



SANTA CLARA VALLEY  
**HABITAT AGENCY**

#### **Governing Board Members**

**Cat Tucker**, City of Gilroy

**Daniel Harney**, City of Gilroy

**Steve Tate**, City of Morgan Hill

**Rich Constantine**, City of Morgan Hill

**Sylvia Arenas**, City of San Jose

**Donald Rocha**, City of San Jose

**Mike Wasserman**, County of Santa Clara

**Joe Simitian**, County of Santa Clara

## **SANTA CLARA VALLEY HABITAT AGENCY**

### **REGULAR GOVERNING BOARD MEETING**

**THURSDAY, JUNE 15, 2017**

**3:00 PM**

### **MORGAN HILL CITY COUNCIL CHAMBER**

**17555 Peak Avenue, Morgan Hill**

The regular meeting of the Governing Board of the Santa Clara Valley Habitat Agency is hereby called for the above-described time and place. The agenda for the meeting is as follows:

#### **TELECONFERENCE**

Governing Board Member Lan Diep will be participating in the Governing Board meeting via teleconference as follows:

San José City Hall  
Tower, Room 1853  
200 E. Santa Clara Street  
San José, CA 95113

The public may attend the Governing Board meeting and will have the opportunity for public comment from the San Jose teleconference location.

**CALL TO ORDER**

**ROLL CALL**

**REPORT FROM GOVERNING BOARD THE CHAIR**

*Rich Constantine*

**REPORT FROM THE PUBLIC ADVISORY COMMISSION**

*Walt Glines, Chair*

**PUBLIC COMMENTS: ITEMS NOT ON THE AGENDA**

Members of the public may address the Governing Board concerning any item not on this agenda and within the respective subject matter jurisdiction of the Board. The length of public comments may be limited by the Chair of the Board. With limited exceptions, the Board is prohibited from discussing or taking action on any item not appearing on the posted agenda.

**GOVERNING BOARD ACTION**

**CONSENT AGENDA:**

1. **APPROVE A 2017-2018 SALARY INCREASE FOR THE EXECUTIVE OFFICER, CONSISTENT WITH THE PROVISIONS OF THE JULY 1, 2015 TO JUNE 30, 2018 CONTRACT FOR SERVICES** .....5-8  
**Recommended Action: Adopt** resolution approving a total 2017-2018 salary increase or 5% for the Executive Officer, consistent with the provisions of the July 1, 2015 to June 30, 2018 contract for services.
  
2. **ADOPT RESOLUTION AUTHORIZING THE HABITAT AGENCY TO PARTICIPATE IN THE LOCAL AGENCY INVESTMENT FUND (LAIF)** ..... 9-12  
**Recommended Action: Adopt** resolution authorizing the Habitat Agency to participate in the Local Agency Investment Fund.
  
3. **ADOPT RESOLUTION AUTHORIZING THE EXECUTIVE OFFICER TO EXECUTE A CERTIFICATE OF ACCEPTANCE FOR THE PACHECO CREEK MITIGATION AREA** .....13-18  
**Recommended Action: Adopt** resolution authorizing the Executive Officer to execute a Certificate of Acceptance to recording the property transfer and to take all actions necessary for completion and implementation of the acquisition.

**GOVERNING BOARD ACTION**

**REGULAR BUSINESS:**

4. **ADOPT RESOLUTION AUTHORIZING THE EXECUTIVE OFFICER TO OPEN PUBLIC ENTITY BANK ACCOUNT WITH J.P. MORGAN CHASE BANK** .....19-24  
**Recommended Action: Adopt** resolution authorizing the Executive Officer to open a public entity bank account with J.P. Morgan Chase Bank to facilitate in-house management of the Santa Clara Valley Habitat Agency’s financial operations rather than through the County of Santa Clara’s General Accounting Unit.

5. **ADOPTION OF FISCAL YEAR 2017-2018 ANNUAL OPERATING BUDGET** .....25-54  
**Recommended Action:** Review and adopt the Annual Operating Budget for Fiscal Year 18 (2017-2018).
6. **SAN FELIPE CREEK RESTORATION PROJECT AGREEMENT WITH HABITAT RESTORATION SCIENCES, INC.** .....55-72  
**Recommended Action:** Authorize the Executive Officer to negotiate a contract amendment not to exceed \$1,571,630 to complete Tasks 2 and 3 of the Design-Build Services Agreement with Habitat Restoration Sciences, Inc. for the San Felipe Restoration Project approved by the Implementation Board on November 17, 2016. This contract will increase the not to exceed amount from \$318,610 to \$1,890,240.
7. **REPORT FROM THE EXECUTIVE OFFICER**  
**Recommended Action:** Receive report

**FUTURE INITIATED AGENDA ITEMS:**

Note: in accordance with Government Code Section 54954.2(a), there shall be no discussion, debate and/or action taken on any request other than providing direction to staff to place the matter of business on a future agenda.

**ADJOURNMENT**

**UPCOMING MEETINGS**

*All regular meetings of the Santa Clara Valley Habitat Agency’s Governing Board and Implementation Board are held at the City of Morgan Hill Council Chamber at 3:00 p.m. unless otherwise noted*

**Governing Board:**

- September 21, 2017 Joint Governing and Implementation Board Meeting

**Implementation Board:**

- July 20, 2017 Implementation Board Meeting
- September 21, 2017 Joint Governing and Implementation Board Meeting
- November 16, 2017 Implementation Board Meeting

## **NOTICE**

*Any documents produced by the Santa Clara Valley Habitat Agency and distributed to the majority of the Governing Board less than 72 hours prior to an open meeting, will be made available for public inspection at the Santa Clara Valley Habitat Agency's public counter located at 17575 Peak Avenue, Morgan Hill, CA, 95037 during normal business hours. (Pursuant to Government Code 54957.5)*

## **PUBLIC COMMENT**

*Members of the Public are entitled to directly address the Governing Board concerning any item that is described in the notice of this meeting, before or during consideration of that item. If you wish to address the Governing Board on any issue that is on this agenda, please complete a speaker request card and deliver it to the Minutes Clerk prior to discussion of the item. You are not required to give your name on the speaker card in order to speak to the Governing Board, but it is very helpful. When you are called, proceed to the podium and the Chair will recognize you. If you wish to address the Governing Board on any other item of interest to the public, you may do so by during the public comment portion of the meeting following the same procedure described above. Public comments may be limited as to time by the Board Chairperson.*

*Please submit written correspondence to the Minutes Clerk, who will distribute correspondence to the Governing Board.*

*Persons interested in proposing an item for the Governing Board agenda should contact a member of the Governing Board who may place an item on the agenda for a future Governing Board meeting. Should your comments require Board action, your request may be placed on the next appropriate agenda. Board discussion or action may not be taken until your item appears on an agenda. This procedure is in compliance with the California Public Meeting Law (Brown Act) Government Code §54950*

*The time within which judicial review must be sought of the action by the Governing Board, which acted upon any matter appearing on this agenda is governed by the provisions of Section 1094.6 of the California Code of Civil Procedure.*

## **AMERICANS WITH DISABILITIES ACT (ADA)**

*In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, please contact the Board Clerk's Office at (408) 779-7259, (408) 779-3117 (fax) or by email [michelle.wilson@morganhill.ca.gov](mailto:michelle.wilson@morganhill.ca.gov). Requests must be made as early as possible and at least two-full business days before the start of the meeting.*