

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
MARCH 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

Chairman Charles Hoppin called the meeting to order on March 19, 2013 at 9:07 a.m. in the Coastal Hearing Room at the California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Sacramento, California.

BOARD MEMBERS PRESENT

Chairman Charles Hoppin; Vice Chair Frances Spivy-Weber; Member Tam M. Doduc; Member Felicia Marcus
Member Steven Moore

STAFF PRESENT

Tom Howard, Executive Director	Jonathan Bishop, Chief Deputy Director
Michael Lauffer, Chief Counsel	Caren Trgovcich, Chief Deputy Director
Phil Wyels, Office of Chief Counsel	Jeanine Townsend, Clerk to the Board
Jennifer Fordyce, Office of Chief Counsel	Rik Rasmussen, Division of Water Quality
Liz Haven, Division of Financial Assistance	Vicky Whitney, Division of Water Quality
Jim Maughan, Division of Financial Assistance	Farhad Ghodrati, San Francisco Regional Water Board
Leslie Laudon, Division of Financial Assistance	Tamarin Austin, San Francisco Regional Water Board
Barbara Evoy, Division of Water Rights	L.B Nye, Los Angeles Regional Water Board
Jim Kassel, Division of Water Rights	Jenny Newman, Los Angeles Regional Water Board
Erin Ragazzi, Division of Water Rights	Rob Egel, Office of Legislative Affairs
Cris Carrigan, Office of Enforcement	George Kostyrko, Office of Public Information
Matthew Buffleben, Office of Enforcement	Gita Kapahi, Office of Public Participation

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 Board Chairman

PRESENTATION OF COMMENDATION

- ❖ *Mr. David Nawi, Senior Advisor to the Secretary with the U.S. Department of Interior, on behalf of Secretary Salazar, presented a Commendation to Dominic Gregorio for his work in the Multi-Agency Rocky Intertidal Network.*

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 March 5, 2013 Board Meeting minutes.

Motion: Member Marcus moved to adopt the proposed minutes.

Seconded by: Vice Chair SpivyWeber

MOTION CARRIED: ([March 5, 2013](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc
Member Moore
Member Marcus

Nay: None

Absent: None

Abstain: None

2. Board Member Report.

❖ *Board Member Doduc discussed recent issues concerning site visits and pending general orders and asked Chief Counsel to provide further clarification to regional water board members.*

UNCONTESTED ITEM* (Item 3)

- *3. Consideration of a proposed Resolution to Commit up to \$1,000,000 of [Proposition 40 Integrated Watershed Management Program \(IWMP\) Grant Funds for the Antelope Creek Fish Passage Improvement Project](#). (*Staff Presentation*)

Motion: Member Doduc moved to adopt the proposed Resolution.

Seconded by: Member Moore

MOTION CARRIED: ([Resolution No. 2013-0006](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc
Member Moore
Member Marcus

Nay: None

Absent: None

Commenters

Tom McCubbins, Tehama County Resource Conservation District

SAN FRANCISCO BAY REGIONAL WATER BOARD

4. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the San Francisco Bay Region to establish a [Total Maximum Daily Load for bacteria in San Pedro Creek and at Pacifica State Beach, and new implementation provisions for bacteria water quality objectives](#). (*Written comments were due on February 18, 2013 by 12 noon.*) (*Staff Presentation*)

- [Response to Comments](#)

Motion: Member Moore moved to adopt the proposed Resolution.

Seconded by: Member Doduc

MOTION CARRIED: ([Resolution No. 2013-0007](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc
Member Moore
Member Marcus

Nay: None

Absent: None

LOS ANGELES REGIONAL WATER BOARD

5. Consideration of a proposed Resolution approving amendments to the Water Quality Control Plan for the Los Angeles Region (Basin Plan) to revise the [total maximum daily loads for bacteria for \(1\) Santa Monica Bay Beaches; \(2\) Marina del Rey Harbor, Mothers' Beach, and Back Basins; \(3\) Los Angeles Harbor, Inner Cabrillo Beach, and Main Ship Channel; \(4\) Ballona Creek, Ballona Estuary, and Sepulveda Channel; and \(5\) Malibu Creek and Lagoon; and to amend Chapter 3 to modify the Implementation Provisions for Water Contact Recreation Bacteria Objectives.](#) (*Written comments were due on February 15, 2013 by 12 noon.*) (*Staff Presentation*)

- [Response to Comments](#)

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

Seconded by: Member Moore

MOTION CARRIED: ([Resolution No. 2013-0008](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc
Member Moore
Member Marcus

Nay: None

Absent: None

Commenters

Zora Baharians, City of Los Angeles

INFORMATIONAL ITEMS

6. Presentation on implementation of the [May 10, 2010 Water Quality Enforcement Policy](#): an identification of issues that have arisen with the Policy and an assessment of its efficiency, effectiveness, consistency and transparency. (*Staff Presentation*)
7. [Executive Director's Report](#).

ADJOURNMENT

The Board adjourned at 11:00 a.m.

CLOSED SESSION

Closed Session is not open to the Public

DIVISION OF WATER RIGHTS

The Board will meet in closed session to deliberate on a decision to be reached in a proceeding concerning the proposed revocation of License 659 (Application 553) of the United States Department of the Interior, Bureau of Indian Affairs and the Morongo Band of Mission Indians. This closed session is authorized under Government Code section 11126, subdivision (c)(3).

OFFICE OF CHIEF COUNSEL

The Board will meet in closed session to discuss the status of and receive legal advice concerning *Natural Resources Defense Council v. Salazar*, U.S. Court of Appeals, Ninth Circuit, Case No. 09-17661. (This closed session is authorized under Government Code section 11126, subdivision (e).)
Board Member Marcus is recused from this Item.

The Board met in Closed Session on both the above Items.

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments must be received by 12:00 p.m. on March 14, 2013, and will not be accepted after that time.

Submittal of **electronic Powerpoint presentations** must be received by 12:00 p.m. on March 14, 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, "**3/19/13 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.