

**BAY AREA WATER SUPPLY AND CONSERVATION AGENCY
BOARD OF DIRECTORS MEETING****September 15, 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. Seventeen (17) members of the Board were present at roll call. Four (4) members of the Board logged in after roll call. A list of Directors present (21), absent (5) is attached.

2. Comments by the Chair:

Chair Larsson noted the action item before the Board relates to BAWSCA's goal of ensuring reliable supply of high-quality water at a fair price for water customers served by BAWSCA's member agencies. This action will determine BAWSCA's ongoing participation in planning for a potential new potable reuse water supply, an effort that directly relates to BAWSCA's goal and legislative responsibilities.

Chair Larsson welcomed members of the SFPUC staff and looked forward to their reports. He noted San Francisco's perpetual obligation to provide BAWSCA agencies up to 184 million gallons of from the Regional Water System. As the owner and operator of the Regional Water System, San Francisco has a responsibility for environmental stewardship of the Tuolumne River and watersheds that the System relies upon while protecting the water supply from the Tuolumne River.

3. Consent Calendar:

Director Cormack registered a "No" vote for Consent Calendar Item #3A.

Director Cormack made a motion, seconded by Director Hamilton, that the Board adopt Resolution #2022-10, declaring that Board meetings will continue to be held via teleconference; approve the Minutes of the July 21, 2022 meeting; receive and file the Pre-Audit Budget Status Report, Investment Report, Directors' Reimbursement Report, and Bond Surcharge Collection, Account Balance and Payment Report as of June 30, 2022.

The motion passed by roll call vote; 15:1 for item #3A, 16 ayes for items #3B-3F, 1 inaudible response. See roll call tally attached.

4. Public Comments on Items Not on the Agenda:

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

5. SFPUC Report:

Mr. Ronald Flynn, SFPUC's new Deputy General Manager and Chief Operating Officer, addressed the Board emphasizing SFPUC's continuing efforts to meet its obligations of 184 MGD to its wholesale customers, and being good stewards for the environment. He reiterated the SFPUC's commitment and engagement in the discussions with the State for consideration of a voluntary agreement for the Tuolumne River to ensure water supply and maintain the Tuolumne River's well-being.

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

Manisha Kothari, SFPUC's Program Manager, provided an update on SFPUC's Alternative Water Supply (AWS) Program

Comments and questions were taken from members of the Board. Public comments were provided by Peter Drekmeier, Policy Director of Tuolumne River Trust.

6. Water Management Representatives (WMR) Report:

Ms. Julia Nussbaum from Stanford University provided the Board an update on the WMR key areas of focus.

Comments were taken from members of the Board. There were no comments from members of the public.

7. Action Calendar:

- A. Authorization of the CEO/General Manager to Execute a Memorandum of Agreement for the SF-Peninsula Regional PureWater Project, and of BAWSCA's cost share contribution.

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

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

Director Hardy made a motion, seconded by Director Hamilton, that the Board authorize the CEO/General Manager, subject to legal counsel review, to execute the Memorandum of Agreement to participate in the development of the SF-Regional PureWater Project, including authorization of BAWSCA's cost share contribution of \$51,500.

The motion passed by roll call, 20:1. See roll call tally attached.

- B. Review and Consideration of the Proposed Amendments to the Rules of the Board Regarding Change to the Location of Regular Board Meetings.

Comments and questions were taken from members of the Board following Ms. Sandkulla's presentation.

There were no comments from members of the public.

Director Pierce made a motion, seconded by Director Manalo, that That the Board modify Rule II.D to read as follows:

D. Location of Regular Meetings. All regular meetings of the Board shall be held at the Burlingame Community Center, 850 Burlingame Ave, Burlingame. When that location is unavailable, or when it is otherwise in the public's interest, a meeting may be held at another location determined by the Chairperson. Notice of the change shall be given as provided in Rule II.B above.

The motion passed by roll call, 20:1. See roll call tally attached.

8. Closed Session #1:

There were no public comments prior to adjourning to Closed Session #1.

The meeting adjourned to Closed Session #1 at 8:17pm.

9. Report After Closed Session:

Legal Counsel, Allison Schutte, convened Open Session and reported that Closed Session #1 ended at 8:38 pm and no reportable action was taken.

10. CEO Reports:

Ms. Tang, BAWSCA's Finance Manager, presented BAWSCA's OPEB Liability Funded Status Update, including SFPUC's status and BAWSCA's Pension Liability Funded Status Update, including SFPUC's status.

Ms. Sandkulla presented an update on Water Supply and Use, and developments on the Bay Delta Plan.

Questions and comments were received from members of the Board.

Public comments were provided by Peter Drekmeier.

Chair Larsson opened the floor for a motion to extend the meeting.

Director Hamilton made a motion, seconded by Director Vella, to extend the meeting to 10pm.

The motion passed unanimously by roll call vote. See roll call tally attached.

11. Closed Session #2:

There were no public comments prior to adjourning to Closed Session #2.

The meeting adjourned to Closed Session #2 at 9:06pm

12. Report from Closed Session #2:

Legal Counsel Allison Schutte convened Open Session at reported that Closed Session #2 ended at 10:03 pm, and that the Board evaluated the CEO and determined that her overall performance is outstanding.

Chair Larsson opened the floor for a motion to extend the meeting.

Director Hamilton made a motion, seconded by Director Vella, to extend the meeting to 10:30pm.

The motion passed unanimously by roll call vote. See roll call tally attached.

Chair Larsson noted that Agenda Item #13 and #14 were unnecessary.

15. Action Item Following Closed Session #2:

- A. Consider Compensation Adjustment for CEO/General Manager for FY 2022-23

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

Director Pierce made a motion, seconded by Director Chambers, that the Board approve the contract amendment to the CEO/General Manager's Employment Agreement.

The motion passed by roll call, 19:1. 1 inaudible response. See roll call tally attached.

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

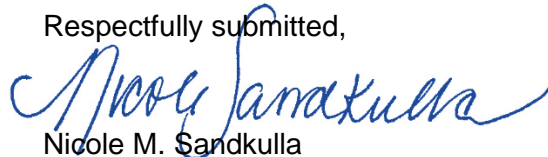
Director Larsson noted that he is actively considering an in-person format for the October 12th BPC meeting to be held at the new Burlingame meeting location. He and the CEO/General Manager are monitoring the COVID number and safety guidelines closely.

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

17. Date, Time and Location of Next Meeting: The next meeting scheduled on November 17, 2022 at 6:30pm. The format will be determined.

18. Adjournment: The meeting adjourned at 10:09 pm

Respectfully submitted,



Nicole M. Sandkulla
Chief Executive Officer/General Manager

NMS/le

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

Roll Call & Voting Log - BAWSCA

Meeting Date: September 15, 2022

Agency	Director	Simple Voting ⁽¹⁾							Weighted Voting ⁽²⁾	
		Present/ Absent	Item #3 Consent	Item #7A MOA SF-PREP	Item #7B Rules of the Board	Mtg Extension to 10pm	Mtg Extension to 10:30pm	Item#15 CEO Eval	Weighted "Yes" Votes	Weighted "No" Votes
Hayward	Andrews, Angela	y	0	y	y	y	y	y		
Hillsborough	Benton, Jay	0	0	0	0	0	0	0		
Guadalupe	Breault, Randy	0	0	0	0	0	0	0		
Westborough	Chambers, Tom	y	y	y	y	y	y	y		
Menlo Park	Combs, Drew	y	y	y	y	y	y	n		
Palo Alto	Cormack, Alison	y	y, n on #3A	y	y	y	y	y		
San Bruno	Hamilton, Tom	y	y	y	y	y	y	y		
Santa Clara	Hardy, Karen	y	y	y	y	y	y	y		
Foster City	Hindi, Sam	y	y	y	y	y	y	y		
Purissima	Jordan, Steve	y	y	y	y	y	y	y		
Sunnyvale	Larsson, Gustav	y	y	y	y	y	y	y		
San Jose	Liccardo, Sam	0	0	0	0	0	0	0		
East Palo Alto	Lopez, Antonio	y	y	y	y	y	y	y		
Daly City	Manalo, Juslyn	7:19	0	y	y	y	y	y		
Mountain View	Matchack, Lisa	y	y	y	y	y	y	y		
Coastside	Mickelsen, Chris	0	0	0	0	0	0	0		
Milpitas	Montano, Carmen	6:46	0	y	y	y	y	y		
Burlingame	O'Brien, Ann	6:40	0	y	y	y	y	y		
North Coast	Piccolotti, Tom	6:47	0	y	y	y	y	y		
Redwood City	Pierce, Barbara	y	y	y	y	y	y	y		
Millbrae	Quigg, Dan	0	0	0	0	0	0	0		
Cal Water	Smegal, Tom	y	y	y	y	y	y	y		
Mid-Peninsula	Vella, Louis	y	y	y	y	y	y	y		
ACWD	Weed, John	y	y	n	n	y	y	y		
Brisbane	Wood, Sepi	y	y	y	y	y	y	0		
Stanford	Zigterman, Tom	y	y	y	y	y	y	y		

Vote Tally	Simple Vote Summary							Weighted Vote Summary	
	Yes (y)	No (n)	Absent (0)	Abstain (a)	"Yes"	"No"			
Yes (y)	21	16	20	20	21	21	19		
No (n)			1	1			1		
Absent (0)	5	10	5	5	5	5	6		
Abstain (a)									
Item Carries by Simple Vote?									
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	Sept. 15, 2022	July 21, 2022	May 19, 2022	Mar. 17, 2022	Jan. 20, 2022	Nov. 18, 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