

**BAY AREA WATER SUPPLY AND CONSERVATION AGENCY
BOARD POLICY COMMITTEE**

**August 8, 2007– 1:30 p.m.
155 Bovet Road, 1st Floor Conference Room**

MINUTES

1. Call to Order: 1:35 p.m.

The meeting was called to order by committee Chair, John Fannon at 1:30. Six (7) members of the committee were present, constituting a quorum. A list of directors present (7) and absent (2), and members of the community attending is attached.

2. Public Comments: There were no public comments.

3. Reports:

Comments by Chair: Committee vice chair Robert Craig collected and summarized the committee members' evaluation of the general manager's performance review. Because he is unable to attend the meeting, the committee chair will present the summary during the closed session.

General Manager's Reports:

- a. Current Water Conditions: The current hydrologic conditions continue to support voluntary water use reductions. Reductions in the Delta pumping due to regulatory drought are expected to affect water use in Santa Clara Valley Water District, Zone 7 and Alameda County Water District.
- b. Current Water Conservation and Consumption Report: Current water usage trends in the San Francisco, Peninsula, South and East Bay service areas continue to stay more than 10 percent below the consumption level of 2004, as targeted. Member agencies should regularly refresh the request for water use reduction and emphasize conservation tips.

The current public outreach campaign with the concept of "Be a Water Saving Hero" encourages water use reduction to avoid mandatory water rationing in the following year. The campaign began on June 20th with print advertising on the San Francisco Chronicle and San Jose Mercury News. It will also include radio spots and outdoor advertising. Other Bay Area agencies that have joined the effort with BAWSCA and the SFPUC include SCVWD, Zone 7, and CCWD.

- c. Water System Improvement Program – Status Report: BAWSCA is looking forward to reviewing the quarterly progress report for period ending June 30, 2007, and the annual progress report to the State due September 1st.

The shutdown schedule for connecting new WSIP facilities to the existing regional water system is a critical challenge for the SFPUC. There could be as much as two shutdowns per month, as opposed to the historical level of two shutdowns per year. If the SFPUC demonstrates that the extension of the schedule would be prudent to ensure the reliable delivery of water, BAWSCA should support an extension of the WSIP schedule.

Mr. Jensen reported that Nicole Sandkulla and Julie Labonte, SFPUC Director of WSIP, are collaborating on how the shutdown schedule might affect local agencies. Ms. Labonte is scheduled to present a comprehensive draft shutdown schedule to the Technical Advisory Committee at its meeting in September.

- d. High Efficiency Toilet (HET) Replacement Program: Mr. Jensen reported that a recommendation for the board to authorize the execution of an agreement with a new contractor to implement the HET replacement program may or may not be presented at the September board meeting. Because the program is a continuation of an existing program, the committee was comfortable with that approach. As work continues, staff may elect to return to the committee in October and then to the board in November..
- e. WSIP Program Environmental Impact Report – Review Status: Comments on the draft PEIR are due October 1, 2007. BAWSCA staff is working very closely with TAC members in coordinating the review process for the draft PEIR. It is important that all areas of responsibility for BAWSCA and individual agencies are clarified, and that key issues are identified and given a thorough review. BAWSCA's response to the draft PEIR will cover global issues. Each agency should independently address issues that specifically affect their agencies, and copy BAWSCA. It is critical that comments are consistent.

The TAC met on August 2nd and discussed the process and considerations in preparing comments. A workshop is scheduled on August 20th with TAC members to focus on matters that should be discussed and to identify conclusions on how issues are presented in the comments. The TAC meeting scheduled for September 6th is an opportunity to cover remaining details to bring comments close to being final.

San Francisco will hold public hearings at several locations during the month of September. The hearings scheduled on September 18th in Fremont and September 19th in Palo Alto are valuable meetings that should be attended by member agency staff. BAWSCA will cover the public hearings to be held in Sonoma and Modesto in early September, and in San Francisco on September 20th. Also on September 20th, the BAWSCA board meeting will provide an opportunity to gather input from board members on issues related to BAWSCA.

Director O'Mahony asked whether members of the TAC know to communicate with their agencies' governing bodies about the issues in the draft PEIR that will affect agencies locally and BAWSCA members as a whole. Mr. Jensen stated that TAC members will be thoroughly informed of the results of BAWSCA's review. Every agency has a representative, and it is their responsibility to coordinate with their governing bodies, as appropriate for their agencies.

Director Guzzetta asked if the board will see BAWSCA's comments on the draft PEIR, and whether board members can attend the workshop with the TAC on August 20th.

The discussion with the board on September 20th will focus on policy issues and recommended positions. BAWSCA's final comments on the draft PEIR will be distributed to the board on or before October 1. Mr. Jensen stated the working session with the TAC on August 20th will not be noticed as a meeting of the directors.

A report prepared by the Tuolumne River Trust (TRT) and Pacific Institute entitled, *From the Tuolumne to the Tap Pursuing a Sustainable Water Solution for the Bay Area* was released on July 31, 2007. The report has inaccuracies and misleading information, but it is well written and very effective. The comments in the report will most likely form TRT's comments on the draft PEIR. BAWSCA will send the Trust a letter clarifying the inaccuracies and information.

- f. Item Requested by Director Swegles: Mr. Jensen informed the committee of Director Swegles' suggestion for BAWSCA to consider looking into submetering of public home parks and multiple family dwellings. One issue is that without water meters, water pricing has limited effect as a means to induce water conserving behaviors. Mr. Jensen proposed to review the issue with staff and legal counsel to determine whether how, and if so, submetering fits in with BAWSCA's mission, and provide the committee with a report in the Fall.

Director Swegles attended the committee meeting and provided some data for review by Mr. Jensen, staff and legal counsel. He commented that submetering can be incorporated in conservation efforts, and noted that every city that has multi-family units can benefit from it. Submetering can make people aware of their usage, and can serve as an incentive for customers who have limited income to take control of their water bill.

Under public comment, Fran Hirsch spoke to support submetering multi-unit residences. She is the Director of Public Affairs for Brandenburg, Staedler and Moore, a company that used to have a program that installed water meters in large multi-unit residences.

Chair Fannon asked that the documents and additional information from Ms. Hirsch be sent to Mr. Jensen.

4. Action Calendar:

- a. Approval of the Minutes from the June 13, 2007 Meeting: Director Wykoff clarified that the comments he made regarding AB 559 is that he would consider whether BAWSCA should assist in funding such a study.

M/S/C (O'Mahony/Kolstad/Unanimous) that the minutes of April 11, 2007 be approved as corrected

- b. Support of Stopwaste.org and Bay Friendly Guidelines: Ben Pink presented the committee with an existing program that offers an opportunity for BAWSCA and its member agencies to support while providing leverage to landscaping-related water conservation efforts. The Bay-Friendly Guidelines involve seven principals that promote reduction of waste and conservation of energy and resources. The fourth principal is water conservation. It is consistent with BAWSCA's effort to support attractive and water-efficient communities.

The guidelines are implemented into government and private projects through green building codes, construction and demolition codes, environmental preferable purchasing, bay-friendly landscaping requirements, and funding of specific landscaping projects. Alameda County cities such as Albany, Fremont, San Leandro, Union City and Oakland have adopted the guidelines. The City of Newark and Emeryville are expected to adopt the guidelines, and Marin Municipal Water District and the Sacramento area are considering the program in their jurisdictions.

Stopwaste.org is a Joint Powers Authority between the Alameda County Waste Management Authority and the Alameda County Source Reduction & Recycling Board. The agency's mission is to achieve the most environmentally sound solid waste management and resource conservation program for the people of Alameda County.

Director Wykoff expressed that while the program has a noble cause, there are consequences to adopting ordinances and they should be considered. Director Guzzetta stated that Cal. Water serves multiple cities with multiple policies, and the methods of getting the end result of an effort, such as conservation, can vary. Director Bologoff expressed concern with endorsing an ordinance that the City Attorney has not reviewed.

Director Fergusson stated that the program is consistent with what the City of Menlo Park is doing. Mr. Jensen informed the committee that there is a legislation that requires DWR to prepare a model landscape ordinance for adoption by all cities and counties.

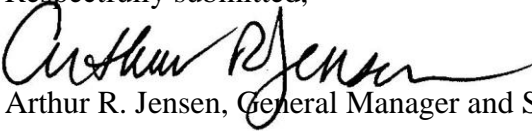
The committee discussed having a resolution that supports the program and that agencies can consider adopting, as opposed to a model ordinance.

The committee voted unanimously to recommend the BAWSCA board to endorse the Bay-Friendly Landscape Guidelines and encourage staff to distribute a resolution to promote the Bay Friendly Landscape Guidelines.

5. **Comments by Committee Members:** Director Fergusson stated that she appreciated having a meeting with Mr. Jensen and getting an update on significant issues related to BAWSCA.

6. **CLOSED SESSION**: The committee adjourned to closed session for the General Manager's annual performance evaluation at 2:58pm. The committee discussed recommendations it will make to the board of directors.
7. **Adjournment**: The next meeting is scheduled for October 10, 2007, at 1:30pm in the first floor conference room of the BAWSCA office building, 155 Bovet Road, San Mateo.

Respectfully submitted,



Arthur R. Jensen, General Manager and Secretary

ARJ/le

Attachments: 1) Attendance Roster

**BAY AREA WATER SUPPLY AND CONSERVATION AGENCY
Board Policy Committee
August 8, 2007**

Attendance Roster

Committee Members Present:

John Fannon	Town of Hillsborough
Kelly Fergusson	City of Menlo Park
Rob Guzzetta	California Water Service Company
Patrick Kolstad	City of Santa Clara
Rosalie O'Mahony	City of Burlingame
Chris Reynolds	Skyline County Water District
Rick Wykoff	Esterro Municipal Improvement District

Committee Members Absent

Cyril Bologoff	City of Brisbane
Robert Craig	Westborough Water District

BAWSCA Staff Members Present:

Arthur Jensen	General Manager
John Ummel	Senior Administrative Analyst
Nicole Sandkulla	Senior Water Resources Engineer
Benjamin Pink	Water Resources Planner
Ray McDevitt	Hanson, Bridgett, Marcus et al.

Guests:

Ron Swegles	City of Sunnyvale
Fran Hirsch	Brandenburg, Staedler and Moore
Vivian Blomenkamp	League of Women Voters
Sharyn Saslafsky	San Francisco Public Utilities Commission