

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2018-0027**

DELEGATE AUTHORITY TO THE EXECUTIVE DIRECTOR, CHIEF DEPUTY DIRECTOR, OR
THE DEPUTY DIRECTOR OF THE DIVISION OF ADMINISTRATIVE SERVICES TO
EXECUTE AND AMEND, AS NECESSARY, A CONTRACT WITH THE CITY OF SAN DIEGO
TO FUND ONE SAN DIEGO WATER BOARD STAFF POSITION IN THE
WETLANDS AND RIPARIAN PROTECTION UNIT

WHEREAS:

1. Clean Water Act (CWA) section 401 and the Porter-Cologne Water Quality Control Act regulate discharges of dredge or fill material to waters of the state. In most cases, the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) is the State agency responsible for regulating these discharges in the San Diego Region.
2. The San Diego Water Board typically receives 5 to 10 applications a year from the City of San Diego seeking authorization to discharge dredge or fill material from water, wastewater, and storm water infrastructure projects. Some of these projects are emergency projects to protect public health and safety and require expedited review by the San Diego Water Board staff.
3. A backlog of work currently exists in the San Diego Water Board's Wetlands and Riparian Protection Unit. This backlog has resulted in delays processing applications, issuing the applicable permits, and overseeing compliance for discharges of dredge or fill material from City projects.
4. By letter dated March 30, 2016, the City offered to fund one additional San Diego Water Board staff position dedicated to expediting the processing of applications to discharges of dredge or fill material from City projects.
5. On August 9, 2017, the San Diego Water Board adopted [Resolution No. R9-2017-0107](#) authorizing the Executive Officer to request the State Water Resources Control Board (State Water Board) to execute and amend a contract with the City to fund one additional staff position, working completely under the direction of the San Diego Water Board, for a period of up to 5 years to perform dredge and fill program work on City projects.
6. The proposed contract with the City would fund the services and supervisory costs of a full-time Senior Environmental Scientist (Specialist) in the San Diego Water Board's Wetlands and Riparian Protection Unit to perform permitting and environmental review work for discharges of dredge or fill material from City projects for a period of 5 years in an amount not to exceed \$1,389,000 beginning in fiscal year 2018-2019 (Proposed Contract).

7. The State Water Board administers routine service contracts and interagency agreements with both public and private entities on behalf of the regional water boards in [Resolution No. 2015-0022](#) the State Water Board delegated authority to the State Water Board Executive Director, Chief Deputy Director, and the Deputy Director of the Division of Administrative Services to execute non-controversial contracts and interagency agreements that involve no more than \$750,000 in value or three years in duration. The proposed contract is expected to exceed these thresholds.

THEREFORE BE IT RESOLVED THAT:

1. The State Water Board authorizes the Executive Director, Chief Deputy Director, or the Deputy Director of the Division of Administrative Services to execute and amend, as necessary, the Proposed Contract for and on behalf of the San Diego Water Board.
2. The State Water Board authorizes the Executive Director, Chief Deputy Director, or the Deputy Director of the Division of Administrative Services to act, to the greatest extent provided by law, to perform all things necessary and convenient to implement the Proposed Contract and any amendments.

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 Resources Control Board held on June 5, 2018.

AYE: Chair Felicia Marcus
Vice Chair Steven Moore
Board Member Tam M. Doduc
Board Member Dorene D'Adamo
Board Member E. Joaquin Esquivel

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board