



STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
TUESDAY, JULY 18, 2023
SIERRA HEARING ROOM

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/.

The video of the Board Meeting is available to view on our website at: http://www.waterboards.ca.gov/board_info/video.shtml

CALL TO ORDER

Chair Joaquin Esquivel called the meeting to order on Tuesday, July 18, 2023 at 9:30 a.m. with both a physical meeting location and remote location.

BOARD MEMBERS PRESENT

Chair E. Joaquin Esquivel; Vice Chair Dorene D'Adamo; Member Sean Maguire; Member Laurel Firestone; Member Nichole Morgan

BOARD MEMBERS ABSENT

None

EXECUTIVE STAFF PRESENT

Eileen Sobeck, Executive Director (virtual)
Michael Lauffer, Chief Counsel
Jonathan Bishop, Chief Deputy Director
Eric Oppenheimer, Chief Deputy Director
Courtney Tyler, Clerk to the Board
Emily McShane, Assistant Clerk to the Board
Marji Arjil, Administrative Assistant II
Beba Maletic, Administrative Assistant II

ANNOUNCEMENTS

- *Instructions were given in regard to participating in the Remote 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 Chair***

PUBLIC FORUM

(Approximately 30 minutes at the beginning of Board Meeting and any remaining speakers at the call of the Chair)

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

No Action Taken

Commenters

James Rankin, Shasta Miners and Prospectors Association; French Gulch & East Fork Clear Creek Mining Districts

John Buckley, Central Sierra Environmental Resource Center

BOARD BUSINESS

1. The Board will consider adoption of the June 20-21, 2023 Board Meeting minutes.

Motion: Board Member Morgan moved to adopt the June 20-21, 2023 minutes

Seconded by: Vice Chair D'Adamo

MOTION CARRIED ([July 18, 2023](#))

Aye: Chair Esquivel
Vice Chair D'Adamo
Member Maguire
Member Firestone
Member Morgan

Nay: None

Absent: None

Abstain: None

UNCONTESTED ITEMS*

2. Consideration of a proposed Resolution authorizing the Executive Director to apply for, accept, and/or amend a federal Clean Water Act section 319 Grant and to execute and amend contracts and grants to support the Nonpoint Source Program.

Staff Presenting: Jeanie Mascia, Anne Hartridge, Karen Mogus, Lindsey Harms

- [Agenda Item](#)
- [Draft Resolution](#)

Motion: Board Member Morgan moved to adopt the proposed Resolution.

Seconded by: Board Member Maguire

MOTION CARRIED ([Resolution No. 2023-0018](#))

Aye: Chair Esquivel
Vice Chair D'Adamo
Member Maguire
Member Firestone
Member Morgan

Nay: None

Absent: None

Abstain: None

3. Consideration of a proposed Resolution to delegate authorities for the administration of General Fund Allocations for Emergency Support.

(Staff Presentation) *Staff Presenting: Meghan Tosney, Doug Bojack*

- [Agenda Item](#)
- [Draft Resolution](#)

Motion: Board Member Morgan moved to adopt the proposed Resolution.

Seconded by: Board Member Maguire

MOTION CARRIED ([Resolution No. 2023-0019](#))

Aye: Chair Esquivel
Vice Chair D'Adamo
Member Maguire
Member Firestone
Member Morgan

Nay: None

Absent: None

Abstain: None

INFORMATIONAL ITEMS

4. Informational item on the status of livestock grazing management activities by the Water Boards.

(Staff Presentation) *Staff Presenting: Jessica Leonard, Jeanie Mascia, Rene Leclerc, Mary Fiore-Wagner*

- [Agenda Item](#)

No Action Taken

Commenters

John Buckley, Central Sierra Environmental Resource Center

Ken Tate, University of California, Davis

Alexandra Biering, California Farm Bureau

Kirk Wilbur, California Cattlemen's Association

Sean Bothwell, California Coastkeeper Alliance

Sherri Brennan, General Public

Marc Horney, Range Management Advisory Committee (chair), to Board of Forestry/California Natural Resources Agency

Tess Dunham, Kahn, Soares & Conway

5. Informational item on the status of the State Fiscal Year 2023-24 Clean Water State Revolving Fund (CWSRF) Intended Use Plan (IUP) and Guidelines for Complementary Funding from the Budget Acts of 2021, 2022, and 2023 and Propositions 1 and 68.

(Staff Presentation) *Staff Presenting: Christopher Stevens, Mike Downey, Matt Wilson*

- [Agenda Item](#)
- [Public Notice](#)
- [CWSRF IUP with Supplemental IUPs](#)
- Written Comments (due by noon on June 23, 2023)

No Action Taken

Commenters

Jennifer Cusack, Hi-Desert Water District

Rosario Cortes, WateReuse California

Jared Voskuhl, California Association of Sanitation Agencies

DIVISION OF FINANCIAL ASSISTANCE

6. Consideration of a proposed Resolution to approve adjustments to funding allocations as a result of reductions to the Budget Act of 2021 Drinking Water and Wastewater General Fund Appropriations.

(Staff Presentation) *Staff Presenting: Meghan Tosney, Christopher Stevens*

- [Agenda Item](#)
- [Draft Resolution](#)

Motion: Board Member Firestone moved to adopt the proposed Resolution.

Seconded by: Board Member Maguire

MOTION CARRIED ([Resolution No. 2023-0020](#))

Aye: Chair Esquivel
Vice Chair D'Adamo
Member Maguire
Member Firestone
Member Morgan

Nay: None

Absent: None

Abstain: None

7. Consideration of a proposed Resolution to adopt the State Fiscal Year 2023-24 Drinking Water State Revolving Fund (DWSRF) Intended Use Plan (IUP) with Supplemental IUPs and Guidelines for Complementary Funding from the Budget Acts of 2021, 2022, and 2023 and Propositions 1 and 68.

(Staff Presentation) *Staff Presenting: Mike Downey, Christopher Stevens, Jean Fung, Kurt Souza, Darrin Polhemus, Joe Karkoski, Meghan Tosney*

- [Agenda Item](#)
- [Draft Resolution](#)
- [Public Notice](#)
- [DWSRF IUP with Supplemental IUPs](#)
- Written Comments (due by noon on June 23, 2023)
- [Response to Comments](#)
- [Change Sheet #1](#)

Motion: Board Member Firestone moved to adopt the proposed Resolution with Change Sheet #1 and with further direction to staff as read into the record.

Seconded by: Board Member Morgan

MOTION CARRIED ([Resolution No. 2023-0021](#))

Aye: Chair Esquivel
Vice Chair D'Adamo
Member Maguire
Member Firestone
Member Morgan

Nay: None

Absent: None

Abstain: None

Commenters

*Kim Boyd, Tahoe City Public Utility District
Erick Orellana, Community Water Center*

ADMINISTRATIVE HEARINGS OFFICE

8. Consideration of proposed Order prepared by the Administrative Hearings Office on the petitions for reconsideration of Order WR 2023-0009 filed by Stephen Griset and Big Springs Irrigation District.

(Staff Presentation) *Staff Presenting: Alan Lilly, Andy Sawyer*

- [Agenda Item](#)
- [Proposed Order](#)
- [Order WR 2023-0009](#)
- [Change Sheet #1](#)

Motion: Vice Chair D’Adamo moved to adopt the proposed Resolution with Change Sheet #1.

Seconded by: Board Member Firestone

MOTION CARRIED ([Order WR 2023-0040](#))

Aye: Chair Esquivel
Vice Chair D’Adamo
Member Maguire
Member Firestone
Member Morgan

Nay: None

Absent: None

Abstain: None

- ~~9. Consideration of proposed Order prepared by the Administrative Hearings Office on the draft Cease and Desist Order issued by the Assistant Deputy Director for the Division of Water Rights Permitting and Enforcement Branch to BlueTriton Brands, Inc., and on BlueTriton’s request to set aside proposed order and motion to stay further action.~~

- ~~• [Agenda Item](#)~~
- ~~• [Proposed Order](#)~~
- ~~• [2023-05-26 Proposed Order Figs. 1-8 \(BlueTriton Brands, Inc.\)](#)~~
- ~~• [2023-05-26 Proposed Order Figs. 9-16 and Table 1 \(BlueTriton Brands, Inc.\)](#)~~
- ~~• [Change Sheet #1](#)~~

REMOVED

INFORMATIONAL ITEMS

10. Board Member Reports.

No Action Taken

For full details on each Board Member report, please review the video at [Board Videos | California State Water Resources Control Board](#). It begins at 5:20:54 on the video for the July 18, 2023 Board Meeting.

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

No Action Taken

ADJOURNMENT

The Board adjourned at 2:53 p.m.

CLOSED SESSION

Closed Sessions are not open to the Public

ADMINISTRATIVE HEARINGS OFFICE

The Board may meet in closed session to deliberate on the proposed Order prepared by the Administrative Hearings Office on the petitions for reconsideration of Order WR 2023-0009 filed by Stephen Griset and Big Springs Irrigation District. 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.

~~The Board may meet in closed session to deliberate on the proposed Order prepared by the Administrative Hearings Office on the draft Cease and Desist Order issued by the Assistant Deputy Director for the Division of Water Rights Permitting and Enforcement Branch to BlueTriton Brands, Inc., and on BlueTriton's request to set aside proposed order and motion to stay further action. This closed session is authorized under Government Code section 11126, subdivision (c)(3).~~

REMOVED

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments **must be received by 12:00 p.m. (Noon) on July 13, 2023 and will not be accepted after that time.**

Submittal of electronic PowerPoint presentations **must be received by 12:00 p.m. (Noon) on July 13, 2023 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, **07/18/2023 BOARD MEETING – ITEM # (fill in bolded subject from appropriate item)**. If you have questions about the agenda, contact the Clerk to the Board at (916) 341-5600.

If you would like to request a copy of public comments submitted on an agenda item, please send a request to commentletters@waterboards.ca.gov, identifying the Board meeting date, and agenda item by name and number.

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: <https://video.calepa.ca.gov/>. An alternate live-stream broadcast will also be available at: <https://www.youtube.com/user/BoardWebSupport/>

LANGUAGE SERVICES

For oral interpretation, written translation, or sign language services, please call (916) 341-5254 or e-mail: opp-languageservices@Waterboards.ca.gov (at least 10 business days before the date of the Board meeting).

ACCESSIBILITY

Telecommunications device for the deaf (TDD) users may contact the California Relay Service at: (800) 735-2929 or voice line at (800) 735-2922.