

**STATE WATER RESOURCES CONTROL BOARD  
RESOLUTION NO. 2012-0066**

TO RELEASE THE REMAINING \$1.8 MILLION OF CLEANUP AND ABATEMENT ACCOUNT (CAA) FUNDING TO THE CENTRAL VALLEY SALINITY AND NUTRIENT MANAGEMENT PLAN (PROJECT) BASED ON DEMONSTRATION OF ADEQUATE PROGRESS

WHEREAS:

1. The Central Valley Regional Water Quality Control Board (Regional Water Board) was awarded \$3.8 million in accordance with [Resolution No. 2010-0042](#), to conduct years two and three of a three-year Project in support of the development of a salinity and nutrient management plan for the Central Valley. It is expected that the Project will provide the basis for a Regional Water Board Basin Plan amendment that will address ongoing salinity and nutrient concerns in the Central Valley Region;
2. Resolution No. 2010-0042 provided \$2 million for year two and \$1.8 million for year three. Funding for year three was contingent upon whether sufficient progress in implementing the Project has been demonstrated and outside stakeholder support and funding has been developed;
3. In accordance with Resolution No. 2010-0042, the Regional Water Board and members of the Central Valley Salinity Coalition (Coalition) reported to the State Water Resources Control Board (State Water Board) at a public board meeting on the cumulative progress achieved during years one and two. The progress report included a detailed accounting of expenditures, services received, a line item report of in-kind and contract services contributions from Coalition members and/or additional public and private entities, a summary of work accomplishments to date and timeline for completion of work;
4. The public report on cumulative progress provided demonstration of sufficient progress in implementing the Project and that stakeholder support and funding has been developed; and
5. The requested release of the original allocation is consistent with the purposes of Water Code Section 13442. Section 13442 provides that the State Water Board may order monies to be paid from the CAA to a public agency with the authority to cleanup or abate the effects of a waste in order "to assist it in cleaning up the waste or abating its effects on the waters of the state."

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the release of the remaining \$1.8 million from the CAA originally allocated in Resolution No. 2010-0042, to the Regional Water Board to complete year three of the Project;

2. Requires the Regional Water Board to continue to report progress on this effort to the State Water Board on at least an annual basis at a publicly noticed State Water Board meeting. The progress report will continue to include a detailed accounting of expenditures, services received, a line item report of in-kind and contract services contributions from Coalition members and/or additional public and private entities, a summary of work accomplishments to date and timeline for completion of work. If the Project is not completed by June 1, 2014, the Regional Water Board will provide estimates of when work is expected to be complete and identify additional funding sources, if necessary, that will be utilized to complete the Project;
3. Disencumbers any remaining unexpended funds if sufficient progress is not demonstrated in achieving the Project Goals; and
4. Reverts any unexpended funds to the CAA as of June 1, 2014, unless the Deputy Director or Assistant Deputy Director of the Division of Financial Assistance authorizes an extension. The funds will be available until June 1, 2014.

### **CERTIFICATION**


The undersigned, Clerk to the Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Board held on December 4, 2012.

AYE:            Chairman Charles R. Hoppin  
                  Vice Chair Frances Spivy-Weber  
                  Board Member Tam M. Doduc  
                  Board Member Steven Moore  
                  Board Member Felicia Marcus

NAY:            None

ABSENT:        None

ABSTAIN:       None

  
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Jeanine Townsend  
Clerk to the Board