

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION
BOARD MEETING MINUTES
June 9, 2021**

Pursuant to the Governor's Executive Orders ([N-29-20](#) and [N-33-20](#)) to protect public health by limiting public gatherings and requiring social distancing, this meeting occurred solely by remote presence.

CALL TO ORDER

Chair Celeste Cantú called the remote meeting to order on June 9, 2021 at 8:00 a.m.

The Clerk called the roll, and Chair Cantú adjourned the public meeting for closed session. Vincent Vu announced that the Board Members would discuss Item 12(i).

Chair Cantú reconvened the public meeting at 9:01 a.m., and Roger Mitchell gave an opening statement providing information for attendees to participate in the meeting.

ATTENDANCE:

Board Members present:

Celeste Cantú, Board Chair; Betty H. Olson, Ph.D., Vice Chair; Henry Abarbanel, Ph.D.; Eric Anderson; Megan Blair; Gary Strawn; Stefanie Warren.

Dr. Abarbanel and Ms. Blair left the meeting at 11:45 a.m.

Staff present:

David Gibson, Kelly Dorsey, Chris Blank, Roger Mitchell, David Barker, Jeremy Haas, Sarah Mearon, Daniel Boyd, Lara Quetin, Eric Lindberg (Region 8), Amy Grove, Sean McClain, Chiara Clemente, Brandi Outwin-Beals, Keith Yaeger, Eric Becker, Darren Bradford, Ben Neill, Chehreh Komeylyan, Brandon Bushnell, Tom Alo, Laurie Walsh, Vicente Rodriguez, Tanya Nelson, Wayne Chiu, Kimberly McMurray-Cathcart, Cleo Muñoz, Hiram Sarabia, Jason DuMond, Melissa Corona, Chad Loflen, Christina Arias, Christopher Means, Nicole Gergans, Fisayo Osibodu, Helen Yu, Jill Harris, Sasha Smirensky, Cynthia Gorham, Daniel Boyd, Brian McDaniel, Jody Ebsen, Regan Morey, Mireille Garcia.

Others present on behalf of the San Diego Water Board:

Laurel Firestone, State Water Resources Control Board; Catherine Hagan, Vincent Vu, Lori Okun, Office of Chief Counsel; Laura Drabandt, Office of Enforcement; Kevin Heinemann, Vinty Siev, Tino Gamboa, Division of Information Technology; Marlee Nelson, California Reporting

Public Attendance:

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| John Pietig, David Shissler <i>City of Laguna Beach</i> | Rachel Davenport, John Stufflebean, Hooman Partow, Ernie Molas <i>City of San Diego</i> |
| Jessica Embury, Cheyenne Graves, Dr. Jessica Barlow, Kristofer Patron-Soberano, Jalene Pizarro, Christy Dykstra, Kristen Monteverde, Madison Swayne <i>San Diego State University</i> | Roger Butow <i>Clean Water Now</i> |
| Patricia Chen <i>PC Law Group, Special Counsel for City of Laguna Beach</i> | Rick Shintaku, Taryn Kjolsin, Marc Serna <i>South Coast Water District</i> |
| Betty Burnett, Jason Manning <i>South Orange County Wastewater Authority</i> | Michael Dunbar <i>Emerald Bay Service District</i> |
| Mark Christy, Kurt Bjorkman <i>Ranch at Laguna Beach</i> | Michael Beanan <i>Laguna Bluebelt Coalition</i> |
| Armita Ariano <i>Orange County Coast</i> | Ed Almanza <i>Laguna Ocean Foundation</i> |
| John Ehlers <i>Resident of Laguna Beach</i> | |

BOARD MEETING

Public comments on agenda items were limited to 3 minutes or otherwise at the discretion of the Board Chair

Prior to the Public Forum, Chair Cantú and David Gibson presented a Sustained Superior Accomplishment award to Vinty Siev and Tino Gamboa for their yeoman's work in keeping the Water Board staff online during the pandemic.

PUBLIC FORUM

Michael Beanan from the Laguna Bluebelt Coalition addressed the Board regarding the growth of toxic algae near Santa Catalina Island. Dr. Abarbanel suggested that the Southern California Coastal Water Research Project (SCCWRP) would be the proper entity to conduct the studies suggested by Mr. Beanan.

BOARD BUSINESS:

1. Minutes of Board Meeting: May 12, 2021

Motion to adopt the May 12, 2021 minutes:

- Dr. Olson

Second:

- Mr. Anderson

MOTION CARRIED:

- April 14, 2021

Aye:

- Dr. Abarbanel
- Mr. Anderson
- Dr. Olson
- Mr. Strawn
- Ms. Warren
- Chair Cantú

Nay:

- None.

Absent:

- Ms. Blair

Abstain:

- None

2. Chairman's, Board Members', State Water Board Liaison's, and Executive Officer's Reports. *These items were for Board discussion only. Public testimony was not allowed, and the Board took no formal action.*

Laurel Firestone provided an update on recent actions taken by the State Board, and upcoming actions to be taken. She also gave a presentation regarding an analysis of the quality of state drinking water. Laurel also responded to Board Member questions and comments.

Chair Cantú provided a summary of the Regional Board Chairs' meeting on May 21, 2021.

David Gibson welcomed Jody Ebsen and Brian McDaniel back to their regular duties after having done contact tracing work. He also congratulated Brian McDaniel for being named the Contact Tracer of the Month for his tactful and sensitive public contact. In addition, Mr. Gibson congratulated Sophie di Campalto on her upcoming retirement and thanked her for her service to the Board.

CONSENT CALENDAR

3. Waste Discharge Requirements for Strata Keith, LLC, Horizons/Approved Tract Map No. 3667 Project, Riverside County (Tentative Order No. R9-2021-0020). *(Darren Bradford)*
4. NPDES Permit Reissuance: General National Pollutant Discharge Elimination System Permit for the Discharge of Lanthanum-Modified Clay to Surface Waters of the United States in the San Diego Region (Tentative Order No. R9-2021-0056, NPDES No. CAG999003). *(Keith Yaeger)*

5. Waste Discharge Requirement Addendum: Addendum No. 1 to Order No. R9-2020-0108, An Addendum Transferring Responsibility for Order No. R9-2020-0108 from Sudberry Development, Inc. and PERCWater to Thomas J. Puttman, Civita Recycled Water Company, LLC, and Mark Radelow, Sudberry Properties, Civita Water Reclamation Facility, San Diego County (Tentative Addendum No. 1 to Order No. R9-2020-0108). *(Chehreh Komeylyan)*
6. Waste Discharge Requirements Rescission: Rescission of Order No. 94-114, Waste Discharge Requirements for State of California Department of Parks and Recreation, Cuyamaca Rancho State Park, San Diego County (Tentative Order No. R9-2021-0038). *(Chehreh Komeylyan)*
7. Waste Discharge Requirements Rescission: Rescission of Order No. R9-2006-0049, Waste Discharge Requirements for the Pauma Valley Treatment Plant, San Diego County (Tentative Order No. R9-2021-0037). *(Chehreh Komeylyan)*

Motion to approve the consent calendar:

- Dr. Olson

Second:

- Mr. Anderson

MOTION CARRIED

Aye:

- Dr. Abarbanel
- Mr. Anderson
- Ms. Blair
- Dr. Olson
- Mr. Strawn
- Ms. Warren
- Chair Cantú

Nay:

- None.

Absent:

- None.

Abstain:

- None.

Chair Cantú called a short recess at 9:58 a.m. and reconvened the meeting at 10:03 a.m.

ACTION ITEMS

8. Settlement Agreement: Settlement Agreement and Stipulation for Entry of Administrative Civil Liability, In the matter of City of Laguna Beach, November 2019 Sanitary Sewer Overflow, Aliso Creek, Pacific Ocean, CA. (Tentative Order No. R9-2021-0008). (*Chiara Clemente*)

Chair Cantú gave an opening statement and administered the oath. Chiara Clemente gave the Prosecution Team presentation, followed by John Pietig, City Manager of Laguna Beach, and David Shissler, Director of Water Quality for the City of Laguna Beach.

Chiara Clemente, John Pietig, and David Shissler responded to Board Member questions and comments. David Gibson gave closing remarks and recommended that the Board adopt the Tentative Order.

The following stakeholders commented on the item:

- Betty Burnett, SOCWA
- John Ehlers, resident of Laguna Beach
- Armita Ariano, Orange County Coastkeeper
- Marc Serna, South Coast Water District
- Michael Dunbar, Emerald Bay Service District
- Ed Almanza, Laguna Ocean Foundation
- Mike Beanan, Laguna Bluebelt Coalition.

Chiara Clemente and David Gibson made closing remarks and recommended adoption of the Tentative Order.

Chair Cantú then closed the public hearing and called for Board deliberation of the Tentative Order. A motion was made to approve Tentative Order No. R9-2021-0008.

Motion to approve Order No. R9-2021-0008:

- Ms. Blair

Second:

- Dr. Olson

MOTION CARRIED**Aye:**

- Dr. Abarbanel
- Mr. Anderson
- Ms. Blair
- Dr. Olson
- Mr. Strawn
- Ms. Warren
- Chair Cantú

Nay:

- None.

Absent:

- None.

Abstain:

- None.

Chair Cantú called a short recess at 11:05 a.m. and reconvened the meeting at 11:11 a.m.

9. Master Recycling Permit: Master Recycling Permit for the South Bay Water Reclamation Facility, City of San Diego, San Diego County (Tentative Order No. R9-2021-0015). *(Brandon Bushnell)*

Brandon Bushnell gave the staff presentation.

David Gibson made closing remarks and recommended adoption of the Tentative Order.

Motion to approve Order No. R9-2021-0015:

- Dr. Abarbanel

Second:

- Ms. Warren.

MOTION CARRIED

Aye:

- Dr. Abarbanel
- Mr. Anderson
- Ms. Blair
- Dr. Olson
- Mr. Strawn
- Ms. Warren
- Chair Cantú

Nay:

- None.

Absent:

- None.

Abstain:

- None.

INFORMATIONAL ITEM

10. The Aztec Path to Conquering PCE – An SDSU-Water Board Partnership to Identify Historical Dry Cleaner Sites. *(Tom Alo)*

Tom Alo gave the staff presentation, followed by the Sage Project Director, Dr. Jessica Barlow, and SDSU students, Cheyenne Graves and Jessica Embury.

BOARD MEMBER REQUESTS

11. Future Agenda Items: Recommended Course of Action and Estimated Staff Hours to Address Actions from the May 2021 Board Meeting. In addition, Board Members may discuss items for possible inclusion on future agendas. *(Kelly Dorsey)*

ADJOURNMENT

There being no further business, Chair Cantú adjourned the meeting at 12:22 p.m.

These Minutes were prepared by:

Signed by:

Christina A. Blank
Executive Assistant

David W. Gibson
Executive Officer

