

**BAY AREA WATER SUPPLY AND CONSERVATION AGENCY
BOARD OF DIRECTORS MEETING**

SPECIAL LOCATION

**Foster City Community Building –1000 E. Hillsdale Blvd. Foster City
Wind Room**

(Directions on Page 2)

**Thursday, September 19, 2019
6:30 P.M.**

AGENDA

<u>Agenda Item</u>	<u>Presenter</u>	<u>Page</u>
1. Call to Order/Roll Call/Salute to Flag	(Pierce)	
2. Comments by the Chair	(Pierce)	
3. Public Comments <i>Members of the public may address the Board on any issues not listed on the agenda that are within the purview of the Agency. Comments on matters that are listed on the agenda may be made at the time the Board is considering each item. Each speaker is allowed a maximum of three (3) minutes.</i>	(Pierce)	
4. SFPUC Report	(Kelly)	
5. Consent Calendar <i>(Attachments)</i>	(Pierce)	
A. Approve Minutes of the July 18, 2019 Meeting		<i>Pg 3</i>
B. Receive and File Pre-Audit Budget Status Report – As of 6/30/19		<i>Pg 7</i>
C. Receive and File Investment Report – As of 6/30/19		<i>Pg 9</i>
D. Receive and File Directors' Reimbursement Report – As of 6/30/19		<i>Pg 11</i>
E. Receive and File Bond Surcharge Collection, Account Balance and Payment Report For Fiscal Year Ending June 30, 2019		<i>Pg 13</i>
6. Action Calendar	(Sandkulla)	
A. Resolution Approving Temporary Reappointment of Arthur Jensen as Special Counsel to the CEO/GM <i>(Attachment)</i>		<i>Pg 17</i>
7. Special Reports on Bay Delta Plan	(Pierce)	
A. Tuolumne River Trust		
B. SFPUC		
C. BAWSCA		
8. Reports	(Sandkulla)	
A. Water Supply Update		
B. CERBT Fund Update <i>(Attachment)</i>		<i>Pg 21</i>
C. CEO/General Manager's Letter <i>(Attachment)</i>		<i>Pg 23</i>
D. Board of Directors Policy Calendar <i>(Attachment)</i>		<i>Pg 27</i>
E. Correspondence Packet <i>(Under Separate Cover)</i>		

9. Closed Session

- A. Conference with Legal Counsel – Existing Litigation pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9 **(Schutte)**
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 *San Joaquin Tributaries Authority, et al. v. California State Water Resources Control Board (Tuolumne County Superior Court Case No. CV62094).*
- C. Public Employee Performance Evaluation **(Pierce)**
Title: CEO/General Manager
Closed Session Pursuant to Government Code Section 54957
(Under Separate Cover)

10. Report from Closed Session **(Pierce/Schutte)**

11. Action Item Following Closed Session **(Pierce)**

- A. Consider declaration that the compensation and benefits of CEO/General Manager are uncertain as of September 19, 2019 due to Ongoing Negotiations Pg 29

12. Directors’ Discussion: Comments, Questions and Agenda Requests **(Pierce)**

13. Date, Time and Location of Future Meetings **(Pierce)** Pg 31
(See attached schedule of meetings)

14. Adjourn to next meeting scheduled for November 21, 2019 at 6:30pm **(Pierce)**

*Upon request, the Bay Area Water Supply and Conservation Agency 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 public meetings. Please send a written request, including your name, mailing address, phone number and brief description of the requested materials and the preferred alternative format or auxiliary aid or service at least two (2) days before the meeting. Requests should be sent to: **Bay Area Water Supply & Conservation Agency, 155 Bovet Road, Suite 650, San Mateo, CA 94402** or by e-mail at bawsca@bawsca.org*

*All public records that relate to an open session item of a meeting of the BAWSCA Board that are distributed to a majority of the Committee less than 72 hours before the meeting, excluding records that are exempt from disclosure pursuant to the California Public Records Act, will be available for inspection at **BAWSCA, 155 Bovet Road, Suite 650, San Mateo, CA 94402** at the same time that those records are distributed or made available to a majority of the Committee.*

DIRECTIONS TO FOSTER CITY COMMUNITY BUILDING — WIND ROOM:

From Hwy 101 North, take the Hillsdale Ave. exit toward Foster City. Turn Right onto E. Hillsdale Blvd. Turn Right into the parking lot just after the intersection with Shell Blvd. The Community Bldg. entrance is separate from the Library entrance and is marked by signage. The Wind Room will be at the top of the stairs on the right, across from the reception station. (There is an elevator).

From the East Bay, take Hwy 92 West, exiting at Foster City Blvd., and going South on Foster City Blvd. to Hillsdale. Turn Right (West) onto Hillsdale and proceed to Shell Blvd., making a U-turn to be able to pull into the parking lot SE corner of Hillsdale and Shell. The Wind Room will be at the top of the stairs on the right, across from the reception station. (There is an elevator).