



## BOARD OF DIRECTORS MEETING

Thursday, September 16, 2021

6:30 P.M.

DUE TO COVID-19, THIS MEETING WILL BE CONDUCTED AS A TELECONFERENCE PURSUANT TO THE PROVISIONS OF THE GOVERNOR'S EXECUTIVE ORDERS N-25-20 AND N-29-20, WHICH SUSPEND CERTAIN REQUIREMENTS OF THE RALPH M. BROWN ACT. MEMBERS OF THE PUBLIC MAY NOT ATTEND THIS MEETING IN PERSON.

The following members of the BAWSCA Board are listed to permit them to appear telephonically at the Board Meeting on September 16, 2021: George Barber, Jay Benton, Randy Breault, Tom Chambers, Drew Combs, Alison Cormack, Tom Hamilton, Karen Hardy, Sam Hindi, Steve Jordan, Gustav Larsson, Sam Liccardo, Antonio López, Juslyn Manalo, Lisa Matichak, Al Mendall, Chris Mickelsen, Carmen Montano, Ann O'Brien, Tom Piccolotti, Barbara Pierce, Dan Quigg, Lou Vella, John Weed, Sepi Wood, and Tom Zigterman.

Members of the public wanting to participate in the meeting may do so by:

Participating via Video Conference:

Click on the link to Join the meeting, <https://us02web.zoom.us/j/83332713239>

- Meeting ID: **833 3271 3239**
- Password: **320863**
- The web browser client will download automatically when you start or join your first Zoom meeting. It is also available for [manual download here](#).

OR,

Participating via Telephone:

- **Dial (888) 788-0099** US Toll-free, and entering **Meeting ID 833 3271 3239** and **Password 320863** when prompted.
- To Mute or UnMute, Press \*6.
- To Raise Hand, Press \*9.
- The Presentation will be available prior to the meeting at [www.bawasca.org](http://www.bawasca.org).

All audio and video will be OFF upon entry. Remaining on mute will reduce background noise.

Videos of Non-Board meeting participants will be kept OFF at all times during the meeting. Audio for Non-Board meeting participants will be enabled during allocated public speaking times and will be disabled when public comment time has expired.

In the event of technical malfunction on Zoom, the meeting will be conducted via the Call-In #.

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**BOARD OF DIRECTORS MEETING**

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**AGENDA**

<b><u>Agenda Item</u></b>	<b><u>Presenter</u></b>	<b><u>Page</u></b>
<b>1. Call to Order/Roll Call/Salute to Flag</b>	<b>(Larsson)</b>	
<b>2. Comments by the Chair</b>	<b>(Larsson)</b>	
<b>3. Board Policy Committee Report</b>	<b>(Zigterman)</b>	<i>Pg 7</i>
<b>4. Public Comments</b> <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>	<b>(Larsson)</b>	
<b>5. SFPUC Report</b>	<b>(Ritchie)</b>	
<b>6. Consent Calendar (Attachments)</b>	<b>(Larsson)</b>	
A. Approve Minutes of the July 15, 2021 Meeting		<i>Pg 19</i>
B. Receive and File Pre-Audit Budget Status Report – As of 6/30/21		<i>Pg 25</i>
C. Receive and File Investment Report – As of 6/30/21		<i>Pg 27</i>
D. Receive and File Directors' Reimbursement Report – As of 6/30/21		<i>Pg 29</i>
E. Receive and File Bond Surcharge Collection, Account Balance and Payment Report for Fiscal Year Ending June 30, 2021		<i>Pg 31</i>
F. Establishing a Debt Management Policy		<i>Pg 35</i>
G. Authorization to Increase the Contract Amount with Maddaus Water Management and Extend the Completion Date for the 2021 Demand Study Update  <i>The Committee voted to recommend approval of the proposed Board action for Items #6F and #6G.</i>		<i>Pg 57</i>
<b>7. Action Calendar</b>		
A. Authorization of BAWSCA's Issuance of Refunding Revenue Bonds in an Aggregate Principal Amount Not-To-Exceed \$180 Million, Including Authorizing the Forms of and Directing the Execution of the Related Documents ( <i>Attachment</i> )  <i>The Committee voted to recommend approval of the proposed Board action.</i>	<b>(Tang)</b>	<i>Pg 73</i>
<b>8. Reports and Discussions</b>		
A. Future Committee and Board Meeting Format After October 1, 2021	<b>(Sandkulla)</b>	

- 9. Closed Session #1** (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 (Sacramento County Superior Court Case No. 5013).
  - C. Conference with Legal Counsel – Anticipated Litigation**  
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9 (1 potential case)
- 10. Report from Closed Session #1** (Schutte)
- 11. Reports** (Sandkulla)
- A. Water Supply Update
  - B. FERC/Bay Delta Plan Update
  - C. CEO/General Manager’s Letter (*Attachment*) Pg 261
  - D. Board of Directors Policy Calendar (*Attachment*) Pg 263
  - E. Correspondence Packet ([Under Separate Cover](#))
- 12. Closed Session #2**
- A. Public Employee Performance Evaluation** (Larsson)  
Title: CEO/General Manager  
Closed Session Pursuant to Government Code Section 54957  
(*Under Separate Cover*)
  - B. Conference with Labor Negotiator** (Larsson)  
Agency designated representative: Gustav Larsson  
Unrepresented Employee: CEO/General Manager
- 13. Report from Closed Session #2** (Larsson/Schutte)
- 14. Break for Conference with Labor Negotiator** (Larsson)  
Agency designated representative: Gustav Larsson  
Unrepresented Employee: CEO/General Manager
- 15. Reconvene Following Labor Negotiations** (Larsson)
- 16. Action Item Following Closed Session** (Larsson)
- A. Consider Compensation Adjustment for CEO/General Manager for FY 2021-22 (*Under Separate Cover*)
- 17. Directors’ Discussion: Comments, Questions and Agenda Requests** (Larsson)
- 18. Date, Time and Location of Future Meetings** (Larsson) Pg 265  
(See attached schedule of meetings)
- 19. Adjourn to next meeting scheduled for November 18, 2021 at 6:30pm** (Larsson)

### ***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 [bawzca@bawzca.org](mailto:bawzca@bawzca.org) or submitted by phone at 650-349-3000. Requests will be granted whenever possible and resolved in favor of accessibility.*

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