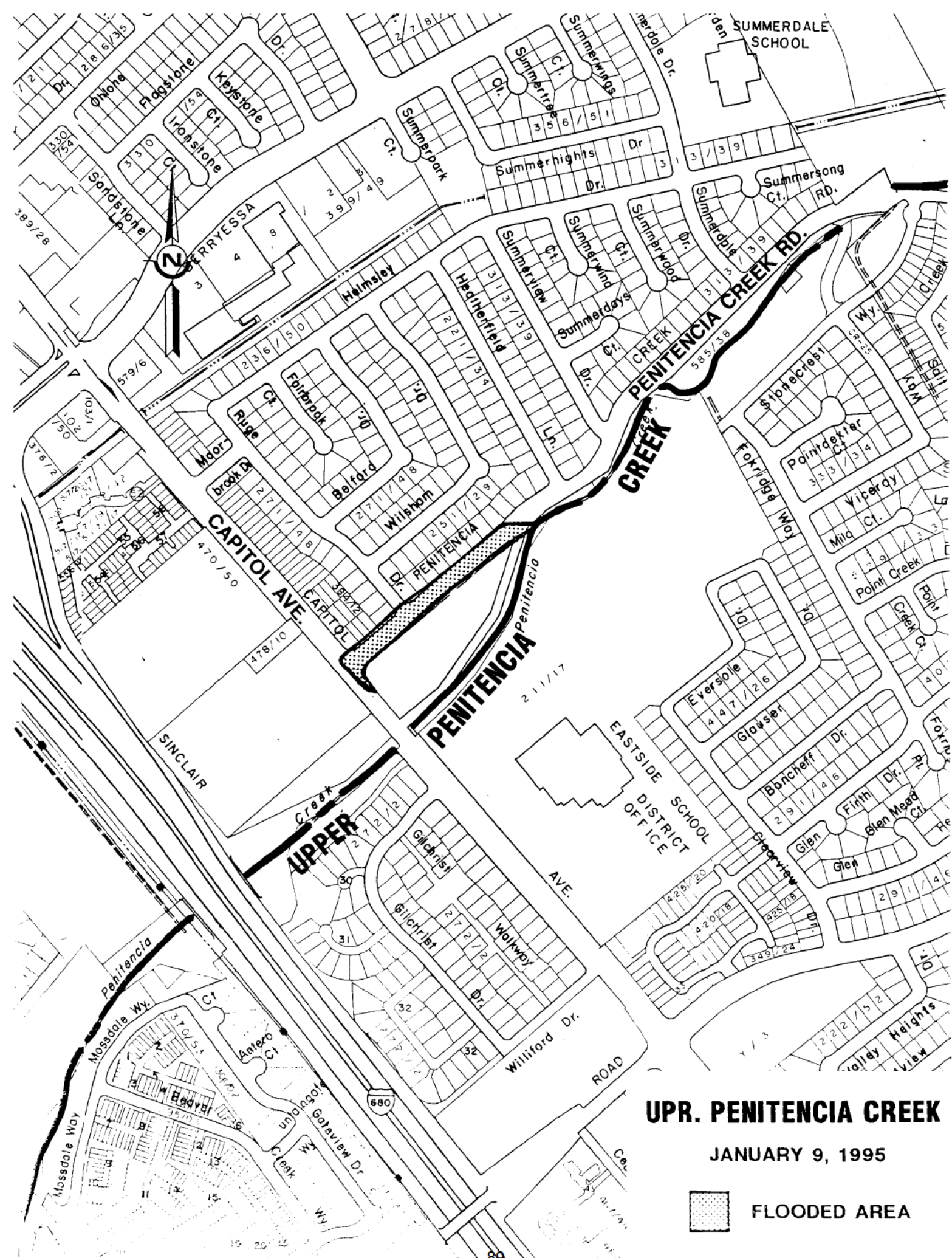


FLOODED AREA



OVERBANKING LOCATION





**UPR. PENITENCIA CREEK**

JANUARY 9, 1995




**FLOODED AREA**



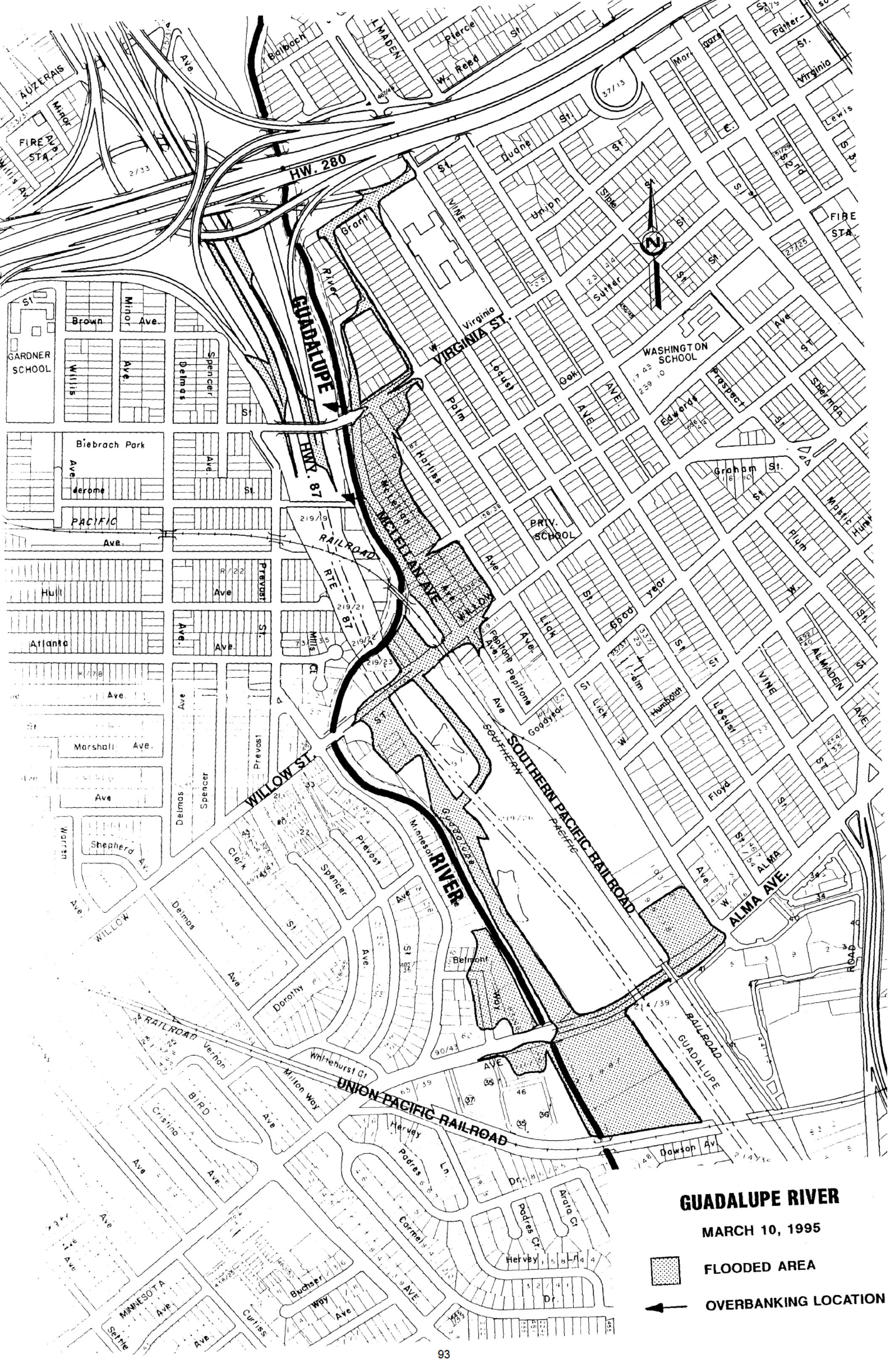
**UPR. PENITENCIA CREEK**

JANUARY 9, 1995

 FLOODED AREA





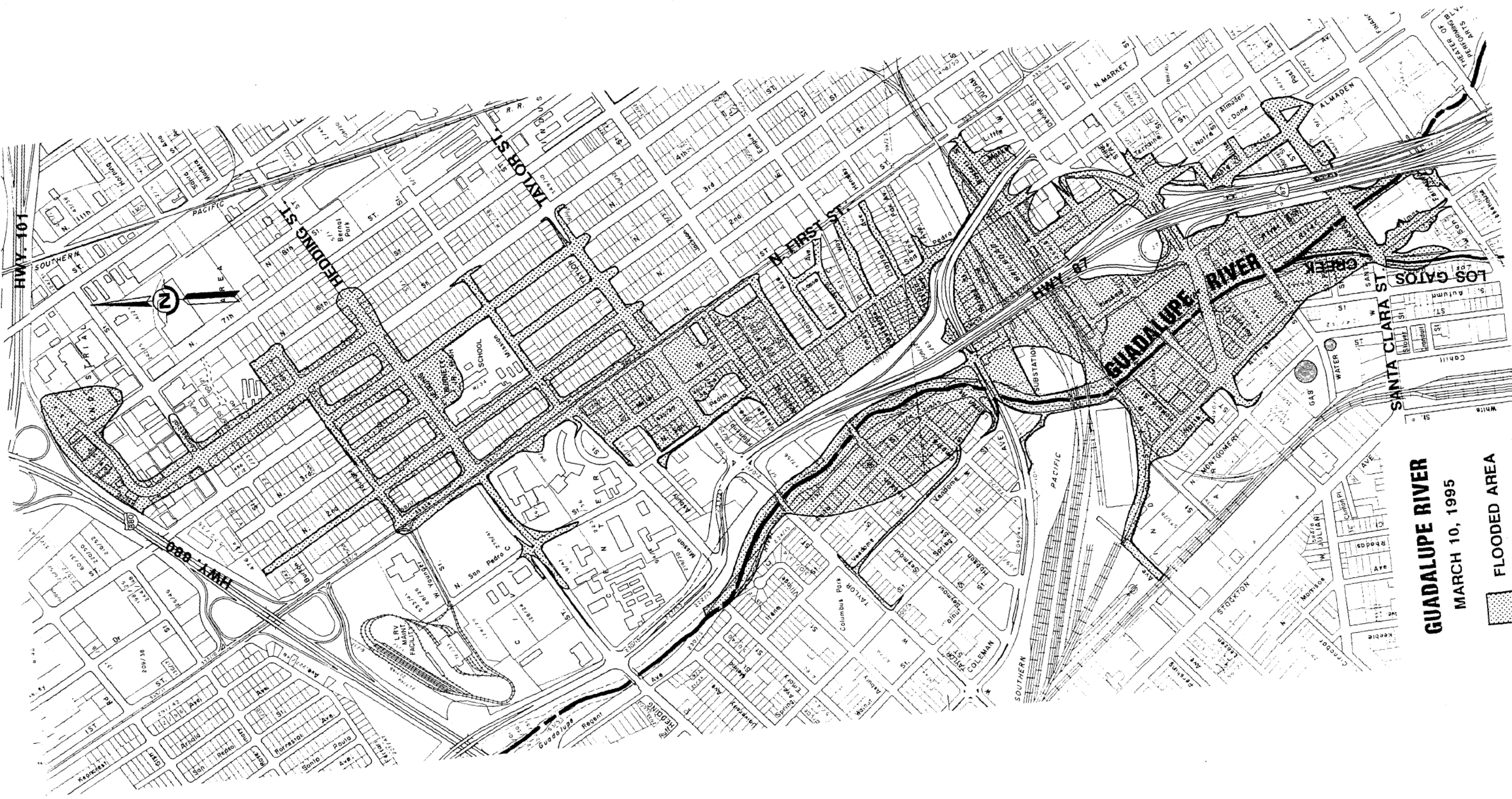
**MARCH 1995 FLOODING MAPS**



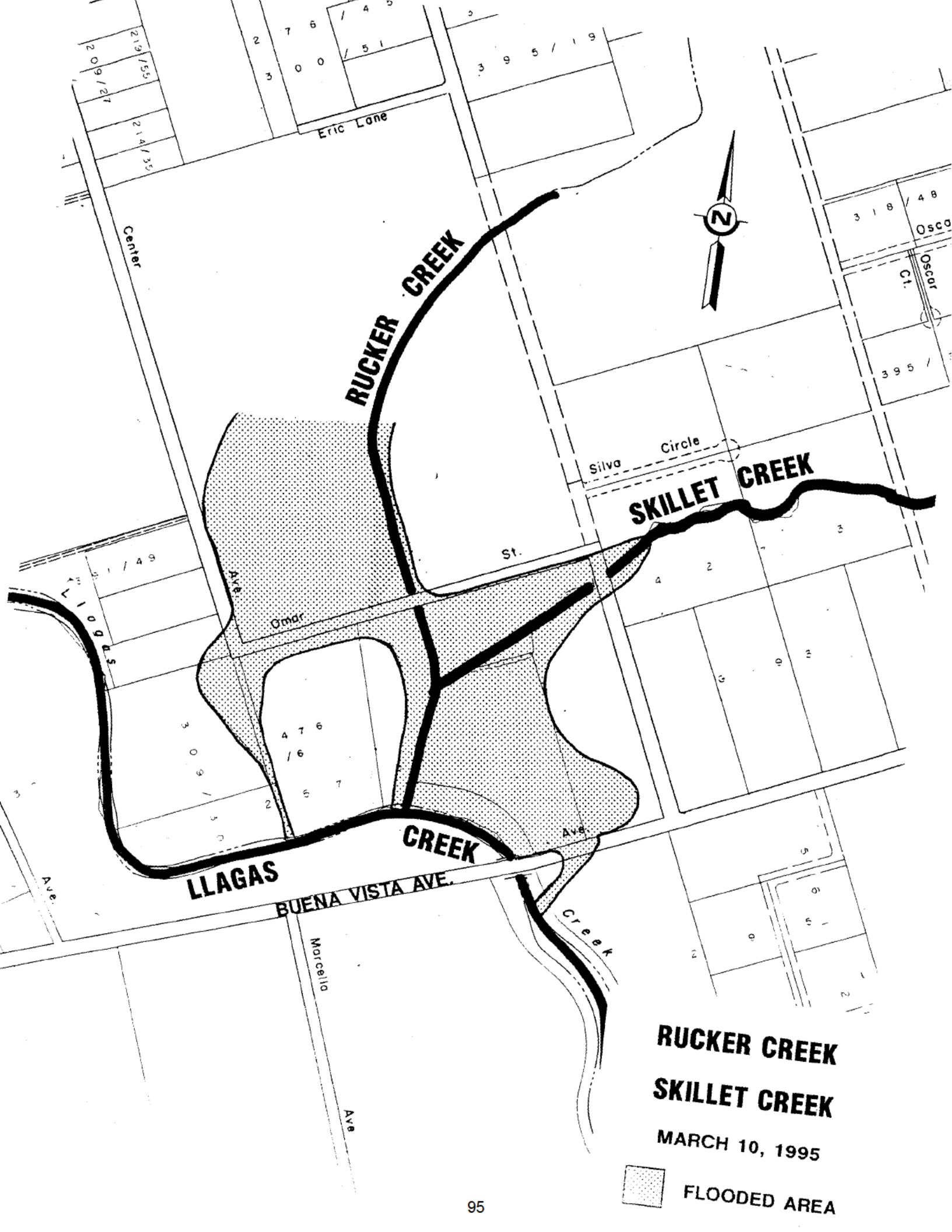
**GUADALUPE RIVER**

MARCH 10, 1995

-  FLOODED AREA
-  OVERBANKING LOCATION



**GUADALUPE RIVER**  
MARCH 10, 1995  
FLOODED AREA



**RUCKER CREEK**

**SKILLET CREEK**


**LLAGAS CREEK**

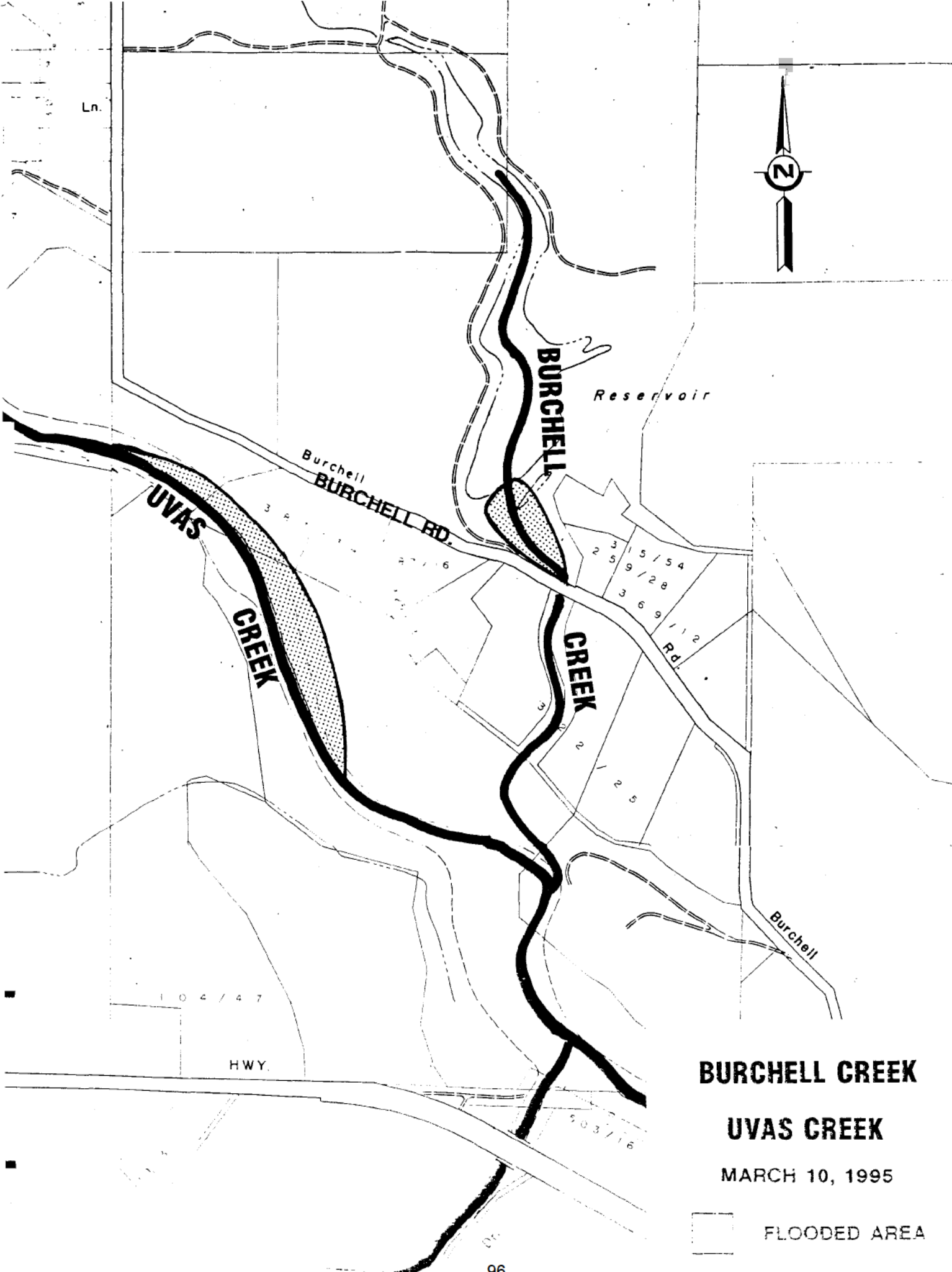
**BUENA VISTA AVE.**

**RUCKER CREEK**

**SKILLET CREEK**

**MARCH 10, 1995**


 **FLOODED AREA**



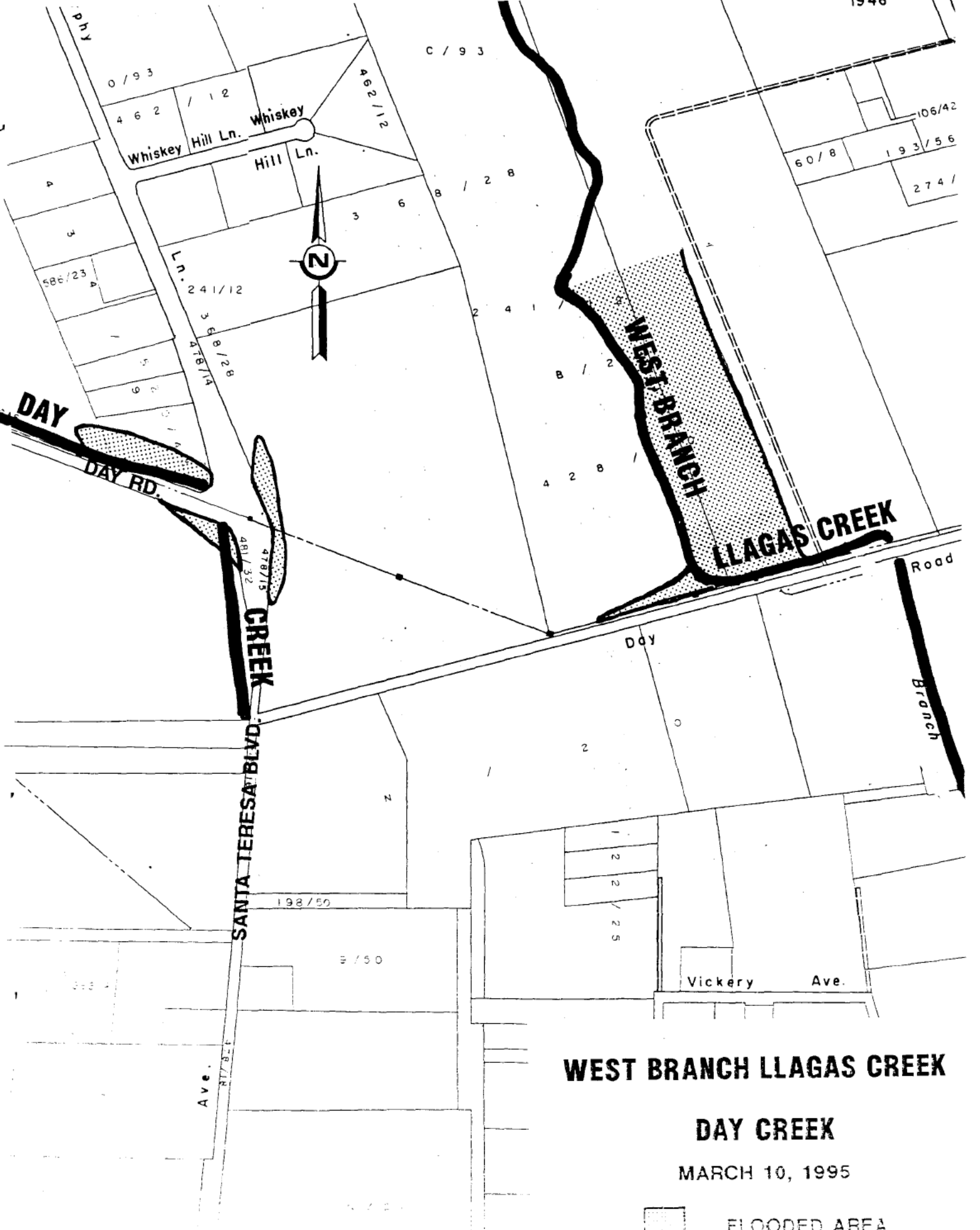
**BURCHELL CREEK**

**UVAS CREEK**

MARCH 10, 1995

 FLOODED AREA






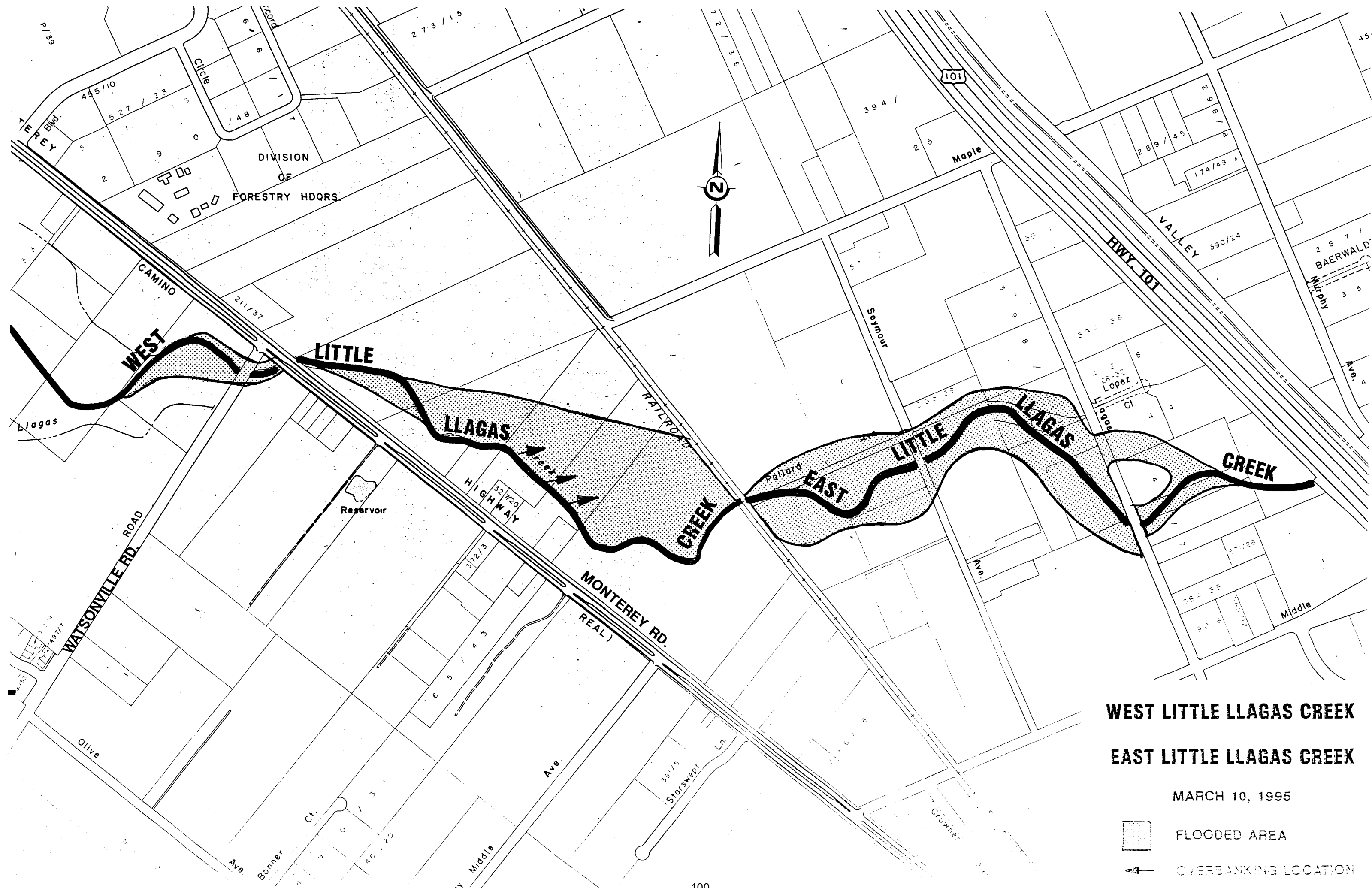
# WEST BRANCH LLAGAS CREEK

## DAY CREEK

MARCH 10, 1995

 FLOODED AREA







**WEST LITTLE LLAGAS CREEK**

**EAST LITTLE LLAGAS CREEK**

MARCH 10, 1995

-  FLOODED AREA
-  OVERBANKING LOCATION

**1995 FLOODING PHOTOGRAPHS**



FLOODING FROM ADOBE CREEK AT FREMONT RD. 1/10/95



GUADALUPE RIVER AT HWY. 237 1/11/95



FLOODING DAMAGE CAUSED BY UPPER PENITENCIA CREEK AT KING RD. NURSERY 1/11/95



GUADALUPE RIVER D/S HEDDING ST. 3/9/95



GUADALUPE RIVER AT SANTA CLARA ST. 3/9/95



SAN TOMAS AQUINO CREEK AT HETCH HETCHY CROSSING 3/10/95



GUADALUPE RIVER AT HWY. 87 3/10/95



FLOODING FROM GUADALUPE RIVER AT JULIAN ST. AND AUTUMN ST. 3/10/95



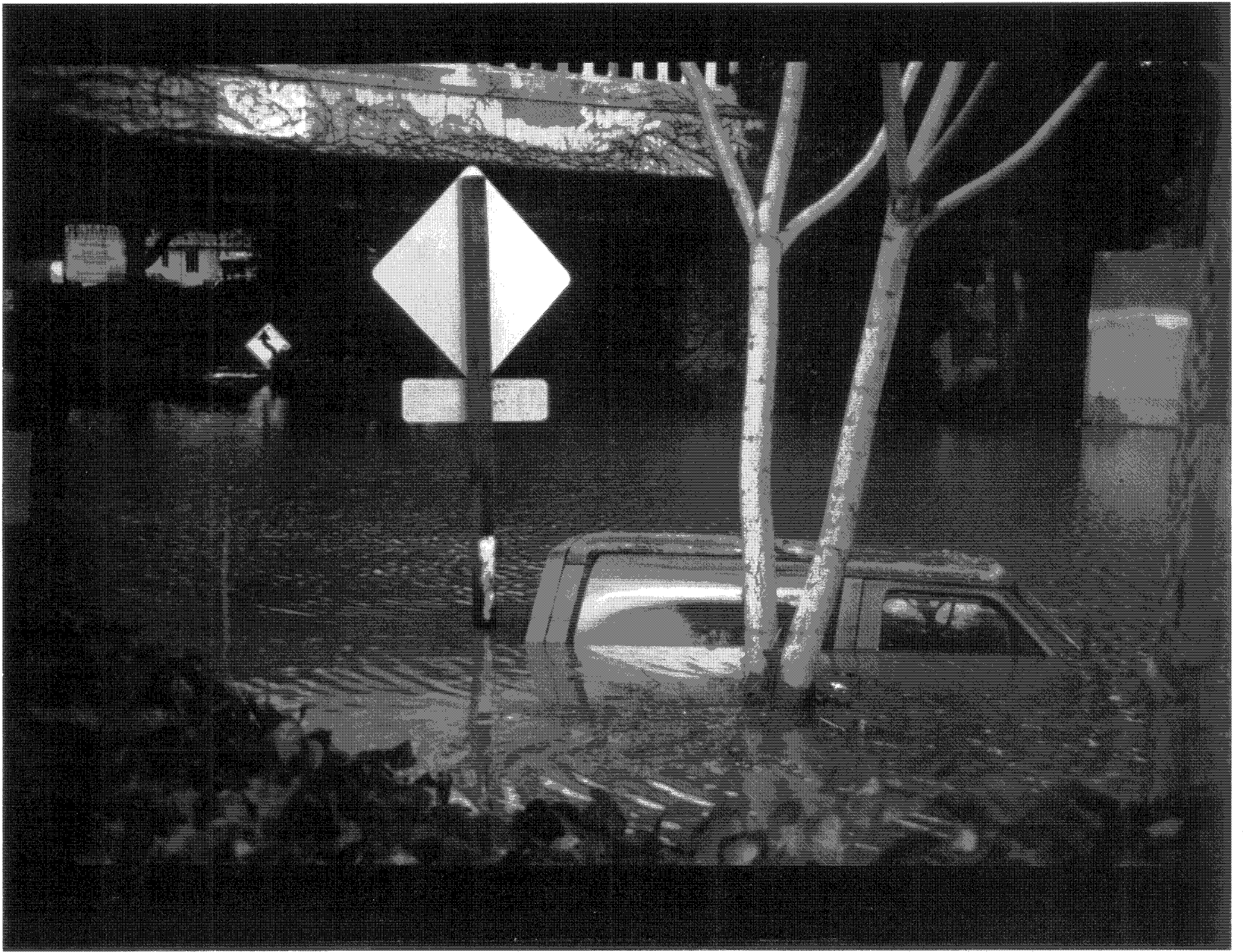
FLOODING CAUSED BY GUADALUPE RIVER AT SAINT JOHN ST. AND RIVER ST. 3/10/95



FLOODING FROM GUADALUPE RIVER AT EDWARDS AVE. AND MCLELLAN AVE. 3/10/95



FLOODING FROM GUADALUPE RIVER AT HARLISS AVE. 3/10/95  
112



FLOODING FROM GUADALUPE RIVER AT WILLOW ST. 3/10/95



FLOODING FROM GUADALUPE RIVER AT SANTA CLARA ST. 3/11/95



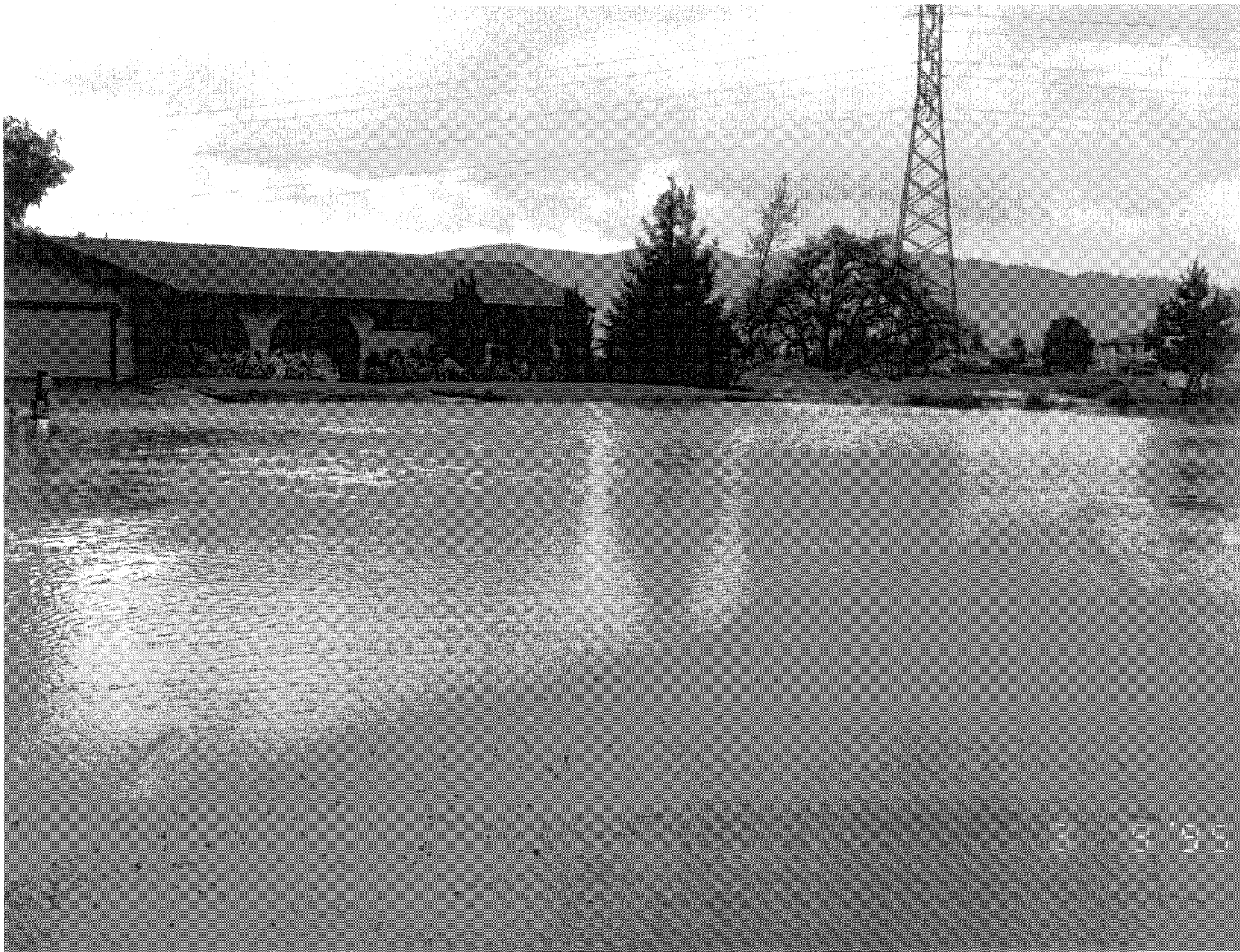
LOCAL DRAINAGE CAUSED BY GUADALUPE RIVER ON THE LIGHT RAIL AT ORCHARD ST. AND FIRST ST. 3/11/95



FLOODING CAUSED BY FISHER CREEK AT BOULAY CT. AND SCHELLER AVE 3/9/95



FLOODING CAUSED BY FISHER CREEK AT BLOSSOM CT. 3/9/95



FLOODING CAUSED BY FISHER CREEK AT CAPRISTA CT. 3/9/95



LLAGAS CREEK AT WATSONVILLE RD. 3/9/95



LLAGAS CREEK AT SEYMOUR AVE. 3/9/95

**From:** [Raymond White](#)  
**Subject:** Fw: Florida Surgeon General Advises Communities to End Fluoridation  
**Date:** Saturday, November 23, 2024 2:53:58 PM

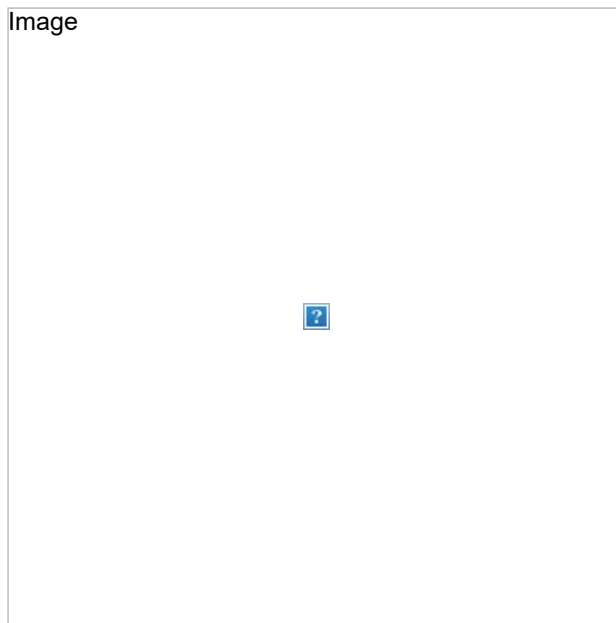
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\*\*\* This email originated from outside of Valley Water. Do not click links or open attachments unless you recognize the sender and know the content is safe. \*\*\*

Notice other authorities responding to science while you do not yet.  
Raymond R. White

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

**From:** Fluoride Action Network <[mail@networkforgood.com](mailto:mail@networkforgood.com)>  
**To:** [REDACTED]  
**Sent:** Saturday, November 23, 2024 at 01:16:51 PM PST  
**Subject:** Florida Surgeon General Advises Communities to End Fluoridation



## Florida Surgeon General Advises Communities to End Fluoridation

[\\*Click here to share this bulletin](#)

Florida's State Surgeon General, Joseph Ladapo, MD, PhD, held a press conference on Friday, November 22nd to announce that his office is advising all communities within the state to stop adding fluoridation chemicals to the public drinking water due to the neurotoxic risk the practice poses to the developing brain. Dr. Ladapo has both a medical degree and a PhD in health policy from Harvard and is a professor of medicine at the University of Florida, where his focus is on reducing health risks for low-income and disadvantaged populations.

He was joined at the press conference by Florida dentist Claire Stagg, DDS, MS, and Ashley Malin, PhD, an assistant professor in the department of epidemiology at the University of Florida's College of Public Health. Dr. Malin was the lead author of a [study published in May](#) in the *Journal of the American Medical Association* (JAMA) that found that children of mothers living in fluoridated Los Angeles, California had double the odds of several neurobehavioral problems compared to mothers with lower fluoride exposures. Funding for the study was provided by the National Institutes of Health (NIH) and the US Environmental Protection Agency (EPA), and it was the [10th consecutive NIH-funded study](#) in humans finding adverse effects of fluoride on children's developing brains.

Dr. Ladapo credited the Fluoride Action Network's (FAN) [recent victory in federal court](#) and the judge's ruling that water fluoridation "poses an unreasonable risk to human health" for bringing the issue to his attention. This led Dr. Ladapo to investigate the science further, including the [National Toxicology Program's systematic review](#), published in August, which found that there is consistent, substantial, and high-quality evidence from diverse birth cohort groups in 5 different countries confirming that fluoride is comparable to lead in its ability to lower IQ and impair brain development in children.

During the press conference, Dr. Ladapo explained that for much of his career he "supported this practice," but after reviewing the science, he "was appalled" by the amount of evidence showing "that fluoride is neurotoxic" and the evidence of side-effects having "been in the [scientific] literature for many years."

Dr. Ladapo provided the following advisory:

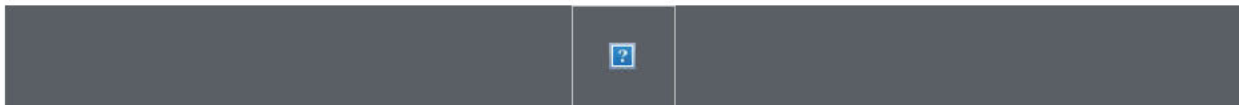
**"[Fluoridation] is public health malpractice,** and so we are issuing guidance to every community, every municipality, every county in Florida to stop adding fluoride to their community water systems. And I will tell you that the data that we have, the studies that we have, primarily are focused on pregnant women and children, those are clearly the most sensitive and vulnerable populations for fluoridation in terms of these adverse neuropsychiatric effects. But I personally, in my family, we've pulled back in terms of sources of fluoride because we're concerned about the effects in adults also."

He went on to directly counter misinformation being spread by the American Dental Association (ADA) and other pro-fluoridation special interest groups:

"So the typical criticism has been that these studies were in countries like China or India where, say the naturally occurring amounts of fluoride are much higher than what we have here in the United States. Well, it turns out that in fact that wasn't true. So in the last five or six years there have been several studies that have been published, Dr. Malin has actually published some of these studies, in communities in Canada, also in the United States, where levels of fluoride are actually quite similar to the levels that we have here in this state and in this country. And these studies have actually found the same findings – that moms and children exposed to higher levels of fluoride have experienced adverse neurologic and neuropsychiatric effects."

His office has [provided formal guidance](#) for citizens, decision makers, and water treatment employees to better understand his office's recommendation, and will provide a tool on their website so Florida residents can look up their address to determine whether fluoridation chemicals are added to their water.

**Click below to watch the full press conference:**



Dr. Ladapo's announcement was followed by a statement from Dr. Malin, who said:

"Now I first want to say that although this issue has become politicized recently, I really don't view this as a political issue. I view this as a human rights issue and a public health issue and one that is separate from other public health issues that are currently being highlighted in the media and political sphere. As Dr. Ladapo mentioned, in the last seven years there have been numerous high-quality, rigorously conducted, prospective pregnancy and birth cohort studies in North America showing that chronic, relatively low prenatal fluoride exposure levels are associated with poor neurodevelopmental outcomes, including reduced IQ, more symptoms of ADHD, and declines in executive function. While these studies have been conducted among populations based in Canada and Mexico, the fluoride concentrations that these pregnant women were exposed to are similar to those encountered among pregnant women in fluoridated US communities.

In September a federal judge in San Francisco made a ruling in the fluoride trial against the EPA that stated that fluoride and drinking water at the current recommended level of .7 milligrams per liter poses an unreasonable risk of

hazard to child IQ because there is not enough of a margin of safety between the hazard level and the exposure level that is added to community drinking water. The ruling stated that the EPA's default is for there to be a factor of 10 between the hazard level and exposure level due to variability in human sensitivities. Based on the NTP's report, the hazard to child IQ exists at 1.5 milligrams per liter. Therefore, according to the EPA standard, the exposure level for fluoride in community drinking water would need to be set at 0.15 milligrams per liter or lower to create enough of a margin of safety to protect child IQ."

Dr. Malin's statement was followed by a brief statement from Dr. Stagg and a Q&A session.

The Fluoride Action Network applauds the actions of Dr. Ladapo, Dr. Malin, and Dr. Stagg, and we echo Dr. Ladapo's sentiments when he said, "I can't imagine why anyone who was a leader in a community would not want to reduce the amount of fluoride while promoting dental health through other methods. I just can't understand why someone would not reach that conclusion."

FAN is currently working with state-level decision makers around the country to keep this momentum moving forward towards drinking water policy that protects all residents, including the fetus and infants. Please share this advisory with your local and state officials.

A transcript of the entire press conference and Q&A, along with shorter video clips, can be [viewed on the FAN website](#).

Thank you,

Stuart Cooper  
Executive Director  
Fluoride Action Network

---

[CLICK HERE to Support Our Work With A Tax Deductible Donation](#)

**Fluoride Action Network**  
North Sutton, New Hampshire  
[info@fluoridealert.org](mailto:info@fluoridealert.org)



**Email not displaying correctly?** [View it in your browser](#)

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**From:** [Terri Mietz](#)  
**To:** [Board of Directors](#)  
**Cc:** [John Varela](#); [Nai Hsueh](#); [Barbara Keegan](#); [Richard Santos](#)  
**Subject:** Area that needs cleaning  
**Date:** Saturday, November 23, 2024 3:58:28 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. \*\*\***

My name is Terri Mietz. My husband Kurt Mietz and I have owned a home in San Jose for 28 years. We ride bike trails all over San Jose. We partnered with the mayor's office and our church to clean up a portion of the guadalupe trail that passes under the Tamien train Station today. We collected 22 bags of garbage. Prior to us doing the clean up the city cleaned out a homeless encampment that was encroaching on the trail where ten homeless people lived and they took out two big dumpsters of trash. It took them all day and today was a huge success for making a difference to pick up what they didn't have time for and we were all very proud and excited to make a difference.

Kurt and I also ride the trail out to Almaden and right where the percolation ponds are near Thornwood and Winfield has an ever growing homeless encampment that is growing as we speak and the garbage that they are acquiring is spilling into the water and polluting; contamination is a big concern of yours I'm sure. Are there plans to clean this area up? What are the future plans for cleaning this area up? This can't be ok for the water to be at risk. I would think the money I pay for my water bill over the last 28 years should entitle me to not have sewage in my water. I am asking for someone in your office to go take a look and investigate what is going on over there. I would appreciate a response to my concern. I know there are organizations all over San Jose that are cleaning up our city and this area deserves better. Mat Mahan our Mayor is working to get 1300 more people off the streets and out of homelessness by next year. Please respond with an email to this concern for our city.

Sincerely, Kurt and Terri Mietz

**From:** [JW](#)  
**To:** [Board of Directors; Nai Hsueh](#)  
**Subject:** Tree from valley water property pruning/maintaining request  
**Date:** Tuesday, November 26, 2024 3:51:25 PM

---

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

Hi Valley water board and Nai,

I am a resident in cupertino, and my property is next to the valley water property.

There is a tree from valley water property growing into my property and I was trying to make a request to valley water to prune that tree.

I was told that valley water doesn't offer any tree pruning and maintenance, and that is a surprise to me.

I would like to make a request to the board and see if this is something that we can improve and tree pruning service can be added in the near future.

Thanks and appreciate your time.

Regards,  
Jerry

**From:** [Batman Of San José](#)  
**To:** [Clerk of the Board](#)  
**Subject:** Public Comment regarding the Water Protection Zones Ordinance  
**Date:** Tuesday, November 26, 2024 2:22:07 PM

---

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

Dear Valley Water Board of Supervisors,

Thank you for your effort to handle this incredibly sensitive issue with the care it deserves. We all wish to protect the health and safety of our environment and Valley Water's employees, as well as the health and safety of the Unhoused community.

Unfortunately, after carefully reading through the ordinance and implementation plan, I still have some serious concerns about the proposed version of the Water Protection Zones Ordinance.

The issues and recommended changes are as follows, based on the recommendations of David Low and Destination Home:

1. Better define the "High Priority" levels.

A map that lays out the High Priority Zones along the creek would help Unhoused residents be more aware of areas where their presence may cause problems for Valley Water Employees, and would allow them to avoid these areas and allow service providers to inform Unhoused individuals as well.

2. Provide more advanced notice of eviction and multiple warnings by revising the Progressive Enforcement Protocols.

At least 5 days of notice will give unhoused residents enough time to seek out alternate accommodations and allow unhoused residents to be better prepared to move. Multiple warnings would also give residents a chance to better accommodate the needs of Valley Water and their employees.

3. Delay the beginning of Ordinance enforcement until sufficient alternate housing locations are available to residents.

This is important to avoid creating a cycle of removal and reestablishment of encampments (leading to a waste of Valley Water resources and further degradation of the environment), and will ensure that people will be properly housed.

4. Further clarification as to the process in which unhoused residents will be connected with housing, as well as how the connection between service providers and Unhoused residents will be maintained.

I do believe that there is a serious intent on the part of Valley Water to properly connect Unhoused residents to housing resources, and that Valley Water is not a housing organization. However, Valley Water has stated that they plan on collaborating with housing resources. I believe that further fleshing out the protocol for how this process is expected to be carried out would better help Valley Water, it's employees, the service providers, and Unhoused residents maintain connection in a healthy manner.

I recognize that there are unique challenges brought on by the complexity of this issue. I again want to say thank you for taking the time to treat this issue with the respect it deserves. I believe that with further clarification, we will be able to meet the needs of everyone involved.

Additional note:

Under Prop 36, misdemeanors carry a heavier classification in California now than they normally would. I think that this is an important piece of information to take note of.

My sincere thanks,  
Batman of San José

# **OUTGOING BOARD CORRESPONDENCE**

**From:** [Candice Kwok-Smith](#) on behalf of [Board Correspondence](#)  
**To:** [Mark Bilski](#); [Jennifer Codianne](#); [Shanika Richards](#)  
**Cc:** [Michele King](#); [Board of Directors](#)  
**Subject:** FW: URGENT Neighborhood Safety Concerns: Homeridge Park Meeting Summary and Resident Support  
**Date:** Thursday, November 21, 2024 12:12:00 PM  
**Attachments:** [image001.png](#)

---

Good afternoon,

C-24-0266 has been approved sent and closed.

Thanks,  
Candice

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**From:** Candice Kwok-Smith **On Behalf Of** Board of Directors  
**Sent:** Thursday, November 21, 2024 12:10 PM  
**To:** [REDACTED]  
**Subject:** Re: URGENT Neighborhood Safety Concerns: Homeridge Park Meeting Summary and Resident Support

***Sent on Behalf of Director Keegan:***

Dear Hope Plack,

Thank you for reaching out to Valley Water and sharing your experiences regarding criminal activity in your neighborhood and the potential relationship to encampments of unsheltered people located on Valley Water property along Saratoga Creek. Valley Water is committed to using the power we have as an environmental stewardship agency to protect our waterways in collaboration with the cities and the County as they fulfill their public safety and social service roles.

In general, Valley Water operates under an encampment management model rather than an abatement-focused strategy due to the lack of adequate housing and shelter options in the City of Santa Clara and our county. To manage the impacts of encampments, Valley Water's encampment cleanup crews perform large scale cleanups throughout our jurisdictional areas countywide to prevent encampment-generated trash and debris from polluting the waterways. However, we do abate encampments under limited circumstances to enable our staff to conduct water district business and when cities communicate to us that issues of public safety necessitate abatement of encampments on our land.

Recently, Valley Water removed several encampments along Saratoga Creek in this area due to health and safety concerns brought to our attention by the Santa Clara Police Department. Our staff have been in contact with the police department and have advised that Valley Water supports the city in its efforts to address criminal activity in this area, including the enforcement of trespassing laws insofar as legally actionable. Because Valley Water does not possess police powers, we rely on cities to provide law enforcement and public safety services. Please do continue to contact the Santa Clara Police Department when you witness criminal or illegal activities or threats to public health and safety.

On November 26, 2024, the Valley Water Board of Directors will consider adoption of a proposed Water Resources Protection Zones Ordinance aimed at reducing unsanctioned encampments and preventing re-encampments on Valley Water property. This ordinance is intended to address our agency's responsibility to protect water quality, fish, and wildlife as well as community concerns and concerns about the workplace safety of Valley Water's field staff. If adopted, this ordinance would serve as a targeted measure to help us remedy the most harmful encampment impacts. We invite you to attend the Board meeting on November 26, where there will be an opportunity to voice your opinion during public comment. We welcome you to participate in-person at the Headquarters Building Boardroom, remotely via Zoom teleconference, or by phone. Location and other logistical information is included in the meeting agenda, which is available here: <https://scvwd.legistar.com/Calendar.aspx>.

We also invite you to attend meetings of Valley Water's Environmental Creek Cleanup Committee (ECCC), a board committee focused on encampment issues. Details can be found here: <https://www.valleywater.org/how-we-operate/committees/board-committees>. The next ECCC meeting is not yet scheduled, but the committee will likely convene in the coming months.

Thank you again for your message. Please contact Assistant Operating Officer Mark Bilski at [mbilski@valleywater.org](mailto:mbilski@valleywater.org) with any follow-up information. You can also report concerns to Valley Water via our online system at <https://access.valleywater.org/s/>.

Sincerely,



Barbara Keegan  
Director, District 2

C-24-0266

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**From:** Hope Plack [REDACTED]  
**Sent:** Tuesday, November 12, 2024 2:56 PM  
**To:** Board of Directors <[board@valleywater.org](mailto:board@valleywater.org)>  
**Subject:** URGENT Neighborhood Safety Concerns: Homeridge Park Meeting Summary and Resident Support

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

Dear Board of Valley Water,

I hope this message finds you well. My name is Hope Plack, and I am a resident of the Homeridge Park neighborhood in Santa Clara. I am reaching out on behalf of concerned residents who have experienced escalating safety issues in and around Homeridge Park. These issues are affecting the wellbeing and security of our

families, and we believe a collaborative response involving local government, law enforcement, and community services is necessary to restore safety to our neighborhood.

We recently held a neighborhood meeting on November 11, 2024, attended by over 25 residents and Councilmember Kevin Park, where we discussed the pressing concerns surrounding illegal activity, lack of enforcement, and hazardous conditions in Homeridge Park. Enclosed with this email, please find the following documents:

- 1.
- 2.
3. **Homeridge Park Neighborhood Meeting Outline**
4. – A detailed document outlining our key concerns and requested actions, along with the signatures of residents who support this initiative.
- 5.
- 6.
- 7.
8. **Meeting Minutes**
9. – A comprehensive record of our November 11th discussion, summarizing resident experiences, safety issues, and proposed solutions discussed with Councilmember Park.
- 10.

These documents provide an in-depth view of the issues we face, including recurrent drug activity, vandalism, and the presence of unhoused individuals engaging in criminal behavior. Our neighborhood has taken steps to engage with local law enforcement, but current measures have not been sufficient to deter these activities or safeguard our community spaces. We believe that a unified, well-coordinated response is essential.

Our primary requests include:

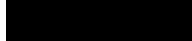
- 
- 
- Increased patrols and enforcement by Santa Clara Police Department in Homeridge Park
- and the surrounding area, with authority to act on trespassing, drug offenses, and public disturbances.
- 
-

- 
- Clearer directives from the City Attorney to empower police officers under current laws,
- including recent rulings such as *Grants Pass*.
- 
- 
- 
- Collaboration with Valley Water to allow law enforcement to address trespassing and other
- issues along the creek area adjacent to the park.
- 
- 
- 
- Improved signage in Homeridge Park to indicate park hours and discourage illegal activities.
- 

We respectfully request your support in bringing these concerns to the attention of city leadership and initiating a plan of action to address them. We believe that by working together, we can restore Homeridge Park as a safe and welcoming space for our community. We would welcome the opportunity to discuss this further or attend a city council meeting to present our concerns.

Thank you for your attention and commitment to our neighborhood. Please let us know if you have any questions regarding the attached documents or if there are specific next steps we should take to advance these requests.

Warm regards,  
Hope Plack



**From:** [Candice Kwok-Smith](#) on behalf of [Board Correspondence](#)  
**To:** [Mark Bilski](#); [Jennifer Codianne](#); [Shanika Richards](#)  
**Cc:** [Michele King](#); [Board of Directors](#)  
**Subject:** FW: Neighbor of Homeridge Park  
**Date:** Thursday, November 21, 2024 12:39:40 PM  
**Attachments:** [image001.png](#)

---

Good afternoon,

C-24-0267 has been approved, sent and closed.

Thanks,  
Candice

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**From:** Candice Kwok-Smith **On Behalf Of** Board of Directors  
**Sent:** Thursday, November 21, 2024 12:08 PM  
**To:** 'ondine627@gmail.com' <ondine627@gmail.com>  
**Subject:** Re: Neighbor of Homeridge Park

**Sent on Behalf of Director Keegan:**

Dear Ondine Burke,

Thank you for reaching out to Valley Water and sharing your experiences regarding criminal activity in your neighborhood and the potential relationship to encampments of unsheltered people located on Valley Water property along Saratoga Creek. Valley Water is committed to using the power we have as an environmental stewardship agency to protect our waterways in collaboration with the cities and the County as they fulfill their public safety and social service roles.

In general, Valley Water operates under an encampment management model rather than an abatement-focused strategy due to the lack of adequate housing and shelter options in the City of Santa Clara and our county. To manage the impacts of encampments, Valley Water's encampment cleanup crews perform large scale cleanups throughout our jurisdictional areas countywide to prevent encampment-generated trash and debris from polluting the waterways. However, we do abate encampments under limited circumstances to enable our staff to conduct water district business and when cities communicate to us that issues of public safety necessitate abatement of encampments on our land.

Recently, Valley Water removed several encampments along Saratoga Creek in this area due to health and safety concerns brought to our attention by the Santa Clara Police Department. Our staff have been in contact with the police department and have advised that Valley Water supports the city in its efforts to address criminal activity in this area, including the enforcement of trespassing laws insofar as legally actionable. Because Valley Water does not possess police powers, we rely on cities to provide law enforcement and public safety services. Please do continue to contact the Santa Clara Police Department when you witness criminal or illegal activities or threats to public health and safety.

On November 26, 2024, the Valley Water Board of Directors will consider adoption of a

proposed Water Resources Protection Zones Ordinance aimed at reducing unsanctioned encampments and preventing re-encampments on Valley Water property. This ordinance is intended to address our agency's responsibility to protect water quality, fish, and wildlife as well as community concerns and concerns about the workplace safety of Valley Water's field staff. If adopted, this ordinance would serve as a targeted measure to help us remedy the most harmful encampment impacts. We invite you to attend the Board meeting on November 26, where there will be an opportunity to voice your opinion during public comment. We welcome you to participate in-person at the Headquarters Building Boardroom, remotely via Zoom teleconference, or by phone. Location and other logistical information is included in the meeting agenda, which is available here: <https://scvwd.legistar.com/Calendar.aspx>.

We also invite you to attend meetings of Valley Water's Environmental Creek Cleanup Committee (ECCC), a board committee focused on encampment issues. Details can be found here: <https://www.valleywater.org/how-we-operate/committees/board-committees>. The next ECCC meeting is not yet scheduled, but the committee will likely convene in the coming months.

Thank you again for your message. Please contact Assistant Operating Officer Mark Bilski at [mbilski@valleywater.org](mailto:mbilski@valleywater.org) with any follow-up information. You can also report concerns to Valley Water via our online system at <https://access.valleywater.org/s/>.

Sincerely,



Barbara Keegan  
Director, District 2

C-24-0267

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

From: Ondine [REDACTED]  
Sent: Wednesday, November 13, 2024 9:46 AM  
To: Board of Directors <[board@valleywater.org](mailto:board@valleywater.org)>  
Subject: Neighbor of Homeridge Park

\*\*\* 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. \*\*\*

Sent from my iPhone

Good Morning,

I am a resident on Flannery Street in Santa Clara, our backyard backs up to Homeridge Park. Unfortunately, daily we deal with the homeless and their destruction to the park and surrounding area. The constant garbage, drug paraphernalia and other drug activities they partake are

disgraceful and dangerous for all of us. We, as a neighborhood , are coming together in force and hoping with your support and that of Santa Clara PD, can help get a handle on all of this. Like most, we want to live in a safe space and not feel threatened in our own neighborhood. Thank you for your time and hopefully support.

Ondine Burke

**From:** [Candice Kwok-Smith](#) on behalf of [Board Correspondence](#)  
**To:** [Heather Williams](#); [John Bourgeois](#); [Liang Xu](#)  
**Cc:** [Michele King](#); [Board of Directors](#)  
**Subject:** FW: Ross Creek Records and FEMA phone and email contact  
**Date:** Friday, November 22, 2024 8:52:01 AM  
**Attachments:** [image001.png](#)

---

Good morning,

C-24-0265 has been approved, sent and closed.

Thanks,  
Candice

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**From:** Candice Kwok-Smith **On Behalf Of** Board of Directors  
**Sent:** Friday, November 22, 2024 8:50 AM  
**To:** [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** Re: Ross Creek Records and FEMA phone and email contact

**Sent on Behalf of Director Beall:**

Dear John Hernandez:

Thank you for reaching out to us with your inquiry regarding FEMA backup data for FEMA's mapping of the Ross Creek floodplain. We are providing you with access to the data we have and have requested additional data directly from FEMA's Engineering library. The request may take a month or two as we are not in control of the schedule.

The data we already have can be downloaded from the following link (please see detailed description below):  
<https://fta.valleywater.org/fl/Uo1rk2cQJ0>

The following data is being provided at that link:

1. 0603490037D\_1982.tif: The original FEMA map from 1982 [Downloaded from FEMA Map Service Center: <https://msc.fema.gov/portal/home> with the 'Search All Products' link- you need to select State/County/City, press Search, then select Historic Products/Firm Panels]. This matches the currently effective floodplain map, which can be viewed at the same website using the 'Search by Address' box. Since these floodplains match, we believe that your neighborhood was first mapped into the FEMA floodplain in 1982 and that the floodplain map has not changed since then.
2. The Flood Insurance Study [FIS] Reports from FEMA:

The study for Santa Clara County is provided as four pdf documents.

1. [06085CV001A.pdf](#): Provided because it shows that the hydrology table for Ross Creek is missing from the Flood Insurance Study Report. The flow distributions are listed alphabetically by creek; see document page 83 or PDF Page 90.
  2. [06085CV004A.pdf](#): Provided because it contains the 10- and 100-year water surface profiles for Ross Creek on PDF Page 38 of 97.
  3. [06085CV002A.pdf](#) & [06085CV003A.pdf](#): Provided because this is part of the FIS report.
- 
3. [3023001.dat](#): A Hec-2 hydraulic model, downloaded from Valley Water's website. This model is based on the 1982 model with some modifications but seems to be very similar to the hydraulic model used to create the water surface profiles provided above.

In addition, we also reached out to FEMA for the appropriate contact and they provided the following information:

1. Website for the FEMA Mapping Insurance eXchange (FMIX): [https://floodmaps.fema.gov/fhm/fmx\\_main.html](https://floodmaps.fema.gov/fhm/fmx_main.html) (note: this has a live chat link).
2. FMIX Phone Number: (877) 336-2627

We have reached out to FEMA on your behalf and our staff will be in touch again as soon as we receive the data from FEMA.

Please contact Liang Xu, Hydrology, Hydraulics, & Geomorphology Manager at [lxu@valleywater.org](mailto:lxu@valleywater.org) or (408) 630-2780.

Sincerely,



Jim Beall  
Director, District 4

C-24-0265

---

**From:** John B Hernandez [REDACTED]  
**Sent:** Monday, November 11, 2024 3:57 PM  
**To:** Liang Xu <[lxu@valleywater.org](mailto:lxu@valleywater.org)>; Jim Beall <[JBeall@valleywater.org](mailto:JBeall@valleywater.org)>; District9 <[district9@sanjoseca.gov](mailto:district9@sanjoseca.gov)>; Scott Hughes

<[scott.hughes@sanjoseca.gov](mailto:scott.hughes@sanjoseca.gov)>

Cc: Hao Liu <[REDACTED]>

Kathygarcia09 <[REDACTED]>

Subject: Ross Creek Records and FEMA phone and email contact

**\*\*\* 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 Liang Xu, (Valley Water)

I live in Jim Beall's Santa Clara Valley Water District 4. My name is John B Hernandez, and I live at [REDACTED] San Jose 95118 near Ross Creek.

I would like the current flood insurance supporting documents for my address and Ross Creek. I purchased my home in 1979 and was not in a flood zone or flood insurance requirement. In 1991 my home was placed in a flood zone and insurance requirement. The flood zone map has not changed after 34 years, and my home is still 1 1/2 homes from the bank of the flood zone bank. I would like this flood zone insurance requirement removed for me and my neighbors.

Can you please provide me the appropriate FEMA flood zone representative contact information (phone number and email address) for my address flood zone because I have some information I want to discuss with FEMA.

See the Valley Water links that have some information that I have briefly reviewed and led me to you.

[HEC-2 and HEC-RAS data library | Santa Clara Valley Water](#)

[valleywater.org/sites/default/files/3023001.txt](http://valleywater.org/sites/default/files/3023001.txt)

Regards,  
John B Hernandez

**From:** [Candice Kwok-Smith](#) on behalf of [Board Correspondence](#)  
**To:** [Jennifer Codianne](#); [Mark Biiski](#); [Shanika Richards](#)  
**Cc:** [Michele King](#); [Board of Directors](#)  
**Subject:** FW: Coyote Creek concerns  
**Date:** Friday, November 22, 2024 10:58:53 AM  
**Attachments:** [FAQ Sheet Permitting Info for Creek Maintenance.pdf](#)

---

Good morning,

C-24-0268 has been approved, sent and closed.

Thanks,  
Candice

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**From:** Candice Kwok-Smith **On Behalf Of** Board of Directors  
**Sent:** Friday, November 22, 2024 10:58 AM  
**To:** [REDACTED]  
**Subject:** Re: Coyote Creek concerns

**Sent on Behalf of Director Santos:**

Dear Laurie Alaimo,

Thank you for your concerns regarding the dumped wood chips and beehives along Coyote Creek adjacent to Schallenberger Road.

Valley Water owns and manages 333 miles of the more than 800 miles of creeks in Santa Clara County and maintains property where it has built flood protection projects and possesses land rights. The remaining stretches of creeks are owned by Santa Clara County, private entities, cities in which the creeks are located, and other public agencies. This section of Coyote Creek is owned by Santa Clara County and various private properties. You may review Valley Water ownership on our website by using the following link: <https://gis.valleywater.org/FeeEasement/>. The green areas show lands owned in fee title; the yellow areas show land held in easement.

Staff are aware of the issue you are reporting regarding the mulch being dumped along the creek, these concerns have been reported to California Department of Fish & Wildlife (CDFW). Activities in the creek regardless of ownership are regulated by state and federal regulatory agencies. The attached fact sheet helps to explain the various state and federal regulatory agencies that have jurisdiction of riparian areas in California. Valley Water staff will connect back with CDFW to let them know that additional dumping of wood chips has occurred.

If you have any further questions, please contact Deputy Operating Officer Jen Codianne at [jcodianne@valleywater.org](mailto:jcodianne@valleywater.org) for follow up information.

Thanks again for contacting us.

Be safe and healthy,



Richard Santos  
Director, District 3

C-24-0268

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**From:** Laurie [REDACTED]  
**Sent:** Thursday, November 14, 2024 6:12 PM  
**To:** Board of Directors <[board@valleywater.org](mailto:board@valleywater.org)>  
**Subject:** Re: Coyote Creek concerns

**\*\*\* 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,

I am writing once again with questions and concerns about Coyote Creek along Shallenberger Dr in San Jose. There are dozens of beehives, equipment, and tons of wood chips have recently been dumped. Who is allowed to keep beehives in the creek? Who is allowed to dump wood chips into the creek? Who will look into this issue? I would like to be informed of what is happening. I wrote previously last year about homeless and wood chips. I received no information regarding the dumping of wood chips, and the homeless situation is gone for the time being. Wood chips and beehives do not belong in Coyote Creek. The city is currently cutting down huge sycamores on Oakland Road very near where the chips have been dumped. I wonder if it's related. I just can't seem to get any answers from anyone. I am again emailing you, the city council, county supervisors, and who ever else I can figure out that could possibly help.

Laurie

On Wednesday, May 17, 2023, 5:59 PM, Laurie [REDACTED] wrote:

Dear Valley Water Board,

I have some concerns about homeless encampments behind my home. I am aware that the encampments are being removed due to Valley Water beginning construction soon. However, the folks living out here will simply relocate to another spot somewhere along the creek.

There is one camp behind my home that has a small low spot that holds water. There are a bunch of tires, maybe one hundred or more, in that water along with all sorts of other trash. The place is a mess.

I used to love walking my dogs along the trail but haven't been able to for years now. There are off leash dogs all along the Coyote Creek Trail that are killing wildlife and I cannot trust them to not harm my little dogs. I no longer feel safe walking along San Jose's once beautiful creeks. A porta-potty has been brought in there. The homeless access this area from along the railroad tracks on Oakland Rd. near Faulstich Court. Stolen cars are sometimes found back there as well as broken down cars.

Another area is Corie Ct., but it seems they are being allowed to stay there. There are off leash dogs all over, trash all over, rvs etc.

I admit I am upset that I can no longer walk my dogs on the trail but am more concerned for the health of the creek. It seems that officials know this is happening but do nothing about it.

I recall reading about a lawsuit over the health of the creek but haven't heard what happened with that.

I think it's awful that people don't have a place to call home, but many of these folks are much happier in the creeks.

Is there anything we can do to help mitigate these problems?

Where can I learn about what is being done, what is the plan?

I had notified police years ago and was referred to the homeless helpline. Their response was "we will send resources" What does that mean??? Porta-potties? Sorry, I don't mean to sound rude, but what can I do? Who can I reach out to? Or must we just look the other way and lose biodiversity, clean water etc.?

I am a San Jose native and grew up exploring our creeks. I'm old enough that fortunately I was able to explore them with my children, but no way do I feel safe taking my grandchild. It's sad that citizens have lost access to such rich wild areas. Especially now with tech taking up much of our time.

There has also been a large dump of woodchips along Shallenberger Rd and Coyote Creek.

Thank you so much for all that you do to help our waterways and especially the very important Coyote Creek.

Regards,

Laurie Alaimo



San Jose, CA 95112

Regards,

Laurie