

**San Francisquito Creek Joint Powers Authority
December 18, 2008 Board Meeting
Agenda Item 2**

November 20, 2008 Special Meeting Minutes

Chairperson Abrica called the meeting to order at 4:13 p.m. at the City of East Palo Alto Council Chambers, 2415 University Avenue, East Palo Alto CA

DRAFT

1) ROLL CALL

Members Present: Chairperson Abrica, City of East Palo Alto
Director Gordon, San Mateo County Flood Control
Director Drekmeier, City of Palo Alto
Director Kwok, Santa Clara Valley Water District
Director Robinson, City of Menlo Park

Alternates Present: Director Burt, City of Palo Alto

Associate Members: Tom Zigterman, Stanford University

JPA Staff Present: Len Materman, Executive Director
Kevin Murray, Staff
Miyko Harris-Parker, Staff

Legal Counsel Present: None

Others Present: Joe Teresi, City of Palo Alto; Trish Mulvey, Palo Alto Resident; Art Kraemer, Palo Alto resident; Jerry Hearn, Acterra

2) APPROVAL OF SPECIAL MEETING MINUTES October 23, 2008

Minutes approved 4 -0. Kwok abstained.

3) APPROVAL OF AGENDA

Agenda approved 4 -0.

4) CONSENT CALENDAR-

None

5) PUBLIC COMMENT-

Jerry Hearn, Board member of Acterra, told the Board that when thinking about the larger long range project everyone should keep in mind that there may be a number of places within the watershed where small retention basins can be directed. Mr. Hearn also suggested that the Board take a look at the concepts of Andrew Levings. Mr. Hearn told the Board that septic tanks might also be a good option for water retention. Mr. Hearn shared with the Board that Acterra has been doing some planting on working on Sausal Creek doing some planting. Mr. Hearn continued to say that he spoke with the Mayor of Portola Valley about why Portola Valley is not in relations with the JPA. Mr. Hearn suggested bracing the idea of retaining water upstream which could bring Portola Valley to the table. Mr. Hearn said that if the Federal government were able to provide a good sum of money for a project like this than Portola Valley would be more inclined to join with the JPA. Mr. Hearn told the Board that having Portola Valley at the table may reduce or eliminate the need to have to have a large retention project with Stanford.

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6) REGULAR BUSINESS – EXECUTIVE DIRECTOR REPORT

Comprehensive Plan (Feasibility Study)

Executive Director Len Materman opened his report by giving the Board a brief update on the newest project budget with the Corp. Mr. Materman stated that the budget presentation was worked on by himself; JPA Project Manager, Kevin Murray and SCVWD staff member, Jason Christie. Mr. Materman said that the general goal of the project plan is to have as many task as possible completed outside of the Corp staff process. Mr. Materman noted that this goal is not as successful as hoped to be as the Corp feels that that they have to do most of the bigger task. Mr. Materman said that the focus of the budget presentation was to enlighten the Board as to what tasks were currently being budgeted not dollars being spent on the tasks.

Jason Christie, SCVWD, informed the Board that this presentation is staff work only and that it has not been presented to the SCVWD Board. Mr. Christie emphasized that this is just a preliminary budget plan.

Director Kwok asked how much of this preliminary budget plan is to be assigned to the current project budget. Mr. Christie stated that right now there is an additional \$100,000 being advanced from the SCVWD and other than the balance of the \$1.3million from each county there is not any additional funding coming forth yet. Mr. Materman said that there may be need to be an amendment made to the Six-Party Agreement to allow advancement of funds from one agency. Mr. Materman continued to say that he would like to have this process completed and brought to the Board by the next JPA meeting. Mr. Christie told the Board that the Corp sent the request for the advancing funds of \$100,000 for the Hydraulic model and that the JPA forwarded the invoice to the SCVWD.

Art Kraemer, Palo Alto Resident, asked when the model would be complete. Mr. Materman stated that the Corp was asked to have the model completed by February.

Mr. Materman moved on by saying that that the term “Feasibility Study” is not a great term for the project and that he has been working with staff on developing a better suited term for the project description. Mr. Materman said that one example is to call the Corp project the “Comprehensive Plan”.

Director Drekmeier said that a comprehensive plan is what we would have after everything is complete. Director Drekmeier agrees that changing the name is a great idea but that the name needs to be something more suitable. Director Drekmeier suggested maybe using a term like “Flood Control Plan” or something similar. Mr. Materman said that he and staff would continue to work on it and bring the new ideas back to the Board.

Director Robinson remarked that there had not been an update on the status of Federal funding brought to the Board and asked if there was any new information to give to the Board. Mr. Materman stated that a continuing resolution was passed which means that our project receives nothing. Mr. Materman continued to say that there is talk that a budget will be passed after the new administration takes hold to cover the last part of the fiscal year. Mr. Materman also said that he sat down with SCVWD staff and that there is talk that there is a possibility of funding in a stimulus packet.

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Director Robinson stated that he is going to the Mayors' conference in DC and that he plans on making the rounds while there. Chairperson Abrica said that this is an opportunity to have a more coordinated effort for lobbying in DC and that it would be great if all the member agencies could work to put a package together to represent the agency directly in DC.

Implementation Projects Roadmap

Mr. Materman stated that he purposely left the word early out of this project description as this project is now 10 years after the flood thereby making it no longer an early implementation project. Mr. Materman continued with a brief presentation on the timeline of the project process. Mr. Materman stated that at the Duveneck meeting the residents were very interested in having a community meeting with all of the San Francisquito Creek community groups. Mr. Materman stated that the Duveneck group is taking the lead on the meeting organization and planning and that they are hoping to have the meeting set within the next six months. Mr. Materman continued his presentation outlining the roadmap for the implementation project.

Director Kwok asked if a consultant was to be hired for the design of the project. Mr. Materman said yes the plan is to hire a consultant but there does need to be a discussion regarding budget before a decision is made. Director Kwok asked who would be taking the lead on this project. Mr. Materman stated that regarding the hiring of the consultant the JPA would take the lead and that with the bigger discussion of the designing the JPA would more than likely take the lead as well however this discussion is for a later date.

Chairperson Abrica asked how much funding is there for this implementation project. Mr. Materman said that right now there is about \$109,000 to work with.

Inter-Agency emergency preparedness staff meeting

Mr. Materman reminded the Board that the JPA would be hosting an inter-agency emergency preparedness staff meeting on December 10. Mr. Materman told the Board that this meeting was not an open public meeting. Chairperson Abrica stated that this meeting is a working meeting for all of the emergency service organizations within the watershed and that an open public meeting would be held at a later date. Chairperson Abrica reminded the Board that as a result of this being a staff meeting there could only be two Board members to attend him and one other Board member. Director Robinson stated that he would like to attend. The Board agreed that Chairperson Abrica and Director Robinson would attend the Inter-Agency emergency preparedness staff meeting.

7) INFORMATIONAL ITEMS –

Maintenance walk report to Jurisdictions

Mr. Murray gave a brief description of the yearly Maintenance walk stating that the JPA schedules the walk to happen at least two weeks before the coastal clean-up event so that the organizers of the event will know exactly which areas need to be targeted. Mr. Murray said that the official activities of the maintenance walk were complete however there have been new sites that have come up since the walk and he is working on getting those areas cleaned up with the member agencies responsible for those areas. Mr. Murray said that the JPA typically sends out a maintenance walk report to all the member agencies detailing the outcome of the walk.

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Director Drekmeier asked if the JPA handles concerns about yard waste in the creek. Mr. Murray stated that the JPA does note the issues of yard waste as it is illegal to dump the waste in the creek. Mr. Murray continued to say that when these issues come up the JPA sends letters to the homeowners reminding them that it is illegal to dump yard waste in there creek. Mr. Murray said that typically it is not the homeowners but a landscaping company hired by the owners.

Maintenance walk Letter approved 5-0.

JPA grant proposals to the State for projects at the Bonde Weir and Allied Arts Guild

Mr. Murray told the Board that staff expects to be notified in the spring if either of the projects were successful in being accepted. Mr. Murray noted that the expected start date of the projects is July 2009.

Removal of arundo stand on Menlo Park side of San Francisquito Creek

Mr. Murray shared with the Board that most of the arundo stand has been successfully removed and that staff received permission from the homeowners to return in spring to remove the rest of the stand. Mr. Murray introduced and thanked, Ryan Navratil, former Program Director of the Watershed council. Mr. Murray stated that Mr. Navratil and Arnie Thompson were instrumental in the process. Mr. Murray stated that there was approximately 500 square feet of vegetation removed from the site.

Director Drekmeier thanked Mr. Murray, Mr. Navratil and everyone involved in the process of getting this issue resolved. Director Drekmeier stated this is a great moral victory.

Proposed 2009 JPA Board Meetings schedule

Mr. Materman presented the proposed 2009 JPA Board meeting schedule. Director Gordon stated that he believed that fourth Thursday of the month would work better for his schedule as he has BCDS meetings every third Thursday. Director Robinson stated that he will not be in town for the proposed preliminary January meeting. Director Robinson asked that the January meeting be moved to the 22nd for now and work out the rest of the 2009 calendar at the next meeting. Director Gordon noted that he would not be able to attend either date, but that if the 22nd worked better for the other Board members than he suggest changing it to the 22nd. Board agreed that the January meeting will be held on January 22, 2009.

- 8) **BOARD AND ASSOCIATE MEMBER REPORTS** - *Agendized reports from Board and/or Associate Members requesting Board action.* – None.
- 9) **BOARD AND ASSOCIATE MEMBER MATTERS** - *Non-agendized comments, requests, or announcements by Board and/or Associate members, no action may be taken.* None
- 10) **ADJOURNMENT:**
Chairperson Abrica adjourned the meeting at 5:11 pm.

Minutes prepared by: Miyko Ann Harris-Parker
Clerk of the Board