

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
JUNE 18-19, 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 June 18, 2013 at 9:02 a.m. at the California Environmental Protection

BOARD MEMBERS PRESENT

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

STAFF PRESENT

Caren Trgovcich, Chief Deputy Director
Michael Lauffer, Chief Counsel
Jonathan Bishop, Chief Deputy Director
Jeanine Townsend, Clerk to the Board
Marleigh Wood, Office of Chief Counsel
Leslie Laudon, Division of Financial Assistance
Christopher Stevens, Division of Financial Assistance
Lisa Babcock, Division of Financial Assistance
Jim Kassel, Division of Water Rights
Barbara Evoy, Division of Water Rights
Les Grober, Division of Water Rights
Diane Riddle, Division of Water Rights
Cris Carrigan, Office of Enforcement

Vicky Whitney, Division of Water Quality
Mariela Paz Carpio-Obeso, Division of Water Quality
Rik Rasmussen, Division of Water Quality
Shahla Farahnak, Division of Water Quality
Renan Jauregui, Division of Water Quality
Shuka Rastegarpour, Division of Water Quality
Kevin Graves, Division of Water Quality
Phil Isorena, Division of Water Quality
Rafael Maestu, Office of Research, Planning & Performance
Eric Oppenheimer, Office of Research, Planning & Performance
Karen Larsen, Office of Information, Management and Analysis
Jon Marshack, Office of Information, Management and Analysis

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 OPERATOR CERTIFICATION AWARDS

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 June 4, 2013 Board Meeting minutes.

Motion: Member D'Adamo moved to adopt the proposed minutes.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([June 4, 2013](#))

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

Nay: None

Absent: None

Abstain: None

2. Board Member Report.

Board Member Doduc:

- *Raised issue of purposes for Board member report agenda item and discussed expectations.*
 - *Request that members report on regional board activities, requests/issues that regional board members have, and using the opportunity to share what each person is working on and issues that may come up. Share activities members have been engaged in and that might be important for others to know.*
- *Met with Andrea Venture from Clean Water Action (CWA) regarding the informational item on mercury and the statewide mercury effort. She is interested in the proposal to consider identifying and defining subsistence fishing and cultural use as beneficial uses. She would like to see our staff engage with them in that effort.*
 - *Notified by Vicky Whitney that the executive sponsors had recommended they drop that activity from their project list. Tam is concerned because she believes CWA has not been engaged in that effort and before they make a decision that is very significant to environmental justice and tribal stakeholders she would encourage staff to reach out to have discussion with not only board members but stakeholders before we decide to not proceed with something so important and significant.*

Vice Chair Spivy-Weber:

- *Discussed how board members communicate among themselves and how they communicate to/from regional boards.*
- *Attended a meeting at Sierra at Lake Tahoe sponsored by Integrated Regional Water Management Planning Groups (Northern Sierra). Region 5 and 6 were on a panel on agriculture and did a fabulous job. Region 6 has \$1,000,000 to spend on agricultural issues projects.*
- *Represented State Water Board on the Water-Energy Team of the Climate Action Team as part of the AB32 scoping meetings that the Air Board is sponsoring. They'll be putting on 3 additional workshops in California: (1) Los Angeles, (2) Fresno Modesto & Bakersfield, and (3) San Francisco. Water, agriculture, and forests will be the main focus.*

Board Member D'Adamo:

- *Attended a tour that Turlock and Modesto Irrigation Districts put on. The focus of the tour was groundwater and impacts inside and outside the district. Suggested they put together more tours for board members, staff, and stakeholders interested in Bay-Delta.*

Board Member Moore:

- *Region 1- Asked about significant impacts from marijuana cultivation, including erosion, sedimentation, and diversion of water. In May, Region 1 convened a panel and provided leadership with multi-agency groups to deal with the issue and its multiple impacts. Issue of great importance and would like to elevate the issue at the state level.*

UNCONTESTED ITEM* (Item 3)

- *3. Consideration of a proposed Resolution [authorizing program augmentation to add Navy Facilities to the Cost Reimbursement Program for Regulatory Oversight of cleanup activities at Department of Defense facilities.](#)

Motion: Member Doduc moved to adopt the proposed Resolution.

Seconded by: Member Moore

MOTION CARRIED: ([Resolution No. 2013-0017](#))

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

Nay: None

Absent: None

Abstain: None

PUBLIC HEARING – ITEM 4

DIVISION OF WATER QUALITY

4. Consideration of proposed [amendment to the statewide Water Quality Control Policy on the Use of Coastal and Estuarine Waters for Power Plant Cooling, also referred to as the Once-Through Cooling Policy. \(Written comments are due on June 4, 2013 by 12 noon.\) \(Staff Presentation\)](#)

- [Change Sheet #1](#)
- [Response to Comments](#)

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

Seconded by: Member Doduc

MOTION CARRIED: ([Resolution No. 2013-0018](#))

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

Nay: None

Absent: None

Abstain: None

Commenters

Angela Haren, Natural Resources Defense Council

Sean Bothwell, California Coastkeeper Alliance

INFORMATIONAL ITEMS

5. Progress Update from Stakeholder Coordinators on [Phase 2 of the Resource Alignment Project: Evaluating Opportunities for Reducing Costs of Cost Compliance](#).

No Action Taken

- [Evaluation of NPDES Stakeholder May 21, 2013 Cost of Compliance Proposals](#)
- [June 18, 2013 Revised NPDES POTW Stakeholders Cost of Compliance Proposals](#)
- ***The following Stakeholders made a presentation to the Board:***
 - ***Danny Merkley, California Farm Bureau***
 - ***Adam Link, California Association of Sanitation Agencies ([Presentation](#))***
 - ***Robert Gore, The Gualco Group***
 - ***Geoff Brosseau, California Stormwater Quality Association***
 - ***Emily Rooney, Agricultural Council of California ([Presentation](#))***

Commenters

Ken Landau, Central Valley Regional Board
Sara Aminzadeh, California Coastkeeper Alliance

6. Presentation of [CCEEB Water Quality Task Force Report](#).

No Action Taken

- ***The following individuals made the [presentation](#) to the Board:***
 - ***Dr. Susan Paulsen, Flow Science***
 - ***Robert Lucas, California Council on Environmental and Economic Balance***
 - ***Gerald Secundy, California Council on Environmental and Economic Balance***

7. Six Month Update on the [Underground Storage Tank Program, the Underground Storage Tank Cleanup Fund Program, and the Office of Enforcement Activities Related to Fraud against the Cleanup Fund](#).

No Action Taken

- ***The following individuals made the presentation to the Board:***
 - ***Lisa Babcock, Division of Financial Assistance ([Presentation](#))***
 - ***Kevin Graves, Division of Water Quality ([Presentation](#))***
 - ***Cris Carrigan, Office of Enforcement***
 - ***Karen Larsen, Office of Information Management and Analysis***

8. Update on activities of the [California Water Quality Monitoring Council and its workgroups, and progress on connecting decision makers and the public with water quality and aquatic ecosystem information through the My Water Quality Internet portals](#).

No Action Taken

- ***Jon Marshack with the Office of Information Management and Analysis made the [presentation](#) to the Board***

Commenters

Tracy Skelton, Earth Law Center

WEDNESDAY, JUNE 19, 2013

CALL TO ORDER

Chair Felicia Marcus called the meeting to order on June 19, 2013 at 9:10 a.m. at the California Environmental Protection

BOARD MEMBERS PRESENT

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

INFORMATIONAL ITEMS

9. Update on the [State Water Board's Comprehensive Bay-Delta Efforts: \(1\) Review of the 2006 Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary and its Program of Implementation, and \(2\) Tributary-Specific Planning Efforts Outside of the Bay-Delta Plan.](#)

No Action Taken

- *Les Grober and Diane Riddle both with the Division of Water Rights made the [presentation to the Board](#)*

Commenters

*Bill Jennings, California Sportfishing Protection Alliance
Tim O'Laughlin, San Joaquin Tributaries Association
Tracy Skelton, Earth Law Center*

10. Presentation of a Draft Sustainability Plan for the Sacramento Valley. *(The item will be presented by Sacramento Valley Water Users).*

No Action Taken

- *The following individuals made the presentation to the Board:*
 - *David Guy, Northern California Water Association ([Presentation](#))*
 - *Curt Aikens, Yuba County Water Agencies*
 - *Lewis Bair, Reclamation District #108*
 - *Jay Ziegler, Nature Conservancy*
 - *Steve Rothert, American Rivers*

11. Presentation on Spring 2013 San Joaquin River Watershed water transfer to achieve fishery and water supply goals.

No Action Taken

- *The following individuals made the [presentation to the Board.](#)*
 - *Ara Azhderian, San Luis –Delta Mendota Water Authority*
 - *Tim O'Laughlin, representing the Oakdale Irrigation District*
 - *Terry Erlewine, State Water Contractors*
 - *John Leahigh, State Water Projects*

Commenters

Bill Jennings, California Sportfishing Protection Alliance

ADJOURNMENT

The Board adjourned at 12:02 p.m.

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments must be received by 12:00 p.m. on June 11, 2013, and will not be accepted after that time.

Submittal of **electronic Powerpoint presentations** must be received by 12:00 p.m. on June 11, 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, "**6/18-19/13 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.