

**STATE WATER BOARD**  
**BOARD MEETING MINUTES**  
December 13, 2006

Copies of the resolutions and water quality order can be obtained by calling (916) 341-5600 or downloading from our [website](#).

**CALL TO ORDER**

Tam M. Doduc, Chair called the meeting to order on December 13, 2006 at 10:15 a.m. in the Byron Sher Hearing Room, 1001 I Street, Sacramento, California.

**BOARD MEMBERS PRESENT**

Tam M. Doduc, Chair; Gary Wolff, P.E., Ph.D., Vice Chair; Arthur G. Baggett, Jr., Member; Charlie Hoppin, Member

**BOARD MEMBERS ABSENT**

None

**STAFF PRESENT**

Tom Howard, Acting Executive Director  
Michael Lauffer, Chief Counsel  
Jeanine Townsend, Executive Assistant  
Ibyang Riviera, Division of Financial Assistance  
Laura Peters, Division of Financial Assistance  
Betsy Jennings, Office of Chief Counsel  
Steve Saiz, Division of Water Quality  
Vicky Whitney, Division of Water Rights  
Les Grober, Division of Water Rights

Beth Jines, Chief Deputy Director  
Song Her, Clerk to the Board  
Barbara Evoy, Division of Financial Assistance  
Darrin Polhemus, Division of Water Quality  
Marleigh Wood, Office of Chief Counsel  
Andy Sawyer, Office of Chief Counsel  
Greg Gearhart, Division of Water Quality  
Barbara Leidigh, Office of Chief Counsel

**ANNOUNCEMENT**

- Evacuation information in case the fire alarm goes off during the meeting.

**CUSTOMER SERVICE AWARD**

Customer Service Award presented to Ibyang Riviera, DAS  
2006 Pisces Award presented to Mike Eaton, The California Nature Conservancy

**PUBLIC FORUM**

**Commenters**

John Herrick, South Delta Water Agency

**BOARD BUSINESS**

1. Election of a new Vice-Chair by the Board

**Motion:** Member Hoppin moved the nomination of Member Gary Wolff as the new Vice Chair.

**Seconded by:** Member Baggett

**MOTION CARRIED**

**Aye:** Board Chair Doduc  
Member Baggett  
Member Hoppin

**Abstain:** Vice Chair Wolff

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2. The Board will consider adoption of the November 15, 2006 Board meeting minutes
- Motion:** Member Baggett moved to adopt the November 15, 2006 Board Meeting minutes.  
**Seconded by:** Board Chair Doduc
- MOTION CARRIED** ([11/15/06](#))
- Aye:** Board Chair Doduc  
Member Baggett  
Member Hoppin  
Vice Chair Wolff

**INFORMATIONAL ITEM**

3. Board Member Report
- None was given.
4. Report by Robert Perdue, Executive Officer, Colorado River Basin Water Board ([Presentation](#))
5. Update on Reports from the California Integrated Water Quality System (CIWQS) ([Presentation](#))

**Commenters**

John Norton, Friends of Deer Creek

**FINANCIAL ASSISTANCE**

6. Consideration of a resolution committing Clean Beaches Initiative (CBI) grant funds to the City of Oceanside for the [Loma Alta Creek](#) Ultraviolet Light (UV) Treatment Facility; CBI grant program; CBI Project No. 312
- Motion:** Member Baggett moved to adopt the proposed resolution.  
**Seconded by:** Member Wolff
- MOTION CARRIED** ([Resolution 2006-0095](#))
- Aye:** Board Chair Doduc  
Member Baggett  
Member Hoppin  
Vice Chair Wolff

**Commenters**

None

7. Consideration of a resolution committing Clean Beaches Initiative (CBI) grant funds to the Santa Cruz County Sanitation District for the [New Brighton/Seacliff Beaches](#) Sewer Line Replacement Project - Capitola Beach; CBI grant program; CBI Project No. 321
- Motion:** Member Baggett moved to adopt the proposed resolution.  
**Seconded by:** Member Wolff
- MOTION CARRIED** ([Resolution 2006-0096](#))
- Aye:** Board Chair Doduc  
Member Baggett  
Member Hoppin  
Vice Chair Wolff

**Commenters**

None

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8. Consideration of a resolution authorizing issuance of a \$1,462,400 Installment Sales Agreement Contract and amendments thereto from the Agricultural Management Loan Program (ADMLP) to the Pacheco Water District for an [Irrigation System Improvement Project](#)

**Motion:** Member Baggett moved to adopt the proposed resolution.

**Seconded by:** Member Wolff

**MOTION CARRIED** ([Resolution 2006-0097](#))

**Aye:** Board Chair Doduc  
Member Baggett  
Member Hoppin  
Vice Chair Wolff

**Commenters**

None

**WATER QUALITY**

9. Petition of [Curtis D. Quinones](#) and Vapor Cleaners, Inc., for review of Cleanup or Abatement Order No. R3-2006-0021, issued by the Central Coast Water Board (SWRCB/OCC File A-1740)  
(The State Water Board will consider issuing an order dismissing the petition.)

**(Written comments were due by 5 p.m. on November 29, 2006)**

**Motion:** Member Wolff moved to adopt the proposed order with changes requested by the board members.

**Seconded by:** Member Baggett

**MOTION CARRIED** ([Order WQ 2006-0010](#))

**Aye:** Board Chair Doduc  
Member Baggett  
Member Hoppin  
Vice Chair Wolff

**Commenters**

Curtis Quinones, Vapor Cleaners  
Hans Herb, Law Office of Hans Herb  
Howard Whitney, Remediation Testing and Design  
Rick Rempel, Rempel Consulting Inc.  
Lori Okun, Central Coast Water Board  
Sheila Soderberg, Central Coast Water Board  
Karyn Steckling, Central Coast Water Board

10. Petition of [Chevron Products Company](#) for review of Requests for Technical Report for 4000 Portola Drive, Santa Cruz, Central Coast Region (SWRCB/OCC File A-1343)  
(The State Water Board will consider issuing an order dismissing the petition.)

**(Written comments were due by 5 p.m. on November 29, 2006)**

**Motion:** Member Baggett moved to adopt the proposed order.

**Seconded by:** Member Hoppin

**MOTION CARRIED** ([Order WQ 2006-0011](#))

**Aye:** Board Chair Doduc  
Member Baggett  
Member Hoppin  
Vice Chair Wolff

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**Commenters**

None

**LUNCH BREAK**

The meeting recessed for lunch while the board went into closed session to discuss the water rights and personnel closed session items.

**WATER QUALITY**

11. Petitions of [Boeing Company](#) for review of Waste Discharge Requirement Orders R4-2004-0111, R4-2006-0008, and R4-2006-0036 for the Santa Susana Field Laboratory, issued by the Los Angeles Water Board (SWRCB/OCC File A-1653 and A-1737)  
(The State Water Board will consider issuing an order remanding the matter to the Los Angeles Water Board and otherwise dismissing the petitions.)  
**(Written comments were due by 3 p.m. on December 7, 2006)** ([Presentation](#))

**Motion:** Member Wolff moved to adopt the proposed order with amendments proposed by the board members.

**Seconded by:** Member Baggett

**MOTION CARRIED** ([Order WQ 2006-0012](#))

**Aye:** Board Chair Doduc  
Member Baggett  
Member Hoppin  
Vice Chair Wolff

**Commenters**

Adam Salkin,  
Anjali Jaiswal, NRDC, Heal the Bay, California Coast Keeper Alliance  
Anthony Zepeda, Self  
Barbara Johnson, Rocketdyne Cleanup Coalition  
Bill Craven, Senator Sheila Kuehl  
Bill Magavern, Sierra Club  
Christina Walsh, CleanupRocketdyne.org  
Daniel Hirsh, Committee to Bridge the Gap  
David Hung, Los Angeles Water Board  
Elizabeth Crawford, RocketdyneWatch.org  
John Farrow, Southern California Federation of Scientists  
Jonathan Bishop, Los Angeles Water Board  
Jonathan Parfrey, Physicians for Social Responsibility – Los Angeles  
Kevin Buchan, WSPA  
Mark Perryman, Self  
Mary Hubbard, Las Virgenes Homeowners Federation  
Michael Levy, Los Angeles Water Board  
Mike Rogge, California Manufacturers and Technology Association  
Sharon Rubalcava, The Boeing Company  
Stephanie Burri, Assemblymember Julia Brownley  
Sue Boecker, Save Open Space  
Susan Paulsen, Flow Science  
William Bowling, Self

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**WATER RIGHTS**

12. Consideration of a resolution adopting the amended Water Quality Control Plan for the [San Francisco Bay/Sacramento-San Joaquin Delta Estuary](#) ([Presentation](#))

**Motion:** Member Baggett moved to adopt the proposed resolution.

**Seconded by:** Board Chair Doduc

**MOTION CARRIED** ([Resolution 2006-0098](#))

**Aye:** Board Chair Doduc  
Member Baggett  
Member Hoppin  
Vice Chair Wolff

**Commenters**

Bill Jennings, California Sportfishing Protection Alliance  
Cathy Crothers, Department of Water Resources  
John Herrick, South Delta Water Agency  
Karna Harrigfield, Stockton East Water District  
Tim O'Laughlin, San Joaquin River Authority  
Tina Cannon, Department of Fish and Game

**CLOSED SESSION ITEMS**

Closed Sessions are not open to the public

**WATER RIGHTS**

The Board will meet in closed session to discuss ongoing and threatened litigation resulting from Order WR 2006-0006, which issued a cease and desist order against the Department of Water Resources and the United States Bureau of Reclamation. Current cases are: *United States v. State Water Resources Control Board, San Luis & Delta-Mendota Water Authority and Westlands Water District v. State Water Resources Control Board*, and *State Water Contractors v. State Water Resources Control Board* (all Superior Court, Sacramento County, 2006, Nos. 06CS00862, 06CS00863, and 06CS00864), and *United States v. State Water Resources Control Board* (U.S. Dist. Ct., Eastern Dist., 2006, No. 2:06-CV-01318-WBS-PAN (JKM)). (This closed session is authorized under Government Code section 11126, subds. (e)(2)(A) and (e)(2)(B).)

The Board will meet in closed session to discuss ongoing litigation in the *State Water Resources Control Board Cases* (Third District Court of Appeal, No. C044714; Sacramento County Superior Court, No. JC 4118). These cases involve challenges to revised Water Right Decision 1641. (This closed session is authorized under Government Code section 11126, subd. (e)(2)(A).)

**PERSONNEL**

The Board will meet in closed session to discuss the appointment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another employee unless the employee requests a public hearing. (This closed session is authorized under Government Code section 11126, subd. (a)(1).)

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**OPEN SESSION ITEM**

To be held in Conference Room 230

13. Consideration of State Water Board priorities and member assignments for upcoming year  
(No Action will be taken on this item)

There was no discussion of State Water Board priorities and member assignments for upcoming year, and the item was continued to a future meeting.

**ADJOURNED**

The Board Meeting adjourned at 7:47 p.m.