

San Francisquito Creek Joint Powers Authority

June 25, 2009 Board Meeting

Agenda Item 7

Informational Items

a) Capital Projects Update

Since the May 28 Board meeting, at which JPA consultant Philip Williams and Associates (PWA) presented their findings on upstream and downstream project alternatives, several presentations and conversations have occurred as part of the JPA's effort to gather community input on the alternatives. Thus far in June, meetings between JPA staff and the following groups have taken place:

- Palo Alto staff responsible for the Palo Alto Golf Course
- JPA project management team to discuss the PWA findings
- The leaders of the Crescent Park and Duveneck-St. Francis Neighborhood Associations
- Stanford University representatives
- East Palo Alto City Manager and Public Works Director
- Palo Alto City Council
- Santa Clara Valley Water District staff
- East Palo Alto Mayor Abrica, Councilmember Romero, and the City Manager and Public Works Director with a PWA representative
- JPA project management team to discuss the PWA written report with PWA representative
- Santa Clara Valley Water District Board of Directors
- Crescent Park Neighborhood Association, with residents of Duveneck-St. Francis neighborhood in Palo Alto, as well as Menlo Park and East Palo Alto invited

In July are planned presentations to the San Mateo County Board of Supervisors, Menlo Park City Council, East Palo Alto City Council, and meetings with government agency regulators and NGO stakeholders. Discussions are underway regarding meetings with residents of East Palo Alto and Menlo Park.

In preparation for a Board selection of an initial Capital Project alternative to proceed with, JPA staff is working with staff from the Water District to develop Request for Proposals for both design and environmental planning. These Requests for Proposals will be issued upon approval of the JPA Board, anticipated to occur at the July 23, 2009 Board meeting. Following the JPA's receipt of qualified proposals, JPA and member agency representatives will select the firms to award a contract to, and following Board approval, enter contact with the selected consultants. As the Lead Agency on this project, the JPA will provide contract administration, financial management, project coordination, and lead community outreach.

Water District engineering and environmental planning staff has provided draft scopes of work for the Requests for Proposals, and they have offered staff resources to assist with the technical aspects of the contracts in accordance with established Water District standards and procedures. An arrangement between the JPA and Water District regarding the staff resources utilized on this project will be defined in writing this summer.

Also in anticipation of Board approval of a preferred project alternative, JPA staff is preparing a draft Capital Project funding agreement to be entered into by the JPA, the Santa Clara Valley Water District, and San Mateo County Flood Control District that is similar to the three-party funding agreement for the Feasibility Study with the Corps of Engineers.

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This agreement will describe the funding sources and transaction process for implementing the design and environmental planning contracts resulting from the RFPs, which would be issued after the July 23, 2009 JPA Board Meeting. The Agreement would take effect and allow for transactions once a Capital Projects Account is established by the JPA.

Staff and legal counsels from the JPA, the Santa Clara Valley Water District, and San Mateo County Flood Control District will be asked to review and edit the draft agreement over the next month. JPA staff plans to then present a final draft agreement to the JPA Board at the July meeting. It would then need to be approved by the Water District and Flood Control District, and then it will be executed by all of the parties.

Also before the Capital Projects three-party agreement is executed, and before the design and environmental planning contracts are executed, the JPA Board will be asked to approve new policies that outline the roles and responsibilities of the JPA Board, JPA staff, and member agency staff relative to the Capital Project.

Additionally, our discussions with Caltrans regarding the Highway 101 bridge over San Francisquito Creek are ongoing. On June 24th, JPA and Water District staff held a conference call with Caltrans staff to discuss a recommended strategy for providing environmental documentation of the Caltrans bridge project and a possible JPA downstream project. The parties agreed upon a strategy that includes the following components:

- Caltrans will be responsible for the environmental process/documentation of replacing the existing U.S. 101 and West Bayshore Road structures, and adding a 4th span to improve flood water conveyance under the structures.
- Caltrans is responsible for the environmental process/documentation of a West Bayshore Road project.
- The JPA will be responsible for the environmental process/documentation for the JPA project downstream of Caltrans right of way and upstream of West Bayshore, including coordinating the alignment of any JPA project with the Caltrans project.
- Caltrans and the JPA will coordinate closely to insure that the projects will function seamlessly.

b) Board August meeting

The JPA Board Calendar currently has August 27, 2009 scheduled for the JPA August Board meeting. The JPA Board has typically not met in August due to scheduling conflicts. JPA staff would like to know if the Board wishes to keep the currently scheduled meeting date, determine an earlier meeting date, or cancel the August meeting. Should the August meeting be cancelled, the next Board meeting would be on September 24 at 4:00 p.m. in Menlo Park.