



# Santa Clara Valley Water District Board Policy and Planning Committee Meeting

Teleconference Zoom Meeting

## REGULAR MEETING AGENDA

**Monday, February 7, 2022  
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

During the COVID-19 restrictions, all public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body, will be available to the public through the legislative body agenda web page at the same time that the public records are distributed or made available to the legislative body. Santa Clara Valley Water District will make reasonable efforts to accommodate persons with disabilities wishing to participate in the legislative body's meeting. Please advise the Clerk of the Board Office 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**

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Monday, February 7, 2022

2:00 PM

Teleconference Zoom Meeting

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\*\*\*BY VIRTUAL TELECONFERENCE ONLY\*\*\*

Pursuant to California Government Code section 54953(e), this meeting will be held by teleconference only. No physical location will be available for this meeting; however, members of the public will be able to participate in the meeting as noted below.

In accordance with the requirements of Gov. Code Section 54954.3(a), members of the public wishing to address the Board/Committee at a video conferenced meeting, during public comment or on any item listed on the agenda, should use the "Raise Hand" tool located in the Zoom meeting link listed on the agenda, at the time the item is called. Speakers will be acknowledged by the Board Chair in the order requests are received and granted speaking access to address the Board.

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.

Under the Brown Act, members of the public are not required to provide identifying information in order to attend public meetings. Through the link below, the Zoom webinar program requests entry of a name and email address, and Valley Water is unable to modify this requirement. Members of the public not wishing to provide such identifying information are encouraged to enter "Anonymous" or some other reference under name and to enter a fictional email address (e.g., attendee@valleywater.org) in lieu of their actual address. Inputting such values will not impact your ability to access the meeting through Zoom.

**Join Zoom Meeting:**  
**<https://valleywater.zoom.us/j/97064725908>**  
**Meeting ID: 970 6472 5908**

**Dial by your location**  
**1 669 900 9128**  
**Meeting ID: 970 6472 5908**

**1. CALL TO ORDER:**

1.1. 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" tool 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.

[22-0185](#)

Recommendation: Approve the January 4, 2022 Minutes.

Manager: Michele King, 408-630-2711.

Attachments: [Attachment 1: January 4, 2022 Minutes.](#)

**4. INFORMATION AND ACTION ITEMS:**

- 4.1. Discuss Outreach Findings on the Untreated Surface Water Program and Proposed Two-Phase Plan for Implementing Changes to the Program. [22-0187](#)

Recommendation: A. Receive an update concerning stakeholder outreach meetings regarding Valley Water's proposed two-phase plan for implementing changes to its Untreated Surface Water Program;  
B. Discuss issues regarding implementation of proposed Phase 1 of the plan; and  
C. Recommend presenting the proposed two-phase plan to the Board during the second meeting in March 2022.

Manager: Greg Williams, 408-630-2867

Attachments: [Attachment 1 - Surface Water Permittees Map by Board of Director](#)

- 4.2. 2022 Work Plan and Meeting Schedule. [22-0186](#)

Recommendation: A. Review, and provide input on the 2022 Board Policy and Planning Committee's Work Plan and incorporate any new tasks;  
B. Schedule Committee meetings as appropriate.

Manager: Michele King, 408-630-211

Attachments: [Attachment 1: 2022 BPPC Work Plan](#)

**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 March 7, 2022.



# Santa Clara Valley Water District

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**File No.:** 22-0185

**Agenda Date:** 2/7/2022  
**Item No.:** 3.1.

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## **COMMITTEE AGENDA MEMORANDUM**

### **Board Policy and Planning Committee**

**SUBJECT:**

Approval of Minutes.

**RECOMMENDATION:**

Approve the January 4, 2022 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: January 4, 2022 Minutes.

**UNCLASSIFIED MANAGER:**

Michele King, 408-630-2711.





BOARD POLICY AND PLANNING COMMITTEE MEETING

# DRAFT MINUTES

**Tuesday, January 4, 2022  
2:00 PM**

(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 2:00 p.m. on January 4, 2022, via teleconference Zoom meeting.

Board Members in attendance: Director Nai Hsueh-District 5 (in Conference Room A-124); Director Linda J. LeZotte-District 4; and Director Barbara Keegan-District 2 via teleconference constituting a quorum of the BPPC.

Staff members in attendance: Aaron Baker, Lisa Bankosh, Rechelle Blank, Rick Callender, Theresa Chinte, Rachael Gibson, Vincent Gin, Brian Hopper, Michele King (in Conference Room A-124), Carlos Orellana, Melanie Richardson, Kirsten Struve, Sue Tippets, Greg Williams and Tina Yoke.

Guests attendance: Arthur Keller, EWRC Vice Chair.

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

BPPC Chair Hsueh declared time open for public comment on any item not on the agenda. There was no one present who requested to speak.

**3. 3.1 APPROVAL OF MINUTES – October 21, 2021.**

The BPPC considered the draft minutes from the October 21, 2021 meeting. It was moved by Director LeZotte, seconded by Director Keegan, and unanimously carried by roll call vote to approve the minutes as presented.

**4. Action and Information Items**

**4.1 DEVELOP DRAFT FISCAL YEAR 2022-23 (FY23) BOARD WORK PLAN BASED UPON THE OUTCOME OF THE DECEMBER 8, 2021 STRATEGIC PLANNING SESSION.**

Ms. Theresa Chinte, Chief of Staff, reviewed the draft FY23 Board Work Plan information, including changes identified during the December 8, 2021 Strategic Planning Session, as outlined in Handout 4.1-A. Copies of the handout were distributed to the committee and made available to the public.

The Committee recognized the excellent work of staff on the work plan and had the following input:

Environmental Stewardship Section, Objective 2, FY23 Tactics, second bullet point – replace “service providers” with “county, cities and nonprofit organizations.”

Business Management Section, Objective 2, Monitoring Section – Add the Financial Sustainability Working Group and the Environmental Creek Cleanup Committee as groups to monitor staffing strategies and homeless encampment, respectively.

Within the overall work plan, except for the Business Management Section, ensure that the categories in each section connect with the language in the Board Governance End’s Policies. There is a need to eliminate confusion in language, i.e., each work plan section and each Ends Policy have objectives and the language is not consistent and may cause confusion for the public.

It was moved by Director Keegan, seconded by Director LeZotte, and unanimously carried by roll call for to submit the draft FY23 Board Work Plan, with action items and edits identified by the committee, to the full board for consideration.

**4.2 2022 WORK PLAN AND MEETING SCHEDULE AND 2021 ACCOMPLISHMENT REPORT**

Committee Chair Hsueh acknowledged the significant amount of work completed by the committee and staff in 2021 to revise the Board’s Ends policies.

To help develop the Committee’s 2022 Work Plan, Chair Hsueh requested that committee members and staff identify any policy-related items where the committee can assist with development of or revisions to that will assist staff with their day-to-day work in 2022.

Director Keegan suggested that the incoming 2022 Board Chair may want to participate on the committee or help identify items for the Committee to undertake or monitor.

Director LeZotte stated that there will be many areas from the FY23 Board Work Plan assigned to the committee to monitor and should be incorporated into the 2022 committee work plan.



Ms. Sue Tippetts, Chief Operating Officer, suggested that policies need to be developed for land use on Valley Water rights-of-way.

Chair Hsueh requested that an item be placed on the February Committee agenda to assist with the develop of the 2022 Committee Work Plan, and that the Untreated Surface Water Program be brought back to discuss the outcome of the public meetings with the 22 parcel owners.

**5. CLERK REVIEW AND CLARIFICATION OF COMMITTEE REQUESTS.**

Ms. Michele King reviewed the action taken by the committee on items 4.1 and 4.2.

**6. ADJOURNMENT**

Chair Director Hsueh adjourned the meeting at approximately 2:50 p.m. to the next meeting on February 7, 2022.

Michele L. King  
Clerk of the Board

Approved:





# Santa Clara Valley Water District

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**File No.:** 22-0187

**Agenda Date:** 2/7/2022  
**Item No.:** 4.1.

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## **COMMITTEE AGENDA MEMORANDUM** **Board Policy and Planning Committee**

### **SUBJECT:**

Discuss Outreach Findings on the Untreated Surface Water Program and Proposed Two-Phase Plan for Implementing Changes to the Program.

### **RECOMMENDATION:**

- A. Receive an update concerning stakeholder outreach meetings regarding Valley Water's proposed two-phase plan for implementing changes to its Untreated Surface Water Program;
- B. Discuss issues regarding implementation of proposed Phase 1 of the plan; and
- C. Recommend presenting the proposed two-phase plan to the Board during the second meeting in March 2022.

### **SUMMARY:**

On April 12, 2016, in response to significant issues that had been identified with the Untreated Surface Water Program (Program), the Board directed staff to update the 1974 Rules and Regulations for the Service of Surface Water (Rules) and provided guidance by approving eight principles for the revision of the Program.

On November 12, 2019, the Board reviewed the Board Policy and Planning Committee's (Committee) recommendations for the future of the Program, including seeking stakeholder input on the proposed recommendation to possibly sunset the Program. At that meeting, 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.

In subsequent meetings with the Committee, staff received input on the requested Program information, and incorporated feedback from the Committee into a revised, two-phase proposed plan for the future of the Program. These are: Phase 1 - all domestic landscape use permittees off by end of calendar year 2023; and Phase 2 - revise surface water rules and make other changes. With the Committee's support, staff presented the two-phase proposal at two public outreach meetings for stakeholders on November 16 and November 18, 2021.

At its meeting on January 4, 2022, the Committee requested that staff return with an update on the proposed plan's public outreach outcome. At today's meeting, staff requests the Committee's review of feedback received from the two stakeholder meetings and recommends presenting the two-phase plan to the Board at its March 22, 2022, meeting.

**Background:**

On April 2, 1974, the Board adopted Resolution 74-28 establishing rules to offset groundwater pumping through the direct use of surface water, when available. However, because of growth in the number of untreated surface water permits issued, surface water deliveries have had an increasing impact on Santa Clara Valley Water District's (Valley Water) ability to manage the water supply efficiently and effectively. Valley Water has had to modify its pumping operations or reduce groundwater recharge at times in order to maintain surface water deliveries and adequate pressures in the water transmission pipelines.

At the Board meeting of April 12, 2016, 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.

Per Board direction, due to the potential negative environmental and operational impacts of surface water usage, no new turnouts or expansion of surface water use at turnouts will be permitted unless determined by Valley Water to have a positive impact on overall system operations or water supply

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reliability. However, three new permits for service at existing surface water turnouts were issued in 2021 for water use during construction of the Anderson Dam Tunnel Project (ADTP) and Anderson Dam Seismic Retrofit Project (ADSRP). The permits allow for water use off the Main Avenue Pipeline and Coyote Discharge Line for construction activities.

On November 12, 2019, staff presented the Committee's recommendations to the Board to advance the Program. The strategy included conducting at least three public meetings in North County and South County, drafting proposed revised Rules, presenting the proposed revised Rules to the Committee for its consideration, and then presenting them 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.

At the September 28, 2020, Committee meeting, staff provided an update on the additional information requested by the Board. The Committee noted that the program must document the public benefit and asked staff to formalize the presented program recommendations and stakeholder outreach plan approach.

At the May 3, 2021, Committee meeting, staff shared additional program information, provided an update on stakeholder outreach, and presented a modified two-phase plan for consideration. The Committee requested information on the kinds of agricultural uses that are appropriate for the program and reminded staff to provide data on the benefits being enjoyed by permittees that may also have retailer service available. The Committee also directed staff to start the outreach program while incorporating the Committee's feedback into the two-phase modified plan.

On October 21, 2021, staff provided the Committee information on Program permittees, water usage, agricultural uses, financial benefits that surface water permittees receive, staff's proposed two-phase plan (Phase 1 - all domestic landscape use permittees off by end of calendar year 2023; and Phase 2 - revise surface water rules and make other changes), and staff's public outreach plan to invite stakeholder input. At that meeting, the Committee expressed support for the proposed public outreach plan and directed staff to present the two-phase plan to stakeholders and receive their input.

### **Update Regarding Stakeholder Outreach Meetings**

Staff held two virtual meetings on November 16, 2021, at 6 p.m. and November 18, 2021, at 12 p.m. to gather stakeholder input on the two-phase plan for the future of the Program. Due to the ongoing COVID-19 virus related health concerns, the outreach efforts related to the Program were conducted in accordance with public health guidelines and held remotely. Meeting invitations were extended on social media and two mailers were sent to invitees including all surface water permittees currently on the Program and other stakeholders including water retailers, public information representatives, environmental agencies, fire departments, and non-profit groups. Members of the Board were also invited along with Valley Water management. The purpose of holding two meetings was to provide stakeholders one daytime and one evening option to attend to ensure maximum participation.

Director Hsueh provided comments at both virtual meetings, with Chair Estremera and Director

Santos participating in the first meeting. Staff shared with the stakeholders that Valley Water is considering updates to the Program and is seeking input on the proposed changes prior to presenting an updated proposal to the Board for their consideration.

During the presentation, staff provided an overview of how Valley Water's extensive distribution system was developed over time in response to the valley's changing needs and that the interruptible surface water service was introduced in order to reduce groundwater pumping. Staff described how the program was originally intended for in-lieu of groundwater pumping by large agricultural and commercial businesses but has since evolved to include watering of landscapes at private residences.

The following reasons were given for the needed potential updates to the Program:

- Due to the increased hydrologic variability and frequency of extended droughts impacting supply
- To align with Board-approved eight principles to revise the Rules (April 12, 2016)
- To avoid duplicative water service when there is water retailer service available
- The Rules have remained unchanged in nearly 50 years and need updating to reflect current service requirements
- Surface water deliveries have an impact on the ability of Valley Water to manage water efficiently and effectively as a wholesaler and to supply the water treatment plants and groundwater recharge facilities
- Surface water is an interruptible source and much of the aging infrastructure is subject to planned or unplanned outages and fluctuations in flow
- To conserve supplies for water supply obligations and environmental needs
- Due to Anderson Reservoir being unavailable as a water supply source for the next ten years

Staff then presented Valley Water's proposed two-phase plan for implementing changes to the Program:

Phase 1: Residential/Domestic Landscape Use Permittees Off System by End of Calendar Year 2023

- Impacts Program permittees who use surface water for residential landscaping or watering and who have retailer service and/or groundwater wells available to use.
- Solves inequity of neighbors with an alternate source of water receiving program benefit solely for private landscaping use.
- Preserves interruptible service to existing agricultural and municipal and industrial (M&I) permittees that provide goods and services to the community.
- Supports water conservation.
- Surface water use for fire safety will be guided by a separate Valley Water effort.

Phase 2: Revise Surface Water Rules and Make Other Changes

- Update to include metering requirement and associated fees.
- Service will be specified to exclude domestic landscaping use.
- Permittees may be required to install backflow preventers to prevent cross-contamination.
- Creek diverters will be reminded to comply with all local and state requirements for operating diversions.
- Incorporate annual acknowledgement that water supply is interruptible.

Following staff's presentation, the meetings were opened up for questions and comments from stakeholders and moderated by the Office of Communications personnel.

A total of 18 stakeholders participated in the two virtual events through the Zoom platform and 12 participants joined via Facebook Live. During the meeting, a number of questions were received from stakeholders and responded to by staff.

Examples of questions received were:

- I. How would a raw water permittee determine if there is alternative water retailer service available?
- II. Are you cutting off all surface water to Morgan Hill users for food production, landscape, and individual home use?
- III. If I have a commercial business located on my property, how will that be treated?
- IV. What if the water is used only for landscaping?
- V. I believe the "other source" of water will cost up to 20 times what I am paying now. How is that equitable?
- VI. What is the best way to provide feedback or comments on the Proposal?

Staff responded live to the inquiries and provided clarification that Phase 1 proposes to remove domestic water use from the Program by end of 2023 for permittees that have an alternate water source available. Permittees that use Valley Water supply solely for outdoor residential landscaping, including purposes such as watering private lawns, bushes, and shrubs, will be transitioned off the Program in Phase 1 under this proposal. Business owners will be required to switch to an alternate supply for their residential landscaping needs, but this interruptible surface water service will remain for agricultural and M&I purposes only. Non-domestic use service will continue for permittees that provide goods and services that benefit the community as a whole, such as employment, food production, economic development, and open spaces for the public to enjoy. Staff explained that, as the county's primary water wholesaler, Valley Water manages water supply for the majority of Santa Clara County and is committed to providing an equitable service that benefits the whole community, rather than a less expensive alternative service enjoyed by only a few.

Following the outreach meetings, staff received one follow-up request for information from a stakeholder with concerns about how the proposed changes will impact it. The permittee has been a permittee since the 1980s and has an active water supply well on its property. Following discussions with staff, the permittee then e-mailed Director Hsueh on December 6, 2021, and requested an in-person meeting. Director Hsueh met with the permittee on December 13, 2021.

In summary, the public outreach outcomes are as follows:

1. Staff acknowledges the long-standing service that some permittees have enjoyed from Valley Water. To address individual concerns over switching to an alternate source for their domestic/residential landscaping needs, staff will schedule onsite inspections with each impacted permittee to confirm their water use, supply sources available to them, and to answer questions.
2. Stakeholders requested clarification on whether agricultural and commercial businesses will be impacted by Phase 1. Staff can revise the Phase 1 proposal language for the Board presentation to make it clearer that Phase 1 will only restrict water use for watering private outdoor lawns, bushes, shrubs, etc., and in areas that do not serve a public benefit. This excludes lands that are irrigated for agriculture, commercial businesses, and public spaces.
3. Stakeholders expressed concern over the increased cost of switching to retailer service compared to the relatively lower cost of untreated Valley Water supply. Staff is mindful of their concern and will make available to permittees relevant information related to conservation and low-water consuming landscaping options that may assist with cost-saving going forward.
4. Invitations will be extended to stakeholders to attend the public meeting where the proposal to update the Program will be presented to the Board for their consideration.
5. Permittees will be kept informed of the planned rollout of Phase 1 and Phase 2 of the Program (if approved). Staff contact information will be made readily available to impacted permittees to provide opportunity for comments or questions or to schedule additional site visits.

Staff revisions to the two-phase plan following feedback from stakeholders:

**Phase 1: All Domestic Landscape Use off by end of Calendar Year 2023**

- Impacts approximately one third of current customers that use the supply solely for outdoor private landscaping where retailer service and/or groundwater wells are available.
- Preserves interruptible service to current agricultural and M&I customers that provide goods and services to the community and restricts use to agricultural and/or M&I purposes only.
- Solves inequity of neighbors with an alternate source of water receiving program benefit solely for private landscaping use.
- Supports water conservation.
- Surface water use for fire safety will be guided by a separate Valley Water effort.
- Staff will perform property inspections for impacted customers to verify information prior to phasing out of domestic landscaping use.

**Phase 2: Revise Surface Water Rules**

- Update the Program Rules to include a metering requirement and associated fees.
- Service will be specified to exclude domestic landscaping use.
- Customers may be required to install backflow preventers to prevent cross-contamination.



- Creek diverters will be reminded to comply with all local and state requirements for operating diversions.
- Incorporate annual acknowledgement that water supply is interruptible.

### **Implementation Issues Concerning Proposed Phase 1**

Based on staff research, all but one Program permittee has either a groundwater well, or retail water service, or both, available to it. If Phase 1 of this proposed plan is recommended by this Committee to the Board and later approved by the Board, staff will schedule onsite inspections with all impacted permittees to verify permit information, confirm the availability of alternate source(s) of supply, fire suppression related usage, identify and locate pipes, valves, and meters, and develop plan for removal/securing of turnout connections, creek diversions, and Valley Water meters.

Staff recommends the following proposal for the implementation of Phase 1:

#### 100 percent landscaping permittees:

Of the permittees impacted by Phase 1, 20 locations receive water for 100 percent domestic landscaping use. Staff will develop a plan to address these permittees.

- Service via dedicated pipelines - easy to isolate (10 permittees).
- Service via shared pipelines - not as easy to isolate (10 permittees).
- One domestic permittee from whom Valley Water is leasing land for the ADSRP will be impacted.
- One shared pipeline has 100 percent landscaping permittees but also has agricultural permittees located further down on the same shared line. Continuing service to the agricultural permittees via the same private line may/may not be possible depending whether the neighboring landscaping permittees would accept keeping the pipeline on their properties. However, staff recommends not interfering or trying to mediate between neighbors. Staff can suggest options available to permittees that will remain in the Program.
- A prominent commercial business owner, who receives domestic service to his residential property and has a shared line extending from his property to other permittees, will be impacted.

#### Multi-use landscaping permittees:

Approximately eight (8) permittees who receive water through the Program primarily for agricultural or M&I purposes also have domestic use. Permittees will be required to limit surface water use to agricultural and M&I purposes only.

- If metered, request reduction in water use by domestic use amount (six permittees). Staff recommends enforcing the water use reduction by shutting off water when permittee is out of compliance.
- If non-metered, recommend installing Valley Water meters (one to two permittees).

### **Presentation of Proposed Plan to Full Board**

Staff recommends presenting the two-phase plan at the Board meeting of March 22, 2022. Staff will invite all surface water permittees and other stakeholders to the Board meeting. At the Board meeting, staff will offer an update on customer information, financial impacts, and fire suppression resources. These three items were requested by the Board at its November 12, 2019, meeting. In addition, staff will present to the Board the two-phase proposal for the future of the Program. Finally, staff will offer to the Board an update on stakeholders' input on the future of the Program.

**NEXT STEPS:**

With the Committee's support, staff proposes to take this proposed plan to the Board on March 22, 2022, for its consideration.

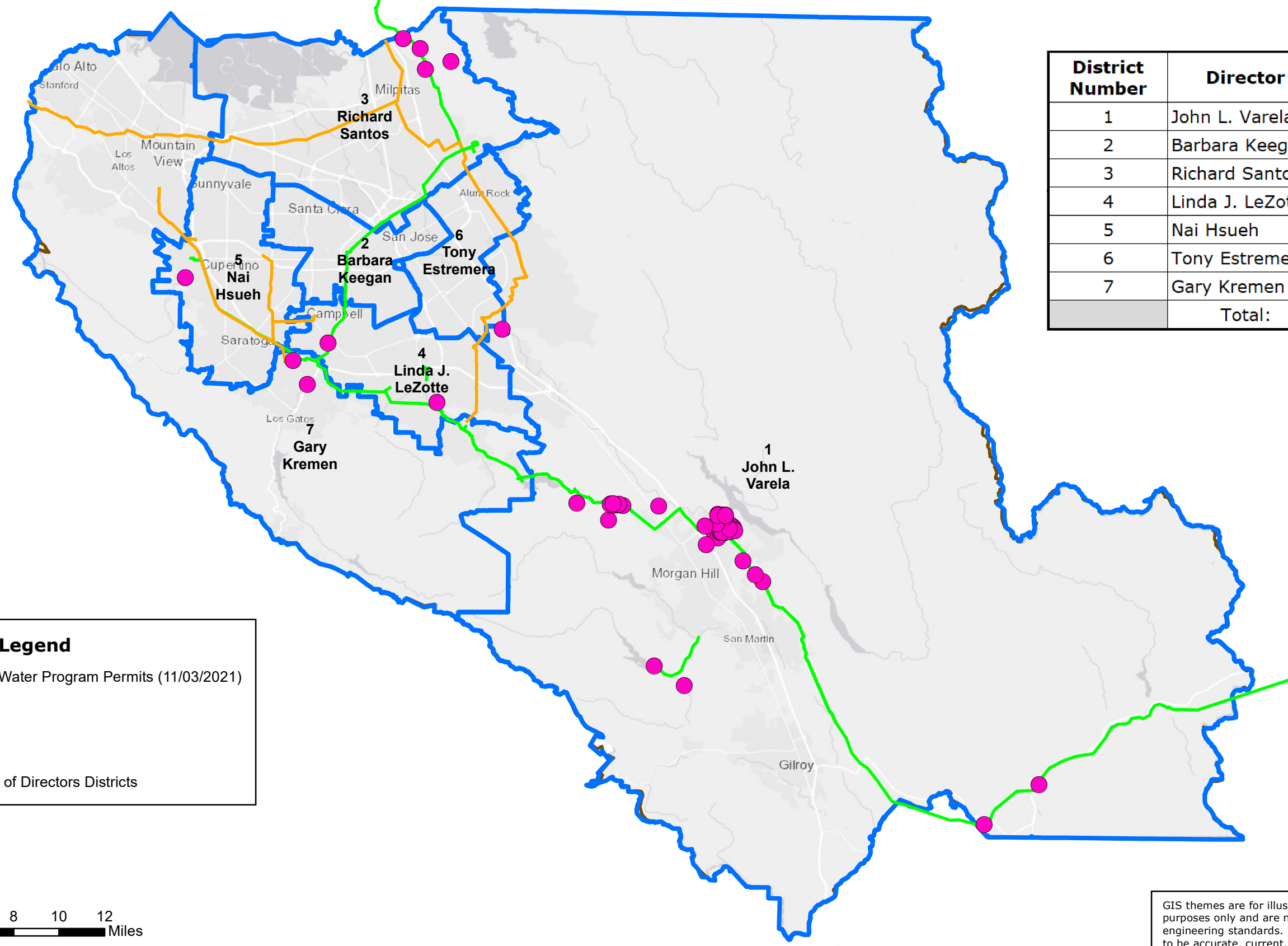
**ATTACHMENTS:**

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

**UNCLASSIFIED MANAGER:**

Greg Williams, 408-630-2867

## Surface/Untreated Water Program Permit Locations



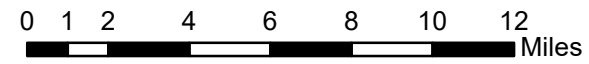
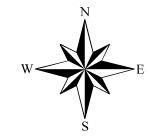
District Number	Director	Number of Permits
1	John L. Varela	54
2	Barbara Keegan	0
3	Richard Santos	4
4	Linda J. LeZotte	2
5	Nai Hsueh	1
6	Tony Estremera	1
7	Gary Kremen	2
Total:		64

**Legend**

- Surface/Untreated Water Program Permits (11/03/2021)

**Major Pipelines**

- Raw
- Treated
- Valley Water Board of Directors Districts



Approximate Scale



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.: 22-0186

Agenda Date: 2/7/2022  
Item No.: 4.2.

## COMMITTEE AGENDA MEMORANDUM

### Board Policy and Planning Committee

#### SUBJECT:

2022 Work Plan and Meeting Schedule.

#### RECOMMENDATION:

- A. Review, and provide input on the 2022 Board Policy and Planning Committee's Work Plan and incorporate any new tasks;
- B. Schedule Committee meetings as appropriate.

#### SUMMARY:

This item allows the Committee to review its 2022 Work Plan, meeting schedule and identify additional tasks and schedule meetings as appropriate.

Staff have identified the following three areas the committee could provide review and input on in 2022.

#### Governance Policies of the Board: Executive Limitations

Within the last year, the Board has adopted updated language to each of its Ends Policies. Staff recommends the Board Policy and Planning Committee consider continuing to update the Governance Policies of the Board by revisiting the Executive Limitations section of the policies. The Executive Limitations cover the areas of customer relations, human resources, financial management, procurement, asset protection, communication and support to the Board, as well as inclusion, equal employment opportunity, discrimination/harassment prevention and diversity. Several of the Executive Limitations policies have not been updated in seven or eight years and some areas of our business operations may have changed since that time.

#### Fuel Management Policy and Wildfire Resilience Plan

Valley Water's Lands Management Program is leading the development an agency-level Fuel Management Policy and Wildfire Resilience Plan. The purpose of this effort is to incorporate wildfire planning activities in an integrated and programmatic way that informs Valley Water's core business and deploys actions to mitigate wildfire risk to Valley Water controlled lands and facilities. This effort will also support and encapsulate existing and planned Valley Water initiatives that have a direct nexus to wildfire risk mitigation.

The general framework of this effort is as follows:

- Policy: provide overall direction/support to mitigate wildfire risk.

- Plan: structure and approach for Valley Water projects and programs to mitigate wildfire risk.
- Program: coordinate internal and external activities, establish risk strategy and risk analysis protocols, develop management tools, and recommend actions to reduce wildfire risks.

It is anticipated that a draft Policy would be ready for presentation and review by late 2022 or early 2023. Once finalized, the Policy would then guide the establishment of the broader Wildfire Resilience Plan and ongoing Program.

Expansion of the Water Resources Protection Manual

In 2006, the Board adopted the Water Resources Protection Manual providing a model of guidelines, standards, procedures and recommendations to apply to land use activities near streams and on streamside properties. Staff recommends expanding what is currently in the Water Resources Protection Manual and creating a comprehensive and easily accessible repository of usage allowances and restrictions on all Valley Water owned and managed properties.

A team of staff is beginning initial research compiling existing policies not already part of the Water Resources Protection Manual, with the eventual goal of identifying and developing policies that should also be included in this overarching guidance for the community that may be considered by the Committee.

**ATTACHMENTS:**

Attachment 1: 2022 BPPC Work Plan

**UNCLASSIFIED MANAGER:**

Michele King, 408-630-211

**2022 Board Policy and Planning Committee Work Plan and Schedule**

Subject	Task	1/4/22	2/7/22	3/7/22	4/4/22	5/4/22	6/6/22	7/4/22	8/1/22	9/5/22	10/3/22	11/7/22	12/5/22
<b>Board Planning Process</b>	<b>A. Provide Support for Board Planning Activities</b>												
	1. Discuss FY22-23 Board Budget Message & Board Work Plan	X											
	2. Planning for Board's FY23-24 Strategic Planning Workshop												
	<b>B. Provide Support for Board Policy Review</b>												
	1. Outreach Findings on the Untreated Surface Water Program (if required)		X										
	2. Revised Water Resources Protection Ordinance			X									
	3. Land Use on Valley Water Rigts-of-Way												
<b>Board Committees Principles and Structures</b>	<b>C. Align Board Committees' Work Plans with Board Planning Calendar</b>												
	1. Review Effectiveness of Board Advisory Committees (External)												
<b>Other Assignments Requested by Board</b>	<b>D. Other Assignments as Requested by the Board</b>												

2022 Board Policy and Planning Committee Accomplishments Report

Subject	Task	Action Taken
<b>Board Planning Process</b>	<b>A.</b> Provide ongoing support for Board Planning Activities	
	1. Discuss FY22-23 Board Budget Message & Board Work Plan	1/4/22 - The Committee unanimously approved submitting the draft FY23 Board Work Plan, with action items and edits identified by the committee, to the full board for consideration.
	2. Planning for Board's FY23-24 Strategic Planning Workshop	
	<b>B.</b> Provide Support for Board Policy Review	
	1. Outreach Findings on the Untreated Surface Water Program (if required)	
	2. Revised Water Resources Protection Ordinance	
<b>Board Committees Principles and Structures</b>	3. Land Use on Valley Water Rights-of-Way	
	<b>C.</b> Align Board Committees' Work Plans with Board Planning Calendar	
<b>Board &amp; Organization Performance Monitoring</b>	1. Review Effectiveness of Board Advisory Committees (External)	
	<b>D.</b> Assignments as Requested by the Board	