



# California Regional Water Quality Control Board Central Coast Region



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Arnold Schwarzenegger  
Governor

MINUTES OF  
REGULAR MEETING  
Thursday and Friday, March 24-25, 2005  
**Central Coast Regional Water Quality Control Board**

**Thursday, March 24, 2005**

Chairman Jeffrey Young called the meeting of the Central Coast Regional Water Quality Control Board to order at 1:05 p.m. on March 24, 2005, at the Central Coast Regional Water Quality Control Board Conference Room, 895 Aerovista Place – Suite 101, San Luis Obispo, California.

**1. Roll Call**..... Executive Assistant Carol Hewitt

**Board Members Present:**

Chairman Jeffrey Young  
Vice-Chair Russell Jeffries  
Leslie Bowker  
Bruce Daniels  
Daniel Press  
Gary Shallcross

**Absent:**

Don Villeneuve

**2. Introductions**..... Executive Officer Roger Briggs

Executive Officer Roger Briggs introduced staff and asked all interested parties who wished to comment to fill out testimony cards and submit them. He also introduced and welcomed our

newly appointed State Board member Jerry Secundy. Mr. Secundy said he will be liaison for the Central Coast Water Board and the Los Angeles Water Board.

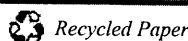
**3. Caltrans Settlement Agreement, Monterey County**..... Stipulated Order No. R3-2005-0107

This item was removed from the consent calendar. Chairman Young questioned whether CalTrans was aware of the Water Board's concerns and if CalTrans was committed to avoiding a similar situation in the future. Greg Albright, CalTrans District Director, stated that he has taken this situation seriously and that the CalTrans storm water program has changed significantly. He is committed to making the storm water program at CalTrans transparent from the State level down and is prepared to be held accountable for the program. Specifically, they have introduced compliance training to their staff in order to bring their contractor's into compliance sooner; they have contracted with Cal Poly to do grain size analysis on project area soils to be able to better

identify erosion control measures and have contracted with an outside consultant to inspect project sites. Changes have been made to management specifications statewide as a result of this enforcement action.

Board Member Daniels asked about the Storm Water Pollution Prevention Plan (SWPPP) development process and whether inspections are carried out before the rainy season. CalTrans staff said that specifications are written into the project contracts for the development of the SWPPP. The SWPPP must be approved by the project's resident engineer before the project starts. CalTrans staff emphasized that inspections are performed throughout the year and doubled during the rainy

***California Environmental Protection Agency***



season. Additional inspections can be ordered. The CalTrans construction storm water coordinator inspects all sites before the rainy season and creates a punch list of things that will need to be done to button up the site.

**Public Comment**

Gordon Hensley, SLO Coast Keepers – commented that he felt the settlement was inadequate and recommended that the Board reject it.

Mr. Briggs concluded the item saying that the main value of the settlement was the training. This will be an additional assistance to staff and free up resources for other storm water activities. He further stated that we do look at CalTrans as a whole but also on a case-by-case basis; it was during this period that CalTrans received a water quality award for work at the Cuesta Grade. Mr. Briggs recommended approval of the settlement.

**MOTION: Russell Jeffries moved to approve Stipulated Order No. R3-2005-0107. SECONDED by Daniel Press. CARRIED – (5-1) Gary Shallcross voted no.**

**4. San Simeon Community Services District, San Luis Obispo County.....Order No. R3-2005-0032**

Chairman Young explained hearing procedures and swore in those involved in the matter. Staff Water Resource Control Engineer, Matt Thompson, presented the proposed Mandatory Minimum Penalty Order. The proposed Order assesses the San Simeon Community Services District (CSD) a mandatory penalty of \$144,000 for multiple violations during the period of March 4, 2004 through December 31, 2004, and directs \$79,500 of the penalty to a Supplemental Environmental Project (SEP) to install tertiary treatment facilities at the San Simeon CSD Wastewater Treatment Plant.

Board Member Daniels questioned the basis of staff’s recommendation to allow San Simeon CSD five years to complete installation of tertiary treatment facilities, when San Simeon CSD had suggested they could complete the project within 30 months. Mr. Thompson stated that 30 months is a very tight timeline. However, staff would be agreeable to tightening the deadline from five years to 30 months with Mr. Briggs’ proposed clause.

Regional Board Members asked Mr. Thompson several questions regarding procedures for approval of SEPs and San Simeon CSD’s recent performance. Executive Officer Roger Briggs recommended addition of a clause extending due dates for delays beyond the reasonable control of San Simeon CSD.

Gordon Hensley, Environment in the Public Interest, questioned the eligibility of the tertiary treatment facilities project as an SEP. Mr. Thompson stated that installation of tertiary treatment facilities is above and beyond the requirements of San Simeon CSD, therefore is eligible as an SEP.

**MOTION: Bruce Daniels moved to approve Order No. R3-2005-0032 with the requirement that installation of tertiary treatment facilities be completed within 30 months, and with Mr. Briggs’ proposed clause extending due dates for delays beyond the reasonable control of the San Simeon CSD. SECONDED by Les Bowker. CARRIED - Unanimously (6-0)**

**5. City of Pismo Beach, San Luis Obispo County .....Order No. R3-2005-0009**

Chairman Young explained hearing procedures and swore in those involved in the matter. Staff Sanitary Engineering Associate, Sorrel Marks, presented the proposed Mandatory Minimum Penalty Order No R3-2005-0009. The proposed

Order assesses the City of Pismo Beach (City) mandatory minimum penalties for multiple violations of the City’s NPDES permit for their wastewater treatment facility that occurred from July 1, 2001 through November 30, 2004. Ms.

Marks summarized the background of previous enforcement actions, reviewed the City's treatment plant compliance history, described the City's proposed Supplement Environmental Project(s) (SEPs), and reviewed three alternate scenarios for Regional Board action, based upon the unique situation that actual discharge violations are unknown (due to improper sampling). Executive Officer Briggs clarified that the literature source referenced in staff's calculation of BOD reduction through chlorination process is the text Wastewater Engineering by Metcalf & Eddy. Board Member Daniels expressed concern regarding accepting estimates of discharge quality or changing monitoring data after the fact, and clarified that based on incorrect sample location, the City failed to submit complete monitoring reports for approximately 75 months. Board Member Press expressed desire to direct as much as possible to water quality project implementation, rather than plan development.

Dennis Delzeit, City of Pismo Beach Public Works Director, expressed his support for the recommendation stated in the staff report. Greg Ray, City of Pismo Beach, described the City's six-month evaluation of pre- and post-chlorination BOD sample data. Mr. Ray also described the anomaly of results indicating BOD reduction with chlorination when BOD exceeds 30 mg/L and BOD increase with chlorination when BOD is below 30 mg/L. Board Member Press requested

the study data statistics so that Board Members and Staff can evaluate the variability.

Gordon Hensley, Environment in the Public Interest/SLO Channel Keeper, expressed concern regarding the precedent set by accepting estimated discharge quality in lieu of measured quality. Mr. Hensley requested that the penalty be the full amount of \$351,000.

Executive Officer Briggs reviewed the City's responsiveness (treatment plant upgrade, payment of past penalties, etc.) and the unique circumstances in this case of not actually having dependable data documenting discharge violations upon which mandatory penalties are based. Mr. Briggs summarized by recommending adoption of the reduced penalty amount of \$243,000, which gives the City the benefit of the doubt associated with inadequate data.

Board Members Daniels, Jeffries, Shallcross, Bowker, and Press each expressed support for limiting SEP funds for plan development and directing the majority of funding toward on-the-ground implementation projects.

Stephanie Wall, Central Coast Salmon Enhancement, described the group's work in Pismo and nearby watersheds and requested adequate funding for the SEP's Watershed Plan development.

**MOTION: Daniel Press moved to adopt penalty Order No. R3-2005-0009 as recommended in the staff report for \$243,000. SECONDED by Les Bowker. CARRIED - (4-2) Russell Jeffries and Bruce Daniels voted no.**

**SECOND MOTION: Daniel Press moved to approve \$100,000 of the SEP for implementation, with plan development limited to \$29,000. SECONDED by Gary Shallcross. CARRIED - Unanimously (6-0)**

*(Chairman Young announced a break at 3:15 p.m. The meeting reconvened at 3:30 p.m.)*

**6. Public Forum** ..... Board Direction

Al Barrow, resident of Los Osos – discussed concerns about the Los Osos sewer project costs and recommended the Board support a recharge project.

Jack McCurdy – discussed Duke Energy, Morro Bay Power Plant. He noted that the City of Morro Bay and Duke Energy have not negotiated a new lease to date.

Assistant Executive Officer Michael Thomas and Counsel Lori Okun explained the regulatory status of the permit and said Duke Energy is still

operation the power plant and has a permit to discharge.

**12. Low Threat and General Discharge Cases**.....Information/Discussion/Board Approval

The Board asked about the Silver Mountain Vineyard and its ground discharges. Staff will research the site and report back to the Board.

"adequately defined" the extent of petroleum hydrocarbons, even though the extent of soil contamination was not shown to be defined within El Camino Real. Mr. Walsh responded that due to access limitations and based on results of monitoring wells installed on the opposite side of the street, that the exact extent within the street was not necessary. The Regional Board did not object to the recommended case closure.

Associate Engineering Geologist, Corey Walsh, responded to Regional Board questions concerning staff's recommendation to close the Circle N Land Company underground storage tank case. Regional Board Member Daniels requested clarification of the staff report which indicated boring results

**16. Enforcement Report** .....Status Report

This is a written report.

**31. Reports by Regional Board Members** .....Status Report

Russell Jeffries received an apology from the City of Salinas regarding the City's sphere of influence and a monitoring point on the Santa Rita Creek.

Chairman Young adjourned the public meeting at 3:58 p.m. and had Closed Session. The public meeting will reconvene at 8:30 a.m. on Friday, March 25, 2005.

**Friday, March 25, 2005**

Chairman Jeffrey Young called the meeting of the Central Coast Regional Water Quality Control Board to order at 8:35 a.m. on March 25, 2005, at the Central Coast Regional Water Quality Control Board Conference Room, 895 Aerovista Place – Suite 101, San Luis Obispo, California.

**7. Roll Call.....** Executive Assistant Carol Hewitt

**Board Members Present:**

- Chairman Jeffrey Young
- Vice-Chair Russell Jeffries
- Leslie Bowker
- Bruce Daniels
- Daniel Press
- Gary Shallcross
- Don Villeneuve

**8. Introductions.....** Executive Officer Roger Briggs

Executive Officer Roger Briggs introduced staff and State Board Liaison, Jerry Secundy. Mr. Briggs asked all interested parties who wished to comment to fill out testimony cards and submit them. New staff members, Jill Wilson and Karyn

Steckling, were introduced and welcomed. Supplemental sheets include Item Nos. 19, 24, and 25. Item No. 18/Cambria Elementary School is deferred to the May 2005 Board meeting.

**9. Approval of February 10-11, 2005 Meeting Minutes .....**Board Motion

**MOTION: Russell Jeffries moved approval of the February 10-11, 2005 meeting minutes. SECONDED by Bruce Daniels. CARRIED – Unanimously (7-0)**

**10. Report by State Water Resources Control Board Liaison.....**Status Report  
No report at this time.

**11. Uncontested Items Calendar .....**Board Motion

Items 20-23, 28 and 29 are proposed for the consent calendar

**MOTION: Russell Jeffries moved to approve Item Nos. 20, 21, 22, 23, 28 and 29 for the consent calendar. SECONDED by Bruce Daniels. CARRIED – Unanimously (7-0)**

**13. Underground Storage Tank Program and MTBE Cases .....**Status Reports

A written report was submitted for this item. Board Member Daniels noted that it is very encouraging to see such good success with the cleanup sites.

**14. Perchlorate Cases** ..... Status Reports

Staff Engineer, Kristina Seley, provided a brief status update for the Whittaker and United Defense perchlorate sites. Ms. Seley reviewed Whittaker Corporation's proposed steps regarding site remediation and reviewed the current environmental investigation underway at the United Defense Test Facility. Board Member Daniels asked if source remedial actions at the United Defense Test Facility have been implemented. Ms. Seley mentioned discussions with the consultant, but further delineation of perchlorate and explosive impacts are required prior to implementing any cleanup action. Ms. Seley acknowledged the concern and will request that United Defense review source area clean up alternatives in upcoming correspondence.

will require a match of 40% from local funding sources. Mr. Athey stated that Cleanup or Abatement Order No. R3-2005-0014 was recently issued to Olin and Standard Fusee Corporation directing additional investigation and cleanup. Mr. Athey mentioned that the appeal period runs out in early April and indicated that Olin is reviewing the Order. Olin has not indicated that they plan to appeal the Order. Mr. Athey spoke about the status of the Northeast perchlorate investigation and mentioned that staff has evaluated Olin's sampling work plan and piezometer work plan. Staff plans to send approval letters sometime next week. Mr. Athey mentioned that Olin is proposing to install additional piezometers and will be sampling them for perchlorate in addition to collecting groundwater elevation data. Lastly, Mr. Athey noted that the Perchlorate Community Advisory Group will be meeting on April 1st and that Regional Board staff will be attending.

Staff Engineer, David Athey, presented an update related to the Olin perchlorate contamination in Morgan Hill. Mr. Athey discussed: the recent House of Representatives passage of a Bill (by Representative Pombo) to provide federal funds for perchlorate Cleanup in the Llagas groundwater sub basin; the Executive Officer's recent issuance of a Cleanup and Abatement Order to Olin and Standard Fusee Corporations; the recently released Draft State Board Order related to Cleanup and Abatement Order No. R3-2004-0101; the current status of the Northeast Perchlorate investigation; and, the upcoming Perchlorate Community Advisory Group Meeting.

Board Member Daniels asked if Olin had completed any additional southern plume area characterization since the last Regional Board meeting. Mr. Athey said they have not, but that Olin will be submitting a groundwater monitoring plan in April addressing this issue. Mr. Athey also said that Regional Board staff will be evaluating the report and will keep Mr. Daniels concerns in mind when commenting and evaluating the need for additional southern plume characterization. Board Member Daniels also asked if the monitoring plan will address the vertical extent of perchlorate contamination. Mr. Athey responded that the recently issued Cleanup Order requires vertical delineation. There were no further questions from the Regional Board.

The Pombo Bill could provide up to \$25 million to cleanup perchlorate in the Llagas groundwater sub basin. The legislation was recently passed by the House of Representatives and must be approved by the Senate and Signed by President Bush. Mr. Athey stated that as currently written the funding

**15. Corrective Action Plan Approval** ..... Status Report

A written report was submitted for the Former Tosco Facility #05432, Monterey, Monterey County.

**17. Duke Energy Morro Bay Power Plant, San Luis Obispo County** ..... Order No. R3-2005-0030

Hearing was waived for this item, Duke Energy paid the penalty amount and the matter was settled prior to the Regional Board meeting.

**18. Cambria Elementary School, San Luis Obispo County .....Order No. R3-2005-0012**

This item was removed from the agenda. It will be addressed at the May 2005 Board meeting.

**19. City of San Luis Obispo Water Reclamation Facility, San Luis Obispo County .....Order No. R3-2002-0043**

Staff Water Resource Control Engineer, Matt Thompson, presented staff's proposed modifications to the City of San Luis Obispo Water Reclamation Facility NPDES Permit. The proposed modifications include new effluent limitations for selenium, cyanide, and bromoform that are effective immediately; final effluent limitations for chlorodibromomethane and dichlorobromomethane to be included in the subsequent Permit reissuance in 2007; a five-year compliance schedule, a special provision requiring submittal of Trihalomethanes Reduction Evaluation by November 1, 2005; and an alternative effluent chlorine limitation to accommodate grab sampling and U.S. EPA approved analysis methodology. Mr. Thompson discussed comments from the City of San Luis Obispo, the Environmental Center of San Luis Obispo (ECOSLO), Sierra Club, and Environment in the Public Interest.

Board Member Press and other Regional Board Members inquired into the basis of staff's proposed final effluent limit for cyanide. Mr. Thompson indicated that the proposed final effluent limitations for cyanide are based on California Toxics Rule criteria.

David Hix and John Moss of the City of San Luis Obispo presented testimony in support of their proposed alternative effluent chlorine limitation. They requested a limited number of excursions per calendar month and offered to monitor effluent chlorine with grab samples twice per day to demonstrate compliance. Board members then

discussed staff's and the City's proposed effluent chlorine limitations. Board Member Daniels suggested that the City should switch to alternative disinfection methods, and suggested that effluent monitoring for constituents with reasonable potential be increased from quarterly to monthly. Mr. Daniels also questioned the length of the proposed compliance schedule.

Mr. Hix explained that five-years is needed to complete a significant wastewater treatment plant upgrade.

*(Chairman Young announced a break at 9:50 a.m. The meeting reconvened at 10:20 a.m.)*

After a short recess, Mr. Thompson proposed an alternative effluent chlorine limitation that would allow one excursion per calendar month, and recommended that effluent chlorine monitoring be increased to twice per day.

Pamela Heatherington of ECOSLO, Gordon Hensley of Environment in the Public Interest, and Andrew Christie of the Sierra Club all expressed concern regarding the length of the proposed compliance schedule, and allowance of a 'degradation zone' for trihalomethanes.

Board Member Daniels expressed concern regarding the length of the proposed compliance schedule and the 'degradation zone' concept. Mr. Briggs suggested additional language to encourage the City to shorten the compliance schedule wherever possible.

**MOTION:** Les Bowker moved to approve Order No. R3-2002-0043 with the following proposed changes: 1) revision of the alternative effluent chlorine limitation to allow one excursion per calendar month, 2) increase effluent chlorine grab sampling to twice per day, 3) increase effluent monitoring for constituents with reasonable potential from quarterly to monthly, and 4) additional language requiring the City to accelerate the compliance schedule whenever possible. **SECONDED** by Don Villeneuve. **CARRIED** – Unanimously (7-0)

**24. Big Basin Water Company, NTMP 1-04NTMP-011 SCR, Santa Cruz County.....Resolution No. R3-2005-0054**

Water Board staff engineer, Howard Kolb, presented the conditional Waivers of Waste Discharge Requirements (Timber Harvest Requirements) for the Big Basin Water Company Non-Industrial Timber Management Plan (NTMP).

During the presentation for the Timber Harvest Requirements for the Big Basin Water Company NTMP, Water Board staff gave a brief status report on past timber harvest meetings and actions. Water Board staff also reviewed a management strategy for Timber Harvest activities proposed in the Region. The strategy includes a process (Eligibility Criteria) for staff to assess potential risks to water quality from proposed timber harvests and assign an appropriate level of monitoring for the proposed activities. The Eligibility Criteria place proposed timber activities into one of four tiers based on increasing threat to water quality. Each Tier has an increased level of monitoring.

Water Board staff used the Eligibility Criteria to determine the regulator option for the Big Basin Water Company NTMP and presented those results, the proposed Resolution, and proposed monitoring program for Water Board consideration.

**Public Comment**

Jim Moore - Big Basin Water Company

- Supported proposed Timber Harvest Requirements and monitoring and reporting program (MRP).
- Requested that Big Basin Water Company be allowed to propose ways to improve and enhance his monitoring program.
- Proposed submitting modifications to the proposed MRP.

Question by Dr. Daniel Press:

How much logging has occurred in the last 20 years?

Response – Maybe three events over 364 acres. All areas have been logged at least once.

Why log a watershed used for water supply?

Response - To improve the water supply facility and watershed (remove check dam, replace a culvert with a bridge, etc.)

Can the current fee structure pay for needed improvements and maintenance?

Response – No.

Question by Chairman Jeff Young:

Have there been changes in fish populations?

Response – No fish populations in these creeks.

Nadia Hamey – Forester, Big Creek Lumber

- Described the timber harvest plan process.
- Asked the Water Board to consider existing water quality data.
- Requested the Water Board consider the alternative monitoring and reporting requirements with respect to costs, referred to letters from experts.

Question by Board Member Shallcross:

What letters from experts were referenced?

Letters from CDF to Water Board staff from Donald Zimmer and Dennis Hall of CDF.

Thom Sutfin – Division Chief CDF, Forest Manager for Soquel Demonstration Forest

- Expressed interest in working on the Eligibility Criteria and Timber Harvest Requirements process with Water Board staff.

**Board Discussion**

Board Member Daniels:

- Stated that the use of two monitoring sites instead of four, upstream and downstream of the two sites (culvert removal and check dam removal) due to close proximity, was a good idea.
- Would like copies of the Eligibility Criteria spread sheets for this NTMP

Where are the findings for the site and why are they not in the proposed resolution?

Response – The resolution was written to be inclusive. Water Board staff included the findings in the staff report instead of the resolution.



For an NTMP what happens with changes in the Forest Practice Rules when a re-entry is proposed?  
 Response – CDF’s Tom Sutfin stated that new rules are applied when re-entry is considered.

quality, but not required under the CDF THP/NTMP process.

Board Member Press:

- Stated that the Eligibility Criteria and Timber Harvest Plan should be referenced as part of the findings.
- Eligibility Criteria should include a way to credit timber operators for conducting mitigation actions that are beneficial to water

Senior Staff Counsel Lori Okun:

- Suggested taking out examples of different sampling types that are in the proposed monitoring program.
- Eligibility Criteria needs to be clear on the monitoring requirements for each Tier.

Staff summarized proposed changes.

**MOTION: Bruce Daniels moved to approve Resolution No. R3-2005-0054 to include the following changes in the staff report: 1) add recommended changes by Howard Kolb at end of presentation, 2) removal of parenthetical remark on 10c, 3) remove excess pages at the end of the item 4) change language with respect to the month, 5) remove examples and discussion to trim down the Monitoring and Reporting Report. SECONDED by Daniel Press. CARRIED – Unanimously (7-0)**

**25. Viitonen Timber Harvest, THP No. 1-04-094 SCR, Santa Cruz County ..... Resolution No. R3-2005-0055**

Water Board Engineer, Howard Kolb, presented the conditional Waiver of Waste Discharge Requirements (Timber Harvest Requirements) for the Viitonen Timber Harvest Plan (THP). Water Board staff used the Eligibility Criteria for the Viitonen THP and presented those results, the proposed Resolution, and proposed monitoring program for Water Board consideration.

What if the proposed project is in a Class I or II water body, does that put the discharger into Tier IV?

Staff response – No. Water body class does not automatically result in a Tier IV designation. Water body class affects the Drainage Density Index that, in combination with the other eligibility criteria, determine the regulator option and monitoring requirements.

Board Member Press:

Does being in a watershed listed as impaired on the 303d list put the discharger into Tier IV?

Staff response – No. It puts the discharger in “high” for cumulative effects ratio. It is the combination of eligibility criteria ratings that determine the regulatory option.

**Public Comment**

Nadia Hamey – Big Creek Lumber

- Discussed mitigation point M2. Decommissioning 100 feet of old road and establishing a new road that would be easier to maintain.

**MOTION: Daniel Press moved to adopt Resolution No. R3-2005-0055 and a section of the staff report under “Discussion” included as the Board’s findings. SECONDED by Bruce Daniels. CARRIED – Unanimously (7-0)**

*(Dr. Press left the meeting at 12:15 p.m.)*

**26. Moss Landing Power Plant Backflushing Settlement, Monterey County ..... Update and Board Approval**

Staff Environmental Scientist, Amanda Bern, recommended four projects for funding under the PG&E Supplemental Environmental Project funds. The purpose of these funds is to support education,

outreach and implementation of farm conservation practices which improve water quality in the lower Salinas and Elkhorn Slough areas. Funds are also to support water quality monitoring in these areas.

There are \$2.8 million dollars set aside for education, outreach and implementation, and \$950,000 set aside for water quality watershed and practice effectiveness monitoring.

Of the four projects proposed, three of the projects will be funded through the \$2.85 million project fund, and another project is funded through the \$950,000 Monitoring fund. The Community Alliance for Family Farms (CAFF) requested \$200,000 from the Projects fund for on-site implementation of vegetated waterways. The Agriculture and Land-Based Training Association (ALBA) requested \$320,000 from the Projects fund for outreach and education to Spanish and English speaking growers. The Coastal Watershed Council (CWC) requested \$180,417 from the Projects fund to train growers and technical assistance staff in the collection of high quality, water quality monitoring techniques. The Elkhorn Slough Reserve requested \$170,200 from the Monitoring fund to perform water quality sampling and data analysis of 15 years of previously collected data.

Several Board Members were concerned about the cost for the watershed coordinators under the ALBA proposal. There were also concerns regarding the link between the coordinators and implementation of projects on the ground. Staff replied that the amount paid to the coordinators under the ALBA grant is within the normal range of salary for the positions and is less than what is

paid to the coordinator in Santa Barbara County. Brett Melone, Executive Director of ALBA, addressed the Board and said that a tracking system is being developed to track the number of growers who seek assistance in farm conservation practices. Water Board staff also addressed this issue by stating that the coordinators were partly responsible for the high rate of enrollment under the Agricultural Waiver.

Chairman Young asked whether the Elkhorn Slough Foundation had analyzed any of the 15 years of data. Kerstin Wasson from the Elkhorn Slough Reserve responded that a few simple analyses had been performed but that in order to detect trends, a statistician is needed.

Board Member Daniels asked about the amount of money left in both the project and monitoring funds. Staff replied that after funding these four projects, the following amounts were left in the funds; \$1,356,057 for on-the-ground implementation of projects, \$140,423 for outreach and education activities, \$208,177 for watershed level monitoring, and \$134,143 for practice effectiveness monitoring.

Board Member Jeffries was concerned that the ever-increasing numbers of projects under this fund is becoming complex. Funds after this fund will be limited, and it is therefore important that the dollars are spent wisely.

**MOTION: Russell Jeffries moved to approve the proposed staff recommendation. SECONDED by Bruce Daniels. CARRIED – Unanimously (6-0)**

**30. Public Forum** ..... Board Direction

Brett Melone, ALBA – ALBA is in the process of forming a network of farmers and will be tracking how our interactions impact their business success

and overall performance, and what sort of practices they are implementing.

**27. Regional Board Vision/Goals, Conservation Ethic, and Other Water Quality Issues** ..... Information and Board Discussion/Direction

Executive Officer Briggs provided an introduction and overview for this item. Michael Thomas gave a presentation. The conservation ethic will focus on two main issues: 1) Ag land management practices (millions of acres), and 2) Urbanization

(population increase). Elements of the conservation ethic will be:

- managed account (community foundation)
- establish criteria for account (types of projects)

- implement BMPs, LID
- critical habitat
- leverage

Incorporating the conservation ethic will include:

- 401 Certification Program (county wide permit)
- Low Impact Development discussions with Salinas and Santa Maria
  - Education, design standards, ordinances, projects
- TMDL: riparian corridors
- Land Conservancy (library of projects)
- Resources Legacy Fund Foundation
- Power plant permits

The Board members would like to see everything possible incorporated into the conservation ethic and input from all staff and the public. They would also like to know what they can do as a regulatory body to support the conservation ethic. The Board would like a field trip planned prior to the Watsonville meeting to observe improvements made at the Elkhorn Slough. They also suggested that the June offsite meeting be held at the San Luis Obispo office and open up discussion with all staff.

A lengthy discussion was held about plastics. Mr. Briggs noted that the Storm Water Program is a good program to start with to help make progress on the plastics pollution problem.

**32. Executive Officer's Report** .....Information/Discussion

Mr. Briggs noted that the Water Certification chart now has more detail in the description column.

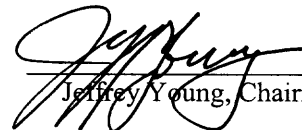
Mr. Dan Blunk, UCSC, spoke to the Board about current UCSC projects and about working to include life cycle costs into the budget.

A supplemental sheet was sent to the Board from Don Stevens addressing UCSC run-off issues. Kimberly Gonzalez is preparing a status report for the May meeting to address that issue.

Lori Okun gave a status report on lawsuits against the Los Osos CSD, the County and Coastal Commission, and the State Water Resources Control Board.

Chairman Young adjourned the public meeting at 4:30 p.m.

The meeting was audio recorded and the minutes were reviewed by management, and approved by the Board at its May 12-13, 2005 meeting in Watsonville, California.



Jeffrey Young, Chairman

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