



**LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY
MINUTES**

Regular Meeting of the Board of Directors
August 10, 2022 – 9:30 a.m.

CALL TO ORDER at 9:31 a.m.

PLEDGE OF ALLEGIANCE – led Chair, Angela Ramirez Holmes

ROLL CALL OF DIRECTORS

Angela Ramirez Holmes, Chair, Zone 7 Water Agency
Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority
Ellen Wehr, Secretary, Grassland Water District
Paul Sethy, Treasurer, Alameda County Water District
Ernesto Avila, Director, Contra Costa Water District

ALTERNATE DIRECTORS

Jonathan Wunderlich, Alternate Director, Alameda County Water District
Antonio Martinez, Alternate Director, Contra Costa Water District
*Lesa McIntosh, Alternate Director, East Bay Municipal Utility District
Jose Gutierrez, Alternate Director, San Luis & Delta-Mendota Water Authority
*Linda J. LeZotte, Alternate Director, Santa Clara Valley Water District
Sandy Figuers, Alternate Director, Zone 7 Water Agency

*Alternate Directors who replaced absent Directors from their member agencies

ABSENT

John Coleman, Director, East Bay Municipal Utility District
Ricardo Ortega, Alternate Director, Grassland Water District
Dennis Herrera, Director, San Francisco Public Utilities Commission
Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission
Gary Kremen, Director, Santa Clara Valley Water District

OTHERS PRESENT

Marguerite Patil, Interim Administrator
James Ciampa, Lagerlof, LLP, Interim General Counsel
Rosemarie Perea, Interim Board Clerk
Diane Schmidt, Lagerlof, LLP
Approximately 19 others

CONSIDER ADOPTION OF RESOLUTION NO. 8-22-01 RE-RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR GAVIN NEWSOM AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE BOARD OF DIRECTORS OF THE LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY FOR THE PERIOD FROM AUGUST 6, 2022 TO SEPTEMBER 5, 2022 PURSUANT TO BROWN ACT PROVISIONS.

AB 361 requires that a subsequent resolution be adopted every 30 days to make findings that the emergency conditions justifying the continuation of remote meetings continue to exist. Attached Resolution No. 8-22-01 sets forth those required findings to allow for continued remote teleconferenced Board meetings, including that requiring in-person attendance at meetings of the Board would pose an imminent risk to the health and safety of those in attendance, while ensuring public access to those meetings.

The resolution will take effect immediately and will be effective for 30 days, or until such time as the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the Board may continue to meet by teleconference without compliance with Government Code section 54953(b)(3).

After discussion and upon motion by Director Avila, seconded by Alternate Director LeZotte, Resolution No. 8-22-01 was approved by the following roll call vote:

AYES: Angela Ramirez Holmes, Chair, Zone 7 Water Agency
 Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority
 Ellen Wehr, Secretary, Grassland Water District
 Paul Sethy, Treasurer, Alameda County Water District
 Ernesto Avila, Director, Contra Costa Water District
 Lesa McIntosh, Alternate Director, East Bay Municipal Utility District
 Linda J. LeZotte, Alternate Director, Santa Clara Valley Water District

NOES: None
ABSENT: None
ABSTAIN: None

The motion passed with a 7-0 vote.

PUBLIC COMMENT ON NON-AGENDA ITEMS

None

CONSENT CALENDAR

1.1 - Approval of Minutes from July 13, 2022 Board of Directors Meeting

Upon motion by Treasurer Sethy, seconded by Director Avila, the Minutes from the July 13, 2022 Meeting were approved by the following roll call vote, as follows:

- AYES: Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority
Ellen Wehr, Secretary, Grassland Water District
Paul Sethy, Treasurer, Alameda County Water District
Ernesto Avila, Director, Contra Costa Water District
Linda J. LeZotte, Alternate Director, Santa Clara Valley Water District
- NOES: None
- ABSENT: None
- ABSTAIN: Chair, Angela Ramirez Holmes, and Alternate Director Lesa McIntosh

The motion passed with a 5-0 vote, with abstentions by Chair Ramirez Holmes and Alternate Director McIntosh.

1.2 – Draft Treasurer’s Report – Month Ended June 30, 2022

Upon motion by Alternate Director LeZotte, seconded by Treasurer Sethy, the draft Treasurer’s Report for the month ended June 30, 2022, was approved by the following roll call vote, as follows:

- AYES: Angela Ramirez Holmes, Chair, Zone 7 Water Agency
Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority
Ellen Wehr, Secretary, Grassland Water District
Paul Sethy, Treasurer, Alameda County Water District
Ernesto Avila, Director, Contra Costa Water District
Lesa McIntosh, Alternate Director, East Bay Municipal Utility District
Linda J. LeZotte, Alternate Director, Santa Clara Valley Water District
- NOES: None
- ABSENT: None
- ABSTAIN: None

The motion passed with a 7-0 vote.

CLOSED SESSION – the meeting adjourned to Closed Session at 9:43 a.m.

2.1 Closed Session to be held in accordance with Government Code Section 54957

PUBLIC EMPLOYMENT – TITLE: EXECUTIVE DIRECTOR

RECONVENE FROM CLOSED SESSION – the meeting reconvened in open session at 11:38 a.m.

2.2 Report on Closed Session

Chair Angela Ramirez Holmes stated the Board of Directors had selected a candidate for the Executive Director position and had directed the Interim Administrator and Interim General Counsel to negotiate with the selected candidate on the terms of the engagement for the candidate in that position.

ACTION ITEMS

None.

DISCUSSION ITEMS

3.1

Review of Board Policy and Action Calendar

Interim Administrator Patil presented the updated Board Policy and Action Calendar for the Board’s information. The following updates were incorporated into the current version of the Board Policy and Action Calendar:

- Board Clerk Recruitment – removed milestones from outline form to align with previous update to overview graphic.
- Program Management Services Contract – moved Board discussion item from August to September and the selection process timeline was adjusted accordingly.
- Liability and Errors and Omissions Insurance – added Board discussion item in September.
- Interim Funding Agreement – added Finance Committee discussion in August and moved Board discussion item to September and Board action item to October.
- Service Agreement – moved Board discussion items from August to September and from October to November.
- CCWD Facilities Usage Agreement – added for Finance Committee and Board discussion over various months on outline form to align with previous update to overview graphic.
- Contracts for Administration of Public Benefits – added for Operations and Engineering Committee and Board discussion over various months on outline form to align with previous update to overview graphic.
- CCWD Design and Construction Agreement – moved Operations and Engineering Committee discussion from August to October and adjusted timeline accordingly.

FUTURE AGENDA ITEMS

None.

REPORTS

4.1

Directors

- Chair Angela Ramirez Holmes thanked Alternate Directors Ritchie and Gutierrez for their service on the Ad Hoc Committee concerning the Executive Director recruitment. She also thanked all members of the Board for their patience in maneuvering between the Board meeting and the Closed Session through the Zoom links provided.

4.2

Interim General Counsel

Interim General Counsel James Ciampa advised:

- He has heard back from the Fair Political Practices Commission on the Authority's draft Conflict of Interest Code he hopes to be able to present that to the Board for approval in September.
- He has prepared an outline of the Service Agreements as the process of developing those agreements moves forward.
- He continues to work on the Authority's Policy Manual, which will consist of the policies adopted by the Board to date. He expects to have that to the Board in September.

4.3

Interim Administrator

Interim Administrator Marguerite Patil advised:

- Work is continuing on the Program Management item and she has updated the timeline on that item.
- The Finance Committee will be presented with the draft Interim Funding Agreement and draft WIFIA Letter of Interest at its August meeting.
- She is continuing to work with the State on the inflation boost for the Project and other water storage projects.
- A trip to Washington, D.C. with members' staffs and elected representatives is planned for late in September. She encouraged participation by all members.
- The October Board meeting may be held at Grassland Water District in conjunction with a tour of the wildlife refuge there.


As no committee meetings were held in July, no committee meeting summaries were included.

The meeting was adjourned at 11:48 a.m.



Angela Ramirez Holmes, Chair

ATTEST:



Ellen Wehr, Secretary