

BAWSCA

Bay Area Water Supply & Conservation Agency

October 9, 2024
1:30 p.m.

Burlingame Community Center – Sequoia Room
[850 Burlingame Ave., Burlingame](#)

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One member of the Board will participate in this meeting by teleconference. Locale shall be: 1025 East Strawberry Ln., Boise, ID 83712. When any member of the board participates by teleconference, all votes taken at this meeting will be by roll call vote.

AGENDA

<u>Agenda Item</u>	<u>Presenter</u>	<u>Page#</u>
1. <u>Call To Order, and Roll Call</u> Roster of Committee Members (<i>Attachment</i>)	(Hardy)	Pg 5
2. <u>Comments by Chair</u>	(Hardy)	
3. <u>Consent Calendar</u> A. Approval of Minutes from the June 12, 2024 meeting (<i>Attachment</i>)	(Hardy)	Pg 7
4. <u>Public Comment</u> <i>Members of the public may address the committee on any issues not listed on the agenda that are within the purview of the committee. Comments on matters that are listed on the agenda may be made at the time the committee is considering each item. Each speaker is allowed a maximum of three (3) minutes.</i>	(Hardy)	
5. <u>Action Calendar</u> A. Adoption of Resolution #2024-03 Approving the Extension of the 2021 Amended and Restated Tier 2 Drought Response Implementation Plan (<i>Attachment</i>) <u>Issue:</u> What is the negotiation status and BAWSCA's recommendation to address the December 2024 expiration of the Tier 2 Drought Response Implementation Plan? <u>Information to Committee:</u> Staff memo and oral report. <u>Committee Action Requested:</u> That the Board Policy Committee recommend Board adoption of Resolution #2024-03 extending the term of the 2021 Amended and Restated Tier 2 Plan through December 31, 2025.	(McPherson)	Pg 21
B. Annual Review and Consideration of BAWSCA's Investment Policy (<i>Attachment</i>) <u>Issue:</u> BAWSCA's Investment Policy requires the Board to act on it annually irrespective of any changes. No changes are recommended. <u>Information to Committee:</u> Staff memo and oral report. <u>Committee Action Requested:</u> That the Board Policy Committee recommend Board re-affirmation of the current Statement of Investment Policy.	(Tang)	Pg 29

- C. Creation of Transition Manager Position, Adopting Revised Publicly Available Pay Scale, and Appointing Nicole Sandkulla to the Transition Manager Position (*Attachment*) **(Schutte)** Pg 37
Issue: What resources are needed for a smooth transition to a New CEO/General Manager?
Information to Committee: Staff memo and oral report.
Committee Action Requested: That the Board Policy Committee recommend the Board approve the creation of the Transition Manager position, add the Transition Manager position to BAWSCA’s publicly available pay scale for FY 2024-25, and appoint Nicole Sandkulla to the Transition Manager position effective December 1, 2024.
- D. Resolution Approving the Temporary Appointment of Nicole Sandkulla as Special Counsel to the CEO/GM and Adoption of the Pay Schedule for the Special Counsel Position (*Attachment*) **(Schutte)** Pg 43
Issue: What resources are necessary to provide executive counsel and advice to the new CEO/General Manager?
Information to Committee: Staff memo, resolution, and oral report.
Committee Action Requested: That the Board Policy Committee recommend the Board adopt Resolution #2024-04 approving the temporary appointment of Nicole Sandkulla to the position of Special Counsel to the CEO/GM, adopting the pay schedule for the Special Counsel position, and making associated findings in support of such an appointment.
- E. Adoption of BAWSCA Retroactive Pay Schedules for FY 2020-21 to 2023-24 and Pay Schedule for FY 2024-25 (*Attachment*) **(Schutte)** Pg 53
Issue: What information is needed to meet CalPERS requirements for public posting of approved staff salary schedules?
Information to Committee: Staff memo and oral report.
Committee Action Requested: That the Board Policy Committee recommend Board adoption of BAWSCA Retroactive Pay Schedules for FY 2020-21, FY 2021-22, FY 2022-23, FY 2023-24, and Pay Schedule for FY 2024-25.
- F. Adoption of Ordinance #2024-01 to Increase Board Member Compensation (*Attachment*) **(Schutte)** Pg 65
Issue: What actions are necessary to implement Board direction provided at the September 19, 2024 meeting to increase Board compensation and establish a regular review every five years?
Information to Committee: Staff memo, Ordinance and oral report.
Committee Action Requested: That the Board Policy Committee recommend that the Board hold a noticed public hearing in order to adopt Ordinance #2024-01 at the next available meeting, increasing the Board member stipend up to \$200/meeting; and require review of Board member compensation on a five (5) year interval.

6. CEO Reports

(Sandkulla)

- A. Los Vaqueros Expansion Project
- B. Bay Delta Plan/FERC Update
- C. CEO's Letter (*Attachment*)
- D. Board Policy Committee Calendar (*Attachment*)
- E. Correspondence Packet ([Under Separate Cover](#))

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7. Closed Session

(Schutte)

- A. **Conference with Legal Counsel – Existing Litigation pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9 Federal Energy Regulatory Commission Final License Application Proceedings for Don Pedro Hydroelectric Project, P-2299-082, and La Grange Hydroelectric Project, P-14581-002.**
- B. **Conference with Legal Counsel – Existing Litigation pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9 - State Water Board Cases (Third Appellate District Court Case No. C101232).**

8. Report from Closed Session

(Schutte)

9. Comments by Committee Members

(Hardy)

10. Adjournment to the Next Meeting

(Hardy)

December 11, 2024 at 1:30pm

Accessibility for Individuals with Disabilities

Upon request, BAWSCA will provide for written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in and provide comments at/related to public meetings. Please submit a request, including your name, phone number and/or email address, and a description of the modification, accommodation, auxiliary aid, service or alternative format requested at least two days before the meeting. Requests should be emailed to bawsca@bawsca.org or submitted by phone at 650-349-3000. Requests will be granted whenever possible and resolved in favor of accessibility.