

**BAY AREA WATER SUPPLY AND CONSERVATION AGENCY
BOARD OF DIRECTORS MEETING****May 19, 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.

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. Twenty-two (22) members of the Board were present. A list of Directors present (22), absent (4) is attached.

2. Comments by the Chair:

Chair Larsson noted that the agenda includes the Board's consideration of the proposed FY 2022-23 budget that will fund the work plan designed to achieve the results needed in order to continue providing a reliable supply of high-quality water at a fair price for water users in Alameda, San Mateo, and Santa Clara Counties.

He emphasized that the work plan is focused on water conservation, which as well as water supply, is part of BAWSCA's strong and descriptive name, which the California legislature gave the agency twenty years ago. Conservation is a fundamental part of BAWSCA's mandate and strategy and is critical for the agency as it embraces and supports Governor Newsom's call for water use reductions by at least 15 percent.

While the BAWSCA service area has one of the lowest average residential per-capita water-use levels in California of 66 gallons per person per day, the BAWSCA region will strive vigorously to meet the Governor's target.

Lastly, Chair Larsson reported that BAWSCA replied to the letter it received from a long list of respected, non-government, environmental organizations requesting BAWSCA to "drop" its legal intervention into the Bay Delta Plan. BAWSCA's reply letter states that BAWSCA cannot do this because several important issues related to one part of the Bay Delta Plan have not been resolved. It is the San Francisco Public Utilities Commission's responsibility to resolve the issues, and BAWSCA is charged by State legislature to represent the region's water users who depend on the water supply from the Tuolumne River. As such, BAWSCA intervened to ensure that the eventual solution to this issue protects the water users.

3. Consent Calendar:

Director Benton made a motion, seconded by Director Pierce, that the Board adopt Resolution #2022-07, declaring that Board meetings will continue to be held via teleconference; approve, with corrections, the Minutes of the March 17, 2022 meeting; and receive and file the Budget Status Report, Bond

Surcharge Collection Report, Investment Report, and Directors' Reimbursement Report as of March 31, 2022.

The motion passed by roll call vote of 22 in favor of all items under Consent Calendar and 1 opposed Item 3A of the Consent Calendar.

Director Cormack voted "Yes" on Items 3B through 3F and "No" on Item #3A in the Consent Calendar, Adoption of Resolution #2022-07, declaring that Board meetings will continue to be held via teleconference.

4. Board Policy Committee Report:

Board Policy Committee (BPC) Chair Breault reported that the BPC met on April 13, 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 public comments.

5. Public Comments on Items Not on the Agenda:

Public comments were provided by:

1. Jeff Brown
2. Dave Warner
3. John McManus, President of Golden State Salmon Association
4. Peter Drekmeier, Tuolumne River Trust
5. Blare Beekman
6. Shannon McEntee
7. Heinrich Albert, Co-Chair of Sierra Club SF Bay Chapter Water Committee
8. Denise Lui, Member of Center for Bio-Diversity
9. Jessie Raeder
10. Libby Higgs
11. Kasil Willie, Staff Attorney, Save California Salmon

6. SFPUC Report:

Ms. Alison Kastama, SFPUC's BAWSCA Liaison provided a report on the Regional Water System's water supply conditions.

There were no comments from members of the Board.

Public comments were provided by:

1. Peter Drekmeier
2. Mark Gonzalves, caller with phone # 707-292-4312

7. Water Management Representatives (WMR) Report

Mr. Leonard Ash, appointed WMR for Alameda County Water District, provided the Board an update on the current work being done by the WMR, and noted the benefits and value of WMR meetings, as well as the topics discussed at the meetings.

8. Action Calendar:

- A. Proposed Fiscal Year 2022-23 Work Plan, Results to be Achieved, and Operating Budget.

There were no comments from members of the Board following Ms. Sandkulla's presentation.

Public comments were provided by:

1. Barry Nelson
2. Carol Steinfeld, Co-Chair of Sierra Club Loma Prieta Chapter Water Committee
3. Steve Rosenblum, Palo Alto Resident
4. Dave Warner
5. Sonia Diermayer
6. Cedric Pitot de la Beaujardiere
7. Tonia Sole, Docketown RWC Resident, Ca. State Assembly District 21 Candidate
8. Jesse Raeder
9. Kasil Willie, Staff Attorney, Save California Salmon
10. Peter Drekmeier, Tuolumne River Trust
11. Hillary Bayer, Co-Founder of Silicon Valley Barcode of Life, a Bay Area Biodiversity Conservation and Education Project

Follow up comments on the proposed budget were provided by Director Barber, Chair Larsson, Vice-Chair Chambers, and Director Benton.

Director Benton made a motion, seconded by Director Hardy, that the Board approve the:

1. **Proposed FY 2022-23 Work Plan and results to be Achieved;**
2. **Proposed Operating Budget of \$4,720,885;**
3. **Proposed funding plan of a 25% assessment increase (\$4,838,897) and a \$75,000 transfer from the Balancing Account; and**
4. **Authorization of a transfer of \$193,012 to the General Reserve**

The motion passed by roll call vote of 20 in favor and none opposed.

Director Breault left the meeting at the start of Item #8A

There was no response from Director Piccolotti.

- B. Approval of Professional Services Contracts of FY 2022-23.

Comments were provided by Directors Benton and Wood.

Public comments were provided by:

1. Steve Rosenblum
2. Cedric Pitot de la Beaujardiere
3. Jeanelle Steiner

Director Wood made a motion, seconded by Director Chambers, that the Board approve the 23 consultant contracts for legal, engineering, financial, strategic and water conservation services needing to be in place by July 1, 2022.

The motion passed by roll call vote of 18 in favor and none opposed.

Directors Barber and Montano abstained.

There was no response from Director Piccolotti.

9. CEO Reports:

Ms. Sandkulla provided a report on water supply and demand status; an update on the Bay Delta Plan; and the completion of a report summarizing BAWSCA's pilot water transfer efforts from 2011-2020. The Pilot Water Transfer report has been posted on the BAWSCA website and offers useful insight into future transfer efforts by BAWSCA and others.

There were no comments from members of the Board.

Public comments were provided by:

1. Barry Nelson
2. Peter Drekmeier, Tuolumne River Trust
3. Steve Rosenblum
4. Kasil Willie, Staff Attorney, Save California Salmon
5. Dave Warner
6. Carol Steinfeld
7. John Rosapepe
8. Molly Culton

10. Closed Session:

Prior to adjourning to Closed Session, the Board voted to extend the meeting.

Director Pierce made a motion, seconded by Director Andrews to extend the meeting by an additional 25 minutes.

The motion passed by roll call vote of 20 in favor and none opposed .

There was no response from Director Piccolotti.

Public comments were provided by Peter Drekmeier.

The meeting adjourned to Closed Session at 9:16pm.

10. Report After Closed Session:

Closed Session ended at 9:47 pm. 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:

Director Hardy suggested having an abbreviation list the Board and public can use as reference.

Director Jordan noted the challenge the WSA amendment presents to Purissima Hills Water District.

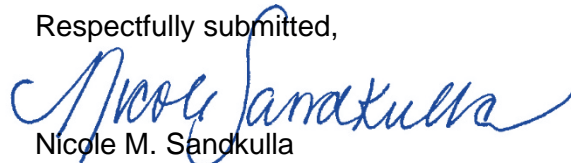
Director Barber announced his decision to relocate to Oregon and therefore his resignation from the BAWSCA Board. He expressed his appreciation for the opportunity to serve on the Board.

Director Larsson thanked Director Barber for his service. He reported that the CEO performance evaluation will be conducted in the Summer. An RFP will be released for a consultant to conduct a 360° review and a salary survey. He plans to convene a small subcommittee of Directors to provide guidance on the processes for both the 360° review and salary survey. The Board will be updated at the July Board meeting.

12. Date, Time and Location of Next Meeting: The next meeting is scheduled on July 21, 2022 at 6:30pm.

13. Adjournment: The meeting adjourned at 9:52 pm.

Respectfully submitted,



Nicole M. Sandkulla
Chief Executive Officer/General Manager

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

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Roll Call & Voting Log - BAWSCA

Meeting Date: 19-May-22

Agency	Director	Simple Voting ⁽¹⁾					Weighted Voting ⁽²⁾	
		Present/ Absent	Item #3 Consent	Item #8A Budget	Item #8B Consultants	Extend Mtg	Weighted "Yes" Votes	Weighted "No" Votes
Hayward	Andrews, Angela	y	y	y	y	y		
Cal Water	Barber, George	y	y	y	a	y		
Hillsborough	Benton, Jay	y	y	y	y	y		
Guadalupe	Breault, Randy	y	y	0	0	0		
Westborough	Chambers, Tom	y	y	y	y	y		
Menlo Park	Combs, Drew	y	y	y	y	y		
Palo Alto	Cormack, Alison	y	y, n on 3A	y	y	y		
San Bruno	Hamilton, Tom	y	y	y	y	y		
Santa Clara	Hardy, Karen	y	y	y	y	y		
Foster City	Hindi, Sam	y	y	y	y	y		
Purissima	Jordan, Steve	y	y	y	y	y		
Sunnyvale	Larsson, Gustav	y	y	y	y	y		
San Jose	Liccardo, Sam	0	0	0	0	0		
East Palo Alto	Lopez, Antonio	0	0	0	0	0		
Daly City	Manalo, Juslyn	0	y	0	0	0		
Mountain View	Matichak, Lisa	y	y	y	y	y		
Coastside	Mickelsen, Chris	0	0	0	0	0		
Milpitas	Montano, Carmen	y	y	y	a	y		
Burlingame	O'Brien, Ann	y	y	y	y	y		
North Coast	Piccolotti, Tom	y	y	0	0	0		
Redwood City	Pierce, Barbara	y	y	y	y	y		
Millbrae	Quigg, Dan	y	y	y	y	y		
Mid-Peninsula	Vella, Lou	y	y	y	y	y		
ACWD	Weed, John	y	y	y	y	y		
Brisbane	Wood, Sepi	y	y	y	y	y		
Stanford	Zigterman, Tom	y	y	y	y	y		

Vote Tally	Simple Vote Summary					Weighted Vote Summary	
	Yes (y)	No (n)	Absent (0)	Abstain (a)	Item Carries by Simple Vote?	"Yes"	"No"
Yes (y)	22	22	20	18	20		
No (n)		1 on 3A					
Absent (0)	4	3	6	6	6		
Abstain (a)				2			
Item Carries by Simple Vote?	Y	Y	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

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Bay Area Water Supply and Conservation Agency

**Board of Directors Meeting
Attendance Roster**

Director	Agency	May 19, 2022	Mar. 17, 2022	Jan. 20, 2022	Nov. 18, 2021	Sept. 16, 2021	July 15, 2021
Andrews, Angela	Hayward	✓	✓	✓*	✓*	✓*	✓*
Barber, George	Cal Water	✓	✓	✓	✓	✓	✓
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	✓		✓	✓	✓	✓
Vella, Lou	Mid-Peninsula	✓	✓	✓	✓	✓	✓
Weed, John	ACWD	✓	✓	✓	✓	✓	✓
Wood, Sepi	Brisbane	✓	✓	✓	✓	✓	✓
Zigterman, Tom	Stanford	✓	✓	✓	✓	✓	✓

✓ : Present

* : Predecessor