



## BOARD OF DIRECTORS MEETING

Thursday, September 15, 2022

6:30 P.M.

DUE TO COVID-19, THIS MEETING WILL BE CONDUCTED AS A TELECONFERENCE PURSUANT TO THE PROVISIONS OF GOVERNMENT CODE SECTION 54953(e). 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 15, 2022: Angela Andrews, 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, Chris Mickelsen, Carmen Montano, Ann O'Brien, Tom Piccolotti, Barbara Pierce, Dan Quigg, Tom Smegal, 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/85453405419>

- Meeting ID: **854 5340 5419**
- Password: **186459**
- 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 854 5340 5419** and **Password 186459** 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 Member meeting participants will be kept OFF at all times during the meeting. Audio for non-Board Member 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. Consent Calendar</b> <i>(Attachments)</i>	<b>(Larsson)</b>	
A. Adoption of Resolution #2022-10, Declaring that the Board Meetings will Continue to be Held Via Teleconference <i>(Attachment)</i>		<i>Pg 5</i>
B. Approve Minutes of the July 21, 2022 Meeting		<i>Pg 9</i>
C. Receive and File Pre-Audit Budget Status Report – As of 6/30/22		<i>Pg 17</i>
D. Receive and File Investment Report – As of 6/30/22		<i>Pg 19</i>
E. Receive and File Directors’ Reimbursement Report – As of 6/30/22		<i>Pg 21</i>
F. Receive and File Bond Surcharge Collection, Account Balance and Payment Report for Fiscal Year Ending June 30, 2022		<i>Pg 23</i>
<b>4. Public Comments</b>	<b>(Larsson)</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>5. SFPUC Report</b>	<b>(Flynn/Kothari)</b>	
<b>6. Water Management Representatives Report</b>	<b>(Nussbaum)</b>	
<b>7. Action Calendar</b>		
A. Authorization of the CEO/General Manager to Execute a Memorandum of Agreement for the SF-Peninsula Regional PureWater, and of BAWSCA’s cost share contribution <i>(Attachment)</i>	<b>(Sandkulla)</b>	<i>Pg 27</i>
B. Review and Consideration of the Proposed Amendments to the Rules of the Board Regarding Change to the Location of Regular Board Meetings <i>(Attachment)</i>		<i>Pg 81</i>
<i>The Committee did not meet in August. The items above are being presented to the Board without a recommendation from the BPC.</i>		
<b>8. Closed Session #1</b>	<b>(Schutte)</b>	
<b>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>		
<b>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).</b>		

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|---|--------------------------|--------|
| <b>9. Report from Closed Session #1</b>   | <b>(Schutte)</b>         |        |
| <b>10. Reports</b>  | <b>(Sandkulla)</b>       |        |
| A. BAWSCA OPEB Liability Funded Status Update, including the SFPUC's Status (Attachment)                                  |                          | Pg 111 |
| B. BAWSCA Pension Liability Funded Status Update, including the SFPUC's Status (Attachment)                               |                          | Pg 115 |
| C. Water Supply Update  |                          |        |
| D. FERC/Bay Delta Plan Update   |                          |        |
| E. CEO/General Manager's Letter (Attachment)  |                          | Pg 119 |
| F. Board of Directors Policy Calendar (Attachment)  |                          | Pg 133 |
| G. Correspondence Packet ( <a href="#">Under Separate Cover</a> )   |                          |        |
| <b>11. Closed Session #2</b>  |                          |        |
| <b>A. Public Employee Performance Evaluation</b>  | <b>(Larsson)</b>         |        |
| Title: CEO/General Manager<br>Closed Session Pursuant to Government Code Section 54957<br>( <i>Under Separate Cover</i> ) |                          |        |
| <b>B. Conference with Labor Negotiator</b>  | <b>(Larsson)</b>         |        |
| Agency designated representative: Gustav Larsson<br>Unrepresented Employee: CEO/General Manager                           |                          |        |
| <b>12. Report from Closed Session #2</b>  | <b>(Larsson/Schutte)</b> |        |
| <b>13. Break for Conference with Labor Negotiator</b>   | <b>(Larsson)</b>         |        |
| Agency designated representative: Gustav Larsson<br>Unrepresented Employee: CEO/General Manager                           |                          |        |
| <b>14. Reconvene Following Labor Negotiations</b>   | <b>(Larsson)</b>         |        |
| <b>15. Action Item Following Closed Session</b>   | <b>(Larsson)</b>         |        |
| A. Consider Compensation Adjustment for CEO/General Manager for FY 2022-23 ( <i>Under Separate Cover</i> )                |                          |        |
| <b>16. Directors' Discussion: Comments, Questions and Agenda Requests</b>   | <b>(Larsson)</b>         |        |
| <b>17. Date, Time and Location of Future Meetings</b><br>(See attached schedule of meetings)                              | <b>(Larsson)</b>         | Pg 135 |
| <b>18. Adjourn to next meeting scheduled for November 17, 2022 at 6:30pm</b>  | <b>(Larsson)</b>         |        |

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