

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION
Board Meeting Room
2375 Northside Drive, Suite 108
San Diego, California

MINUTES OF MEETING
FEBRUARY 8, 2017

At 9:00 a.m., Chairman Abarbanel called to order the meeting of the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) at the Board Meeting Room, 2375 Northside Drive, Suite 108, San Diego, California.

Item 1 - Roll Call and Introductions:

Board Members present: Henry Abarbanel, Eric Anderson, Tomas Morales, Betty Olson, Gary Strawn, and Stefanie Warren.

Staff present: David Gibson, James Smith, Chris Blank, Rachel O'Donovan, Jeremy Haas, Chiara Clemente, Cynthia Gorham, Sean McClain, Laurie Walsh, Chad Lofeln, Whitney Ghoram, Tony Felix, Craig Carlisle, Sarah Mearon, Julie Chan, Barry Pulver, Wayne Chiu, Carey Nagoda, Deborah Jayne, Ben Neill, Rebecca Stewart, Lori Costa, Brandi Outwin-Beals, Melissa Valdovinos, Michele Santillan, Kelly Dorsey, Deborah Woodward, Alan Monji, David Barker, Fisayo Osibodu, Erica Ryan, Jody Ebsen, John Odermatt, Emily Trevino, Bruce Posthumus, Dat Quach. Christopher Means and John Anderson attended remotely.

Others present on behalf of the San Diego Water Board: State Water Resources Control Board - Catherine Hagan, Adriana Nuñez. California Court Reporting - Mason Booker.

Public Attendance: Joe King, Sespe Consulting; George Courser, Sierra Club; Vicki Kalkirtz, City of San Diego; Jeremiah Castano, Robertsons Ready Mix; Michael McGrath, McGrath Consulting; Ruth Kolb, City of San Diego; Adena Boxer-Capitano, Resident of Lake San Marcos; Richard Mooberry, Resident of Lake San Marcos; Noel Thurston, Contech; Tom Starrar; Mylene Noceda, MTS; Veronica Seyde, WSP/PB; Richard Bottcher, WSP/PB; Roya Yazdanifard, CalTrans; Olin Applegate, Larry Walker Associates; Kelly Doyle, Rick Engineering; Matt O'Malley, Coastkeeper; Livia Borak Beaudin, CERF; Clint Boschen, TetraTech; Jerry Diamond, TetraTech; Michael Welch; Drew Kleis, City of San Diego; Chris Stransky, Amec Foster Wheeler; Dave Renfrew, Alta Environmental; Rachel Davenport, U.S. Navy; Rebecca Schwartz Lesberg, San Diego Audubon Society; Ed Othmer, IEA; Malik Tamini, City of Lemon Grove.

Item 2 - Public Forum

Dr. Adena Boxer-Capitano and Richard Mooberry, both residents of Lake San Marcos, addressed the Board about the Lake San Marcos cleanup plan.

Chair Abarbanel asked Mr. Gibson to address their concerns.

Item 3 - Minutes of Board Meeting: December 14, 2016.

Dr. Olson moved to approve the minutes, and Mr. Strawn seconded the motion. A roll call vote was taken, and Board Members Abarbanel, Morales, Olson, Strawn, and Warren voted "aye," with Board Member Anderson abstaining. The motion passed.

Item 4 - Chairman's, Board Members', State Water Board Liaison's, and Executive Officer's Reports. These Items are for Board discussion only. No public testimony will be allowed, and the Board will take no formal action.

Mr. Anderson provided a summary of the Border 2020 meeting on January 30, 2017.

Dr. Olson reported briefly regarding the NGO Outreach meeting convened by the San Diego Water Board in Orange County on January 18, 2017.

Mr. Morales outlined the Environmental Justice conversation that took place among certain Board Members, San Diego Water Board staff, and local NGOs on January 31, 2017.

Ms. Warren issued an invitation for more local NGOs and members of the public to participate in the planning of the Environmental Justice Symposium to take place on April 18, 2017.

Mr. Strawn reported on the activities of the San Diego River Conservancy.

Chair Abarbanel gave a brief summary of the Regional Chairs' conference call on February 1, 2017, and outlined the potential topics for discussion at the Chairs' meeting on April 14, 2017.

Ms. Hagan, at Chair Abarbanel's invitation, explained the California Supreme Court order regarding unfunded mandates.

Mr. Gibson provided more information regarding the Border 2020 meeting reported by Mr. Anderson, and outlined some of the upcoming activities of the Tijuana River Valley Recovery Team.

Item 5 - Future Agenda Items: Board members may discuss items for possible inclusion on future agendas (*David Gibson*)

No Future Agenda Items were requested.

Consent Calendar: Item 6 is considered a non-controversial issue. (NOTE: If there is public interest, concern, or discussion regarding any consent calendar item or a request for a public hearing, then the item(s) will be removed from the Consent Calendar and considered after all other agenda items have been completed.)

Item 6 - Tentative Resolution: A Resolution Designating San Diego Metropolitan Transit System in the San Diego Region as a Regulated Small Municipal Separate Storm Sewer System, Subject to State Water Board Order No. 2013-0001-DWQ, National Pollutant Discharge Elimination System Permit No. CAS000004 (Tentative Resolution No. R9-2017-0006). (*Tony Felix*)

Mr. Strawn moved to approve Tentative Resolution No. R9-2017-0006, and Mr. Morales seconded the motion. A roll call vote was taken, and Board Members Abarbanel, Anderson, Morales, Olson, Strawn, and Warren voted "aye." The motion passed.

Remainder of the Agenda (Non-Consent Items):

Item 7 - Information Item: 2016 Accomplishments and Operation Planning Preview for 2017. (*David Gibson*)

Mr. Gibson gave the staff presentation and responded to Board Member questions.

Item 8 - Tentative Resolution: Tentative Resolution supporting a List of Supplemental Environmental projects and Enhanced Compliance Actions for Consideration in Enforcement Settlement Negotiations (Tentative Resolution No. R9-2017-0014). (*Chiara Clemente*)

Ms. Clemente provided the staff presentation and responded to Board Member questions. Ms. Jayne also responded to Board Member questions.

Dr. Olson moved to approve Tentative Resolution No. R9-2017-0014, and Mr. Morales seconded the motion. A roll call vote was taken, and Board Members Abarbanel, Anderson, Morales, Olson, Strawn, and Warren voted "aye." The motion passed.

Item 9 - Basin Plan Amendment: A Resolution Amending the Water Quality Control Plan for the San Diego Basin to Incorporate Site-Specific Water Effect Ratios into Water Quality Objectives for Toxic Pollutants and Total Maximum Daily Loads for Copper, Lead, and Zinc in Chollas Creek (Tentative Resolution No. R9-2017-0015). Continued from December 14, 2016. (*Melissa Valdovinos*)

Ms. Valdovinos gave the staff presentation and responded to Board Member questions. Ms. Gorham and Ms. Walsh also responded to Board Member questions.

The following stakeholders commented on the Tentative Resolution:

- Ed Othmer, Vice President, Industrial Environmental Association
- Matt O'Malley, San Diego Coastkeeper
- Livia Borak Beudin, Coastal Environmental Rights Foundation
- Jerry Diamond, Vice President and Director of Toxicology, TetraTech, Inc.
- Drew Kleis, City of San Diego
- Ruth Kolb, City of San Diego

Mr. Morales moved to approve Tentative Resolution No. R9-2017-0015 with errata, and Mr. Anderson seconded the motion. A roll call vote was taken, and Board Members Abarbanel, Anderson, Morales, Olson, Strawn, and Warren voted "aye." The motion passed.

Item 10 - Election of Regional Board Chair and Vice Chair for 2017. *(David Gibson)*

Mr. Morales nominated Dr. Abarbanel for Board Chair and Mr. Strawn for Vice Chair. Ms. Warren seconded the nomination. A roll call vote was taken, and Board Members Abarbanel, Anderson, Morales, Olson, Strawn, and Warren voted "aye." The motion passed; Dr. Abarbanel was elected Board Chair for 2017, and Mr. Strawn was elected Board Vice Chair for 2017.

There being no further business, the meeting was adjourned at 12:01 p.m.

These minutes were prepared by:

Signed by:

Rachel O'Donovan

David W. Gibson

Rachel O'Donovan
Office Technician

David Gibson
Executive Officer