



Guadalupe-Coyote Resource Conservation District (GCRCD)

An independent special district of the State of California

SUMMARY MINUTES

Regular Meeting of the Board of Directors
Thursday, April 7, 2022, at 5:00 p.m.

Gary Jahns, Ph.D.
President

Susan Hare
Vice-President

Gail Bautista
Director

Rick Lanman, M.D.
Director

Paula Quintero
Director

Larry Johmann
Associate Director
Director Emeritus

Bill Leikam
Associate Director
Director Emeritus

Mel Sarmiento
Associate Director

Kat Wilson
Associate Director

Stephanie Moreno
Executive Director
District Clerk

Nathan Hale
Program Manager

Roger Castillo
Watershed Project
Assistant

Julie Gantenbein
District Counsel

Richard Roos-Collins
Special Counsel

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Due to the Shelter-in-Place Order issued by Governor Gavin Newsom and the Santa Clara County Health Officer in response to COVID-19, this meeting was held via Zoom teleconference only, as permitted by the Governor's Executive Order N-29-20, Section 3. Call-in information for the meeting was provided on the agenda.

Note: Though agenda items may be considered out of order (for example, to accommodate the schedules of guest speakers and/or members of the public in attendance for a specific item, or when items are removed from the consent agenda), the official minutes remain recorded in the same order as originally published in the official agenda. Number of votes are reflected in the following order: Aye-Nay-Abstention, with nays and abstentions called out by Director name.

- 1. Call to Order:** The meeting was called to order at 5:09 p.m. by President Jahns. Directors present: President Jahns, Vice-President Hare, and Directors Bautista and Lanman (arrived at 5:26 p.m.); Director Quintero was absent (excused). Associate Directors present: Bill Leikam. Staff present: District Counsel Gantenbein, Executive Director/District Clerk Moreno and Watershed Project Assistant Castillo.
- 2. Approval of Agenda:**

Motion: Approve the agenda as presented. (Hare/Jahns; 3-0-0).
- 3. Continuation of Local Emergency:** Executive Director Moreno presented the information regarding the requirements of AB 361, which allows the Board of Directors to continue remote teleconferencing because in-person meetings would continue to cause imminent risk to attendees due to the continued threat of COVID-19. Director Hare requested the timing of resuming in-person meetings be placed on the May agenda for discussion.

Motion: Adopt a resolution proclaiming a local emergency, ratifying the proclamation of a State of Emergency by Governor Newsom's State of Emergency by Governor Newsom's on March 4, 2020, and authorizing remote teleconference meetings of the legislative bodies of GCRCD for the period of March 3, 2022 through April 2, 2022 pursuant to Brown Act provision. (Hare/Jahns; 3-0-0)
- 4. Public Comment:** Roger Castillo gave a brief report on concerning conditions he observed regarding juvenile salmon populations on Los Gatos Creek.
- 5. Consent Agenda:** Associate Director Leikam asked a question regarding Item 5.4.

Motion: Approve the consent agenda as presented. (Bautista/Hare; 3-0-0).

6. Partner Reports

- 6.1 *USDA-NRCS*: Executive Director Moreno read the written report submitted by District Conservationist James Booth, Hollister Service Center.
- 6.2 *Other Partners*: Santa Clara County FireSafe Council CEO Seth Schalet reported that their application to Coastal Conservancy was not awarded a grant.

7. Programs and Projects

- 7.1 *Tule Elk Habitat Suitability Analysis*: Director Lanman announced that CDFW has accepted their paper, and reported on progress and anticipated next steps.

8. Administration:

- 8.1 *Office Relocation*: Executive Director Moreno reported that SJCC had requested the District move to a different, larger office at the same rent initially agreed upon for the first three years of the agreement, and that she has accepted that offer.

9. Board Members, Associate Director and Staff Reports: Board members, associate directors and staff gave individual updates and reports on topics and activities relevant to GCRC. Executive Director Moreno reported that Roger Castillo explained the circumstances that led to Roger Castillo becoming a temporary, part-time Watershed Project Assistant rather than doing the required monitoring at Silver Creek Linear Park Wetlands Project as an independent contractor. Under the updated Associate Director Policy, Mr. Castillo is no longer an Associate Director, but may be reinstated under certain circumstances once he is no longer an employee.

10. Closed Session:

- 10.1 *Conference with Legal Counsel – Anticipated Litigation*: Legal Counsel advised the Board she would like to discuss Potential Litigation (One Item); and based upon advice from Legal Counsel, that discussing such matters in open session would cause prejudice to the district; therefore, the Board adjourned into closed session in accordance with Government Code Section §54956.9(d)(4).

10.2 Report from Closed Session:

Motion: Authorize staff to continue to work with a coalition of RCDs to address shared concerns regarding AB 1902 as introduced, including but not limited to (1) meeting with representatives from Assembly Member Aguiar-Curry's office, legislative committees, and CARCD to amend the proposed legislation in consultation with all RCDs, and (2) to authorize the Board President to sign the joint RCD letter of opposition if appropriate resolution of concerns cannot be timely reached. (Hare/Bautista; 4-0-0).

11. Determine Next Meeting Date and Adjourn Meeting

Consent Agenda

- 5.1 Approve minutes for the March 3, 2022, Board Meeting.
- 5.2 Approve consent agenda for February 4, 2021 (correction of oversight).
- 5.3 Accept financial reports through February 2022.

Information Only

- 5.4 Correspondence from the County of Santa Clara Finance Agency; *Excess ERAF Distribution update*; dated March 10, 2022.
- 5.1 Correspondence from San Francisco Bay Regional Water Quality Control Board; *Opportunity to comment: Notice of Proposed Basin Plan Amendment on Climate Change and Aquatic Habitat Protection, Management, and Restoration*; dated March 10, 2022.

- 5.5 Comments to and response to comments from the California Regional Water Quality Control Board, San Francisco Bay Region; *Proposed Tentative Order for County of Santa Clara, Oregon Expressway Underpass, NPDES Permit CA0038784*; dated March 14, 2022 and April 4, 2022.
- 5.6 Correspondence from California Water Quality Monitoring Council; *OPC Releases State Agency Sea-Level Rise Action Plan for California, Public Comment Open*; dated March 22, 2022.
- 5.7 Correspondence from the County of Santa Clara Office of Sustainability; *Climate Roadmap 2030: We want to know what you think*; dated March 24, 2022.
- 5.8 Correspondence from California Water Quality Monitoring Council; *EPA Releases Final Strategic Plan and Statement on FY2023 Budget*; dated March 28, 2022.
- 5.9 Correspondence from the State Water Quality Control Board; *Webinar: Fish Programs – Health Approaches with Tribes and Indigenous Peoples*; dated March 29, 2022.
- 5.10 Correspondence from the State Water Quality Control Board; *Notice of Opportunity to Comment, Staff Workshop, Board Workshop & Adoption Meeting – Proposed Statewide Construction Stormwater General Permit Issuance*; dated April 1, 2022.
- 5.11 Correspondence from the County of Santa Clara Finance Agency; *Redevelopment Property Tax Trust Fund (RPTTF) June 1, 2022 Distribution Estimate*; dated April 1, 2022.

AMENDED DRAFT