

MINUTES
SAN FRANCISQUITO CREEK
JOINT POWERS AUTHORITY BOARD
22 April 2004

Vice Chairperson Zlotnick called the meeting to order at 6:04 p.m. at the City of Palo Alto Council Chambers, 250 Hamilton Avenue, Palo Alto, California.

1. Roll Call

Members Present: Vice Chairperson Zlotnick, Santa Clara Valley Water District
Director Kinney, City of Menlo Park
Director Mossar, City of Palo Alto

Members Absent: Director Jacobs Gibson, San Mateo County Flood Control
District (Not present at roll call. Arrived at 6:14 p.m.)
Director Bay, City of East Palo Alto

Associate Members Present: Pam Sturner, Watershed Council
Michael Fox, Stanford University

Associate Members Absent: None

JPA Staff Present: Cynthia D'Agosta, Executive Director
Andrew Kloak, Staff
Kevin Murray, Staff

Others Present: Kent Steffens (City of Menlo Park); Beau Goldie (SCVWD);
Debra O'Leary (COE Liaison to the City of East Palo Alto); Joe
Teresi (City of Palo Alto); Ann Stillman (San Mateo County
Flood Control District); Mary Carey Schaefer (Palo Alto
Resident); John Schaefer (Palo Alto Resident); Jeff Shore
(Duveneck Saint Francis Neighborhood Assn.); Ginger Holt
(Menlo Park Resident); Vivian Blomenkamp (League of Women
Voters Palo Alto); Art Kraemer (Palo Alto Resident)

2. APPROVAL OF THE March 25, 2004 SPECIAL MEETING
MINUTES

Vice Chairperson Zlotnick said he wanted to have the record note that Director Estermera seconded the minutes at the March 25th Board Meeting. The Board considered approval of the March 25th meeting minutes as amended. Director Mossar moved approval, Director Kinney seconded, and approved 4-0.

3. APPROVAL OF AGENDA

The Board considered approval of this item. Director Mossar moved approval, Director Kinney seconded, and the agenda was approved 4-0.

Director Jacobs Gibson arrived at this point [6:14 p.m.]

4. CONSENT CALENDAR- None

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5. PUBLIC COMMENT – *This is a limited time for public to comment on items not on the agenda.*

Art Kraemer, a Palo Alto resident, said the COE might come back and declare no federal interest in the CAP 205. He said since the Pope Chaucer Street Bridge would overflow at 6,000 cubic feet per second, we should look into smaller projects to protect residents.

6. REGULAR BUSINESS

A. COE Project Update

Ms. D'Agosta stated the meeting with the COE regarding the CAP analysis had occurred earlier in the day. She said they were successful in drawing the flood plain map for the COE to use in their cost benefit analysis.

Ms. D'Agosta said internal JPA discussions on the CAP project needed to occur before June [when the COE will release their Initial Assessment that month.] She requested that Director Bay and Director Zlotnick be party to these discussions by attending the May 10th CAP Management Team Meeting.

Director Kinney asked about involving state representatives.

Vice Chairperson Zlotnick said he didn't think that it needed to go that far.

Ms. D'Agosta said the CAP 14 Bank Stabilization project letter of request would be sent to the COE at the end of the April. She said the package being sent would include the newly released conceptual report produced by Northwest Hydraulic Consultants reviewing the Children's Health Council site.

Director Jacobs Gibson said this CAP 14 sounded new and asked what was the origin of this project. She was concerned that this would slow the COE down on other JPA projects.

Ms. D'Agosta said the Board authorized the letter of the request from the JPA to the COE-SF office at the last meeting [March 25, 2004, approved 4-0.] She said she had also met with the COE Colonel, and he was committed to working on our projects even though they had limited staff.

Debra O'Leary said Major Starkel from the COE was sent to Iraq and his replacement would be named in a few weeks.

Director Kinney asked Ms. D'Agosta the anticipated date when the JPA would find out about CAP 14.

Ms. D'Agosta said she anticipated that the JPA would hear either affirmatively or negatively about the CAP 14 by September.

B. FY 04-05 Operational Budget-Adopt

Director Mossar said she wanted to thank staff for backing off on receiving Cost of Living Adjustments (COLA) for this year.

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Director Jacobs Gibson said the Legal Counsel category under Contract Services was increased in this year's budget. She asked Ms. D'Agosta what future needs she anticipated in this area.

Ms. D'Agosta said legal review of sub-agreements needed to occur for the GI and CAP 205. She said she based this dollar figure on two sources: 1.) A discussion with SCVWD on legal agreements needed for COE projects, 2.) The level of legal involvement in the levee project in 2002.

Director Kinney said the amount in the Office Lease category was too much and should be reduced by \$5,000. He suggested the \$5,000 difference could be applied to COLA. He said special thanks were in order for Menlo Park City Manager David Boesch and his staff, who worked on this arrangement.

Director Mossar said thanks to the City of Menlo Park were in order for their reduction. She said Ms. D'Agosta should present, at a later date, how she specifically planned on using this \$5,000 amount.

Board members considered approval of the FY 2004-05 Budget with Director Kinney's change. Director Mossar moved approval, Director Jacobs Gibson seconded, and approved 4-0.

C. CalPERS Resolution on Tax Deferral of Non-Executive JPA employees

Ms. D'Agosta said this CalPERS Resolution was a standard arrangement so that non-executive employees could defer paying taxes on their contributions until retirement. She said there would be no cost to the agency.

The Board considered approval of this item. Director Mossar moved approval, Director Jacobs Gibson seconded, and the resolution was approved 4-0.

D. Third FY 2003-04 Quarterly Financial Report

Director Jacobs Gibson said she wanted the next financial report [Year End FY 2003-04 Financial Report at the July 22, 2004 meeting] to reflect a quarterly comparison between this fiscal year and last fiscal year.

The Board considered accepting this item. Director Mossar moved approval, Director Jacobs Gibson seconded, and approved 4-0.

7. BOARD AND ASSOCIATE MEMBER REPORTS - Agendized reports from Board and/or Associate Members requesting Board action.

None

8. BOARD AND ASSOCIATE MEMBER MATTERS - Non-agendized comments or announcements by Board and/or Associate members, no action may be taken

Vice Chairperson Zlotnick said he was asked on a SCVWD trip to Washington, D.C. to address the U.S. Senate Appropriations Committee regarding the Water Resources Development Act (WRDA.) He said those meetings were productive because they strengthened the working

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relationship and visibility of JPA projects with the COE.

Director Mossar said the City of Palo Alto made changes to their zoning ordinance. She said the revised ordinance created new restrictions on improvements in the flood zones and other areas close to the creek.

Director Kinney said the City of Menlo Park Council had changed the FEMA maps as well.

Kent Steffens said improvements on Sand Hill Road in Menlo Park would start soon. He said the City of Menlo Park was working with the Stanford University and the City of Palo Alto on this. Mr. Steffens said major construction on Sand Hill Road should be in full swing by summer including the Sand Hill Road Bridge crossing of the San Francisquito Creek.

Director Mossar said pampas grass and star thistle had overgrown along the riparian corridor north of Sand Hill Road and expressed that continuing to let this grow is something we may regret. She asked Michael Fox from Stanford University to look at this.

Mr. Fox said they have a regular maintenance sweep of the area and wanted to know the exact location Director Mossar was referring to. He said he would check into it.

Pam Sturner said the San Francisquito Watershed Council did an Earth Day cleanup the weekend before with 80 volunteers in attendance. She said they picked up thirty bags of trash that day.

9. ADJOURNMENT

The Board considered adjournment. Vice Chairperson Zlotnick motioned approval, Director Kinney seconded, and approved 4-0. The meeting ended at 6:40 p.m.

Minutes Prepared by:

Andrew M. Kloak
Clerk of the Board