

MINUTES OF SILICON VALLEY CLEAN WATER
REGULAR MEETING – MAY 20, 2019
8:00 a.m.

ITEM 1

CALL TO ORDER

The meeting was called to order at 8:00 a.m.

ITEM 2

ROLL CALL - Commissioners Duly Appointed by Each Agency

Council Member Warren Lieberman, PhD., Belmont - Chair
Board Member George Otte, P.E., West Bay Sanitary District - Secretary
Council Member Alicia Aguirre, Redwood City
Council Member Mark Olbert, Mayor, San Carlos

Staff, Consultants and Visitors Present

Teresa A. Herrera, SVCW Manager
Christine C. Fitzgerald, SVCW Legal Counsel
Jennifer Flick, Human Resources Manager
Matt Anderson, SVCW Chief Financial Officer/Assistant Manager
Kim Hackett, SVCW Authority Engineer
Arvind Akela, SVCW Engineering Director
Eric Hansen, SVCW Engineering
Jessica Mangual, SVCW Secretary Pro Temp
EJ Shalaby, Senior Consultant, DNS Strategic Partners
Derek Rampone, City of Redwood City
Molly Flowerday, City of Redwood City
Steven Machida, City of San Carlos
Bill Tanner, Tanner Pacific, Inc.
Mark Minkowski, Kennedy/Jenks
Douglas Brown, Stradling, Yocca, Carlson & Rauth
Robert Porr, Fieldman, Rolapp & Associates
Lora Carpenter, Fieldman, Rolapp & Associates
Bruce Burnworth, MPF

ITEM 3

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited by those in attendance.

ITEM 4

PUBLIC COMMENT

There was no Public Comment

ITEM 5A THROUGH ITEM 5F
SAFETY MOMENT AND REPORTS

This month's Safety Moment related to hearing loss prevention. The Commission requested a monitor be installed in the room noting accident-free days.

Items discussed under the Manager's Report included the status of the emergency effluent forcemain situation, including a plant shutdown on May 7/8 to access the pipe.

Item 5E included the incorrect report; the correct version will be emailed to Commissioners separately.

There were no questions for the remainder of the written reports.

ITEM 6A
MATTERS OF COMMISSION MEMBER'S INTEREST

A very positive letter from Congresswoman Anna Eshoo regarding the Commissioners letter to her supporting infrastructure spending was received by the Commission Chair. Other Commissioners were copied on the letter.

ITEM 7
CONSIDERATION OF MOTION APPROVING CONSENT CALENDAR ITEMS 7A THROUGH 7E

Motion/Second: Ms. Aguirre / Mr. Otte

The Motion carried by Unanimous Roll Call Vote

ITEM 8A
CONSIDERATION OF RESOLUTION TO APPROVE CONTRACT CHANGE ORDERS TO TWO RESCU PROJECTS: GRAVITY PIPELINE AND FRONT OF PLANT

Proposed Action:

- i. Move adoption of RESOLUTION AUTHORIZING THE SILICON VALLEY CLEAN WATER MANAGER TO APPROVE CONTRACT CHANGE ORDERS FOR GRAVITY PIPELINE PROJECT AND FRONT OF PLANT PROJECT IN AN AMOUNT NOT TO EXCEED \$800,000 SUBJECT TO CONFIRMATION OF ACTUAL COSTS UPON PROJECTS' COMPLETIONS

Motion/Second: Mr. Olbert / Ms. Aguirre

The Motion carried by Unanimous Roll Call Vote

ITEM 8B

CONSIDERATION OF RESOLUTION AND MOTIONS AUTHORIZING SVCW TO ENTER INTO THE WATER INFRASTRUCTURE FINANCE AND INNOVATION ACT (WIFIA) LOAN AND ISSUE 2019 WASTEWATER REVENUE NOTES

Proposed Actions:

- i. Move adoption of RESOLUTION OF THE COMMISSION OF SILICON VALLEY CLEAN WATER AUTHORIZING THE EXECUTION AND DELIVERY OF A WIFIA LOAN AGREEMENT, THE ISSUANCE OF CERTAIN INTERIM FINANCING AND CERTAIN DOCUMENTS AND OTHER MATTERS IN CONNECTION THEREWITH
- ii. Move approval of WIFIA REVIEW SERVICES IN AN AMOUNT NOT TO EXCEED \$350,000 AND AUTHORIZE MANAGER TO APPROVE UP TO TEN PERCENT CONTINGENCY FOR ADDITIONAL WORK ON AN AS-NEEDED BASIS – UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
- iii. Move approval of ADDITIONAL FUNDS FOR WIFIA LEGAL SERVICES IN AN AMOUNT NOT TO EXCEED \$50,000 AND AUTHORIZE MANAGER TO APPROVE UP TO TEN PERCENT CONTINGENCY FOR ADDITIONAL WORK ON AN AS-NEEDED BASIS – STRADLING YOCCA CARLSON & RAUTH, P.C.

A detailed overview and presentation were provided by the CFO, finance advisor, and bond counsel. Commissioners questions were answered.

Motion/Second: Mr. Olbert / Ms. Aguirre

The Motion carried by Unanimous Roll Call Vote

ITEM 9

CLOSED SESSION

Closed Session was called to order at 9:01 a.m.

ITEM 10

RECONVENE FROM CLOSED SESSION

Open Session reconvened at 9:39 a.m.

Ms. Fitzgerald reported as to Agenda Item 9A the Board unanimously voted to dismiss Case Name: *In the Matter of the Calculation of Final Compensation of David A. Hall, Respondent, and Silicon Valley Clean Water, Respondent* (Board of Administration, California Public Employees' Retirement System, Agency Case No. 2015-1236 OAH NO. 2016030664; Court of Appeal Case Number A155943 (SI065-005))

As to Agenda Item 9B no reportable action was taken and direction was given to staff and counsel.

As to Agenda Item 9C the Commission approved the final settlement agreement.

ITEM 11
ADJOURN

There being no further business, the meeting adjourned at 9:41a.m.

Minutes prepared by Teresa A. Herrera



George Otte, Secretary