



Santa Clara Valley Water District Board Policy and Planning Committee Meeting

Zoom Video Conference

REGULAR MEETING AGENDA

Monday, September 28, 2020
2:00 PM

District Mission: Provide Silicon Valley safe, clean water for a healthy life, environment and economy.

BOARD POLICY AND PLANNING
COMMITTEE

Nai Hsueh - District 5, Committee
Chair

Barbara Keegan - District 2,
Committee Vice Chair

Linda J. LeZotte, District 4

The Board Policy and Planning Committee provides support to the Board in the areas of Board planning process; Board Committees' principles and structures; Board and organization performance monitoring and; other tasks assigned by the Board.

Public records for this Committee are available for inspection in the Clerk of the Board's Office, 5700 Almaden Expressway, San Jose, CA 95118. Materials are available to the public at the same time they are made available to the Committee.

The District will make reasonable efforts to accommodate persons with disabilities wishing to attend meetings. Please advise the Clerk of the Board of any special needs by calling (408) 265-2600.

COMMITTEE CLERK

Michele L. King, CMC
Clerk, Board of Directors

Note: The finalized Board Agenda, exception items and supplemental items will be posted prior to the meeting in accordance with the Brown Act.

Santa Clara Valley Water District
Board Policy and Planning Committee
REGULAR MEETING
AGENDA

Monday, September 28, 2020

2:00 PM

Zoom Video Conference

IMPORTANT NOTICES

This meeting is being held in accordance with the Brown Act as currently in effect under the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20 issued on March 17, 2020 that allows attendance by members of the Committee, staff, and the public to participate and conduct the meeting by teleconference, videoconference, or both.

Members of the public wishing to address the Committee during a video conferenced meeting on an item not listed on the agenda, or any item listed on the agenda, should use the "Raise Hand" or "Chat" tools located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Committee Chair in the order requests are received and granted speaking access to address the Committee.

Santa Clara Valley Water District (Valley Water) in complying with the Americans with Disabilities Act (ADA), requests individuals who require special accommodations to access and/or participate in Valley Water Committee meetings to please contact the Clerk of the Board's office at (408) 630-2711, at least 3 business days before the scheduled meeting to ensure that Valley Water may assist you.

This agenda has been prepared as required by the applicable laws of the State of California, including but not limited to, Government Code Sections 54950 et. seq. and has not been prepared with a view to informing an investment decision in any of Valley Water's bonds, notes or other obligations. Any projections, plans or other forward-looking statements included in the information in this agenda are subject to a variety of uncertainties that could cause any actual plans or results to differ materially from any such statement. The information herein is not intended to be used by investors or potential investors in considering the purchase or sale of Valley Water's bonds, notes or other obligations and investors and potential investors should rely only on information filed by Valley Water on the Municipal Securities Rulemaking Board's Electronic Municipal Market Access System for municipal securities disclosures and Valley Water's Investor Relations website, maintained on the World Wide Web at <https://emma.msrb.org/> and <https://www.valleywater.org/how-we-operate/financebudget/investor-relations>, respectively.

Join Zoom Meeting
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Meeting ID: 920 3881 0682
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1. Roll Call.

2. TIME OPEN FOR PUBLIC COMMENT ON ANY ITEM NOT ON THE AGENDA.

Notice to the Public: Members of the public who wish to address the Committee on any item not listed on the agenda should access the "Raise Hand" or "Chat" tools located in Zoom meeting link listed on the agenda. Speakers will be acknowledged by the Committee Chair in order requests are received and granted speaking access to address the Committee. Speakers comments should be limited to three minutes or as set by the Chair. The law does not permit Committee action on, or extended discussion of, any item not on the agenda except under special circumstances. If Committee action is requested, the matter may be placed on a future agenda. All comments that require a response will be referred to staff for a reply in writing. The Committee may take action on any item of business appearing on the posted agenda.

3. APPROVAL OF MINUTES:

3.1. Approval of Minutes.

[20-0785](#)

Recommendation: Approve the August 12, 2020 minutes.

Manager: Michele King, 408-630-2711.

Attachments: [Attachment 1: August 12, 2020 Minutes](#)

4. ACTION AND INFORMATION ITEMS:

4.1. Discuss Board Governance Ends Policy E-4.

[20-0786](#)

Recommendation: Review and provide feedback on the draft revised Board Governance Ends Policy E-4.

Manager: Lisa Bankosh, 408-630-2618

Attachments: [Attachment 1: Draft Revised Ends Policy E4](#)
[Attachment 2: PowerPoint](#)

4.2. Update on Outreach Findings on the Untreated Surface Water Program. [19-1183](#)

- Recommendation:
- A. Receive an update on Untreated Surface Water Program (Program) customer information, status of fire-suppression resources, water usage, and revenue.
 - B. Provide input on proposed staff revisions to the Committee's recommendations for the future of the Program.
 - C. Discuss the Outreach Plan to seek stakeholder input and next steps.

Manager: Aaron Baker, 408-630-2135

Attachments: [Attachment 1: Surface Water Customers Map by District](#)

4.3. Fiscal Year 2021 Revised Board Policy Planning Calendar. [20-0833](#)

- Recommendation: Review and provide input on the updated draft FY2021 Board Policy Planning Calendar, and support submitting to full Board for approval.

Manager: Michele King, 408-630-2711.

Attachments: [Attachment 1: Revised FY21 Board Policy Planning Calendar.](#)

4.4. Work Plan, Meeting Schedule and Accomplishments Report. [20-0787](#)

- Recommendation:
- A. Review the Board Policy and Planning Committee's Work Plan and Accomplishments Report and incorporate any new tasks; and
 - B. Schedule Committee meetings as appropriate.

Manager: Michele King, 408-630-211.

Attachments: [Attachment 1: 2020 BPPC Work Plan & Accomplishments Report](#)

5. CLERK REVIEW AND CLARIFICATION OF COMMITTEE REQUESTS.

This is an opportunity for the Clerk to review and obtain clarification on any formally moved, seconded, and approved requests and recommendations made by the Committee during the meeting.

6. ADJOURN:

- 6.1. Adjourn to Regular Meeting at 2:00 p.m., on October 26, 2020, via Teleconference Zoom Meeting.



Santa Clara Valley Water District

File No.: 20-0785

Agenda Date: 9/28/2020
Item No.: 3.1.

COMMITTEE AGENDA MEMORANDUM

Board Policy and Planning Committee

SUBJECT:

Approval of Minutes.

RECOMMENDATION:

Approve the August 12, 2020 minutes.

SUMMARY:

A summary of Committee discussions, and details of all actions taken by the Committee, during all open and public Committee meetings, is transcribed and submitted for review and approval.

Upon Committee approval, minutes transcripts are finalized and entered into the District's historical records archives and serve as historical records of the Committee's meetings.

ATTACHMENTS:

Attachment 1: August 12, 2020 Minutes.

UNCLASSIFIED MANAGER:

Michele King, 408-630-2711.



BOARD POLICY AND PLANNING COMMITTEE

DRAFT MINUTES

**Wednesday, August 12, 2020
11:00 AM**

(Paragraph numbers coincide with agenda item numbers)

**1. Call to Order
1.1 Roll Call**

A Special meeting of the Santa Clara Valley Water District (Valley Water) Board Policy and Planning Committee (BPPC) was called to order at 11:00 a.m. on August 12, 2020, in the District Headquarters Building, Conference Room A-124, 5700 Almaden Expressway, San Jose, California.

Board Members in attendance in Conference Room A-124: Director Nai Hsueh-District 5; Board members attending by videoconference: Director Linda J. LeZotte-District 4; and Director Barbara Keegan-District 2, constituting a quorum of the BPPC.

Staff members in attendance in Conference Room A-124: Michele King, Clerk of the Board; staff in attendance by videoconference: Rick Callender, CEO, Lisa Bankosh, Rechelle Blank, Theresa Chinte, Rachael Gibson, Vincent Gin, Afshin Rouhani, Kirsten Struve, Sue Tippets, Heidi Williams, Jenny Ta, Tina Yoke, and Bhavani Yerrapotu.

2. Time Open for Public Comment on any Item not an Agenda

Chairperson Hsueh declared time open for public comment on any item not on the agenda. There was no one present that wished to speak.

3. 3.1 Approval of Minutes – July 8 and July 17, 2020.

The BPPC considered the attached minutes of the July 8 and July 17, 2020 meeting. It was moved by Director Keegan, seconded by Director LeZotte, and unanimously carried to approve the minutes as presented.

4. Information and Action Items

4.1 Review and Discuss Board Governance Ends Policy 4 to Properly Document Board's Vision and Monitoring.

BPPC Chair Hsueh provided the committee a brief interdiction and background information related to the discussion of and need for revising Ends Policy 4.

The BPPC and staff reviewed and discussed the current language in Board Ends Policy 4, including areas where updates should be made to be consistent with the Board's vision and Valley Water's environmental efforts in past years and for the future.

Trish Mulvey, Palo Alto resident, expressed support for the District recognizing and getting credit for and celebrating the stewardship work that the District does that is above and beyond what is just required housekeeping type work.

The BPPC requested that staff develop a broad-based approach and framework to identify necessary areas that need to be revised and return to the Committee in September.

4.2 Work Plan, Meeting Schedule and Accomplishments Report.

Committee Chair Hsueh and Ms. King reviewed the committee work plan. The BPPC agreed to cancel the regular August 24, 2020 meeting. It was also agreed that the Untreated Surface Water Program would be brought back later in the year and that the revised Water Resources Protection Ordinance would be added to the September meeting.

5. Clerk Review and Clarification of Committee Requests.

Staff to return in September with a broad-based approach and framework to identify necessary areas in Ends Policy 4 that need to be revised.

6. Adjourn:

Committee Chair Hsueh adjourned the meeting at approximately 12:05 p.m.

Michele L. King, CMC
Clerk of the Board

Approved:



Santa Clara Valley Water District

File No.: 20-0786

Agenda Date: 9/28/2020

Item No.: 4.1.

COMMITTEE AGENDA MEMORANDUM

Board Policy and Planning Committee

SUBJECT:

Discuss Board Governance Ends Policy E-4.

RECOMMENDATION:

Review and provide feedback on the draft revised Board Governance Ends Policy E-4.

SUMMARY:

At the August 12, 2020 Special Meeting, the Board Policy and Planning Committee directed staff to provide a revised Board Ends Policy E-4, Water Resources Stewardship, for their consideration that:

1. Reflects the Board's goal to achieve a net positive impact on the environment;
2. Clarifies the Board's stewardship vision to the public; and
3. Guides staff to integrate stewardship "in everything we do".

Proposed draft policy E4 is presented as Attachment 1. Staff developed five policy goals to achieve the following End: *Water resources stewardship protects and enhances ecosystem health*. Goals include using a science-based approach to protect aquatic ecosystems, managing water resources for multiple benefits, encouraging sustainable management of water resources in the Bay-Delta, preventing pollution of waterbodies, and engaging the community. Each goal is supported by several actionable objectives.

The draft policy was developed with community concerns in mind. Out of 16,658 people surveyed for the Safe Clean Water and Natural Flood Protection Program renewal effort, numerous residents listed stewardship as an important priority for Valley Water: 96% of respondents ranked reducing and removing toxins, hazards, and contaminants from local creeks, streams, and reservoirs as important-extremely important; 88% of respondents ranked restoring fish, bird, and wildlife habitat in and around local creeks, streams, and the bay as important- extremely important; and 88% of respondents ranked providing creek cleanups, vegetation management, and tree removal near creeks to lessen the threat of flooding and wildfires as important- extremely important. Top concerns expressed by respondents related to environmental stewardship were wildlife habitat quality in Santa Clara County; Bay-Delta watershed health; pollution in local streams, reservoirs, and the bay; and community engagement and education.

The policy revision was also informed by a comparative study of other water agencies. In a benchmarking exercise of seven water districts and flood control agencies in the region, the current

Ends Policy E4 was found to be of moderate strength when compared to the San Francisco Public Utilities Commission and the East Bay Municipal Utility District. The proposed draft policy reflects the board direction to be leaders in promoting a science-based, watershed approach to water resources management.

ATTACHMENTS:

Attachment 1: Draft Revised Ends Policy E4

Attachment 2: PowerPoint

UNCLASSIFIED MANAGER:

Lisa Bankosh, 408-630-2618

Board Governance Ends Policy E-4. Water Resources Stewardship

Water resources stewardship protects and enhances ecosystem health.

Goal 4.1 Use a science-based approach to protect Santa Clara County's watershed and aquatic ecosystems for current and future generations.

1. Develop and share data to inform decisions and support resilient ecosystems.
2. Monitor stream, reservoir, and Bay ecosystem health.
3. Use data to prioritize actions to reduce pollution, restore habitat, and enhance ecosystem function.

Goal 4.2 Sustain ecosystem health while managing local water resources for flood protection and water supply.

1. Use an integrated approach to project planning and design to prioritize feasible, effective alternatives that protect and enhance habitat and ecosystem functions.
2. Operate Valley Water facilities to balance water supply, flood protection, and ecosystem sustainability.

Goal 4.3 Encourage sustainable management of water resources in the Bay-Delta and its watersheds to protect imported water supply.

1. Meet future water supply demand through diverse and coordinated water supply planning.
2. Promote holistic ecosystem management through science-based decision-making.
3. Actively engage in the protection of source water quality through collaboration and funding.

Goal 4.4 Prevent pollution of local streams, reservoirs, and the Bay.

1. Protect waterbodies from pollution and degradation.
2. Encourage stormwater capture, treatment, and reuse.
3. Prepare and respond to spills and dumping that threaten local waterways.
4. Collaborate with agencies and nonprofits to reduce homelessness and its impacts to Santa Clara County Waterways.

Goal 4.5 Engage the community to promote watershed stewardship.

1. Provide appropriate public access to Valley Water's streamside and watershed lands.
2. Engage and educate the community in stream and watershed protection.
3. Build partnerships to protect and enhance watersheds and aquatic ecosystems.

See new Ends E5 Climate Change:

New Ends 5

Reduce Valley Water's contribution to climate change and ensure Valley Water can adapt and be resilient to future climate change impacts

- Minimize greenhouse gas emissions and maintain or exceed carbon neutrality
- Anticipate and adapt to climate change impacts on water supply, flood protection, environmental stewardship, and emergency preparedness goals
- Build infrastructure that minimizes greenhouse gas emissions and is resilient to future climate changes
- Invest in water conservation programs to minimize greenhouse gas emissions and increase resiliency to future droughts.



Valley Water

Clean Water • Healthy Environment • Flood Protection



Ends Policy E-4 Water Resources Stewardship

Board Policy and Planning Committee

September 28, 2020

Recommendation

Review and provide feedback on the revised Ends Policy E-4
Water Resources Stewardship

District Act

The purposes of this act are to authorize the district to provide comprehensive water management for **all beneficial uses** and protection from flooding within Santa Clara County.

- Enhance, protect, and restore streams, riparian corridors, and natural resources in connection with carrying out the purposes set forth in this section
- Preserve open space in Santa Clara County and support the county park system in a manner that is consistent with carrying out the powers granted by this section.

Ends Policies

E-1 General Principles

An integrated and balanced approach in managing a sustainable water supply, effective natural flood protection, and healthy watersheds is essential to prepare for the future.

A net positive impact on the environment is important in support of the District mission and is reflected in all that we do.

E-2 Water Supply

Maximize water use efficiency, water conservation, and demand management opportunities

E-3 Natural Flood Protection

Protect parcels from flooding by applying an integrated watershed management approach that balances environmental quality and protection from flooding.

Preserve flood conveyance capacity and structural integrity of stream banks, while minimizing impacts on the environment and protecting habitat values.

Ends E-4 Water Resources Stewardship

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There is water resources stewardship to protect and enhance watersheds and natural resources and to improve the quality of life in Santa Clara County.

4.1 Protect and restore creek, bay, and other aquatic ecosystems.

- Preserve creeks, bay, and ecosystems through environmental stewardship.
- Improve watersheds, streams, and natural resources.
- Promote the protection of creeks, bay, and other aquatic ecosystems from threats of pollution and degradation.
- Engage and educate the community in the protection of water quality and stream stewardship.
- Prepare and respond to emergencies that threaten local waterways.
- To the extent within practicable control of the District, adopt a strategy to restore the salmonid fishery on identified salmonid streams within fifteen years of strategy adoption by creating suitable accessible spawning and rearing habitats.

4.2 Improved quality of life in Santa Clara County through appropriate public access to trails, open space, and District facilities

4.3 Strive for zero net greenhouse gas emission or carbon neutrality.

BAO Interpretations

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Secure funding to provide water resources stewardship to protect and enhance watersheds and natural resources and to improve the quality of life in Santa Clara County.

Coordinate preparation of a 20-year integrated watershed master plan which incorporates best available stream condition data, riparian corridors, sea level rise, countywide trails master plan, and updated hydrologic analyses to identify potential future projects that reduce flooding and sedimentation, improve water quality, and promote a more natural stream condition within the watershed.

Engage, educate and advocate with federal, state, regional and local agencies on water resources stewardship.

Implement an Ecological Monitoring and Assessment Program Framework which culminates in a profile of watershed conditions to be used to inform District programs and master planning efforts.

Policy Revision Purpose and Need



- E-4 does not effectively reflect what the Board feels is important for stewardship.
- Need to be clear for the community what the Board's vision for stewardship is. What we have now does not tell the community **what we do**.
- Need clarity on what we mean by stewardship – want to have a **positive impact** on the environment.
- Stewardship should be **part of everything we do**
- Stewardship is **above and beyond** good housekeeping.
- Want to be **leaders**
- Water resources stewardship might not be broad enough to cover range of actions.
- Don't need to follow existing formatting, **be bold**, can add ends policies.
- **Climate change** is more overarching than water resources stewardship.
- Acknowledge and prioritize in case of conflicts.

Policy Revision Goals and Process

Cross agency team

- Define
- Update
- Broaden the reach
- Narrow the focus
- Align
- Engage

Benchmarking

Survey data analysis

Revision Draft for Committee Review

10

Water resources stewardship protects and enhances ecosystem health.

Goal 4.1 Use a science-based approach to protect Santa Clara County's watershed and aquatic ecosystems for current and future generations.

Goal 4.2 Sustain ecosystem health while managing local water resources for flood protection and water supply.

Goal 4.3 Encourage sustainable management of water resources in the Bay-Delta and its watersheds to protect imported water supply.

Goal 4.4 Prevent pollution of local streams, reservoirs, and the Bay.

Goal 4.5 Engage the community to promote water resource stewardship.

Questions and Discussion



valleywater.org



Valley Water

Clean Water • Healthy Environment • Flood Protection



Santa Clara Valley Water District

File No.: 19-1183

Agenda Date: 9/28/2020

Item No.: 4.2.

COMMITTEE AGENDA MEMORANDUM

Board's Policy and Planning Committee

SUBJECT:

Update on Outreach Findings on the Untreated Surface Water Program.

RECOMMENDATION:

- A. Receive an update on Untreated Surface Water Program (Program) customer information, status of fire-suppression resources, water usage, and revenue.
- B. Provide input on proposed staff revisions to the Committee's recommendations for the future of the Program.
- C. Discuss the Outreach Plan to seek stakeholder input and next steps.

SUMMARY:

On November 12, 2019, the Board directed staff to develop an Outreach Plan to seek surface water stakeholder input and provide further information related to financial impacts and fire-suppression resources, prior to returning to the Board with a proposal to revise the Program. Following the Board meeting on November 12, 2019, staff proposes that the Committee's recommendations be updated for the future of the Untreated Surface Water Program (Program) to reflect the discussion at that Board meeting.

Due to the current Novel Coronavirus (COVID-19) pandemic and in order to comply with existing public health orders, an in-person update to the full Board and outreach efforts at the community level will be postponed until calendar year 2021. At today's meeting, staff seeks to update the Committee on the status of the information requested by the full Board, receive the Committee's input on revising the recommendations, and discuss the Outreach Plan.

BACKGROUND:

On April 2, 1974, the Board adopted Resolution 74-28 establishing rules to offset groundwater pumping through the direct use of Santa Clara Valley Water District's (Valley Water) surface water, when available. However, as the number of untreated surface water permits grew, surface water deliveries have had a greater impact on the ability of Valley Water to manage water efficiently and effectively. Valley Water has had to modify its pumping operation or reduce groundwater recharge at times in order to maintain surface water deliveries and water pipeline pressures.

At the April 12, 2016, meeting, the Board approved eight guiding principles to revise the Rules and Regulations for the Service of Surface Water Rules (Rules). These principles are:

1. Align with current Board policies, CEO strategies, and CEO direction;
2. Support water conservation;
3. Improve administration and cost management;
4. Better reflect the interruptible nature of service;
5. When possible, facilitate conversion or convert service to recycled water service;
6. Avoid duplicative water service when there is water retailer service available;
7. Avoid committing supplies for fire suppression; and
8. Avoid impacts to Valley Water's environmental obligations.

Staff explored options for revising the Rules to address the Board's principles and met with the Committee to discuss the issues identified with the Rules and administration of the Program. The Committee members explored various elements of the Program and, in November 2018, developed three Program recommendations for consideration by the full Board:

- i. Sunset the existing Program for all private water users. Existing private users to be removed from the Program as soon as possible and all private accounts to be terminated by December 31, 2030.
- ii. Provide adequate time to existing surface water users to transition to an alternative water supply.
- iii. In recognition that surface water deliveries to a public agency may provide public benefits, requests by public agencies for surface water delivery to be considered by the Board on a case-by-case basis.

Since the November 26, 2018 Committee meeting, per existing Board policy and under CEO Direction D 2.2.1.3.a and b, no new surface water users have been added or new turnouts constructed. In addition, no transfers of surface water permits, expansions of surface water service, or appeals have been accepted when the surface water user (i) uses surface water solely for landscape irrigation and an alternate water source exists, or (ii) is not a large Agricultural or Commercial establishment.

On November 12, 2019, staff presented a strategy to the Board to advance the Program. The strategy included conducting at least three public meetings in North County and South County, updating the Rules, presenting proposed Rules to the Committee for its consideration, and presenting revised Rules to the full Board for possible adoption. However, the Board asked staff to develop an Outreach Plan and provide further information prior to returning to the Board with a plan to revise the Program.

RECOMMENDATION A - RECEIVE AN UPDATE ON INFORMATION REQUESTED BY THE BOARD AT ITS NOVEMBER 12, 2019 MEETING:

UPDATE ON PROGRAM CUSTOMER INFORMATION

At the November 12, 2019 Board meeting, staff was requested to provide a list of customers in each Board Member's district, with pertinent surface water information. Valley Water's customers have a reasonable expectation of privacy of their personal identifiable information, such as an individual's

name, phone number, account number, usage data, and physical address. As such, the Public Records Act recognizes this expectation of privacy by exempting personal identifiable information from disclosure. Any personal identifiable information shared with Board members may only be provided on a “need to know” basis and in a manner that protects the confidential nature of that information.

STATUS OF FIRE-SUPPRESSION RESOURCES

Valley Water surface water permits do not include fire use provisions as the water service is interruptible and Valley Water cannot guarantee availability when water may be needed for fire suppression. A few hydrants have been granted use of surface water as a supplemental source. Staff’s main concern is that the raw water distribution system, which is already having difficulty meeting demands for current use, may be used to serve more private hydrants. Several customers (on their own) have installed hydrants on private lines that use Valley Water supply and may not comply with fire hydrant code standards. Staff has learnt about the presence of these additional fire hydrants through field visits and ad-hoc inspections.

On January 30, 2020, Valley Water staff met with the Deputy Fire Marshal, Santa Clara County Fire Department, and Fire Inspector, South Santa Clara County Fire Department, to discuss the identified fire hydrants and understand the impact and liability of these existing hydrants. The fire departments confirmed that onsite, above-ground water storage tanks (approximately 5,000 gallons in size) are required for hydrants serving residential customers, preferably with a supplemental source of supply to fill the tanks, such as a well. Not all the hydrants identified by Valley Water have water tanks available.

The outcomes from the January 30, 2020, meeting are that: Valley Water will continue to work with the fire departments to identify secondary source of water for the hydrants and requirements to comply with fire codes; the agencies will collaborate to investigate a course of action for any properties with sub-standard hydrants that do not meet current standards and cannot be used by fire trucks in an emergency; requests for new hydrants will be deferred for evaluation in the context of fire protection and will require approval from Valley Water; and Valley Water will inform the fire departments of future pipe service disruptions. Additionally, the Rules should be updated to include that surface water, as an interruptible source, is not reliable for fire suppression use. See the requirements for fire suppression use under Recommendation B, Revise Surface Water Rules, below.

WATER USAGE AND REVENUE INFORMATION

The Program currently serves approximately 67 customers in the county (see Attachment 1). Since the November 12, 2019, Board meeting, six customer accounts have been closed. Three permits expired per the Rules upon sale of property, and three accounts were closed due to non-payment or extended period of inactivity. Table 1 shows the annual water usage and revenue for fiscal year (FY) 2019 by charge zone. The total water use makes up only about 1 percent of the county’s total water use. Over 94 percent of the revenue from the Program comes from around 30 percent of the customers (Municipal and Industrial [M&I] users). These include five golf courses that generate most of the revenue of the Program (76 percent) and between them use almost 50 percent of the water.

The Committee agreed in past meetings that the Program should be fair and equitable to all water users and should provide an overall public benefit. Beginning in FY 21, Water Resource Technicians' labor hours will more accurately be reflected in the Program.

Table 1: Annual Surface Water Usage and Revenue for FY 2019

FY 2019	Zone W2	Zone W5	Total	Notes
Annual Usage	700 acre-feet (AF)	1,260 AF	1,960 AF	1 percent of County's water use
Annual Revenue	\$930,000	\$272,000	\$1,202,000	<0.5 percent of water revenue

RECOMMENDATION B - PROVIDE INPUT ON PROPOSED STAFF REVISIONS TO THE COMMITTEE'S RECOMMENDATIONS FOR THE FUTURE OF THE PROGRAM (MODIFIED PLAN):

In light of the feedback received from the full Board at the November 12, 2019, meeting, staff proposes revisions to the Committee's recommendations for the future of the Program. Staff proposes a new Modified Plan, as follows;

i. All Domestic Landscape Use Customers off by end of Calendar Year 2022

- Will solve inequity of neighbors paying less than others while providing no public benefit.
- Approximately one third of surface water customers will be impacted (albeit all are believed to have alternate source of supply).

ii. Keep Customers (Commercial and Agricultural) with parcels > 5 acres

- Additional 20 percent of customers would be removed (including 10 small Agricultural [Ag] customers). Current Ag customers are believed to have alternate supply sources. Valley Water is not proposing to terminate service to Ag customers without another viable source.
- Addresses issue of large customers effectively subsidizing smaller users.
- Continues service for large-scale, established, sustainable agricultural farming activities.
- Approximately 50 percent of current customers would remain in the program (34 permits including 19 large Ag permits and 15 M&I accounts)

iii. Revise Surface Water Rules

- Include metering requirement.
- No fire suppression use, unless approved by Valley Water after consultation with the Fire Marshal and the user executes an assumption of risk and release of liability agreement.

RECOMMENDATION C - DISCUSS OUTREACH PLAN TO SEEK STAKEHOLDER INPUT:

Due to the current Novel Coronavirus (COVID-19) public health emergency, all outreach efforts related to the Program will be postponed until 2021. However, staff will continue to strategize on the desired public outcomes of the Modified Plan and Board direction to ultimately develop and implement a public outreach approach for when the pandemic ends.

NEXT STEPS:

At this time, staff seeks the Committee's input on proposed revisions to the Committee's recommendations for the future of the Program (Modified Plan). In 2021, and following the end of the COVID-19 public health emergency, staff will return to the Committee for further discussion on their recommendations and to request direction on the Outreach Plan and additional Program information staff has developed in response to the Board request. With the Committee's support, staff will obtain stakeholder input and take the Modified Plan to the full Board for consideration.

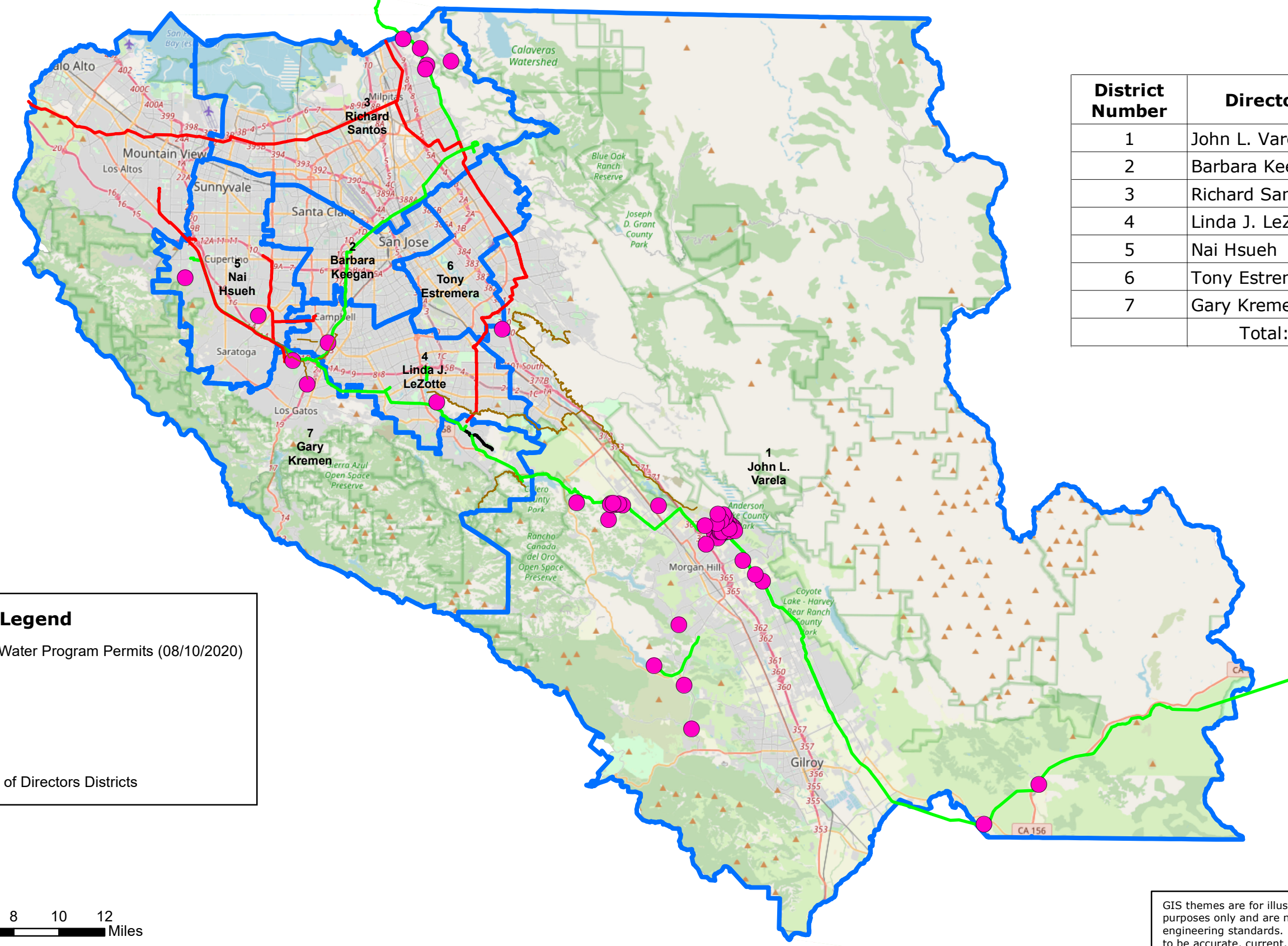
ATTACHMENTS:

Attachment 1: Surface Water Customers Map by Board of Director District

UNCLASSIFIED MANAGER:

Aaron Baker, 408-630-2135

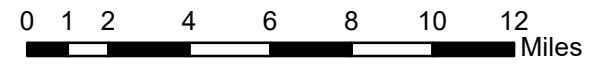
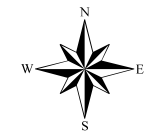
Surface/Untreated Water Program Permit Locations



District Number	Director	Number of Permits
1	John L. Varela	55
2	Barbara Keegan	0
3	Richard Santos	5
4	Linda J. LeZotte	2
5	Nai Hsueh	2
6	Tony Estremera	1
7	Gary Kremen	2
	Total:	67

Legend

- Surface/Untreated Water Program Permits (08/10/2020)
- Major Pipelines**
- Raw
- Treated
- Sludge
- Valley Water Board of Directors Districts



GIS themes are for illustration and general analysis purposes only and are not accurate to surveying or engineering standards. Information is not guaranteed to be accurate, current, or complete and use of this information is your responsibility.



Santa Clara Valley Water District

File No.: 20-0833

Agenda Date: 9/28/2020

Item No.: 4.3.

COMMITTEE AGENDA MEMORANDUM

Board Policy and Planning Committee

SUBJECT:

Fiscal Year 2021 Revised Board Policy Planning Calendar.

RECOMMENDATION:

Review and provide input on the updated draft FY2021 Board Policy Planning Calendar, and support submitting to full Board for approval.

SUMMARY:

This item presents the revised FY21 Board Policy Planning Calendar (FY21 Calendar) for Committee review, input and consideration to submit to the Board for approval.

The Board approved the FY21 Board Policy Planning Calendar on August 11, 2020. It was determined that the calendar should be updated with additional policy-level items that will be brought to Board committees and the Board in FY21. This calendar update provides the Board and the public with a more detailed record of the items that are proposed for committee and board consideration.

ATTACHMENTS:

Attachment 1: Revised FY21 Board Policy Planning Calendar.

UNCLASSIFIED MANAGER:

Michele King, 408-630-2711.

DRAFT FY21 VALLEY WATER BOARD POLICY PLANNING CALENDAR

FY21 Board Work Plan			Board Committee	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June
1.	Actively Pursue Water Storage Opportunities	• Sites Reservoir Phase 2 Years 2/3 Participation Decision	Water Storage Exploratory Committee		C		R							
		• Los Vaqueros Expansion Project (Amendment #2)	Water Storage Exploratory Committee	C			R							
		• Los Vaqueros Expansion Project (JPA Formation)	Water Storage Exploratory Committee						R			R		
2.	Actively Participate in Decisions Regarding the CA Delta Conveyance	• Decision on next level of funding, determination of VW participation level, DCA agreement amendment					S/R							
3.	Lead Recycled and Purified Water Efforts with Committed Partners	• South County Recycled Water Governance	Recycled Water Committee		C	R					R			
		• Negotiations with cities of San Jose and Santa Clara	Recycled Water Committee		C			C	R					
		• P3	Recycled Water Committee		R	C			C		R			
		• Countywide Water Reuse Master Plan	Recycled Water Committee	R					C			C		
4.	Engage and Educate the Community, Elected Officials and Staff on Future Water Supply Strategies in Santa Clara County	• Water Demand Projection	Water Conservation and Demand Management Committee		C	R								
		• Water Supply Master Plan/Monitoring and Assessment Plan (MAP)	Water Conservation and Demand Management Committee		C	R								
5.	Advance Anderson Dam Seismic Retrofit Project	• Alternative Contracting		R										
6.	Protect and maintain existing assets and infrastructure	• Second amendment to CVP Contract				R								
		• CVP Contract conversion under WIIN Act								R				
		• SWP Contract amendment to add "Water Management Tools"					R							
7.	Pursue opportunities to improve internal capacity to acquire regulatory permits	• Work-Study Session w/Regulators	Board Policy and Planning Committee			S								
8.	Attain Net Positive Impact on the Environment When Implementing Flood Protection and Water Supply Projects	• One Water Countywide Framework	Board Policy and Planning Committee					C		R				
9.	Promote the Protection of Creeks, Bay and Other Aquatic Ecosystems from Threats of Pollution and Degradation	• Revisions to the Water Protection Ordinance	Board Policy and Planning Committee		C			R						
		• Updated Trails Policy	Board Policy and Planning Committee				C		R					

Board Meetings
R = Regular
S = Special
C = Committee
X = Closed

Attachment 1

DRAFT FY21 VALLEY WATER BOARD POLICY PLANNING CALENDAR

FY21 Board Work Plan			Board Committee	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June
10.	Continue FAHCE	• Update on Guadalupe River and Stevens Creek	FAHCE Committee											
		• Review of FAHCE Committee Structure and Purpose	FAHCE Committee		C	R								
11.	Advance Diversity and Inclusion	• Racial Equity, Diversity and Inclusion Master Plan	D&I Ad Hoc Committee								R			
12.	Maintain Appropriate Staffing Levels and Expertise	• Project Labor Agreement	PLA Working Group					R						
		• Long-Term Staffing Master Plan							C		C			
13.	Provide Affordable and Cost-Effective Level of Services	• Customer Assistance Program			R									
		• FY20-21 Budget Review related to COVID-19 Impacts & Mid-Year Increase Decision			R			R						
		• FY20 Unaudited Actuals Review & Comprehensive Annual Financial Report (CAFR) Review					R			R				
		• FY 21-22 Water Rate Setting Process							R	R	R		R	R
		• FY 21-22 Budget Setting Process								R		R	R	R
14.	Address Future Impacts of Climate Change to Valley Water's Mission and Operations	• Climate Change Action Plan (CCAP)	Board Policy and Planning Committee											
15.	Other Notable Policy and Board Actions	• Office of Government Relations Annual Legislative and Policy Proposals												
		• Civic Engagement Outreach and Tracking Poll	Recycled Water Committee											
		• Civic Engagement Grant Program funding recommendations										R		

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DRAFT FY21 VALLEY WATER BOARD POLICY PLANNING CALENDAR

Board Committee(s) Recommended Items (Committee Not Assigned to Board Work Plan Items)			Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June	
1.	Audit Committee	• Grants Management Audit Report			C									
		• Board Audit Committee Charter Update												
		• Contracts Improvement Process Update				C								
2.	Policy and Planning Committee	• FY20-21 Board Work Plan	R											
		• FY20-21 Board Policy Planning Calendar	R	C	R									
		• E-2 Water Supply												
		• E-3 Flood Protection												
		• E-4 Environmental Stewardship		C		C	R							
		• FY22 Strategic Planning Workshop												
3.	Capital Improvement Program (CIP)	• Preliminary FY21-22 Five-Year Capital Improvement Program					C	R						
		• FY21-22 Five-Year CIP Adoption Process							R		R	R		

Items Regularly Monitored by Board			Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June
1.	BAO Performance			X									X
2.	BAO Compensation												
3.	Board Expense Report				R				R				R
4.	Board Self-Assessment			R									

Board Member(s) Requested Items			Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June
1.	Santos	Two-Year Budget	R										
2.	Santos	District Financial/Investment Status (To be Combined with FY20-21 Budget Review)											
3.	Varela, Santos, Kremen	Fire Suppression Efforts				S							
4.	Hsueh	Structure and Scope for Budget Committee					R						

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1.	Actively Pursue Water Storage Opportunities	• Sites Reservoir Phase 2 Years 2/3 Participation Decision	Water Storage Exploratory Committee			C	R							
		• Los Vaqueros Expansion Project (Amendment #2)	Water Storage Exploratory Committee	C			R							
		• Los Vaqueros Expansion Project (JPA Formation)	Water Storage Exploratory Committee						R			R		
2.	Actively Participate in Decisions Regarding the CA Delta Conveyance	• Decision on next level of funding, determination of VW participation level, DCA agreement amendment				S/R								
3.	Lead Recycled and Purified Water Efforts with Committed Partners	• South County Recycled Water Governance	Recycled Water Committee		C	R					R			
		• Negotiations with cities of San Jose and Santa Clara	Recycled Water Committee		C	C		C		C	R			
		• P3	Recycled Water Committee		R	C		C	R	C	R			
		• Countywide Water Reuse Master Plan	Recycled Water Committee	R				C			C			
4.	Engage and Educate the Community, Elected Officials and Staff on Future Water Supply Strategies in Santa Clara County	• Water Demand Projection	Water Conservation and Demand Management Committee		C	R								
		• Water Supply Master Plan/Monitoring and Assessment Plan (MAP)	Water Conservation and Demand Management Committee		C	R								
5.	Advance Anderson Dam Seismic Retrofit Project	• Alternative Contracting		R										
6.	Protect and maintain existing assets and infrastructure	• Second amendment to CVP Contract				R								
		• CVP Contract conversion under WIIN Act								R				
		• SWP Contract amendment to add "Water Management Tools"					R							
7.	Pursue opportunities to improve internal capacity to acquire regulatory permits	• Work-Study Session w/Regulators	Board Policy and Planning Committee			S								
8.	Attain Net Positive Impact on the Environment When Implementing Flood Protection and Water Supply Projects	• One Water Countywide Framework	Board Policy and Planning Committee					C		R				
9.	Promote the Protection of Creeks, Bay and Other Aquatic Ecosystems from Threats of Pollution and Degradation	• Revisions to the Water Protection Ordinance	Board Policy and Planning Committee		C			R						
		• Updated Trails Policy	Board Policy and Planning Committee				C		R					

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10.	Continue FAHCE	• Update on Guadalupe River and Stevens Creek	FAHCE Committee							R				
		• Review of FAHCE Committee Structure and Purpose	FAHCE Committee		C	C	R							
11.	Advance Diversity and Inclusion	• Racial Equity, Diversity and Inclusion Master Plan	D&I Ad Hoc Committee								R			
12.	Maintain Appropriate Staffing Levels and Expertise	• Project Labor Agreement	PLA Working Group					R						
		• Long-Term Staffing Master Plan							C		C			
13.	Provide Affordable and Cost-Effective Level of Services	• Customer Assistance Program			R									
		• FY20-21 Budget Review related to COVID-19 Impacts & Mid-Year Increase Decision			R			R						
		• FY20 Unaudited Actuals Review & Comprehensive Annual Financial Report (CAFR) Review					R			R				
		• Budget Committee Benchmarking and Proposal							R					
		• FY 21-22 Water Rate Setting Process							R	R	R		R	R
		• FY 21-22 Budget Setting Process							R		R	R	R	R
14.	Address Future Impacts of Climate Change to Valley Water's Mission and Operations	• Climate Change Action Plan (CCAP)	Board Policy and Planning Committee											
15.	Other Notable Policy and Board Actions	• Office of Government Relations Annual Legislative and Policy Proposals												
		• Civic Engagement Outreach and Tracking Poll	Recycled Water Committee		C									
		• Civic Engagement Grant Program funding recommendations										R		
		• Redistricting Plan: Process, Criteria, and Advisory Committee							R	R				

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Board Committee(s) Recommended Items (Committee Not Assigned to Board Work Plan Items)			Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June	
1.	Audit Committee	• Grants Management Audit Report			C									
		• Board Audit Committee Charter Update												
		• Contracts Improvement Process Update				C								
2.	Policy and Planning Committee	• FY20-21 Board Work Plan	R											
		• FY20-21 Board Policy Planning Calendar	R	C	R									
		• E-2 Water Supply												
		• E-3 Flood Protection												
		• E-4 Environmental Stewardship		C		C	R							
		• FY22 Strategic Planning Workshop												
3.	Capital Improvement Program (CIP)	• Preliminary FY21-22 Five-Year Capital Improvement Program					C	R						
		• FY21-22 Five-Year CIP Adoption Process							R		R	R		

Items Regularly Monitored by Board			Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June
1.	BAO Performance			X									X
2.	BAO Compensation												
3.	Board Expense Report				R				R				R
4.	Board Self-Assessment			R									

Board Member(s) Requested Items			Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June
1.	Santos	Two-Year Budget	R										
2.	Santos	District Financial/Investment Status (To be Combined with FY20-21 Budget Review)											
3.	Varela, Santos, Kremen	Fire Suppression Efforts				S							
4.	Hsueh	Structure and Scope for Budget Committee					R						

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Santa Clara Valley Water District

File No.: 20-0787

Agenda Date: 9/28/2020
Item No.: 4.4.

COMMITTEE AGENDA MEMORANDUM

Board Policy and Planning Committee

SUBJECT:

Work Plan, Meeting Schedule and Accomplishments Report.

RECOMMENDATION:

- A. Review the Board Policy and Planning Committee's Work Plan and Accomplishments Report and incorporate any new tasks; and
- B. Schedule Committee meetings as appropriate.

SUMMARY:

This item allows the Committee to review its 2020 Work Plan, meeting schedule and accomplishments report and identify additional tasks and schedule meetings as appropriate.

ATTACHMENTS:

Attachment 1: 2020 BPPC Work Plan & Accomplishments Report

UNCLASSIFIED MANAGER:

Michele King, 408-630-211.

2020 Board Policy and Planning Committee Work Plan and Schedule

Subject	Task	1/27/2020	2/24/2020	7/8/2020	7/14/2020	7/27/2020	8/12/2020	9/28/2020	10/26/2020	11/23/2020	12/28/2020
Board Planning Process	A. Provide Support for Board Planning Activities										
	1. Develop FY20-21 Board Policy Planning and Performance Monitoring Calendars					X					
	2. Planning for Board's FY21-22 Strategic Planning Workshop	X						X			
	3. Discuss FY20-21 Board Budget Message & Board Work Plan		X	X	X						
	B. Provide Support for Board Policy Review										
	1. Report on Outreach Plan for use of District Property for Trails										
	2. Outreach Findings on the Untreated Surface Water Program							X			
	3. Develop new Ends Policy reflecting the Board's Goals and Objectives for affordable and effective level and costs of services, and associated strategies to achieve the goals and objectives for Flood Protection Projects.										
	4. Review Ends Policy 4 to properly document Board's vision and monitoring process on Flood Protection, Stream Stewardship, Trails, Open Space Preserve, and Climate Change policies.							X	X		
	5. Revised Water Resources Protection Ordinance								X		
6. Hiring Practices Comprehensive Policy Proposal											
Board Committees Principles and	C. Align Board Committees' Work Plans with Board Planning Calendar										
	1. Review Effectiveness of Board Advisory Committees (External)										
Other Assignments Requested by Board	D. Other Assignments as Requested by the Board										

2020 Board Policy and Planning Committee Accomplishments Report

Subject	Task	Action Taken
Board Planning Process	A. Provide ongoing support for Board Planning Activities	
	1. Develop FY20-21 Board Policy Planning and Performance Monitoring Calendars	Draft FY21 Calendar approved by the Board on 8/11/20
	2. Discuss FY20-21 Board Budget Message & Board Work Plan	FY21 Board Work Plan and Chair messaged approved by the Board on 8/11/20
	3. Planning for Board's FY21-22 Strategic Planning Workshop	
	B. Provide Support for Board Policy Review	
	1. Report on Outreach Plan for use of District Property for Trails	
	2. Outreach Findings on the Untreated Surface Water Program	
	3. Develop new Ends Policy reflecting the Board's Goals and Objectives for affordable and effective level and costs of services, and associated strategies to achieve the goals and objectives for Flood Protection Projects.	
	4. Review Ends Policy 4 to properly document Board's vision and monitoring process on Flood Protection, Stream Stewardship, Trails, Open Space Preserve, and Climate Change policies.	
	5. Revised Water Resources Protection Ordinance	
6. Hiring Practices Comprehensive Policy Proposal		
Board Committees Principles and Structures	C. Align Board Committees' Work Plans with Board Planning Calendar	
Board & Organization Performance Monitoring	D. Assignments as Requested by the Board	