

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2010-0042**

TO ALLOCATE \$3.8 MILLION FROM THE CLEANUP AND ABATEMENT ACCOUNT (CAA)
TO FUND THE DEVELOPMENT OF THE CENTRAL VALLEY SALINITY AND NUTRIENT
MANAGEMENT PLAN (PROJECT)

WHEREAS:

1. The Central Valley Regional Water Quality Control Board (Central Valley Water Board) requests funding of \$3.8 million to conduct years two and three of a three-year Project in support of the development of a salinity and nutrient management plan for the Central Valley. It is expected that the Project will provide the basis for a Central Valley Water Board Basin Plan amendment that will address ongoing salinity and nutrient concerns in the Central Valley Region;
2. In accordance with [Resolution No. 2009-0023](#), the Central Valley Water Board was awarded \$1.2 million from the CAA to conduct the first year of work for the Project. The \$1.2 million was allocated to the San Joaquin Valley Drainage Authority, a Joint Powers Agency that is a member of the Central Valley Salinity Coalition (Coalition), a group of public and private stakeholders. Of the \$1.2 million allocated approximately \$50,000 has been encumbered;
3. The Central Valley Water Board is requesting additional funding of \$2 million for year two and \$1.8 million for year three. Funding for year three is contingent upon whether sufficient progress in implementing the Project has been demonstrated and outside stakeholder support and funding has been developed. It is expected that Coalition members will contribute funds and services to the Project that exceed the contribution from the CAA. Prior to the release of funds for year three of the Project, the Central Valley Board will report to the State Water Resources Control Board (State Water Board) at a public board meeting on the cumulative progress achieved during years one and two. The progress report will include a detailed accounting of expenditures, services received, a line item report of in-kind, and contract services contributions from Coalition members and/or additional public and private entities, a summary of work accomplishments to date and timeline for completion of work. If the year two and three Project (Collaborative Surface and Groundwater Data Collection/Analysis and Implementation Planning and Analysis Project) is not completed by June 1, 2014, the Central Valley Water Board will provide estimates of when work is expected to be complete and identify additional funding sources, if necessary, that will be utilized to complete the Project; and
4. The requested allocation is consistent with the purposes of Water Code Section 13442. Section 13442 provides that the State Water Board may order moneys to be paid from the CAA to a public agency with the authority to cleanup or abate the effects of a waste in order "to assist it in cleaning up the waste or abating its effects on the waters of the state."

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves funding of \$3.8 million from the CAA to the Central Valley Water Board to complete year two and year three of the Project;
2. Requires the Central Valley Water Board to report progress on this effort to the State Water Board on at least an annual basis at a publicly noticed State Water Board meeting. Prior to the release of funds for year three of the Project, the Central Valley Board will report to the State Water Board at a public board meeting on the progress achieved during years one and two. The progress report will include a detailed accounting of expenditures, services received, a line item report of in-kind, and contract services contributions from Coalition members and/or additional public and private entities, a summary of work accomplishments to date and timeline for completion of work. If the year two and three Project (Collaborative Surface and Groundwater Data Collection/Analysis and Implementation Planning and Analysis Project) is not completed by June 1, 2014, the Central Valley Water Board will provide estimates of when work is expected to be complete and identify additional funding sources, if necessary, that will be utilized to complete the Project; and
3. Requires the Central Valley Water Board to demonstrate sufficient progress in implementing the Project and developing outside stakeholder support and funding prior to releasing \$1.8 million for the third year of the Project. If sufficient progress has not been demonstrated in achieving the Project goals, the State Water Board may disencumber any remaining unexpended funds, require a showing of additional stakeholder support and funding prior to releasing additional funds, or eliminate funding for the final year of the Project; and
4. Any unexpended funds shall revert to the CAA as of June 1, 2014, unless the Deputy Director or Assistant Deputy Director of the Division of Financial Assistance authorizes an extension. The funds will be available until June 1, 2014.

CERTIFICATION


The undersigned, Clerk to the Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Board held on September 7, 2010.

AYE: Chairman Charles R. Hoppin
Vice Chair Frances Spivy-Weber
Board Member Arthur G. Baggett, Jr.
Board Member Tam M. Doduc
Board Member Walter G. Pettit

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board