



SANTA CLARA VALLEY
HABITAT AGENCY

Implementation Board Members

Carol Marques, City of Gilroy
Rebeca Armendariz, City of Gilroy
Mike Wasserman, County of Santa Clara
Don Rocha, County of Santa Clara
Ann Calnan, VTA

Matt Mahan, City of San Jose
Rene Spring, City of Morgan Hill
Vice Chair Jennifer Carman, City of Morgan Hill
Chair Linda J. LeZotte, Santa Clara Valley Water District
Barbara F. Keegan, Santa Clara Valley Water District

SANTA CLARA VALLEY HABITAT AGENCY

THURSDAY, MAY 20, 2021

IMPLEMENTATION BOARD MEETING

3:00 PM

VIRTUAL MEETING

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

MEETING GUIDELINES

In accordance with Executive Order N-25-20 and guidance from the California Department of Public Health on gatherings, remote public participation is allowed. Physical meetings will not be in the City Council Chamber until further notice.

Those members of the community that would like to participate in the meetings remotely may do so by joining the virtual meeting at: <http://bit.ly/052021HabitatAgencyIBmtg> or by calling in to: (669) 900-9128, then enter the webinar id: 862 9514 0448#.

Public comment may be provided in the following ways:

- Join the virtual meeting via the link above, when public comment is opened, raise your virtual hand and be called upon to speak for up to 3 minutes
 - In order to speak, please be sure that your version of Zoom is up to date.
 - Join the virtual meeting by calling in to the number above, dial *9 to raise your hand and be called upon to speak for up to 3 minutes
 - Send public comments in writing to the Agency Secretary at angie.gonzalez@morganhill.ca.gov
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The regular meeting of the Implementation Board of the Santa Clara Valley Habitat Agency is hereby called for the above-described time and place. The agenda for the meetings is as follows:

CALL TO ORDER

ROLL CALL

REPORT FROM THE CHAIR

Implementation Board
Linda J. LeZotte

REPORT FROM THE PUBLIC ADVISORY COMMISSION

Julie Hutcheson, Interim Chair

PUBLIC COMMENTS: ITEMS NOT ON THE AGENDA

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

IMPLEMENTATION BOARD ACTION

CONSENT AGENDA:

1. **2021-22 DEVELOPMENT FEE ADJUSTMENTS** 5-16
Recommended Action: Review automatic inflation adjusted mitigation fees increase upon new public and private development within the geographic boundaries of the Santa Clara Valley Habitat Plan Area for Fiscal Year 2021-22 and the non-mitigation charges for participating special entities.

2. **APPROVAL OF AGREEMENT WITH COLORADO STATE UNIVERSITY**..... 17-24
Recommended Action: Authorize the Executive Officer to execute a not-to-exceed 3-year \$103,131 Professional Services Agreement, (from September 2021 to September 2024), with Colorado State University to conduct Genomic Analysis on Western burrowing owls.

3. **APPROVAL OF AGREEMENT WITH SANTA CLARA VALLEY AUDUBON SOCIETY** 25-40
Recommended Action: Authorize the Executive Officer to execute a not-to-exceed 5-year \$360,279.02 Professional Services Agreement (from July 1, 2021 to June 30, 2026) with Santa Clara Valley Audubon Society to implement a Western burrowing owl management and monitoring plan at the San Jose-Santa Clara Regional Wastewater Facility.

REGULAR BUSINESS:

4. **SANTA CLARA VALLEY HABITAT PLAN FY1920 ANNUAL REPORT** 41-44
Recommended Action: Review and accept Santa Clara Valley Habitat Plan FY1920 Annual Report.

04 PRESENTATION

5. **ADOPTION OF FISCAL YEAR 2021-2022 AND FISCAL YEAR 2022-2023 DRAFT ANNUAL OPERATING BUDGET**45-54

Recommended Action: Review and recommend Governing Board adoption of DRAFT Annual Operating Budget for Fiscal Year 2021-2022 and Fiscal Year 2022-2023.

05 PRESENTATION

FUTURE IMPLEMENTATION BOARD 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.

CLOSED SESSION:

EXECUTIVE OFFICER COMPENSATION

Authority: Government Code 54957(b)
Employee Performance Evaluation: Executive Officer

OPPORTUNITY FOR PUBLIC COMMENT

ADJOURN TO CLOSED SESSION

RECONVENE

CLOSED SESSION ANNOUNCEMENT

IMPLEMENTATION BOARD 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

Implementation Board:

- July 15, 2021 Implementation Board Meeting
- September 16, 2021 Joint Governing and Implementation Board Meeting
- November 18, 2021 Implementation Board Meeting

NOTICE

Any documents produced by the Santa Clara Valley Habitat Agency and distributed to the majority of the Governing Board and/or Implementation 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 and/or Implementation 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 and/or Implementation 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 and/or Implementation 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 and/or Implementation 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 and/or Implementation Board.

Persons interested in proposing an item for the Governing Board and/or Implementation Board agenda should contact a member of the Governing Board and/or Implementation Board who may place an item on the agenda for a future Governing Board and/or Implementation 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 and/or Implementation 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. Requests must be made as early as possible and at least two-full business days before the start of the meeting.