

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
AUGUST 20-21, 2013**

Copies of the resolutions and water quality/water rights orders can be obtained by calling (916) 341-5600 or downloading from our website at http://www.waterboards.ca.gov/board_decisions/adopted_orders/.

CALL TO ORDER

Chair Felicia Marcus called the meeting to order on August 20, 2013 at 9:05 a.m. at the California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Sacramento, California.

BOARD MEMBERS PRESENT

Chair Felicia Marcus; Vice Chair Frances Spivy-Weber; Member Tam M. Doduc; Member Dorene D'Adamo

BOARD MEMBERS ABSENT

Member Steven Moore

STAFF PRESENT

Tom Howard, Executive Director
Michael Lauffer, Chief Counsel
Nathan Jacobsen, Office of Chief Counsel
Bethany Pane, Office of Chief Counsel
Barbara Evoy, Division of Water Rights
Jim Kassel, Division of Water Rights
Vicky Whitney, Division of Water Quality
Greg Gearheart, Division of Water Quality
Laurel Warddrip, Division of Water Quality
Leo Cosentino, Division of Water Quality
Diana Messina, Division of Water Quality

Caren Trgovcich, Chief Deputy Director
Jonathan Bishop, Chief Deputy Director
Jeanine Townsend, Clerk to the Board
Courtney Davis, Executive Office
Liz Haven, Division of Financial Assistance
Leslie Laudon, Division of Financial Assistance
Jim Maughn, Division of of Financial Assistance
Dawit Tadesse, Office of Information Management Analysis
Karen Larsen, Office of Information Management Analysis
George Kostyrko, Office of Public Affairs

ANNOUNCEMENT

- *Evacuation information in case the fire alarm goes off during the meeting.*
- *The Board meeting is being webcasted and recorded.*

BOARD MEETING

Public comments on agenda items will be limited to 5 minutes or otherwise at the discretion of the Chair

PRESENTATION OF THE SUPERIOR ACCOMPLISHMENT AWARD

- *Vicky Whitney, Deputy Director with the Division of Water Quality presented the Superior Accomplishment Award to Kevin Graves.*

PUBLIC FORUM

Any member of the public may address and ask questions of the Board relating to any matter within the State Water Board's jurisdiction provided the matter is not on the agenda, or pending before the State Water Resources Control Board or any California Regional Water Quality Control Board.

None

BOARD BUSINESS

1. The Board will consider adoption of the July 23, 2013 and August 6, 2013 Board Meeting minutes.

Motion: Member D'Adamo moved to adopt the proposed minutes from the July 23, 2013 Board Meeting.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([July 23, 2013](#))

Aye: Chair Marcus
Vice Chair Spivy-Weber
Member D'Adamo

Nay: None

Absent: Member Moore

Abstain: Member Doduc

Motion: Vice Chair Spivy-Weber moved to adopt the proposed minutes from the August 6, 2013 Board Meeting with changes.

Seconded by: Member Doduc

MOTION CARRIED: ([August 6, 2013](#))

Aye: Vice-Chair Spivy-Weber
Member Doduc
Member D'Adamo

Nay: None

Absent: Member Moore

Abstain: Chair Marcus

2. Board Member Report.

Chair Marcus:

- *Recently went with the LA Sanitation Bureau of the Department of Public works to see the progress on Low Impact Development projects that the City is doing under Proposition O.*
- *Attended the Tahoe Annual Summit. Senators Reed and Feinstein Co-Chair each year. Both Governors Sandoval (Nevada) and Brown (California) attended the Summit along with Vice President Al Gore.*

Vice Chair Spivy-Weber:

- *The San Diego Regional Board (R9) will be moving offices and staff will be spending more time in the field over the next few months to facilitate the move.*

Board Member D'Adamo:

- *The Mono Lake Committee led her on a tour of Mono Lake. The Mono Lake Committee along with the Department of Public Works is in the process of working through the settlement process to implement the 2010 Synthesis Report.*

UNCONTESTED ITEMS* (Items 3-6)

- *3 Consideration of a proposed Resolution to allocate \$370,000 from the Cleanup and Abatement Account to the Central Valley Regional Water Quality Control Board for the [Delta Mercury Exposure Reduction Program](#).

- [Comment Letters](#)

Motion: Vice Chair Spivy-Weber moved to adopt the proposed Resolution.

Seconded by: Member D'Adamo

MOTION CARRIED: ([Resolution No. 2013-0022](#))

Aye: Chair Marcus
Vice Chair Spivy-Weber
Member Doduc
Member D'Adamo

Nay: None

Absent: Member Moore

Abstain: None

- *4. Consideration of a proposed Resolution to adopt the [Petroleum Underground Storage Tank Emergency, Abandoned and Recalcitrant \(EAR\) Account Fiscal Year 2013-2014 Annual Site List; and authorizing the Executive Director, or designee to issue Letters of Award or execute contracts and amendments for the expenditure of EAR Account funds](#).

Motion: Vice Chair Spivy-Weber moved to adopt the proposed Resolution.

Seconded by: Member D'Adamo

MOTION CARRIED: ([Resolution No. 2013-0023](#))

Aye: Chair Marcus
Vice Chair Spivy-Weber
Member Doduc
Member D'Adamo

Nay: None

Absent: Member Moore

Abstain: None

- *5. Consideration of a proposed Resolution to amend the [Proposition 84 Stormwater Grant Program Guidelines](#).

- [Change Sheet #1](#)

Motion: Vice Chair Spivy-Weber moved to adopt the proposed Resolution with changes proposed in Change Sheet #1.

Seconded by: Member D'Adamo

MOTION CARRIED: ([Resolution No. 2013-0024](#))

Aye: Chair Marcus
Vice Chair Spivy-Weber
Member Doduc
Member D'Adamo

Nay: None

Absent: Member Moore

Abstain: None

- *6. Consideration of a proposed Resolution to allocate \$417,500 from the Cleanup and Abatement Account to the [Central Valley Regional Water Quality Control Board for the Partial Reconstruction of the Final Cover and Remediation of Acidic Leachate in the Penn Mine Landfill](#).

Motion: Vice Chair Spivy-Weber moved to adopt the proposed Resolution.

Seconded by: Member D'Adamo

MOTION CARRIED: ([Resolution No. 2013-0025](#))

Aye: Chair Marcus
Vice Chair Spivy-Weber
Member Doduc
Member D'Adamo

Nay: None

Absent: Member Moore

Abstain: None

INFORMATIONAL ITEMS

7. [Stream Pollution Trends Program \(SPoT\): Initial Trends in Chemical Contamination, Toxicity and Land Use in California Watersheds](#).

➤ *Dawit Tadesse and Karen Larsen, both with the Office of Information Management & Analysis made the [presentation](#) to the Board.*

8. [Executive Director's Report](#).

9. Discussion of Board Members' priorities and organizational issues.

- [Comment Letters](#)

Commenters

Linda Sheehan, Earth Law Center

Bob Gore, The Gualco Group

WEDNESDAY, AUGUST 21, 2013

DIVISION OF WATER QUALITY

10. The State Water Board will hold a Public Hearing on the proposed [Final Draft General NPDES Permit for Discharges of Storm Water Associated with Industrial Activity](#) (Industrial General Permit). (*Written comments are due on August 29, 2013 by 12 noon.*) ([Staff Presentation](#))

No Action Taken

Commenters

*Michael Lozeau, California Sportfishing Protection Alliance
Liz Crosson, Los Angeles Waterkeeper ([Presentation](#))
Sara Aminzadeh, California Coastkeeper Alliance
Geoff Brosseau, California Stormwater Quality Association ([Presentation](#))
Katharine Wagner, California Stormwater Quality Association
Matt Lentz, California Stormwater Quality Association
Roger Abe, Rural County Representatives of California
Candice Longnecker, Granite Construction Company
Roger Griffin, Ecology Auto Parts, Inc.
Jack Monger, Industrial Environmental Association
William Funderburk, Chemical Batch, California Paint, Paper, Glass & Plastic Monitoring Group
James Simonelli, California Metals Coalition
Timothy Simpson, General Public
Trudi Hughes, California League of Food Processors & Water Coalition
Adam Harper, California Construction & Industrial Materials Association
Sam Loforti, Granite Rock Company
Dawn Koepke, California Auto Dismantlers Association
Marvin Sachse, California Auto Dismantlers Association and Recyclers Alliance
Martin Bright, California Auto Dismantlers Association and Recyclers Alliance*

ADJOURNMENT

The Board adjourned at 12:12 p.m.

CLOSED SESSION

Closed Session is not open to the Public

OFFICE OF CHIEF COUNSEL

- The Board will meet in closed session to deliberate on a decision to be reached in a proceeding resolving petitions SWRCB/OCC Files A-2209(a)-(e). The petitions seek review of Conditional Waiver of Waste Discharge Requirements Order No. R3-2012-0011 for Discharges from Irrigated Lands, Monitoring and Reporting Program Order Nos. R3-2012-0011-01, R3-2012-0011-02, and R3-2012-0011-03, and Resolution No. R3-2012-0012, issued by the Central Coast Regional Water Quality Control Board. (This closed session is authorized under Government Code section 11126, subdivision (c)(3).)

The Board did not meet in Closed Session on the above Item.

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments must be received by 12:00 p.m. on August 15, 2013, and will not be accepted after that time.

Submittal of **electronic Powerpoint presentations** must be received by 12:00 p.m. on August 15, 2013 and will not be accepted after that time.

Submittals are to be sent via e-mail to the Clerk to the Board at commentletters@waterboards.ca.gov. Please indicate in the subject line, "**8/20-21/13 BOARD MEETING (fill in bolded subject from appropriate item).**" If you have questions about the agenda, contact the Clerk to the Board at (916) 341-5600.

Agenda and items will be available electronically at: http://www.waterboards.ca.gov/board_info/calendar/index.shtml

* Items on the uncontested items calendar may be removed at the request of any Board member or person. If an item is removed from the uncontested items calendar, it will only be voted on at this meeting if the Board accepts the staff recommendation for the agenda item. Otherwise, the item will be continued to a subsequent board meeting to allow input by interested persons.

Video broadcast of meetings will be available at: <http://www.calepa.ca.gov/Broadcast/>.

For a map to our building, visit: <http://www.calepa.ca.gov/EPABldg/location.htm>. For security purposes, all visitors are required to sign in and receive a badge prior to entering the building. Valid picture identification may be required due to the security level so please allow up to 15 minutes for this process. Individuals who require special accommodations are requested to contact the Office of Employee Assistance, at (916) 341-5881.