



Santa Clara Valley Water District Board Policy and Planning Committee Meeting

HQ Board Room

***AMENDED/APPENDED SPECIAL MEETING AGENDA**

**Wednesday, May 11, 2022
12:00 PM**

***ITEMS AMENDED AND/OR APPENDED SINCE THE ORIGINAL PUBLICATION OF THIS AGENDA
ARE IDENTIFIED BY AN ASTERISK (*) HEREIN**

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

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*****IMPORTANT NOTICES AND PARTICIPATION INSTRUCTIONS*****

Santa Clara Valley Water District (Valley Water) Board of Directors/Board Committee meetings are held as a “hybrid” meetings, conducted in-person as well as by telecommunication, and is compliant with the provisions of the Ralph M. Brown Act.

To maximize public safety while still maintaining transparency and public access, members of the public have an option to participate by teleconference/video conference or attend in-person. To observe and participate in the meeting by teleconference/video conference, please see the meeting link located at the top of the agenda. If attending in-person, you are encouraged to wear a mask.

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.

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 Board of Directors/Board 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 <http://emmas.msrbo.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 US (San Jose)

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.

[22-0613](#)

Recommendation: Approve the April 5, 2022, Minutes.

Manager: Michele King, 408-630-2711.

Attachments: [Attachment 1: April 5, 2022, Minutes](#)

4. INFORMATION AND ACTION ITEMS:

- *4.1.** Discuss Proposed Rules of Decorum Ordinance and Enhanced Metal Detector Screening Measures. [22-0616](#)

Recommendation: A. Receive an update on the development of Valley Water's proposed Rules of Decorum Ordinance;
B. Receive an update on Valley Water's proposed Pre-Function Room Enhanced Screening process for persons attending Board Meetings and Committee meetings; and
C. Consider recommending that the Board of Directors adopt the updated Rules of Decorum Ordinance.

Manager: Alexander Gordon, 408-630-2637

Attachments: [Attachment 1: Ordinance Version #2](#)
[Attachment 2: Ordinance Version #3](#)
[Attachment 3: TSA Security Overview](#)
[Attachment 4: Final Ordinance](#)
[*Attachment 5: 051122 Handout 4.1-A Muirhead](#)

- 4.2. 2022 Work Plan and Meeting Schedule. [22-0614](#)

Recommendation: A. Review the 2022 Board Policy and Planning Committee's Work Plan and incorporate any new tasks; and
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 June 6, 2022.



Santa Clara Valley Water District

File No.: 22-0613

Agenda Date: 5/11/2022
Item No.: 3.1.

COMMITTEE AGENDA MEMORANDUM

Board Policy and Planning Committee

SUBJECT:

Approval of Minutes.

RECOMMENDATION:

Approve the April 5, 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: April 5, 2022, Minutes.

UNCLASSIFIED MANAGER:

Michele King, 408-630-2711.



BOARD POLICY AND PLANNING COMMITTEE MEETING

DRAFT MINUTES

**Tuesday, April 5, 2022
1:00 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 (Committee) was called to order at 1:00 p.m. on April 5, 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 Committee.

Staff members in attendance: Jason Araujo, Aaron Baker, Lisa Bankosh, Rechelle Blank, Rick Callender, Robert Ewing, Alex Gordon, Brian Hopper, Bassam Kassab, Michele King (in Conference Room A-124), Carlos Orellana, Carmen Narayanan, James Randol, Samina Shaikh, Kirsten Struve, Darin Taylor, Greg Williams, and Tina Yoke.

Guests in attendance: Arthur Keller, Environmental and Water Resources Committee Vice Chair; and Tony Estremera, Director District 6.

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

Committee 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 – February 7, 2022.

The Committee considered the draft minutes from the February 7, 2022, meeting. It was moved by Director LeZotte, seconded by Director Hsueh, and unanimously carried by roll call vote to approve the minutes as presented.

4. Action and Information Items

4.1 NEXT STEPS EVALUATING POTENTIAL REVISIONS OT THE UNTREATED SURFACE WATER PROGRAM

Staff reviewed the information on this item per the attached Agenda Memorandum and the Committee provided the following input:

Untreated Surface Water Program Update:

- Director Keegan suggested that staff consider working on a cost administration and recovery process for the program; identifying way(s) to better track increased costs as users are only paying about a third of what they should be paying and should be informed that the current charge is not reflecting the true cost of the service.
- Director Hsueh requested that when the item is brought back to the Board, that the cost recovery process be highlighted and clear.

Presentation of Program to Agricultural Water and Landscape Committees:

- Director LeZotte stated that the committees should only receive the information, since this was requested by the Board, but it should be clear that this program is not related to agricultural water. She suggested that staff do a formal presentation on Phase 1 and Phase 2.
- Directors Keegan and Hsueh suggested that staff return to the Board for approval of the program, and not wait until after presenting to the committees.

Two-Phase Proposal:

- Director LeZotte asked that the language be clarified in Phase 1 where it mentions fire safety will be guided by a separate effort. It should be clear that the program doesn't affect water for fire safety and that staff is addressing fire safety through a different policy.

Appeal Process:

- The Committee recommended that the appeal process be presented in detail to the Board as a separate item after the revisions to the program are presented. There could a mention of the appeal process when the revisions are presented, stating that it will come back to the board for consideration as a separate item.
- Director LeZotte agreed with the proposed appeal process laid out in the memo, including the opportunity to take the appeal to the Board.
- The Committee recommended that the criteria be clear in the appeal process on disputes. The appeal language should be limited to the two conditions - water used for landscaping and where alternate supplies are available.
- Impacted permittees may appeal if they feel they do not meet these criteria.

It was moved by Director Hsueh, seconded by Director LeZotte, and unanimously carried by roll call vote to report to the Board that the Committee considered all board comments and directions from the March 22, 2022, board meeting regarding the Proposed Two-Phase Plan for the Untreated Surface Water Program, and supports staff's recommended revisions which include: Board comments and directions from the March 22, 2022, Board meeting; a formalized appeal process (as a separate item); a proposal to present this subject to the Landscape Committee and Agricultural Water

Advisory Committee in July as an information only item; and recommends presenting the item to the full board for approval, ensuring that it's clear that surface water use for fire safety will be guided by a separate policy.

4.2 RULES OF DECORUM ORDINANCE

Mr. Alex Gordon, Assistant Officer, and Mr. James Randol, Security Manager, reviewed the information on this item per the attached Agenda Memorandum and Attachment 1, and the Committee provided the following input:

Director Keegan expressed concern that the district's requirements were stricter than those outlined by Transportation Security Administration (TSA).

Directors Keegan and LeZotte requested that the proposed updated ordinance be resubmitted to list the recommended changes in a red line format, and a matrix be provided comparing the current proposed ordinance and the information presented from other agencies so it's easier to compare.

Director LeZotte requested that the ordinance language be specific on who it applies to - the board, staff and public (anyone who enters the boardroom).

Director Hsueh requested that the purpose and intent of the ordinance be clarified and identify why it's important to have such an ordinance for board and committee meetings. There also needs to be information on how the ordinance will be enforced as well as the associated consequences if violated.

Doug Muirhead, Morgan Hill resident, expressed his discontent with staff's comparison of the City of San Jose Council decorum when the two agencies are very different; and stated he was offended by the requirements, and if implemented will not attend meetings.

The Committee requested that staff return with a clear analysis of the ordinance language and comments made by the public, and who it applies to; clarification of the purpose and intent of the ordinance and why it's necessary; a matrix comparing our ordinance language with the language of other agencies; a comparison table outlining how our requirements compare with those of other agencies, including the TSA; and language on how the ordinance will be enforced and the associated consequences if violated.

4.3 2022 WORK PLAN AND MEETING SCHEDULE

Ms. Michele King, Clerk of the Board, reviewed the updates to the Committee work plan and schedule.

5. CLERK REVIEW AND CLARIFICATION OF COMMITTEE REQUESTS.

Ms. King reviewed the Committee requests:

In regards to the Untreated Surface Water Program, the Committee approved reporting to the Board that they considered all board comments and directions from the March 22, 2022, board meeting regarding the Proposed Two-Phase Plan for the Untreated Surface Water Program, and supports staff's recommended revisions which include:

Board comments and directions from the March 22, 2022, Board meeting; a formalized appeal process (as a separate item); a proposal to present this subject to the Landscape Committee and Agricultural Water Advisory Committee in July as an information only item; and recommends presenting the item to the full board for approval, ensuring that it's clear that surface water use for fire safety will be guided by a separate policy..

In regards to the Rules of Decorum Ordinance, the Committee requested that staff return with a clear analysis of the ordinance language and comments made by the public, and who it applies to; clarification of the purpose and intent of the ordinance and why it's necessary; a matrix comparing our ordinance language with the language of other agencies; a comparison table outlining how our requirements compare with those of other agencies, including the TSA; and language on how the ordinance will be enforced and the associated consequences if violated

6. ADJOURNMENT

Chair Director Hsueh adjourned the meeting at approximately 2:30 p.m.

Michele L. King
Clerk of the Board

Approved:



Santa Clara Valley Water District

File No.: 22-0616

Agenda Date: 5/11/2022

Item No.: 4.1.

COMMITTEE AGENDA MEMORANDUM Board Policy and Planning Committee

SUBJECT:

Discuss Proposed Rules of Decorum Ordinance and Enhanced Metal Detector Screening Measures.

RECOMMENDATION:

- A. Receive an update on the development of Valley Water's proposed Rules of Decorum Ordinance;
- B. Receive an update on Valley Water's proposed Pre-Function Room Enhanced Screening process for persons attending Board Meetings and Committee meetings; and
- C. Consider recommending that the Board of Directors adopt the updated Rules of Decorum Ordinance.

SUMMARY:

On March 22, 2022, staff introduced a proposed Rules of Decorum Ordinance (Version #1) for consideration during the Santa Clara Valley Water District (Valley Water) Board Meeting. In response, several questions by Board members and members of the public were heard. The Board referred the ordinance to the Board Policy and Planning Committee (BPPC) for further discussion and development. Subsequent to the meeting on March 22, 2022, staff incorporated feedback from the Board and the community into a revised ordinance (Version #2) which was presented to the BPPC on April 5, 2022.

Prior to the BPPC meeting on April 5, 2022, staff submitted the revised ordinance (Version #2) along with a Memorandum from Assistant Officer Alexander Gordon, which included copies of Rules of Decorum policies from eleven other jurisdictions in Santa Clara County. During the April 5, 2022, BPPC meeting, the Committee members instructed staff to conduct further analysis and to complete a written report addressing the issues raised by the Committee and members of the public.

BACKGROUND:

In August of 2021, CEO Callender directed staff to strengthen security measures associated with Board and Committee Meetings, and to develop a plan to incorporate metal detector screening into future security plans. Staff conducted the following research during the development of our proposed Rules of Decorum Ordinance and enhanced metal detector screening program:

In order to ascertain the best policies and practices around Rules of Decorum related to public meetings, staff reviewed 11 different policies from other jurisdictions within Santa Clara County. After reviewing each policy, staff determined the code of conduct policies from the City of San Jose, and County of Santa Clara Board of Supervisors, provided a framework which staff utilized to develop Valley Water's Rules of Decorum ordinance. Each policy contained language prohibiting certain behaviors, items, and objects. Both policies had provisions specifying circumstances and procedures for removal and/or arrest of persons identified as disrupting, disturbing, and impeding the orderly conduct of a meeting.

Staff collaborated with District Counsel to develop the proposed ordinances, previously presented to the Board on March 22, 2022, and the BPPC on April 5, 2022. Staff also worked with District Counsel to develop the current version (Version #3) which is being presented with this Memorandum during the May 22, 2022, BPPC meeting.

As part of their research, staff consulted the San Jose Police Department (SJPd) Intelligence Unit, who has the responsibility of providing security for the Mayor of the City of San Jose, seeking further background information on San Jose's Council Meeting Code of Conduct policy. SJPd personnel provided staff with the history of why San Jose adopted a new Code of Conduct policy along with new metal detector screening protocols. A primary catalyst for these new procedures and policies was due to an increase in demonstrations and disturbances at city council meetings. SJPd highlighted an incident from August of 2021, where disruptive protesters took over a council meeting, causing fear and confusion amongst those in attendance. The incident caused a significant delay in the proceedings until order was eventually restored and the police escorted the protesters from the building.

Staff also consulted a security screening subject matter expert (SME), requesting information on the current best practices for use of metal detector screening technology. Staff met with a SME from Landmark Security Company, currently involved in overseeing metal detector screening at Levi Stadium. Staff developed a metal detector screening process utilizing current best practices as well as input from staff and Landmark Security. Details of the screening procedures are described further in this report.

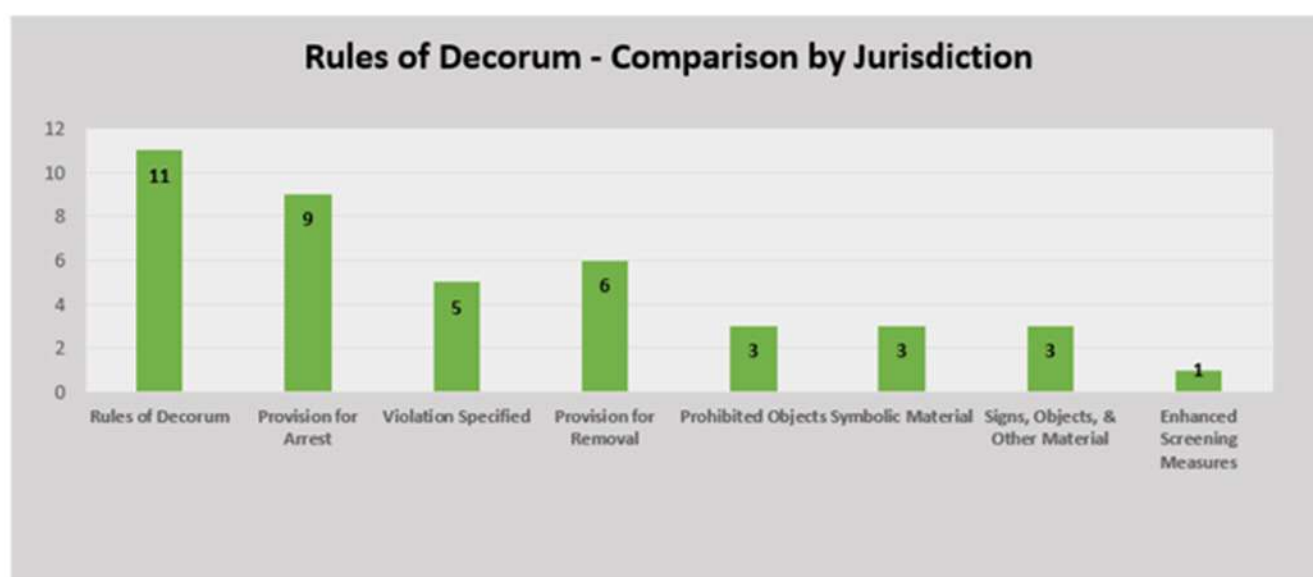
ANALYSIS: (Questions raised by the Board and members of the Public)

- ❖ ***Explain what other agency policies were reviewed to develop Valley Water's Rules of Decorum? Include an analysis of how Valley Water's proposed ordinance compares to similar policies/ordinances of other jurisdictions. Incorporate a comparison chart/matrix.***

As part of staff's research, and in response to a request from the Board, staff created a "Rules of Decorum - Comparison by Jurisdiction" chart. The chart compared Valley Water's proposed ordinance to similar policies from other jurisdictions within Santa Clara County. The policies examined varied in size and scope, ranging anywhere from one paragraph to four pages. Staff examined each policy in detail to determine if the policies addressed the following subjects: Rules of Decorum, Provisions for Arrest, Violations Specified, Provisions for Removal, Prohibited Objects,

(Signs, Objects, & other Material), and Enhanced Screening Measures. Eleven jurisdictions in Santa Clara County were found to have a rules of decorum policy regulating the conduct of participants at board meetings and city council meetings. Nine had provisions authorizing arrests, six had provisions for removal from meeting, five referenced the specific law violation, three agencies specified rules related to prohibited objects, signs, and symbolic materials, and one agency (City of San Jose) deployed enhanced security screening measures.

The charts below summaries the analysis by jurisdiction and policy:



	VW Proposed Ordinance	City of San Jose	SCCO Board of Supervisors	City of Los Altos	City of Los Gatos	City of Palo Alto	City of Milpitas	City of Mountain View	City of Santa Clara	City of Saratoga	City of Cupertino	City of Morgan Hill	City of Gilroy	Monte Sereno	Los Altos Hills	Totals Exclude VW
Rules of Decorum	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	NO	NO	NO	11
Provision for Arrest	YES	YES	YES	YES	YES	YES	NO	YES	YES	YES	NO	YES	NO	NO	NO	9
Violation Specified	YES	NO	YES	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	NO	NO	5
Provision for Removal	YES	YES	YES	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	NO	NO	6
Prohibited Objects	YES	YES	YES	NO	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	3
Symbolic Material	NO	YES	YES	NO	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	3
Signs, Objects, & Other Material	YES	YES	YES	NO	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	3
Enhanced Screening Measures	YES	YES	unknown	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	1

The **Policy Language Comparison chart** below compares Valley Water's Ordinance with the City of San Jose and County of Santa Clara, via the categories of **Rules of Decorum** and **Prohibited Objects**. Similar wording is depicted in red text below.

	Valley Water Proposed Rules of Decorum Ordinance
Rules of Decorum	<p>SECTION 3: RULES OF MEETING DECORUM</p> <p>While a Meeting is in session, the following rules of order and decorum must be observed:</p> <p>a. Persons in the audience will refrain from behavior which will disrupt the Meeting so as to render the orderly conduct of such Meeting unfeasible. This will include making loud noises, clapping, shouting, hissing, or engaging in any other activity in a manner that disturbs, disrupts, or impedes the orderly conduct of the Meeting. Audience members must also refrain from creating, provoking, or participating in any type of disturbance involved unwelcomed physical contact or other actions that could reasonable be construed as promoting or participating in violence.</p> <p>b. Appropriate attire, including shoes and shirts are required in the Board Room and Committee Rooms at all times.</p> <p>c. All persons attending the Meeting must remain seated in their seats unless addressing the Board at the podium or waiting in line to do so or when entering or leaving the Meeting.</p> <p>d. Persons in the audience must not place their feet on the seats in front of them.</p> <p>e. All persons attending the meeting must object any lawful order of the Board/Committee Chair to enforce any provisions of this Ordinance.</p> <p>h. Objects or other materials must not obstruct the view of other or be used to disturb the orderly conduct of the Meeting.</p> <p>Section 6: ENFORCEMENT</p> <p>All persons entering the Board Room, Committee Room(s) and designated Meeting room(s) and their effects, including but not limited to their bags, purses, briefcases, and similar belongings are subject to search</p>
	City of San Jose Code of Conduct
Rules of Decorum	<p>1. Public Meeting Decorum:</p> <p>a) Persons in the audience will refrain from behavior which will disrupt meeting. This will include making loud noises, clapping, shouting, booing, hissing, or engaging in any other activity in a manner that disturbs, disrupts or impedes the orderly conduct of the meeting.</p> <p>b) Persons in the audience will refrain from creating, provoking, or participating in any type of disturbance involving unwelcome physical contact.</p> <p>c) Persons in the audience will refrain from using cellular phones and/or pagers while the meeting is in session.</p> <p>d) Appropriate attire, including shoes and shirts are required in the Council Chambers and Committee Rooms at all times.</p> <p>e) Persons in the audience will not place their feet on the seats in front of them.</p> <p>f) No food, drink (other than bottles water with a cap) or chewing gum will be allowed in the Council Chambers and Committee Rooms, except at otherwise pre-approved by City staff.</p> <p>g) All persons entering the Council Chambers and Committee Rooms, including their bags, purses, briefcases, and similar belongings, may be subject to search for weapons and other dangerous materials.</p>

County of Santa Clara Board of Supervisors	
Rules of Decorum	Order and Decorum of Board Meetings Section 9. The Chairperson shall possess the powers and perform the duties prescribed as follows:

	<p>(a) Have general direction over the Board Room and assign seats for the use of the members;</p> <p>(b) Preserve order and decorum; prevent demonstrations; order removed from the Board Room any person whose conduct actually disrupts, disturbs or otherwise interrupts the orderly conduct of a meeting, and order the Board Room cleared whenever s/he shall deem it necessary;</p> <p>(c) Assure that attendance of the public at meetings in the Board Room shall be limited to that number which can be accommodated by the seating facilities regularly maintained therein. Standees may be asked to leave when room capacity exceeds that maximum number set by the Fire Marshall;</p> <p>(d) Recess the meeting if deemed necessary due to disturbance.</p> <p>10. The Chairperson shall order removed from the Board Room any person who commits the following acts that actually disrupt, disturb, or otherwise interrupt the orderly conduct of a meeting of the Board of Supervisors.</p>
	Valley Water Proposed Rules of Decorum Ordinance
Prohibited Objects	SECTION 5. PROHIBITED OBJECTS No audience member may bring objects that are reasonable deemed a physical threat to the Meetings. Audience members must not bring to Meetings: firearms (including replicas and antiques) and their carriers (whether empty or not; toy guns; explosive material and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers; and tools that could reasonable be wielded as weapons; glass containers; large backpacks, suitcases, and bags; or other objects that Valley Water security staff or law enforcement personnel construe in their professional judgement as a weapon or security risk.
	City of San Jose
Prohibited Objects	2. Signs, Objects, or Symbolic Material: c) Objects that are deemed a threat to persons at the meeting or facility infrastructure are not allowed. City staff is authorized to remove items and/or individuals from the Council Chambers and Committee Rooms if a threat exists or is perceived to exist. Prohibited items include, but are not limited to: firearms (including replicas and antiques), toy guns, explosive material, and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointer, scissors, razors, scalpels, box cutting knives, and other cutting tools; letter openers, corkscrews, can openers with points, knitting needles, and hooks; hairspray, pepper spray, and aerosol containers; tools; glass containers; and large backpacks and suitcases that contain items unrelated to the meeting.
	County of Santa Clara Board of Supervisors
Prohibited Objects	Prohibited items include but are not limited to: firearms (including replicas and antiques), toy guns, explosive material, and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers, scissors, razors, scalpels; box cutting knives, and other cutting tools; letter openers, corkscrews, can openers with points, ice picks, knitting needles, and hooks; hairspray, pepper spray, and aerosol containers; tools; and glass objects. Objects that are deemed a threat by the Chairperson to persons at the meeting or the facility infrastructure shall not be allowed.

-
- ❖ ***Provide the Board with a history of changes made to the proposed ordinance. Include a document highlighting the changes made to the Rules of Decorum Ordinance, from the first version submitted to Board on 3/22/22, and the 2nd version of the ordinance, submitted to the BPPC on 4/05/22.***

Attachment 1 illustrates the changes made between Version 1 and Versions 2. The original text is in black font. The yellow highlighted, red-lined text illustrates what was removed, and the red font text is what was added to Version #2.

- ❖ ***Provide the Board with the most current version (3) of the Rules of Decorum Ordinance. Explain the changes from the previous version (2).***

Attachment 2 illustrates the changes made between Version 2 and Versions 3. The original text is in black font and changes are in red font.

- ❖ ***Compare Valley Water's proposed Ordinance and enhanced security protocols to the Transportation Security Administration's (TSA) security policies.***

The Transportation Security Administration (TSA) screening policy and procedures were evaluated as a comparison for Valley Water security requirements. TSA policy and standards are in support of aircraft operations, as such much of TSA security protocols are not suitable for a land-based organization. Aircraft crew and passenger security requirements are based on prohibiting numerous items used in the construction of small explosive devices that could compromise the pressurized fuselage of an aircraft, whereas the same explosive would result in insignificant damage when detonated in a room. Screening for small improvised explosive devices is the reason why TSA prohibits common liquid containers over specified volumes. TSA employees a multi-layered security program leveraging technologies and resources from local, state, and federal entities. Overview of TSA security is included as **Attachment 3**.

If approved by the Board, Valley Water's Rules of Decorum Ordinance, combined with new enhanced security screening measures, would form the foundation of a multi-layered security policy for future Board Meetings and Committee meetings. The policy also includes extra uniformed security personnel, armed off duty SJPD Officers, and Valley Water Security staff.

- ❖ ***Explain how the Rules of Decorum ordinance will be enforced as well as the procedures for utilizing metal detectors to screen meeting attendees.***

Valley Water's Security Office is responsible for providing a safe and secure environment for all Board meetings and Committee meetings. The proposed Rules of Decorum ordinance, in conjunction with the utilization of metal detector screening technology, provide the necessary tools to ensure an environment where all can participate in public meetings, in a safe and secure environment. Enforcement of the ordinance begins before the meeting begins, during the enhanced security screening process.

Security Screening Procedures

Valley Water Staff, members of the community, and invited guests, that enter the board room through the pre-function lobby will be subject to enhanced security screening measures. Signage will be posted outside the entrance to the HQ pre-function lobby, stating, "Security Screening Required for Entry - Metal Detector in Use." The signage will include a list of prohibited items. The following is an overview of Valley Water's security screening process:

- Attendees will enter the board room through the pre-function lobby entrance.
- Attendees will be required to empty their pockets and place the items into an inspection tray prior to entering walk-thru metal detector.
 - Shoes and belts are not required to be taken off.
- Attendees with purses, small bags, backpacks, computer cases, will place items into a plastic bin where a security officer will examine the contents.
- After completing the above steps, the attendee will be directed by a security guard to walk thru the metal detector opening.
 - Attendees with medical conditions preventing them from walking through the metal detector device will be screened via handheld metal detection wands.
- If the metal detector fails to alert (PASS), then the attendee will be directed to collect their belongings and allowed entry into the boardroom.
- If the metal detector sounds an alert (FAIL), the attendee will be directed to proceed to a secondary screening area that employs the use of a handheld metal detecting wand.
- Secondary Screening Process:
 - A security officer will wand the areas that the metal detector alerted on.
 - The security officer will question the attendee and ask them to explain what might be causing the alert indication. The security officer may ask the attendee to roll up a pant leg or turn a pocket inside out.
 - Security officers will be prohibited from conducting pat down searches for any reason
- Attendees who pass the secondary screening process will be directed to collect their belongings and allowed entry to the boardroom.
- In those instances where an attendee fails the secondary screening process, they will be referred to the on-duty San Jose Police Department Officer for additional security screening.
 - A joint determination between SJPD and Valley Water Security will be conducted on whether the attendee will be allowed entry.

Enforcement of Security Screening provisions:

The ordinance clearly defines the procedures for managing a violation of the ordinance during a

Board Meeting or Committee meeting. Persons in possession of prohibited objects, as defined in, **Section 5. PROHIBITED OBJECTS** will be subject to the rules defined in, **Section 6.**

ENFORCEMENT, which states in part, *"This ordinance will be enforced in the following manner."*

- a. *Audience members found to be in possession of a prohibited object (as defined in Section 5 hereof) will be asked to secure the prohibited object offsite. Security personnel will manage prohibited items during the meeting as appropriate. If the audience member refused to comply, the audience member will be denied entry to the meeting.*

Management (storage) of Prohibited items:

All bags, purses, backpacks, computer cases will be subject to search during the pre-function room screening process. Larger backpacks and suitcases will not be allowed into the meeting room. Attendees will be asked to secure items off-site prior to entering room. The Security Office will manage the storage of prohibited items for those attendees not able to secure the items off-site. The Security Office will store these items in a secured area within the pre-function room. Attendees will be provided a claim ticket as proof of receipt whenever security takes temporary custody of bag. The ticket will include the name and contact number of the involved attendee.

❖ Explain why Valley Water does not allow Large Suitcases, bags, or backpacks.

Valley Water's proposed ordinance prohibits large suitcases and large bags containing items unrelated to the meeting. Unlike the TSA, Valley Water does not deploy advanced Xray screening technology to examine bags, purses, backpacks, suitcases, etc. Instead, Valley Water relies on Security staff to visibly examine each item. Additional reasons for excluding large suitcases and large bags is included below:

- *Safety concern.* Large bags take up limited floor space and could impede the safe flow of ingress and egress by emergency first responders, such as fire, police, or medical personnel.
- *Staffing Resource strain.* Requires significant extra staff time to conduct thorough search of bag. This process would increase the time spent screening attendees.
- *Security.* Easier to secret dangerous/prohibited items in larger bags and as such it could pose an increased threat to community members, Board members, and staff.
- *Creates bottleneck* at entry point. Extra time required to screen large bags could cause delays to board meetings and impair the public's ability to participate.

Enforcement of Meeting Disturbances and Disruptions:

Section 6. ENFORCEMENT

- b. *When the Board/Committee Chair becomes aware that a person is in violation of this ordinance, the Board/Committee Chair will order that person to abide by it. If, after receiving a warning from the Board/Committee Chair, the person persists in disturbing the Meeting,*

continuing to pose a safety threat or otherwise refusing to abide by this Ordinance, the Board/Committee Chair will order the person to leave the Meeting. If such person does not leave the Meeting, the Board/Committee Chair may direct the law enforcement officer assigned to the Meeting to remove that person from the Meeting.

- c. Pursuant to the California Water Code Appendix, Chapter 60, Section 9, it is a misdemeanor for any person to violate this Ordinance. Such violation is punishable by a fine not exceeding five hundred dollars (\$500), or imprisonment in the county jail not exceeding 30 days, or both that fine and that imprisonment.*
- d. If a Meeting is disturbed or disrupted in such a manner as to make infeasible or improbable the restoration of order, the Meeting may be adjourned or continued by the Board/Committee Chair or by a majority of the Board/Committee, and any remaining Board/Committee business may be continued to the next Meeting as may be allowed by the Ralph M. Brown Act (Government Code section 54950 et seq.)*

NEXT STEPS:

With the Committee's support, staff proposes to take this proposed ordinance to the Board for further consideration.

ATTACHMENTS:

Attachment 1: Ordinance - Version #2

Attachment 2: Ordinance - Version #3

Attachment 3: TSA Security Overview

Attachment 4: SCVWD Rules of Decorum Ordinance for Board and Committee Meetings (Version 3)

UNCLASSIFIED MANAGER:

Alexander Gordon, 408-630-2637

VERSION #2

BOARD OF DIRECTORS SANTA CLARA VALLEY WATER DISTRICT ORDINANCE NO. 22-

AN ORDINANCE OF SANTA CLARA VALLEY WATER DISTRICT SPECIFYING RULES OF DECORUM IN THE PARTICIPATION OF BOARD AND COMMITTEE MEETINGS

The Board of Directors of the Santa Clara Valley Water District ("Valley Water") do ordain as follows:

SECTION 1. PURPOSE OF ORDINANCE

The Valley Water Board of Directors (Board) finds and declares that this Ordinance imposes a limitation on the public's right of access to the meetings of public bodies or the writings of public officials and agencies within the meaning of Section 3 of Article I of the California Constitution. The Board further finds and declares that this Ordinance furthers, within the meaning of paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the purposes of that constitutional section as it relates to the right of public access to the meetings of local public bodies or the writings of local public officials and local agencies.

Pursuant to those constitutional provisions, the Board makes the following findings to demonstrate the interests protected by Ordinance and the need for protecting those interests:

The purpose of this Ordinance is to promote the safe and orderly conduct of Valley Water Board and Committee meetings ("Meetings") by enhancing civility and decorum, and by ensuring the safety of those participating in those Meetings. Valley Water seeks to avoid an atmosphere in Meetings that: is uncivil, threatening, and disrespectful; stifles public participation and debate; threatens the quality of decision making; or otherwise undermines the democratic process. To those ends, this Ordinance preserves the rights of other members of the public at the meeting and allows the Board and its committees to continue their work on behalf of the public.

SECTION 2. DECORUM AT MEETINGS

Meetings must, at all times, be conducted in an orderly and non-threatening manner to ensure the public has a full opportunity to be heard and that the Board may engage in the deliberative process.

SECTION 3. RULES OF MEETING DECORUM

While a Meeting is in session, the following rules of order and decorum must be observed:

- a. Persons in the audience ~~must not engage in disorderly or boisterous conduct, including uttering~~ will refrain from behavior which will disrupt the Meeting so as to render the orderly conduct of such Meeting unfeasible. This will include making loud, threatening, personal or abusive language, using their cellular phones, stomping their feet, whistling noises, clapping, shouting, booing, hissing or engaging in any other ~~acts~~ activity in a manner that disturb, disrupt or otherwise impair disturbs, disrupts or impedes the orderly conduct of the Meeting. Audience members must also refrain from creating, provoking, or participating in any type of disturbance involving unwelcomed physical contact or other actions that could reasonably be construed as promoting or participating in violence.
- b. To ensure orderly conduct, Meeting participants must wear clothing covering the upper body, lower body, and feet.
- c. All persons attending the Meeting must remain seated in their seats unless addressing the Board at the podium or waiting in line to do so or when entering or leaving the Meeting.
- d. Persons in the audience must not place their feet on the seats in front of them.
- e. No person may bring any food, drink (other than ~~water~~ drinks in reusable bottles with a cap) or chewing gum into the Board Room, Committee Room(s) and designated meeting room(s), except as otherwise pre-approved by Valley Water's Clerk of the Board.
- f. All persons entering the Board Room, Committee Room(s) and designated Meeting room(s) and their effects, including but not limited to their bags, purses, briefcases, and similar belongings are subject to search.

- g. All persons attending the meeting must obey any lawful order of the Board/Committee Chair to enforce any provision of this Ordinance.
- h. Objects or other materials must not obstruct the view of others or be used to disturb the orderly conduct of the Meeting.

SECTION 4. RULES REGARDING SIGNS, BANNERS AND OTHER MATERIALS

To ensure the safety of participants of the Meeting, audience members may not bring signs, banners or other materials ("Materials") into the Board Room, Committee Room or designated Meeting room, unless all of the following are met:

- a. Materials are no larger than 2 feet by 3 feet;
- b. No sticks, posts, poles, or other like items are attached to the Materials;
- c. Materials will not likely pose a building maintenance problem, a fire safety hazard, or a physical threat to others; and
- d. Materials do not impede the movement of other Meeting participants.

SECTION 5. PROHIBITED OBJECTS

No audience member may bring objects that are reasonably deemed a physical threat to the Meetings. Audience members must not bring to Meetings: firearms (including replicas and antiques) and their carriers (whether empty or not); toy guns; explosive material and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers; scissors; razors, scalpels, box cutting knives, and other cutting tools; letter openers; corkscrews; can openers with points; knitting needles and hooks; hairspray, pepper spray, and aerosol containers; tools that could reasonably be wielded as weapons; glass containers; large backpacks, suitcases, and bags; or other objects that Valley Water security staff or law enforcement personnel construe in their professional judgement as a weapon or security risk.

SECTION 6. ENFORCEMENT

This Ordinance will be enforced in the following manner:

- a. Audience members found to be in possession of a prohibited object (as defined in Section 5 hereof) will be asked to secure the prohibited object offsite ~~or in their vehicle.~~ Security personnel will manage prohibited items during the Meeting as appropriate. If the audience member refuses to comply, the audience member will be denied entry to the Meeting.
- b. When the Board/Committee Chair becomes aware that a person is in violation of this ordinance, the Board/Committee Chair will order that person to abide by it. If, after receiving a warning from the Board/Committee Chair, the person persists in disturbing the Meeting, continuing to pose a safety threat or otherwise refusing to abide by this Ordinance, the Board/Committee Chair will order the person to leave the Meeting. If such person does not leave the Meeting, the Board/Committee Chair may direct the law enforcement officer assigned to the Meeting to remove that person from the Meeting.
- c. Pursuant to the California Water Code Appendix, Chapter 60, Section 9, it is a misdemeanor for any person to violate this Ordinance. Such violation is punishable by a fine not exceeding five hundred dollars (\$500), or imprisonment in the county jail not exceeding 30 days, or both that fine and that imprisonment.
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PASSED AND ADOPTED by the Board of Directors of the Santa Clara Valley Water District by the following vote on ~~March 22~~ April 12, 2022:

Red-Line edits from Version 2 to Version 3:

**BOARD OF DIRECTORS
SANTA CLARA VALLEY WATER DISTRICT**

ORDINANCE NO. 22-

**AN ORDINANCE OF SANTA CLARA VALLEY WATER DISTRICT
SPECIFYING RULES OF DECORUM IN THE PARTICIPATION OF
BOARD AND COMMITTEE MEETINGS**

The Board of Directors of the Santa Clara Valley Water District (“Valley Water”) do ordain as follows:

SECTION 1. PURPOSE OF ORDINANCE

The purpose of this Ordinance is to promote the safe and orderly conduct of Valley Water Board and Committee meetings (“Meetings”) by enhancing civility and decorum, and by ensuring the safety of those participating in those Meetings. Valley Water seeks to avoid an atmosphere in Meetings that: is uncivil, threatening, and disrespectful; stifles public participation and debate; threatens the quality of decision making; or otherwise undermines the democratic process. To those ends, this Ordinance preserves the rights of other members of the public at the meeting and allows the Board and its committees to continue their work on behalf of the public.

The Valley Water Board of Directors (Board) finds and declares that this Ordinance, **with the intent of establishing a safe and secure space**, imposes a limitation on the public’s right of access to the meetings of public bodies or the writings of public officials and agencies within the meaning of Section 3 of Article I of the California Constitution. The Board further finds and declares that this Ordinance furthers, within the meaning of paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the purposes of that constitutional section as it relates to the right of public access to the meetings of local public bodies or the writings of local public officials and local agencies.

Pursuant to those constitutional provisions, the Board makes the following findings to demonstrate the interests protected by Ordinance and the need for protecting those interests:

SECTION 2. DECORUM AT MEETINGS

Meetings must, at all times, **operate** in an orderly and non-threatening manner by all participants to ensure the public has a full opportunity to be heard and that the Board may engage in the deliberative process.

SECTION 3. RULES OF MEETING DECORUM

While a Meeting is in session, the following rules of order and decorum must be observed:

- a. Persons in the audience will refrain from behavior which will disrupt the Meeting so as to render the orderly conduct of such Meeting unfeasible. This will include making loud noises, clapping, shouting, booing, hissing or engaging in any other activity in a manner that disturbs, disrupts or impedes the orderly conduct of the Meeting. Audience members must also refrain from creating, provoking, or participating in any type of disturbance involving unwelcomed physical contact or other actions that could reasonably be construed as promoting or participating in violence.
- b. **Appropriate attire, including shoes and shirts are required in the Board Room and Committee Rooms at all times**
- c. All persons attending the Meeting must remain seated in their seats unless addressing the Board at the podium or waiting in line to do so or when entering or leaving the meeting.
- d. Persons in the audience must not place their feet on the seats in front of them.
- e. ~~No person may bring any food, drink (other than drinks in reusable bottles with a cap) or chewing gum into the Board Room, Committee Room(s) and designated meeting room(s), except as otherwise pre-approved by Valley Water's Clerk of the Board.~~

All persons attending the meeting must obey any lawful order of the Board/Committee Chair to enforce any provision of this Ordinance.

- f. Objects or other materials must not obstruct the view of others or be used to disturb the orderly conduct of the Meeting.

SECTION 4. RULES REGARDING SIGNS, BANNERS AND OTHER MATERIALS

To ensure the safety of participants of the Meeting, audience members may not bring signs, banners or other materials ("Materials") into the Board Room, Committee Room or designated Meeting room, unless all of the following are met:

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hazard, or a physical threat to others; and

- d. Materials do not impede the movement of other Meeting participants.

SECTION 5. PROHIBITED OBJECTS

No audience member may bring objects that are reasonably deemed a physical threat to the Meetings. Audience members must not bring to Meetings: firearms (including replicas and antiques) and their carriers (whether empty or not); toy guns; explosive material and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers; ~~scissors; razors, scalpels, box cutting knives, and other cutting tools; letter openers; corkscrews; can openers with points; knitting needles and hooks; hairspray, pepper spray, and aerosol containers;~~ cutting tools; and tools that could reasonably be wielded as weapons; glass containers; large backpacks, suitcases, and bags; or other objects that Valley Water security staff or law enforcement personnel construe in their professional judgement as a weapon or security risk.

SECTION 6. ENFORCEMENT

This Ordinance will be enforced in the following manner:

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- c. Pursuant to the California Water Code Appendix, Chapter 60, Section 9, it is a misdemeanor for any person to violate this Ordinance. Such violation is punishable by a fine not exceeding five hundred dollars (\$500), or imprisonment in the county jail not exceeding 30 days, or both that fine and

that imprisonment.

- d. If a Meeting is disturbed or disrupted in such a manner as to make infeasible or improbable the restoration of order, the Meeting may be adjourned or continued by the Board/Committee Chair or by a majority of the Board/Committee, and any remaining Board/Committee business may be continued to the next Meeting as may be allowed by the Ralph M. Brown Act (Government Code section 54950 *et seq.*).

PASSED AND ADOPTED by the Board of Directors of the Santa Clara Valley Water District by the following vote on April 12, 2022:

AYES: Directors

NOES: Directors ABSENT: Directors

ABSTAIN: Directors

SANTA CLARA VALLEY
WATER DISTRICT

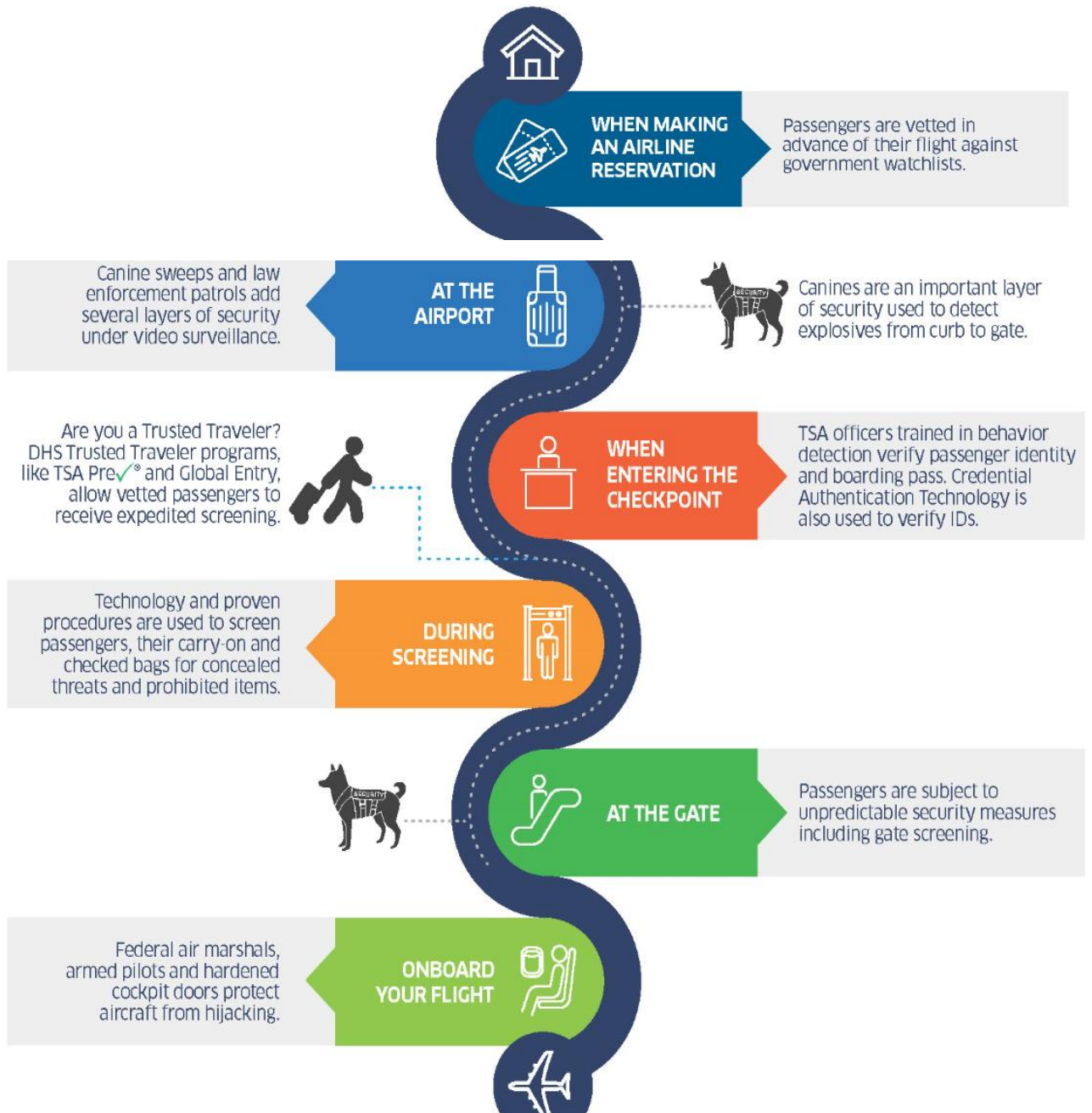
By: _____
JOHN L. VARELA
Chair Pro Tem,
Board of Directors

ATTEST: MICHELE L. KING, CMC

Clerk of the Board

TSA SECURITY OVERVIEW

Your security doesn't start or end at the security checkpoint?



**BOARD OF DIRECTORS
SANTA CLARA VALLEY WATER DISTRICT**

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PASSED AND ADOPTED by the Board of Directors of the Santa Clara Valley Water District by the following vote on April 12, 2022:

AYES: Directors

NOES: Directors

ABSENT: Directors

ABSTAIN: Directors

SANTA CLARA VALLEY WATER DISTRICT

By: _____
JOHN L. VARELA
Chair Pro Tem, Board of Directors

ATTEST: MICHELE L. KING, CMC

Clerk, Board of Directors

Michele King

Subject: FW: comment BPPC 5/11/2022 Item #4.1: meeting rules

From: D. Muirhead <doug.muirhead@stanfordalumni.org>
Sent: Friday, May 6, 2022 1:23 PM
To: Clerk of the Board <clerkoftheboard@valleywater.org>
Subject: comment BPPC 5/11/2022 Item #4.1: meeting rules

Hello Board Policy and Planning Committee,

For your Meeting: 5/11/2022 Item #4.1: Rules of Decorum Ordinance

4.1. Discuss Proposed Rules of Decorum Ordinance and Enhanced Metal Detector Screening Measures.

I dislike euphemisms since they attempt to misdirect.

This is not primarily a set of rules for "decorum":

- 1) Appropriateness of behavior or conduct; propriety
- 2) The conventions or requirements of polite behavior.

This is about forcing people who are not known in any way to be a threat or a disrupter to give up the privacy of their person and property to District employees who have given themselves (with Board approval) the sole right to do so. Please remember that we are guaranteed the right to privacy in the California Constitution.

Although I will not argue for the proposal, it might help to define actual Water District context rather than accept at face value staff's justification that "other bodies do it" so you must also. Would any Board Member or staff member care to share if they have received credible threats and their level of concern over their safety not just at Board meetings but on campus and out engaging with the public (who are both your customers and your constituents)?

As I said to the Board when staff tried to slip this through on Consent, there are less restrictive ways to increase safety if that is truly needed. So I would ask that you consider what might be appropriate alternatives as you review the current proposal which mirrors that which former Supervisor Cortese imposed on County BoS meetings. He decided to use criminal prosecution against a person who repeatedly attended County Policy Committee meetings to express his dissatisfaction with the Supervisor.

We have one alternative displayed by Supervisor Simitian who paused a meeting when a speaker would not yield the podium, cleared the room, selectively re-admitted attendees, and resumed the meeting. You could also partition the Board room, with the dais behind bullet-proof glass and another physical separation between District

staff and their presenters and the general public. You could also allow each Committee to decide on what level of "screening" if any they desire.

The proposed resolution claims you are imposing a limitation on California Constitution Article I - Declaration of Rights Section 3 (a) The people have the right to instruct their representatives, petition government for redress of grievances, and assemble freely to consult for the common good. and in doing so further the purposes of Article I Section 3 subdivision (b) paragraph (7) as it relates to the right of public access to the meetings of local public bodies [i.e. Brown Act]

I find that it is the proposed staff actions that are disrespectful and will stifle public participation, I reject the claim that this ordinance furthers the purpose of public access to meetings.

Staff says the Ordinance, combined with new enhanced security screening measures, form a security policy. The policy also includes extra uniformed security personnel, armed off duty SJPd Officers, and Valley Water Security staff. For years you have had a person with a gun sitting behind me at Board meetings but not Committee meetings. You have never published a policy on how much violence that person could employ against a "disruptive" attendee. Thoughtful police agencies are looking at ways to de-escalate situations rather than employing force. Staff is proposing to treat violations of this ordinance with fines and jail time,

As mentioned above, staff says the Ordinance, combined with new enhanced security screening measures, form a security policy. We should see this policy to see what other procedures are being implemented but not mentioned in the Ordinance.

You also have several undefined conditions:

- 1) In those instances where an attendee fails the secondary screening process, they will be referred to the on-duty San Jose Police Department Officer for additional [undefined] security screening.
- 2) The objection to large suitcases, bags, or backpacks (where "large" is not defined) is primarily about additional burden on security staff which exists only because they have imposed these conditions on us. I have always loved the story about the young man who killed his parents then begged for mercy from the judge because he was an orphan.
- 3) While the over-reach in the list of prohibited objects has been reduced, staff keeps a giant loophole with "other objects that Valley Water security staff or law enforcement personnel construe in their professional judgement as a weapon or security risk." Ambiguous and arbitrary.

Since, without cause, you will not trust members of the public, why should we trust District staff and SJPd Officers when it comes to storage of items. And does not the claim ticket requirement violate the Brown Act allowance for anonymity?

I self-exclude in several ways as a matter of principal in support of an individual right to privacy and protections under the Bill of Rights. This ordinance reverses presumption of innocence and ignores probable cause.

I made an exception for TSA fondling me because I saw no reasonable alternative for getting to the other side of the Rocky Mountains to support my family members. And I accept screening at Courthouses since I am not willing to go to jail for failing to obey a jury summons. The Water District does not qualify for either of my exceptions.

You are a public agency and exist to serve the residents of this County. This proposal says to me that you see yourselves as being above those you say you serve.

authoritarian: Tending to tell other people what to do in a peremptory or arrogant manner.

You could instead start with the intent of the Ralph M. Brown Open Meeting Act and seek a solution that does not treat your constituents as enemies.

How do those less restrictive options look now compared to staff's proposal? Please do not forward a favorable recommendation to the Board.

Do keep yourselves safe.

Thank you for your consideration. Doug Muirhead, Morgan Hill.



Santa Clara Valley Water District

File No.: 22-0614

Agenda Date: 5/11/2022
Item No.: 4.2.

COMMITTEE AGENDA MEMORANDUM

Board Policy and Planning Committee

SUBJECT:

2022 Work Plan and Meeting Schedule.

RECOMMENDATION:

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

SUMMARY:

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

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	4/5/22	5/11/22	6/6/22	7/4/22	8/1/22	9/5/22	10/3/22	11/7/22	12/5/22
Board Planning Process	A. Provide Support for Board Planning Activities											
	1. Discuss FY22-23 Board Budget Message & Board Work Plan	X										
	2. Planning for Board's FY23-24 Strategic Planning Workshop											
	B. Provide Support for Board Policy Review											
	1. Outreach Findings on the Untreated Surface Water Program		X	X								
	2. Expansion of the Water Resources Protection Manual					X						
	3. Fuel Management Policy and Wildfire Resilience Plan										X	
	4. One Water Watershed Plans						X					
	5. Governance Policies of the Board: Executive Limitations											
Board Committees Principles and Structures	6. Untreated Surface Water Program			X								
	7. Rules of Decorum Ordinance			X	X							
	8. Ends Policy Revision to address Housing Justice					X						
	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											

2022 Board Policy and Planning Committee Accomplishments Report

Subject	Task		Action Taken
Board Planning Process	A.	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. 2/22/22- Board approved the FY23 Board Work Plan.
	2.	Planning for Board's FY23-24 Strategic Planning Workshop	
	B.	Provide Support for Board Policy Review	
	1.	Outreach Findings on the Untreated Surface Water Program (if required)	
	2.	Expansion of the Water Resources Protection Manuel	
	3.	Fuel Management Policy and Wildfire Resilience Plan	
	4.	One Water Watershed Plans	
	5.	Governance Policies of the Board: Executive Limitations	
	6.	Untreated Surface Water Program	
Board Committees Principles and Structures	7.	Rules of Decorum Ordinance	
	8.	Ends Policy Revision to address Housing Justice	
Board & Organization Performance Monitoring	C.	Align Board Committees' Work Plans with Board Planning Calendar	
	1.	Review Effectiveness of Board Advisory Committees (External)	
Board & Organization Performance Monitoring	D.	Assignments as Requested by the Board	