

**COMMISSION OF SILICON VALLEY CLEAN WATER
JOINT POWERS AUTHORITY
REGULAR MEETING – Monday, November 18, 2019
8:00 a.m.**

Pelican Conference Room
Silicon Valley Clean Water
1400 Radio Road, 2nd Floor
Redwood City, California

COMMISSIONERS

COUNCIL MEMBER ALICIA AGUIRRE, REDWOOD CITY – CHAIR
BOARD MEMBER GEORGE OTTE, P.E., WEST BAY SANITARY DISTRICT – VICE CHAIR
MAYOR MARK OLBERT, SAN CARLOS – SECRETARY
COUNCIL MEMBER WARREN LIEBERMAN, PhD., BELMONT – MEMBER

MANAGER: TERESA A. HERRERA

ATTORNEY FOR THE AUTHORITY: CHRISTINE C. FITZGERALD

CONTROLLER: KIMBRA MCCARTHY

TREASURER: MATTHEW ANDERSON

AMERICANS WITH DISABILITIES ACT

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact SVCW (650) 591-7121. Notification in advance of the meeting will enable the Authority to make reasonable arrangements to ensure accessibility to this meeting.

AGENDA

1. CALL TO ORDER

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE

4. PUBLIC COMMENT

Any member of the public may address and ask questions of the Chair under this item relating to any matter within the Commission's jurisdiction that does not appear as a separate item on the Agenda. An opportunity will be provided for members of the public to address the Chair and ask questions about any item that is listed on the agenda at the time the Commission considers the item and before action is taken. If you address the Commission on a non-agenda item, please be aware that the Ralph M. Brown Act (Gov. C. § 54950 et seq.)

prohibits the Commission from acting on or discussing such matters at this meeting. Any such item may be referred to staff for a decision with regard to placing it on a future agenda for discussion, action or a report.

5. SAFETY MOMENT and REPORTS

- A. Safety Moment
- B. Manager's Report
- C. Financial Reports
 - 1. Investment Report
 - 2. Quarterly Financial Report (1st Quarter FY19-20)
- D. Engineering Projects Status Update
- E. Commission Requested Staff-Level Action Items
- F. RESCU Program Design-Build Project Status Update

6. MATTERS OF COMMISSION MEMBER'S INTEREST

7. CONSIDERATION OF MOTION APPROVING CONSENT CALENDAR

8. BUSINESS ITEMS

- A. CONSIDERATION OF RESOLUTION APPROVING UPDATE TO SILICON VALLEY CLEAN WATER INVESTMENT POLICY AND GUIDELINES

Proposed Action:

Move adoption of RESOLUTION APPROVING AND ADOPTING REVISION "S" TO ADMINISTRATIVE POLICY 1992-01 ESTABLISHING SILICON VALLEY CLEAN WATER'S INVESTMENT POLICY AND GUIDELINES

- B. CONSIDERATION OF RESOLUTION APPROVING UPDATE TO SILICON VALLEY CLEAN WATER RESERVE FUND POLICY AND PROCEDURES

Proposed Action:

Move adoption of RESOLUTION APPROVING AND ADOPTING REVISION "D" TO ADMINISTRATIVE POLICY 2013-03, "SVCW RESERVE FUND POLICY AND PROCEDURES"

- C. CONSIDERATION OF RESOLUTION DECLARING EXISTENCE OF AN EMERGENCY CONDITION AND APPROVING REPAIR OF ESSENTIAL FACILITIES (DMF FEED PIPE)

Proposed Action:

Move adoption of RESOLUTION DECLARING EXISTENCE OF EMERGENCY CONDITION REQUIRING IMMEDIATE EXPENDITURE OF FUNDS IN FURTHERANCE OF PUBLIC HEALTH, WELFARE AND SAFETY AND APPROVING AND RATIFYING EXECUTION OF CONTRACTS

FOR REPAIR OF ESSENTIAL PUBLIC FACILITIES RELATING THERETO (DMF FEED PIPE)
(4/5^{ths} weighted vote required)

9. CLOSED SESSION

- A. Conference with Legal Counsel – Existing Litigation (Gov't. Code §54956.9(d)(1))
Re: *Daniel Child v. Silicon Valley Clean Water* (Santa Clara County SC No. 19CV355718)

- B. Conference with Legal Counsel—Anticipated Litigation
Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9 (1 potential case)

- C. Conference with Real Property Negotiators
Pursuant to Government Code Section 54956.8
Property Description: 379 Greendale, Redwood City, California
SVCW Negotiators: SVCW Manager Teresa Herrera
Negotiating Parties: Ishida
Under Negotiation: Price and terms

- D. Conference with Real Property Negotiators
Pursuant to Government Code Section 54956.8
Property Description: 379 Greendale, Redwood City, California
SVCW Negotiators: SVCW Manager Teresa Herrera
Negotiating Parties: Wall
Under Negotiation: Price and terms

10. RECONVENE IN OPEN SESSION – Announce action taken in Closed Session, if any.

11. ADJOURN

CONSENT CALENDAR

NOTICE TO PUBLIC

All matters listed under CONSENT CALENDAR are considered to be routine. There may be discussion on items on the CONSENT CALENDAR. All items will be enacted by one motion with a roll call vote unless members of the Commission, staff, or public request specific items be removed from the CONSENT CALENDAR for separate action.

7. A. APPROVAL OF MINUTES – October 21, 2019

B. CONSIDERATION OF MOTION APPROVING CLAIMS AND CHECKS DATED OCTOBER 18, 2019 AND NOVEMBER 1, 2019 AND NECESSARY PAYMENTS THROUGH NOVEMBER 1, 2019.

C. CONSIDERATION OF MOTION APPROVING TASK ORDER SCOPE AND BUDGET FOR NEXINITE DATA DEVELOPMENT AND REPORTING FOR SVCW'S ENTERPRISE RESOURCE PLANNING (ERP) SOFTWARE (CIP #9105)

Proposed Action:

Move approval of TASK ORDER SCOPE OF WORK AND BUDGET FOR DATA AND REPORTING SOLUTIONS ASSOCIATED WITH THE ENTERPRISE RESOURCE PLANNING (ERP) SOFTWARE PROJECT (CIP #9105) IN THE AMOUNT NOT TO EXCEED \$173,350 AND AUTHORIZE MANAGER TO APPROVE UP TO TEN PERCENT CONTINGENCY FOR ADDITIONAL WORK ON AN AS-NEEDED BASIS – NEXINITE LLC

D. CONSIDERATION OF RESOLUTION APPROVING CONTRACTS FOR CONSTRUCTION OF SAF-MBR RESEARCH FACILITY INFRASTRUCTURE (CIP#9236)

Proposed Action:

Move adoption of RESOLUTION APPROVING CONTRACTS FOR CONSTRUCTION OF INFRASTRUCTURE IMPROVEMENTS FOR THE SAF-MBR PILOT RESEARCH PROJECT WITHOUT COMPETITIVE BIDDING FINDING THAT COMPETITIVE BIDDING WOULD BE UNAVAILABLE, WOULD NOT PRODUCE AN ADVANTAGE AND WOULD NOT BE IN THE PUBLIC INTEREST AND AUTHORIZING SVCW MANAGER TO APPROVE CONSTRUCTION CONTRACT CHANGE ORDERS UP TO TEN PERCENT OF THE CONTRACT PRICE – SHEA PARSONS JOINT VENTURE (\$140,000) AND MORROW MEADOWS (\$140,000)