

To: Board of Directors
From: Norma J. Camacho, Interim CEO

Chief Executive Officer Bulletin Week of April 28 to May 04, 2017

Board Executive Limitation Policy EL-7:

The Board Appointed Officers shall inform and support the Board in its work. Further, a BAO shall 1) inform the Board of relevant trends, anticipated adverse media coverage, or material external and internal changes, particularly changes in the assumptions upon which any Board policy has previously been established and 2) report in a timely manner an actual or anticipated noncompliance with any policy of the Board.

Page	IN THIS ISSUE
1	Intertie Operations to Support Pipeline Rehabilitation Projects
2	Letter to Grand Jury re Project Status Update: 100-Year Flood Protection for Permanente Creek
3	<u>Director Santos</u> Staff to prepare a report for the Board regarding Mr. Andrew Galvan's Issues and concerns on Berryessa Creek R-17-0012

Intertie Operations to Support Pipeline Rehabilitation Projects

Over the next two months, the water district will transfer to the San Francisco Public Utilities Commission (SFPUC) approximately 600 million gallons of treated water, which will be returned to the water district this winter. The deliveries are being made through the joint San Francisco Public Utilities Commission – Santa Clara Valley Water District Intertie (Intertie).

These water deliveries are in advance of the supplies the water district will need and receive from SFPUC as it undertakes major pipeline inspection and rehabilitation work on the Pacheco Conduit and Almaden Valley Pipeline, which would interrupt raw water supplies to the three water treatment plants. The inspection and rehabilitation work will be carried out from October 2017 through March 2018.

During discussions about the water district's request for water deliveries this winter, SFPUC indicated that the best time for them to receive the water in exchange is now.

The work on Pacheco Conduit and Almaden Valley Pipeline will include performing condition assessment for the two critical raw water delivery pipelines, repairing pipe segments and replacing appurtenances as warranted, and installing an acoustic fiber optic cable along the pipeline to collect on-going performance data and help mitigate potential catastrophic prestressed concrete cylinder pipe (PCCP) failures in the future.

The Pacheco Conduit, constructed in the late 1980s as part of the San Felipe system, consists of approximately 7.9 miles of 120-inch diameter PCCP. The conduit conveys raw water from the San Luis Reservoir to Santa Clara and San Benito counties. The Almaden Valley Pipeline consists of approximately 12.3 miles of 72-inch to 78-inch diameter PCCP and welded steel pipe. Almaden Valley Pipeline was constructed in two phases, the first phase in the 1960s and the second phase in the 1980s. The pipeline is part of the water district's flexible raw water conveyance system that distributes water from local reservoirs and imported supplies to the three water treatment plants and groundwater recharge ponds.

Rehabilitation of the Almaden Valley Pipeline will be conducted in two phases to minimize impact to treated water production. Phase 1 of the Almaden Valley Pipeline Rehabilitation Project will result in no raw water deliveries to the Santa Teresa Water Treatment Plant for approximately three months from the end of October 2017 to early February 2018. Under Phase 2 of the project, which goes through the end of March 2018, the Santa Teresa plant would be back in service. Through both phases of the project, source water supply to the Rinconada and Penitencia water treatment plants will be limited to the South Bay Aqueduct.

To meet peak retailer demand and have a backup supply should an emergency arise, the Intertie will be in operation during Phase 1 of the Almaden Valley Pipeline Rehabilitation Project.

For further information, please contact Angela Cheung at (408) 630-2735.

Letter to Grand Jury Regarding Project Status Update: 100-Year Flood Protection for Permanente Creek

The interim Chief Executive Officer has responded to the 2016-2017 Grand Jury's request for an update on what the water district has done with the recommendations made by the 2015-2016 Santa Clara County Civil Grand Jury in the report titled "100-Year Flood Protection for Permanente Creek." A copy of the response is included in the board's May 5, 2017, Non-Agenda package.

For further information, please contact Susan Stanton at (408) 630-2208.

Director Santos

**Staff to prepare a report for the Board regarding Mr. Andrew Galvan's Issues and concerns on Berryessa Creek
R-17-0012**

At the Board meeting on April 11, 2017, Mr. Andrew Galvan expressed his concerns about the U.S. Army Corps of Engineers' (USACE) handling of the Native American Human remains unearthed at the Upper Berryessa Creek Flood Protection Project construction site.

The Upper Berryessa Creek Flood Protection Project is a joint project with the USACE, and they are responsible for its design and construction.

The Native American Heritage Commission has designated Mr. Galvan as the Most Likely Descendant (MLD) for Native American Human remains uncovered at Historic Site CA-SCL-593, located in the project construction area. In 2015, Mr. Galvan monitored the removal of two sets of Native American remains from this area and received the remains for burial at the Ohlone Indian Cemetery in Fremont, which is operated by Mr. Galvan. He performed this work as a subcontractor to Tetra Tech, Inc., an environmental and engineering consultant hired by the water district.

The USACE is currently constructing the project with Mr. Richard Stradford, a USACE staff, as the

Lead Archaeologist for the project. In early April 2017, further potential human remains were unearthed (some loose and some in situ) during construction. Mr. Stradford took the loose remains to the County Medical Examiner, who determined they were, in fact, human and likely Native American. When Mr. Galvan learned about the developments, he expressed concern stating that as the MLD he should have been notified first. The two sets of remains uncovered are still on site and the USACE has established a buffer around them to prevent construction disturbance until they can be professionally removed.

On April 11, Mr. Galvan, Mr. Stradford and James Manidakos, the water district environmental planner on the project, met to discuss a plan to address Mr. Galvan's concerns. At the meeting, all parties agreed that:

- 1) Mr. Galvan should monitor the recovery of the two sets of remains on site; and
- 2) Mr. Galvan will receive from the USACE all the remains and associated burial artifacts for reburial at the Ohlone cemetery.

Mr. Galvan requested that the water district pay for the costs of monitoring, recovery, and reburial of the remains, which is similar to the 2015 arrangement for the recovery and reburial effort. The water district has asked Mr. Galvan to submit for consideration a proposal addressing the monitoring, the recovery, and associated costs. The water district would consider funding it as part of the project construction cost. The water district has not yet received the proposal from Mr. Galvan and the USACE has not yet scheduled recovery of the remains. The water district expects those actions to occur in the next few weeks.

For further information, please contact Ngoc Nguyen at (408) 630-2632.
