



SAN FRANCISQUITO CREEK
JOINT POWERS AUTHORITY

Notice of Regular Meeting of the Board of Directors

Thursday, September 28, 2023

3:30 P.M.

City of Palo Alto City Council Chambers, 250 Hamilton Ave, Palo Alto

Members of the Public may speak on any agenda item for up to three minutes

Register in advance for this meeting:

<https://us02web.zoom.us/meeting/register/tZwrcegsrDwgHdFmAtl3fTo0YsxxvKG3D2L4r>

After registering, you will receive a confirmation email containing information about joining the meeting.

1. CALL TO ORDER AND ROLL CALL
2. APPROVAL OF AGENDA
3. APPROVAL OF MEETING MINUTES: Minutes of June 8, 2023, Special Board Meeting, Minutes of June 22, 2023, Regular Board Meeting, Minutes of August 24 Regular Board Meeting.
4. PUBLIC COMMENT: *Individuals may speak on a non-agendized topic for up to three minutes.*
5. INFORMATION ITEMS:
 - A. Weather Monitoring: Demonstration of Rain and Stream Flow Gages
 - B. Conflict of Interest Code – Notice of Intent to Amend. Reposting to comply with the FPPC’s requirements for specific language in the notice.
 - C. Executive Director’s Report
6. Board Member Announcements, Information Items, and Requests (Information only)
7. ADJOURNMENT



SAN FRANCISQUITO CREEK
JOINT POWERS AUTHORITY

PLEASE NOTE: Board meeting Agenda and supporting documents can be viewed online no later than 3:30 p.m. on Monday, September 25, 2023, at sfcjpa.org -- click on the "Meetings" tab near the top. The Board Meeting package will be emailed to those on our Board Meeting distribution list prior to the Board meeting date. Contact SFCJPA Board Clerk, Miyko Harris-Parker at MHParker@sfcjpa.org if you are not on this list and would like to be added.

San Francisquito Creek Joint Powers Authority
September 28, 2023, Regular Meeting of the Board
Agenda Item 3
June 08, 2023, Special Board Meeting Minutes
DRAFT

Director Combs called the meeting to order at 3:36 p.m., at the City of Menlo Park Council Chambers, Menlo Park, CA. This meeting was conducted as a hybrid meeting with all attending members of the Board in person and other meeting attendees participating either in person or virtually via streaming video/ teleconference call.

Public input was solicited on each item and all public comments received are noted herein.

1) ROLL CALL

Members Present: Director Drew Combs, City of Menlo Park
Director Rebecca Eisenberg, Santa Clara Valley Water District (Valley Water)
(Not present at roll call)
Director Dave Pine, San Mateo County Flood and Sea Level Rise Resiliency
District (OneShoreline)
Director Greer Stone, City of Palo Alto

Members Absent: Director Ruben Abrica, City of East Palo Alto

SFCJPA Staff Present: Tess Byler Acting Executive Director (In person)
Miyko Harris-Parker, Staff (In person)
Kevin Murray, Staff (Via Zoom)

Legal Present: Lori Liu (In Person)

2) APPROVAL OF AGENDA

ACTION: Motion and second (Stone/Pine) to approve the agenda, passed 3-0.

Roll call vote:
Director Combs Aye
Director Pine Aye
Director Stone Aye

Director Eisenberg was not present at the time of vote. Director Abrica not present.

3) PUBLIC COMMENT

None.

4) ACTION ITEMS

Designate agency's representative to vote for ACWA's next President and Vice President

ACTION: Motion and second (Combs/Pine) to designate Senior Project Manager Tess Byler as the agency's representative to vote for ACWA's next President and Vice President passed 3-0.

Interim Executive Director, Senior Project Manager, Tess Byler volunteered to be the agency's representative to vote for ACWA's next President and Vice President. No other nominations or volunteers were offered.

Roll call vote:
Director Combs Aye
Director Pine Aye
Director Stone Aye

Director Eisenberg was not present at the time of vote. Director Abrica not present.

San Francisquito Creek Joint Powers Authority
September 28, 2023, Regular Meeting of the Board
Agenda Item 3
June 08, 2023, Special Board Meeting Minutes
DRAFT

5) INFORMATION ITEMS

This Special Meeting was planned to inform the Board and the public about Valley Water's evaluation of the performance of the San Francisquito Creek hydraulic model following the storm on December 31, 2022.

Jack Xu/Valley Water provided a presentation and discussion of the [draft final Technical Memorandum](#), *Existing Conditions Hydraulic Model Update Post 2022 New Year's Eve Flood* dated June 5, 2023

The primary conclusion of this hydraulic review was that the most significant contributor to the mismatch in observed verses modeled water surface elevations was the underestimation of the roughness values used in the model that may be an error from the original model. As a result, creek capacity may be overestimated by about 25%.

Tess Byler presented SFCJPA staff review and proposed responses to the draft Technical Memorandum, that included recommendations for an independent review of the model, re-survey of observed breakout locations, increased vegetation removal and other preemptive coordination actions.

Director Eisenberg arrived at 4:00 pm.

Xenia Hammer questioned if considerations of Stanford's Searsville project were factored into the hydrology reevaluation and if Newell Bridge would have to be redesigned based on the new hydrologic information. Mr. Xu confirmed that Stanford' Searsville project was factored into the hydrology and that the Newell Bridge replacement project will not have to be redesigned.

Tom Rindfleisch commented that there may have been some events that occurred in the 1998 flood that may not be reflected in the current hydraulic model. Mr. Xu noted the lack of quantitative data from 1998 and that the information regarding fallen trees needs to be baked into the design. Mr. Xu explained trees falling cannot be infinitely modeled because it is not known where tress will fall. Mr. Rindfleisch asked for clarification on what the goal was for the Reach 2 project. Mr. Xu explained that there are several scenarios, noting that the ultimate decision is with the SFCJPA and that it will come down to cost and what people are willing to sacrifice. Ms. Byler responded that based on direction from the Board and feedback from the public, the SFCJPA will reevaluate the seventeen alternatives that were considered noting it will be difficult to present a project that has large number of floodwalls in this natural system.

Trish Mulvey requested that in future presentations a comparison between the goal of this aspect of the Reach 2 project, which is to pass the same amount of water as the 1998 event and no freeboard be provided to help see what the differences are and where they are. Ms. Byler and Mr. Xu confirmed that the difference is about 1,000 CFS. Mr. Xu commented that the project as currently designed will not handle as much flow as previously thought.

Chuck Bernstein questioned if the wall damage upstream near El Camino is affecting downstream decisions, what sizes were being proposed for floodwalls, and why there seemed to be minimal damage from the recent floods in comparison to the previous floods of record. Mr. Xu replied that Palo Alto's new pump station was able to take up water that came from the creek which helped the Palo Alto side. Mr. Xu noted that there were isolated areas, like an entire cul-de-sac that basically was underwater and that there was a lot of damage near the highway frontage road where the water escaped from the creek. Mr. Xu stated that the completion of the downstream project helped mitigate

San Francisquito Creek Joint Powers Authority
September 28, 2023, Regular Meeting of the Board
Agenda Item 3
June 08, 2023, Special Board Meeting Minutes
DRAFT

more damage. Mr. Xu explained that new information could mean that floodwall heights could be up to seven feet from ground up. Mr. Xu stated that the erosion occurring upstream of El Camino is outside of the project scope area and could be considered in a Reach 3 project or could be under the jurisdiction of agencies like Caltrans.

Director Stone asked what the next steps are, how the new information will change the timeline and costs of the project. Mr. Xu explained that whatever project that is being planned will have to provide adequate benefit as the removal of the Pope Chaucer Bridge does not provide that benefit. Director Stone questioned if Stanford's engagement would be increasing. Ms. Byler responded that Stanford is currently engaged with the SFCJPA.

Director Combs thanked staff for the presentation. Director Combs reiterated that the new information that there is no relief for residents near Pope Chaucer though it highlights that removal of Pope Chaucer transfers the risk to other residents down the creek thereby preventing the removal of the bridge.

Director Pine asked if the EIR will have to be reopened to address the new challenge. Ms. Byler explained that the status of reopening the EIR or starting a new EIR is unknown yet.

Director Eisenberg expressed optimism that a solution will be found.

Jonathan Seaver asked if the data and model would be shared with the public. Director Eisenberg seconded Mr. Seaver's request. Mr. Xu confirmed that model and data can be shared. Mr. Seaver asked if there was consideration to increase the Chaucer culvert to mitigate risk and if the data is shared with FEMA. Mr. Xu explained increasing the culvert could be one of the alternatives being looked at and that the member cities can work with FEMA.

Jim Wiley commented that debris mitigation has changed from 1998 and 2012 to current mitigation efforts. Mr. Wiley commented on the different floodwall sizes being discussed.

Trish Mulvey requested that a future agenda include discussions regarding increased costs and the timeline needed for seeking funding.

Thomas Rindfleisch commented on the need to complete the Reach 2 project and fix the Pope Chaucer Bridge.

Xenia Hammer thanked staff for the presentation and concurred with Mr. Rindfleisch's comments.

Jeff Shore requested that the Board ask staff to give feedback on how and why the modeling was incorrect.

6) BOARD MEMBER ANNOUNCEMENTS, INFORMATION ITEMS, AND REQUESTS
(INFORMATION ONLY)

None.

7) ADJOURNMENT

Adjourned at 5:17 pm.

Minutes drafted by Clerk of the Board: Miyko Harris-Parker.

San Francisquito Creek Joint Powers Authority
September 28, 2023, Regular Meeting of the Board
Agenda Item 3
June 22, 2023, Special Board Meeting Minutes
DRAFT

Director Eisenberg called the meeting to order at 3:34 p.m., at the City of Menlo Park Council Chambers, Menlo Park, CA. This meeting was conducted as a hybrid meeting with all attending members of the Board in person and other meeting attendees participating either in person or virtually via streaming video/teleconference call.

Public input was solicited on each item and all public comments received are noted herein.

1) ROLL CALL

Members Present: Director Rebecca Eisenberg, Santa Clara Valley Water District (Valley Water)
Director Ruben Abrica, City of East Palo Alto
Director Dave Pine, San Mateo County Flood and Sea Level Rise Resiliency District (OneShoreline)

Members Absent: Director Drew Combs, City of Menlo Park
Director Greer Stone, City of Palo Alto

SFCJPA Staff Present: Margaret Bruce Executive Director (In person)
Miyko Harris-Parker, Staff (In person)
Kevin Murray, Staff (In person)
Tess Byler, Staff (Via Zoom)

Legal Present: Lori Liu (In Person)

2) APPROVAL OF AGENDA

ACTION: Motion and second (Pine/Abrica) to approve the agenda, passed 3-0.

Roll call vote:
Director Eisenberg Aye
Director Abrica Aye
Director Pine Aye

Director Combs and Director Stone were not present.

3) APPROVAL OF MAY 25, 2023, REGULAR MEETING MINUTES

Action: Motion and Second (Abrica/Pine) to approve the May 25, 2023, Regular Meeting Minutes, approved 3-0.

Roll call vote:
Director Eisenberg Aye
Director Abrica Aye
Director Pine Aye

Director Combs and Director Stone were not present.

4) PUBLIC COMMENT

None.

San Francisquito Creek Joint Powers Authority
September 28, 2023, Regular Meeting of the Board
Agenda Item 3
June 22, 2023, Special Board Meeting Minutes
DRAFT

5) INFORMATION ITEMS

Executive Director's Report

Ms. Bruce presented the Executive Director's report to the Board. Director Abrica acknowledged that new analysis shows that the Pope Chaucer Bridge could be taken down or replaced but that downstream measures must be implemented first including additional floodwalls for protection.

Ms. Bruce commented that staff is working on the process of developing the scope for the third-party review of the findings from the Technical Memo. Ms. Bruce noted that staff is also working with the Army Corps on channel widening options. Director Pine commented on the urgency in getting the third-party review. Ms. Bruce concurred.

Xenia Hammer commented on the urgency of moving forward with the Reach 2 project.

Thomas Rindfleisch commented that the Crescent Park Neighborhood strongly supports Pope Chaucer Bridge being taken out or replaced and expediting the Reach 2 process.

Jim Wiley commented that public response to the size of the proposed floodwalls would not be favorable to the size mentioned in the Technical Memo.

6) CLOSED SESSION:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Title: Executive Director

No public comment was made.

Adjourned to Closed session: Public Employee Performance Evaluation for the Executive Director at: 4:27 pm.

Adjourned to Closed session: Conference with Labor Negotiator, agency designated representative: Board Member Rebecca Eisenberg and Unrepresented employee: Executive Director at 5:05 pm.

Adjourned to agenda item 7 in open session at 5:50 pm.

7) ACTION ITEMS:

Consider and Approve Amendment to Executive Director's Employment Agreement

Action: Motion and Second (Abrica/Pine) to consider and approve Amendment to Executive Director's Employment Agreement, approved 3-0.

Roll call vote:

Director Eisenberg Aye

Director Abrica Aye

Director Pine Aye

Director Combs and Director Stone were not present.

Proposed amendments to the Executive Director's Employment Agreement include an increase in salary/compensation to \$191,475 which represents eliminating the Executive Director's auto allowance of \$5,000 and transferring the \$5,000 to salary with a 3.5% Cost of living adjustment.

San Francisquito Creek Joint Powers Authority
September 28, 2023, Regular Meeting of the Board
Agenda Item 3
June 22, 2023, Special Board Meeting Minutes
DRAFT

Review and Consider Resolution Adopting the FY 23/24 Salary Schedule

Action: Motion and Second (Pine/Abrica) to review and consider Resolution Adopting the FY 23/24 Salary Schedule, approved 3-0.

Roll call vote:

Director Eisenberg Aye

Director Abrica Aye

Director Pine Aye

Director Combs and Director Stone were not present.

8) BOARD MEMBER ANNOUNCEMENTS, INFORMATION ITEMS, AND REQUESTS
(INFORMATION ONLY)

The Board gave thanks and congratulated Ms. Bruce on her third work anniversary with the SFCJPA.

9) ADJOURNMENT

Adjourned at 5:58 pm.

Minutes drafted by Clerk of the Board: Miyko Harris-Parker.

San Francisquito Creek Joint Powers Authority
September 28, 2023, Regular Meeting of the Board
Agenda Item 3
August 24, 2023, Special Board Meeting Minutes
DRAFT

Director Combs called the meeting to order at 3:30 p.m., at the City of Palo Alto Council Chambers, Palo Alto, CA. This meeting was conducted as a hybrid meeting with all attending members of the Board in person and other meeting attendees participating either in person or virtually via streaming video/teleconference call.

Public input was solicited on each item and all public comments received are noted herein.

1) ROLL CALL

Members Present: Director Drew Combs, City of Menlo Park
Director Rebecca Eisenberg, Santa Clara Valley Water District (Valley Water)
Director Ruben Abrica, City of East Palo Alto
Director Greer Stone, City of Palo Alto

Members Absent: Director Dave Pine, San Mateo County Flood and Sea Level Rise Resiliency District (OneShoreline)

SFCJPA Staff Present: Margaret Bruce Executive Director (In person)
Miyko Harris-Parker, Staff (In person)
Kevin Murray, Staff (In person)
Tess Byler, Staff (In person)

Legal Present: Lori Liu (In Person)

2) APPROVAL OF AGENDA

ACTION: Motion and second (Eisenberg/Stone) to approve the agenda, passed 4-0.

Roll call vote:
Director Combs Aye
Director Eisenberg Aye
Director Abrica Aye
Director Stone Aye

Director Pine not present.

3) PUBLIC COMMENT

Louise DeDera of Allied Arts Guild Auxiliary for Children spoken on the behalf of the Allied Arts Guild to request the SFCJPA's support with necessary improvements to the guild's property along San Francisquito Creek. Board Chair Combs suggested staff provide an update on Allied Arts at a future meeting.

4) ACTION ITEMS

Approve Resolution 23-08-24-A to authorize Executive Director to negotiate scope, terms, and price for agreement with Schaaf & Wheeler for 3rd party review of hydraulic model for Reach 2 project design work.

ACTION: Motion and second (Eisenberg/Combs) to approve Resolution 23-08-24-A to authorize Executive Director to negotiate scope, terms, and price for agreement with Schaaf & Wheeler for 3rd party review of hydraulic model for Reach 2 project design work, passed 4-0.

Roll call vote:
Director Combs Aye
Director Eisenberg Aye

San Francisquito Creek Joint Powers Authority
September 28, 2023, Regular Meeting of the Board
Agenda Item 3
August 24, 2023, Special Board Meeting Minutes
DRAFT

Director Abrica Aye
Director Stone Aye

Director Pine not present.

Select date for a fall Board Retreat/Strategy Session

ACTION: Motion and second (Eisenberg/Stone) to Select date for a fall Board Retreat/Strategy Session.

No vote was taken.

Staff will include a full report and briefing to the board, probably at the October Board meeting.

Review and adopt the SFCJPA Technology and Security Use Policy

ACTION: Motion and second (Eisenberg/Stone) to review and adopt the SFCJPA Technology and Security Use Policy, passed 4-0.

Roll call vote:

Director Combs Aye
Director Eisenberg Aye
Director Abrica Aye
Director Stone Aye

Director Pine not present.

5) INFORMATION ITEMS

Executive Director's Report

Ms. Bruce presented the Executive Director's report to the Board.

Director Abrica requested staff to provide a map of the where the gauges are in the watershed.

Director Abrica expressed concern regarding the sediment build up under Highway 101 and the importance of having that debris cleared before heavy rainfalls begin again. Director Abrica encouraged the staff and Board to engage Caltrans in conversation regarding the clean-up of the sediment buildup.

Director Combs and Director Stone concurred with Director Abrica.

Martha Barragan, East Palo Alto City Council member commented on the need to have Caltrans clean-up the debris buildup at East Bayshore.

Staff were directed to seek a meeting with Caltrans to discuss debris clean-up.

6) BOARD MEMBER ANNOUNCEMENTS, INFORMATION ITEMS, AND REQUESTS
(INFORMATION ONLY)

Director Eisenberg requested a copy of the SFCJPA retention policy.

7) ADJOURNMENT

Adjourned at 4:41 pm.

Minutes drafted by Clerk of the Board: Miyko Harris-Parker.

Agenda Item 5.B. – Conflict of Interest (COI) Code Update, Information Item

Background

In April 2023 we brought to your attention the need to update our Conflict of Interest (COI) Code. The proposed changes were posted. To date, no public comments have been received on the proposed changes.

The Fair Political Practices Commission (FPPC) reviewed and made recommendations. Legal counsel reviewed and concurred with the FPPC's proposed changes.

This second posting has been revised to comply with the FPPC's requirements for specific language in the notice.

Discussion and Re-Cap of previous information -

Revised COI Code – The FPPC revised our proposed COI code by removing “Board of Directors and Alternates” from the code. Because board positions have the authority to invest public monies, they are already required to file under Government Code Section 87200. Changes are shown in tracked-changes in the enclosed draft document. Our counsel sees no issues with the FPPC changes. The 45-day comment period begins with this board meeting. Additionally, the official Notice of Intent to Amend is included in your board materials.

Notice Period of 45 days – The agenda item and any discussion initiates another 45-day public comment period. The final Conflict-of-Interest code will be presented at the conclusion of this process.

Board Handbook – The updated COI will be integrated into the Board Handbook once this process is complete.

NOTICE OF INTENTION TO AMEND THE CONFLICT OF INTEREST CODE
OF THE SAN FRANCISQUITO CREEK JOINT POWERS AUTHORITY

NOTICE IS HEREBY GIVEN that the San Francisquito Creek Joint Powers Authority, pursuant to the authority vested in it by section 87306 of the Government Code, proposes amendment to its conflict of interest code. A comment period has been established commencing on September 28, 2023 and closing on November 12, 2023. All inquiries should be directed to the contact listed below.

The San Francisquito Creek Joint Powers Authority proposes to amend its conflict of interest code to include employee positions that involve the making or participation in the making of decisions that may foreseeably have a material effect on any financial interest, as set forth in subdivision (a) of section 87302 of the Government Code. The amendment carries out the purposes of the law and no other alternative would do so and be less burdensome to affected persons.

Changes to the conflict of interest code include: Removing Board of Directors and Alternates from the code because such positions are already required to file conflicts of interest pursuant to Government Code Section 87200; Project Manager position changed to Senior Project Manager; and Associate Members were removed. In addition, language was added make clear that the Executive Director may determine, in writing, that a particular consultant or new position, although not a designated person, as defined, is not required to comply fully with the disclosure requirements of the conflicts of interest code.

The proposed amendment and explanation of the reasons can be obtained from the agency's contact, provided below.

Any interested person may submit written comments relating to the proposed amendment by submitting them no later than **November 12, 2023**, or at the conclusion of the public hearing, if requested, whichever comes later. At this time, no public hearing is scheduled. A person may request a hearing no later than **October 28, 2023**.

The San Francisquito Creek Joint Powers Authority has determined that the proposed amendments:

1. Impose no mandate on local agencies or school districts.
2. Impose no costs or savings on any state agency.
3. Impose no costs on any local agency or school district that are required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.
4. Will not result in any nondiscretionary costs or savings to local agencies.
5. Will not result in any costs or savings in federal funding to the state.
6. Will not have any potential cost impact on private persons, businesses or small businesses.

All inquiries concerning this proposed amendment and any communication required by this notice should be directed to: **Miyko Harris-Parker, Clerk of the Board, 750 Menlo Ave, Suite 250, Menlo Park, CA 94025; phone: (650) 643-1452; email: mhparker@sfcjpa.org.**

**SAN FRANCISQUITO CREEK JOINT POWERS AUTHORITY
CONFLICT OF INTEREST CODE**

The Political Reform Act (Government Code Section 81000 et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 California Code of Regulations Section 18730) that contains the terms of a standard conflict of interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendices, designating positions (Appendix A) and establishing disclosure categories (Appendix B), shall constitute the conflict of interest code of the **San Francisquito Creek Joint Powers Authority (Authority)**.

Individuals holding designated positions shall file their statements of economic interests with the **Authority**, which will make the statements available for public inspection and reproduction (Gov. Code Sec. 81008). All statements will be retained by the **Authority**.

**SAN FRANCISQUITO CREEK JOINT POWERS AUTHORITY
CONFLICT OF INTEREST CODE**

**APPENDIX A
DESIGNATED POSITIONS**

Designated Position	Assigned Disclosure Category
Board of Directors and Alternates	1, 2, 3, 4
Associate Members	1, 2, 3, 4
Executive Director	1, 2, 3, 4
General Counsel	1, 2, 3, 4
<u>Senior</u> Project Manager	_____ 1, 2, 4
Finance and Administration Manager <u>& Clerk of the Board-</u>	_____ 1
Consultants/New Positions ^{a, b}	_____ (see below)*

Note: The position of General Counsel is filled by an outside consultants, but acts in a staff capacity.

*Consultants/new positions shall be included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The Executive Director may determine in writing that a particular consultant or new position, although a “designated position,” is hired to perform a range of duties that is limited in scope and thus is not required to comply fully with the disclosure requirements described in this section. Such determination shall include a description of the consultant’s or new position’s duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Director’s determination is a public record and shall be retained for public inspection in the same manner and location as this conflict-of-interest code (Gov. Code Sec. 81008).

The following positions are not covered by the code because the positions manage public investments. Individuals holding such positions must file under Government Code Section 87200 and are listed for informational purposes only. Section 87200 requires disclosure of all investments and business positions in business entities, all income, including gifts, loans and travel payments, and real property.

- Board of Directors and Alternates

~~a) For consultants who serve in a staff capacity with the Authority, the consultant shall disclose based on the disclosure categories assigned elsewhere in this code for that staff position. For example, the General Counsel position is filled by an outside consultant, but acts in a staff capacity.~~

~~b) For consultants who do not serve in a staff capacity or new positions, such persons must disclose pursuant to Disclosure Categories 1, 2, 3 and 4 unless the Executive Director determines in writing that a particular consultant or new position is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in Categories 1, 2, 3 or 4. Such written determination shall include a description of the consultant's or new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Director's determination is a public record and must be retained for public inspection in the same manner and at the same location as this conflict of interest code.~~

**SAN FRANCISQUITO CREEK JOINT POWERS AUTHORITY
CONFLICT OF INTEREST CODE**

**APPENDIX B
DISCLOSURE CATEGORIES**

Designated positions must report financial interests in accordance with the assigned disclosure categories.

Category 1: Investments and business positions in business entities, and income, including receipt of loans, gifts, and travel payments, from sources, that provide services (e.g. engineering and environmental consulting firms), supplies, materials, machinery, or equipment of the type utilized by the Authority.

Category 2: Interests in real property located within one-half mile of the San Francisquito Creek, its floodplain, its watershed, and the tidal floodplain of the cities of Menlo Park, East Palo Alto and Palo Alto.

Category 3: Investments and business positions in business entities, and income, including receipt of loans, gifts, and travel payments, from sources, that filed a claim, or have a claim pending, against the Authority during the previous two years.

Category 4: Investments and business positions in business entities, and income, including receipt of loans, gifts, and travel payments, from sources, that provide real estate services (e.g. consulting, appraisal, development, construction).

Executive Director’s Report, September 28, 2023

Admin and Operations

The SFCJPA has obtained JPA-owned mobile phones for all employees.

Name	Position	New Work Cell Number
Margaret Bruce	Executive Director	650 384-7850
Kevin Murray	Senior Project Manager	650 380-9164
Tess Byler	Senior Project Manager	650 304-4998
Miyko Harris-Parker	Finance & Administration Manager & Clerk of the Board	650 304-2362

Please update your SFCJPA staff cell phone contact details.

Website ADA Compliance

The SFCJPA has implemented an automated website ADA compliance tool through a service called [AccessiBe](#). This automated service enables adaptive functions on the user’s side, regularly audits our website, provides a list of any recommended corrective actions, and when compliant will issue us a certificate of compliance.

We know we will have additional accessibility improvements to make to the PDF documents we have published on the site. And we are making accessibility and utility a priority for our website.

Project Updates

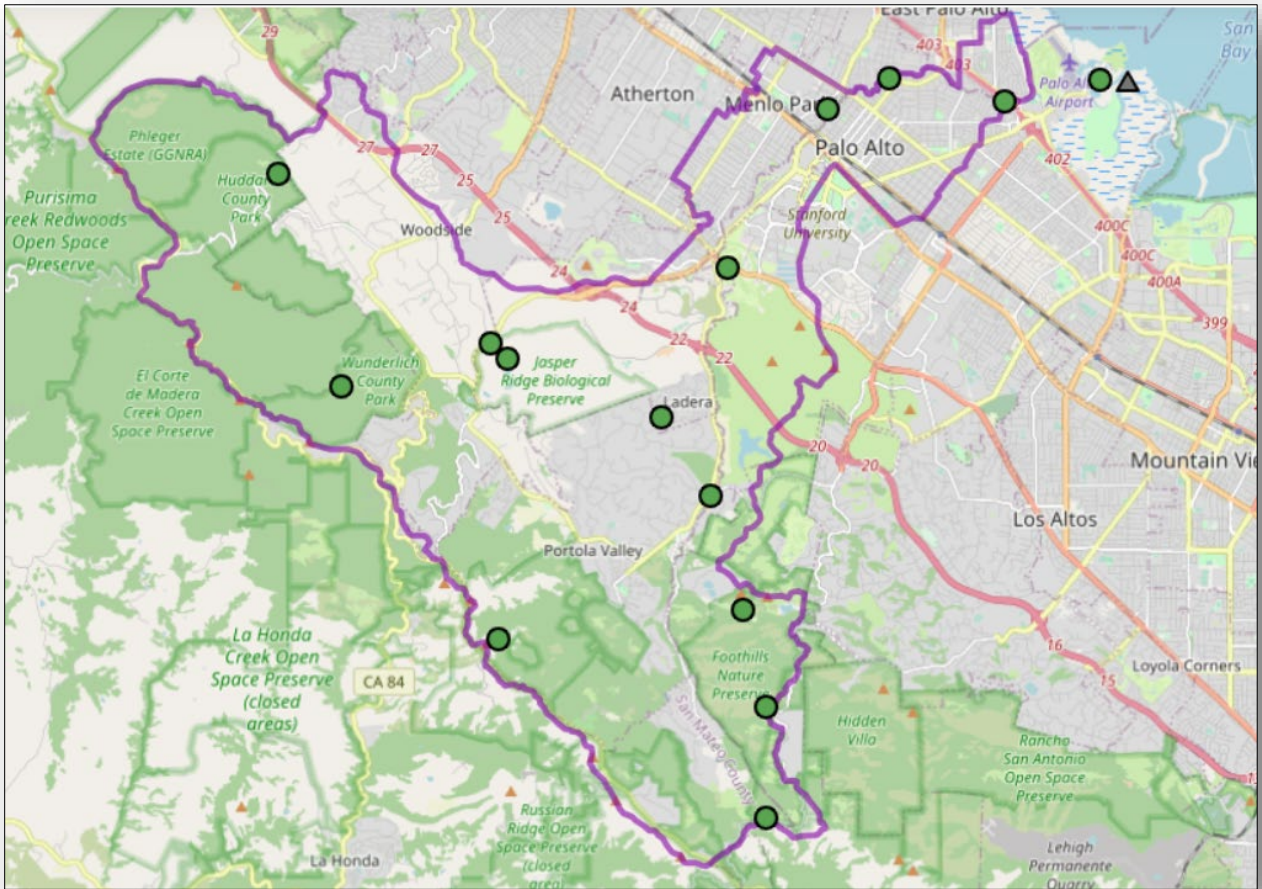
Reach 2 and Pre-Winter Preparation

Channel Survey – Valley Water’s in-house survey crew has been slightly delayed. We expect the survey to be completed by the end of October.

Rainfall and Streamflow Gages– We are reviewing and assessing existing rain and stream flow gages and are planning to add additional gages in select locations. We are contacting and coordinating with Stanford, USGS, NOAA, and our member agency colleagues as part of this effort. Our top priority is to add a second gage, outside of the channel that will be less vulnerable to damage at the Bear Creek gaging site.

This can found on the SFCJPA website.

San Francisquito Creek Joint Powers Authority
September 28, 2023, Executive Director's Report



This is a map of the watershed showing locations of rain and streamflow gages.

Multi-Agency Coordinating Committee (MAC) – The MAC will meet in person on the morning of September 28 to review emergency action plans, roles, and any outstanding action items.

Member City Public Works Teams and Valley Water Coordination – Relevant team members met to discuss emergency preparations for sandbag procurement, staging, lessons learned from last year and recommendations for improved coordination. We continue to have regular calls among public works and appropriate Valley Water personnel to proactively prepare for El Niño conditions this coming winter. The purpose of this coordination is clear understanding regarding important functions such as: emergency action item jurisdiction (geographic scope/locations of responsibility), mutual aid coordination processes, inventorying emergency supplies, pre-ordering/procuring

supplies, group procurement opportunities, staging of sandbags or other flood response materials and equipment, coordinating communications and community outreach about flood preparedness and response. This information will improve coordination for emergency preparedness.

Sediment Management West Bayshore and Highway 101 – SFCJPA and OneShoreline staff met with California Department of Transportation (Caltrans) District 4 senior management regarding sediment management issues.

Caltrans maintenance management have committed to delivering a workplan for San Francisquito Creek Bridge sediment removal by October 1, 2023.

Staff at Caltrans and the SFCJPA are coordinating schedules for our Board members to meet with Caltrans District 4 Director Dina El Tawansy in early October.

Reach 2 Project -

The SFCJPA is acting as the lead agency on all permitting requirements for the City of Palo Alto's Newell Bridge Replacement Project. Draft permit applications have been submitted and we are responding to requests for additional information. Permits are anticipated to be secured late this fall.

The City of Palo Alto is also coordinating with PG&E and Caltrans. The City of Palo Alto plans to initiate the construction bid process in approximately two months, and the schedule for Newell Bridge construction is still expected to be in 2024.

Review and potential adjustment of Reach 2 project designs will follow the outcomes of the bank and channel survey, and the independent hydraulic review. These evaluations are underway.

SAFER Bay Project -

San Francisco Bay Restoration Authority (SFBRA) Board Tour – October 6, 2023. The SFBRA is planning a public tour that will include portions of the SAFER Bay Project. All are welcome and encouraged to join.

See tour details at link below:

<https://www.sfbayrestore.org/announcement/san-francisco-bay-restoration-authority-governing-board-tour-projects-and-networking>

A SAFER Bay Community Advisory Committee meeting was held on September 20, from 6-8 pm. This meeting was facilitated by community-based organizations Nuestra Casa and Climate Resilient Communities. Approximately 40 community members attended this event, which included a SAFER update and information on emergency preparedness.

A tour of the SAFER Bay project area south of Bay Road was provided to the members of the East Palo Transportation and Public Works Commission on September 20. Approximately 10 members of the public joined the Commission's special meeting.

Grants and Funding

We anticipate the finalization of the awarded DWR Prop 1 grant for channel widening early in 2024. This would allow funds to be expended for construction activities in 2025.



Artificial bodies of water, modern



SAN FRANCISQUITO CREEK JOINT POWERS AUTHORITY

Regular Meeting of the Board of Directors
September 28, 2023





AGENDA

Members of the Public may speak on any agenda item for up to three minutes

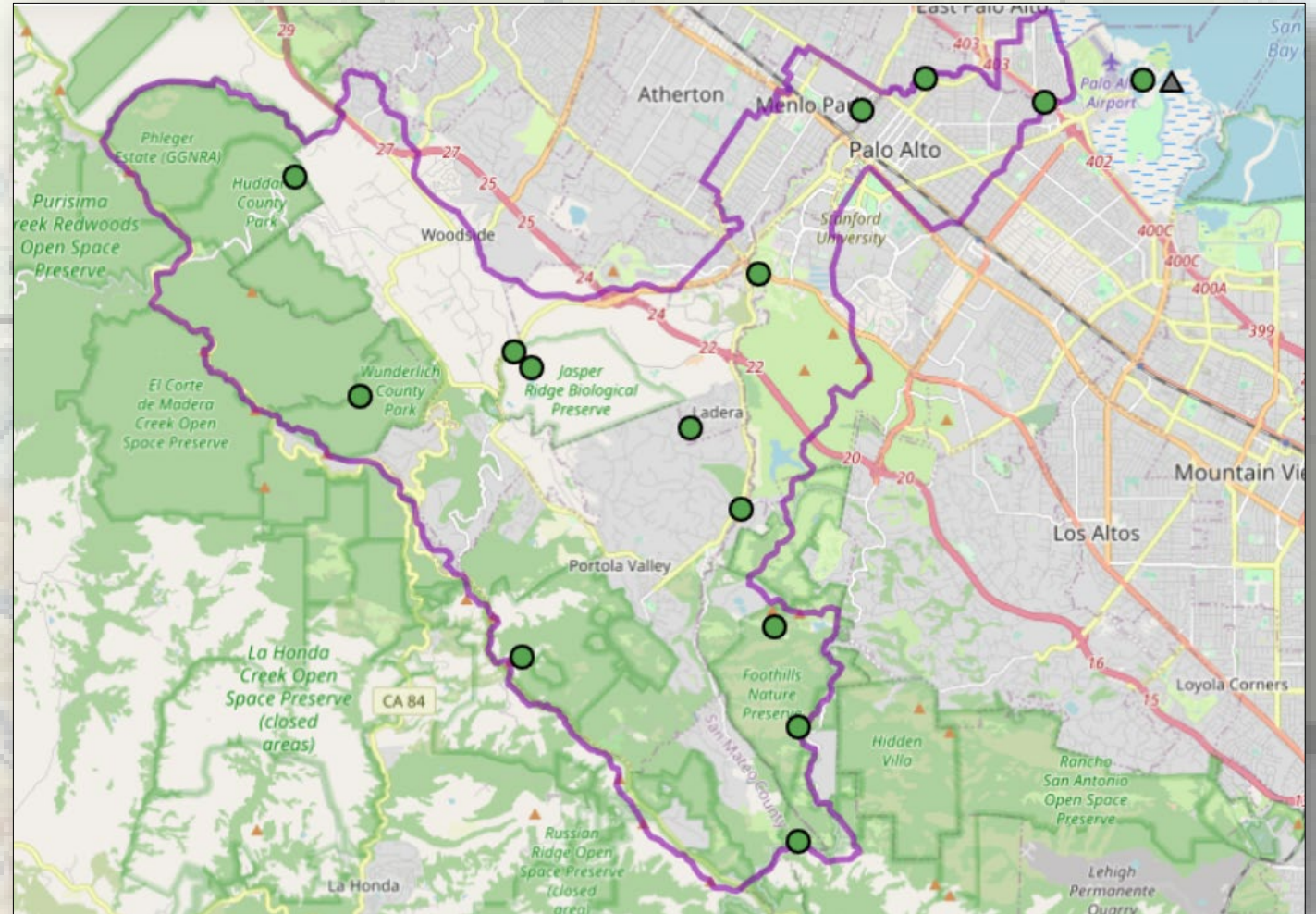
1. ROLL CALL
2. APPROVAL OF AGENDA: Changes or additions to the agenda.
3. Approval of Draft Minutes: June 8 & 22, and August 24, 2023
4. PUBLIC COMMENT: Individuals may speak on a non-agendized topic for up to three minutes on a topic within the SFCJPA's jurisdiction.

Members of the public speaking in person should submit a speaker card to the Clerk of the Board, indicating which agenda item or items they wish to speak about, in order to be recognized. When the agenda item is called, please stand at the podium and speak clearly.

Members of the public speaking via video conference should raise their hand, indicating their desire to ask a question or comment. They will be recognized by the Clerk of the Board and once unmuted and recognized, please speak clearly.

AGENDA ITEM 5 – Information Items

5.A. Weather Monitoring: Demonstration of Rain and Stream Flow Gages





The background is a topographic map of the San Francisco Quilto Creek Watershed. The map shows various subwatersheds: Bear Creek, Cortes Madona Creek, San Francisco Quilto Creek, and Los Francisco Creek. It also identifies several artificial water bodies, including Bear Gulch Reservoir, San Francisco Reservoir, and Los Francisco Reservoir. Other features include the San Francisco Quilto Creek Watershed Boundary, Woodside, Alhambra, East Palo Alto, Mountain View, and various roads like Highway 101 and Highway 88. A legend in the top left corner indicates 'Artificial bodies of water, modern'. A small inset map in the bottom right corner is titled 'NATURAL LEVELS'.

AGENDA ITEM 5 – Information Items

5.B. Notice of Intent to Amend the SFCJPA's Conflict of Interest Code

This board agenda item starts again a 45-day comment period to comply with FPPC required posting language.



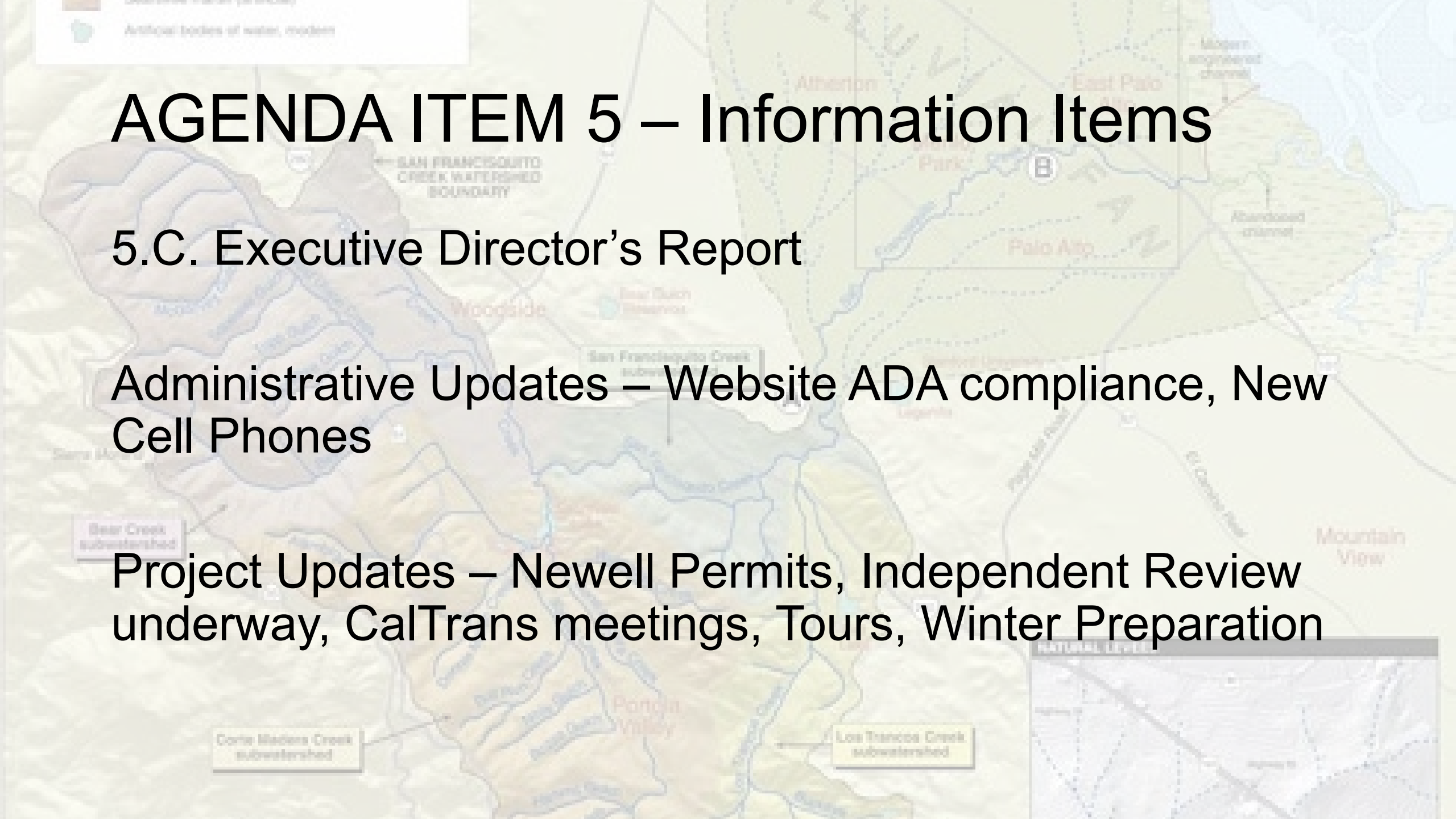
Artificial bodies of water, modern

AGENDA ITEM 5 – Information Items

5.C. Executive Director's Report

Administrative Updates – Website ADA compliance, New Cell Phones

Project Updates – Newell Permits, Independent Review underway, CalTrans meetings, Tours, Winter Preparation



Agenda Item 7

ADJOURNMENT

