

**BAY AREA WATER SUPPLY AND CONSERVATION AGENCY
BOARD OF DIRECTORS MEETING****July 21, 2022 – 6:30 p.m.**

DUE TO COVID-19, THIS MEETING WAS CONDUCTED AS A TELECONFERENCE PURSUANT TO THE PROVISIONS OF GOVERNMENT CODE SECTION 54953(e). MEMBERS OF THE PUBLIC COULD NOT ATTEND THIS MEETING IN PERSON.

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| MINUTES |
|----------------|

1. Call to Order/Pledge of Allegiance/Roll Call – 6:33 pm following introductory instructions for conducting the meeting virtually through Zoom.

BAWSCA Chair, Gustav Larsson, called the meeting to order. Nicole Sandkulla called the roll. Seventeen (17) members of the Board were present at roll call. One member of the Board logged in after roll call. A list of Directors present (18), absent (8) is attached.

2. Comments by the Chair:

Board Chair Larsson announced and welcomed Mr. Tom Smegal as a new member of the Board appointed for Cal Water.

Chair Larsson noted that BAWSCA and its member agencies strongly support the call for water use reductions from both Governor Newsom and the SFPUC. BAWSCA's member agencies have all taken the necessary steps to comply with the Governor's recent executive order including implementing actions and rules associated with their individual Stage 2 drought action plans.

Action items for the Board's consideration includes two consultant contracts that will provide technical support that is critical to BAWSCA's work with its member agencies related to water conservation. Both contracts enable BAWSCA to provide a cost-effective service to the member agencies and their water customers.

The CEO's report will provide an update on the region's response to the call for water use reductions and an update on BAWSCA's efforts to facilitate the member agencies' negotiation of a new drought allocation plan among them.

Lastly, information on the upcoming CEO performance evaluation process, including some new components, will be shared with the Board.

3. Consent Calendar:

Director Vella made a motion, seconded by Director O'Brien, that the Board adopt Resolution #2022-09, declaring that Board meetings will continue to be held via teleconference; approve, with corrections, the Minutes of the May 19, 2022 meeting; receive and file the Budget Status Report as of May 31, 2022, accept BAWSCA's amended Conflict of Interest Code as approved by the FPPC, and authorize a professional services contract with Maddaus Water Management to support member agencies with water use efficiency legislation.

The motion passed unanimously by roll call vote.

4. Board Policy Committee Report:

Board Policy Committee (BPC) Chair Breault reported that the BPC met on June 8, 2022. The summary notes for the meeting are included in the agenda packet and accurately reflect the substance of the discussion held by the Committee.

There were no comments from members of the Board.

Public comments were provided by Peter Drekmeier, Tuolumne River Trust Policy Director.

5. Public Comments on Items Not on the Agenda:

Public comments were provided by:

1. Peter Drekmeier
2. Dave Warner
3. Martin Gothberg
4. John Rosapepe

6. SFPUC Report:

Mr. Steve Ritchie, SFPUC's Assistant General Manager for Water Enterprise, provided a report on the Regional Water System's water supply conditions.

There were no comments from members of the Board or members of the public.

7. Action Calendar:

- A. Authorization of Professional Services Contract to Support the Redesign and Implementation of BAWSCA's Water Conservation Database (WCDB).

Comments and questions were taken from members of the Board following Mr. Francis' presentation.

There were no comments from members of the public.

Director Hardy made a motion, seconded by Director Matichak, that the Board authorize the CEO/General Manager to negotiate and execute a contract with Woodard & Curran, Inc., subject to legal counsel's final review, for an amount not to exceed \$120,000 to support the redesign and implementation of BAWSCA's WCDB.

The motion passed unanimously by roll call

8. Report and Discussion

- A. CEO/General Manager Performance Evaluation Process.

Chair Larsson reported the process for the upcoming CEO/General Manager Performance evaluation for FY 2021-22. The evaluation will include a 360 review and a compensation survey that will be performed by hired consultants.

Surveys will be conducted with the Board, Water Management Representatives and BAWSCA staff. An ad hoc committee has been formed to assist with the details of the 360 review. The committee includes the Chair, Vice Chair Chambers, and Directors O'Brien, and Vella.

A report will be provided to the Board in advance of the CEO's performance evaluation and contract consideration at the September Board meeting.

Questions and comments from members of the Board were received. There were no comments from members of the public.

9. CEO Reports:

Mr. Francis provided a report on water supply and demand status; updates on the Lawn Be Gone Program, Tier 2 Plan negotiations, FERC process and Bay Delta Plan; and future board meeting outlook.

Questions and comments were received from members of the Board.

Public comments were provided by Peter Drekmeier.

10. Closed Session:

There were no public comments prior to adjourning to Closed Session.

The meeting adjourned to Closed Session at 8:02pm.

10. Report After Closed Session:

Closed Session ended at 8:20pm. Legal Counsel, Allison Schutte, convened Open Session and reported that no reportable action was taken during Closed Session.

11. Directors' Discussion: Comments, Questions and Agenda Requests:

Chair Larsson noted the success of the Hetch Hetchy tour held on May 31st through June 1st. He encouraged new Board members to participate in the next tour as seeing the facilities provide a better understanding of the Regional Water System. Additionally, he attended the California United Water Conference held in El Dorado Hills which focused on the upcountry watersheds and the challenges of mitigating fire risks and restoring habitat after wildfires for both human and wildlife residents, as well as for water quality. Secretary of Natural Resources Agency, Wade Crowfoot, and State Water Board Commissioner, Dorene D'Adamo, spoke at the conference.

Director Andrews expressed her appreciation for SFPUC's and the CEO's efforts in putting together the Hetch Hetchy tour. She found it highly educational as a new member of the Board.

Chair Larsson reminded the Board that there will be no Board Policy Committee meeting in August, and confirmed that the Board meeting in September will be virtual.

12. Date, Time and Location of Next Meeting: The next meeting scheduled on September 15, 2022 at 6:30pm will be via Zoom.

13. Adjournment: The meeting adjourned at 8:26pm

Respectfully submitted,



Nicole M. Sandkulla
Chief Executive Officer/General Manager

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Attachments: 1) Roll Call & Voting Log
2) Attendance Roster

Roll Call & Voting Log - BAWSCA

Meeting Date: July 21, 2022

| Agency | Director | Simple Voting ⁽¹⁾ | | | | Weighted Voting ⁽²⁾ | |
|----------------|------------------|------------------------------|--------------------|------------------|-------|--------------------------------|------------------------|
| | | Present/ Absent | Item #3 Consent | Item #7A WCDB | Other | Weighted "Yes" Votes | Weighted "No" Votes |
| Hayward | Andrews, Angela | y | y | y | | | |
| Hillsborough | Benton, Jay | y | y | y | | | |
| Guadalupe | Breault, Randy | y | y | y | | | |
| Westborough | Chambers, Tom | y | y | y | | | |
| Menlo Park | Combs, Drew | 0 | 0 | 0 | | | |
| Palo Alto | Cormack, Alison | 0 | 0 | 0 | | | |
| San Bruno | Hamilton, Tom | y | y | y | | | |
| Santa Clara | Hardy, Karen | y | y | y | | | |
| Foster City | Hindi, Sam | 0 | y | y | | | |
| Purissima | Jordan, Steve | y | y | y | | | |
| Sunnyvale | Larsson, Gustav | y | y | y | | | |
| San Jose | Liccardo, Sam | 0 | 0 | 0 | | | |
| East Palo Alto | Lopez, Antonio | 0 | 0 | 0 | | | |
| Daly City | Manalo, Juslyn | 0 | 0 | 0 | | | |
| Mountain View | Matchack, Lisa | y | y | y | | | |
| Coastside | Mickelsen, Chris | 0 | 0 | 0 | | | |
| Milpitas | Montano, Carmen | 0 | 0 | 0 | | | |
| Burlingame | O'Brien, Ann | y | y | y | | | |
| North Coast | Piccolotti, Tom | y | y | y | | | |
| Redwood City | Pierce, Barbara | y | y | y | | | |
| Millbrae | Quigg, Dan | 0 | 0 | 0 | | | |
| Cal Water | Smegal, Tom | y | y | y | | | |
| Mid-Peninsula | Vella, Louis | y | y | y | | | |
| ACWD | Weed, John | y | y | y | | | |
| Brisbane | Wood, Sepi | y | y | y | | | |
| Stanford | Zigterman, Tom | y | y | y | | | |

| Vote Tally | Simple Vote Summary | | | | Weighted Vote Summary | |
|--------------------------------|---------------------|--------|------------|-------------|-----------------------|------|
| | Yes (y) | No (n) | Absent (0) | Abstain (a) | "Yes" | "No" |
| Yes (y) | 17 | 18 | 18 | | | |
| No (n) | | | | | | |
| Absent (0) | 9 | 8 | 8 | | | |
| Abstain (a) | | | | | | |
| Item Carries by Simple Vote? | y | y | y | | | |
| Item Carries by Weighted Vote? | | | | | | |

(1) Under simple voting, item carries if it receives an affirmative vote of a majority of the total membership (15 votes)

(2) Under weighted voting, item carries if it receives the affirmative vote of directors representing both

a) A majority of the members present and voting, and

b) a majority of the number of votes represented by directors present

Bay Area Water Supply and Conservation Agency

Board of Directors Meeting Attendance Roster

| Director | Agency | July 21, 2022 | May 19, 2022 | Mar. 17, 2022 | Jan. 20, 2022 | Nov. 18, 2021 | Sept. 16, 2021 |
|------------------|----------------|------------------|-----------------|------------------|------------------|------------------|-------------------|
| Andrews, Angela | Hayward | ✓ | ✓ | ✓ | ✓* | ✓* | ✓* |
| Benton, Jay | Hillsborough | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Breault, Randy | Guadalupe | ✓ | ✓ | ✓ | ✓ | ✓ | |
| Chambers, Tom | Westborough | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Combs, Drew | Menlo Park | | ✓ | ✓ | ✓ | ✓ | ✓ |
| Cormack, Alison | Palo Alto | | ✓ | ✓ | ✓ | ✓ | ✓ |
| Hamilton, Tom | San Bruno | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Hardy, Karen | Santa Clara | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Hindi, Sam | Foster City | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Jordan, Steve | Purissima | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Larsson, Gustav | Sunnyvale | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Liccardo, Sam | San Jose | | | | | | |
| Lopez, Antonio | East Palo Alto | | | ✓ | ✓ | | |
| Manalo, Juslyn | Daly City | | ✓ | ✓ | ✓ | ✓ | ✓ |
| Matichak, Lisa | Mountain View | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Mickelsen, Chris | Coastside | | | ✓ | ✓ | ✓ | ✓ |
| Montano, Carmen | Milpitas | | ✓ | ✓ | ✓ | ✓ | ✓ |
| O'Brien, Ann | Burlingame | ✓ | ✓ | ✓ | ✓ | ✓ | |
| Piccolotti, Tom | North Coast | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Pierce, Barbara | Redwood City | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Quigg, Dan | Millbrae | | ✓ | | ✓ | ✓ | ✓ |
| Smegal, Tom | Cal Water | ✓ | ✓* | ✓* | ✓* | ✓* | ✓* |
| Vella, Louis | Mid-Peninsula | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Weed, John | ACWD | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Wood, Sepi | Brisbane | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Zigterman, Tom | Stanford | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |

✓ : Present

* : Predecessor