



STATE WATER RESOURCES CONTROL BOARD

BOARD MEETING MINUTES

TUESDAY, OCTOBER 3, 2023

WEDNESDAY, OCTOBER 4, 2023

COASTAL HEARING ROOM

Copies of the resolutions and water quality/water rights orders can be obtained by calling (916) 341-5600 or downloading from our website at http://www.waterboards.ca.gov/board_decisions/adopted_orders/.

The video of the Board Meeting is available to view on our website at: http://www.waterboards.ca.gov/board_info/video.shtml

CALL TO ORDER

Chair Joaquin Esquivel called the meeting to order on Tuesday, October 3, 2023 at 9:30 a.m. with both a physical meeting location and remote location.

BOARD MEMBERS PRESENT

Chair E. Joaquin Esquivel; Vice Chair Dorene D'Adamo; Member Sean Maguire; Member Laurel Firestone; Member Nichole Morgan

BOARD MEMBERS ABSENT

None

EXECUTIVE STAFF PRESENT

Eileen Sobeck, Executive Director (arrived at 9:43 a.m.)
Anne Hartridge, Assistant Chief Counsel
Jonathan Bishop, Chief Deputy Director
Eric Oppenheimer, Chief Deputy Director
Courtney Tyler, Clerk to the Board
Emily McShane, Assistant Clerk to the Board
Meredith Thompson, Special Assistant to Board Chair

ANNOUNCEMENTS

- *Instructions were given in regard to participating in the Remote Meeting.*
- *The Board meeting is being webcasted and recorded.*

REVISED- ITEM 3 WILL NOT BEGIN BEFORE 1:30 P.M

BOARD MEETING

Public comments on agenda items will be limited to 5 minutes or otherwise at the discretion of the Board Chair

PUBLIC FORUM

(Approximately 30 minutes at the beginning of Board Meeting and any remaining speakers at the call of the Chair)

Any member of the public may address and ask questions of the Board relating to any matter within the State Water Resources Control Board's jurisdiction provided the matter is not on the agenda or pending before the State Water Board or any California Regional Water Quality Control Board.

No Action Taken

Commenters

Tien Tran, Community Water Center

Nataly Escobedo Garcia, Leadership Counsel for Justice and Accountability

Dr. Gretchen Flohr, General Public

BOARD BUSINESS

1. The Board will consider adoption of the September 19-20, 2023 Board Meeting minutes.

Motion: Board Member Morgan moved to adopt the September 19-20, 2023 Board Meeting minutes

Seconded by: Board Member Firestone

MOTION CARRIED ([October 3, 2023](#))

Aye: Chair Esquivel
Vice Chair D'Adamo
Member Maguire
Member Firestone
Member Morgan

Nay: None

Absent: None

Abstain: None

Commenters

None

UNCONTESTED ITEM

2. Consideration of a revised Delegation Agreement to the Executive Director of the State Water Board.

Staff Presenting: Matt Carr, Andy Sawyer

- [Agenda Item](#)
- [Draft Resolution](#) | [Redline comparison](#) | [Prior Delegation](#)

Motion: Vice Chair D'Adamo moved to adopt the proposed Resolution

Seconded by: Board Member Morgan

MOTION CARRIED ([Resolution No. 2023-0036](#))

Aye: Chair Esquivel
Vice Chair D'Adamo
Member Maguire
Member Firestone
Member Morgan

Nay: None

Absent: None

Abstain: None

Commenters

None

Items 4, 5, 6 & 7 were heard prior to Item 3.

INFORMATIONAL ITEM

3. Current Hydrologic Conditions and Response.
(Staff Presentation) *Staff Presenting: James Nachbaur, Erik Ekdahl, Eric Zuniga, Matt Pavelchik, Michael Anderson (DWR)*

WILL NOT BEGIN BEFORE 1:30 P.M.

No Action Taken

Commenters

None

DIVISION OF FINANCIAL ASSISTANCE

4. Consideration of a proposed Resolution adopting the Fiscal Year 2023-24 Fund Expenditure Plan for the Safe and Affordable Drinking Water Fund.

(Staff Presentation) *Staff Presenting: Jasmine Oaxaca, Joe Karkoski, Doug Bojack*

- [Revised Public Notice](#)
- [Agenda Item](#)
- [Draft Resolution](#)
- [Revised Fund Expenditure Plan, Appendices, and Response to Comments](#)
- Written Comments (were due by noon on August 30, 2023)

Motion: Board Member Morgan moved to adopt the proposed Resolution

Seconded by: Board Member Maguire

MOTION CARRIED ([Resolution No. 2023-0037](#))

Aye: Chair Esquivel
Vice Chair D'Adamo
Member Maguire
Member Firestone
Member Morgan

Nay: None

Absent: None

Abstain: None

Commenters

None

DIVISION OF FINANCIAL ASSISTANCE, DRINKING WATER & WATER QUALITY

5. Consideration of a proposed Resolution and Guidelines for the California Extended Water and Wastewater Arrearage Payment Program (Extended Arrearage Payment Program) and delegating authority to the Deputy Director of the Division of Drinking Water, the Deputy Director of the Division of Water Quality and the Deputy Director of the Division of Financial Assistance to administer the Extended Arrearage Program.

(Staff Presentation) *Staff Presenting: Karen Mogus, Julie Osborn, Selica Potter, Robert Brownwood, Lisa McCann*

- [Public Notice](#)
- [Agenda Item](#)
- [Draft Resolution](#)
- [Proposed Extended Arrearage Program Guidelines](#)
- Written Comments (were due by noon on September 25, 2023)
- [Change Sheet #1](#)

Motion: Board Member Firestone moved to adopt the proposed Resolution with Change Sheet #1

Seconded by: Vice Chair D'Adamo

MOTION CARRIED ([Resolution No. 2023-0038](#))

Aye: Chair Esquivel
Vice Chair D'Adamo
Member Maguire
Member Firestone
Member Morgan

Nay: None

Absent: None

Abstain: None

Commenters

Danielle Blacet-Hyden, California Municipal Utilities Association

Emily Lam, San Francisco Public Utilities Commission

INFORMATIONAL ITEMS

6. Board Member Reports.

No Action Taken

For full details on each Board Member report, please review the video at [Board Videos | California State Water Resources Control Board](#). It begins at 1:31:35 on the video for the October 3, 2023 Board Meeting.

Commenters

None

7. [Executive Director's Report](#).

No Action Taken

Commenters

None

The Board recessed at 3:03 p.m. until Wednesday, October 4, 2023 at 9:30 a.m.

CLOSED SESSION

Closed Sessions are not open to the Public

PERSONNEL

The Board will meet in closed session to discuss the appointment, evaluation of performance, or dismissal of 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 by Government Code section 11126, subdivision (a)(1).)

The Board did not meet in Closed Session on the above item.

WEDNESDAY, OCTOBER 4, 2023

CALL TO ORDER

Chair Joaquin Esquivel called the meeting to order on Wednesday, October 4, 2023 at 9:31 a.m. with both a physical meeting location and remote location.

BOARD MEMBERS PRESENT

Chair E. Joaquin Esquivel; Vice Chair Dorene D'Adamo; Member Sean Maguire; Member Laurel Firestone; Member Nichole Morgan

BOARD MEMBERS ABSENT

None

EXECUTIVE STAFF PRESENT

Eileen Sobeck, Executive Director
Andy Sawyer, Assistant Chief Counsel (left at 5:00 p.m.)
Anne Hartridge, Assistant Chief Counsel (arrived at 4:50 p.m.)
Jonathan Bishop, Chief Deputy Director
Eric Oppenheimer, Chief Deputy Director
Courtney Tyler, Clerk to the Board
Emily McShane, Assistant Clerk to the Board
Meredith Thompson, Special Assistant to Board Chair

ANNOUNCEMENTS

- *Instructions were given in regard to participating in the Remote Meeting.*
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OFFICE OF RESEARCH, PLANNING, AND PERFORMANCE

8. Public Hearing/Workshop to receive comments on the proposed regulation to make conservation a California way of life.
(Staff Presentation) *Staff Presenting: James Nachbaur, Charlotte Ely, Karina Herrera, Marielle Rhodeiro, David Rose, Garrett Lenahan, Andy Sawyer*
 - [Public Notice](#)
 - [Agenda Item](#)
 - [Proposed Text of Regulation](#)
 - [Initial Statement of Reasons](#)
 - Written Comments (due by October 17, 2023)

No Action Taken

Panel 1

*Nate Adams, Santa Margarita Water District
Claire Nordlie, City of Santa Rosa
Cielo Sichi, Landscape Architect
Regina Hirsch, Watershed Progressive*

Panel 2

*Joseph Baquerizo, Long Beach Utilities Department
Jennifer Cusack, Hi-Desert Water District
Jasmine Showers, City of Santa Barbara
Dawn Calciano, City of Davis*

Panel 3

*Ken Jenkins, Cal Water Service
Shelly Thomsen, South Tahoe Public Utility District
Susan Longville, San Bernardino Valley Municipal Water District*

Panel 4

*Fiona Sanchez, Irvine Ranch Water District
Drew Atwater, Moulton Niguel Water District
Tracy Quinn, Heal the Bay
Heather Cooley, Pacific Institute
Jay Lund, Center for Watershed Sciences, UC Davis*

Commenters

*Mayor Bruce Houdesheldt, City of Roseville
Randall Reed, Cucamonga Valley Water District
Edward Jackson, California Water Association & Liberty Utilities
Sandra Rose, Monte Vista Water District
Raymond Riehle, Citrus Heights Water District
Robert Griffith, Mission Springs Water District
Pamela Tobin, Association of California Water Agencies
Nathan Vosburg, City of Coalinga
Cathy Green, Orange County Water District & Association of California Water Agencies
Michelle Curtis On behalf of Kathleen Coates Hedberg, Helix Water District
Councilmember Bert E. Perello, City of Oxnard
Debra Porada, City of Ontario
Tom Francis, Bay Area Water Supply and Conservation Agency
Andy Morris, Elsinore Valley Municipal Water District
Darcy M. Burke, Elsinore Valley Municipal Water District
Mark Emmerson, Carmichael Water District
Amy Talbot, Regional Water Authority
Brian Sanders, City of Sacramento Department of Utilities
Scott Burritt, Coachella Valley Water District
Dr Mark Gold, Natural Resources Defense Council
Ashley Metzger, Desert Water Agency
Ariel Flores, Los Angeles Department of Water & Power
Travis Franklin on behalf of Bruce Kamilos, Elk Grove Water District
Greg Bundesen, Sacramento Suburban Water District
Arman Tarzi, Jurupa Community Services District
Chris Nelson, City of Lincoln
Chelsea Haines, Association of California Water Agencies
Nate Adams, Santa Margarita Water District
Tony Firenzi, Placer County Water Agency
Rosario Cortés, WateReuse California
Paul Helliker, San Juan Water District*

Josh Watkins, City of Redding
Richard Wilson, Burbank Water and Power
Norman Huff, Camrosa Water District
Chad J. Reed, Truckee Donner Public Utility District
John Norwood, California Pool & Spa Association
Erin Sasse, Elsinore Valley Municipal Water District
Peter Martin, City of Santa Rosa
Malissa Hathaway McKeith, Citizens United for Resources and the Environment, Inc.
Craig Jones, Las Virgenes Municipal Water District
Christine Compton, Irvine Ranch Water District
Michael Hadley, Western Municipal Water District
Joe Berg, Municipal Water District of Orange County
Tia Fleming, California Water Efficiency Partnership
Ryan Ojakian, Regional Water Authority
Teresa Penunuri, Santa Fe Irrigation District
Brandon J. Bishop, City of Redding
David Mitchell, M.Cubed
Paul E. Shoenberger, Mesa Water District
Stacy Taylor, Mesa Water District
Natalie Roberts, Camrosa Water District
Conner Everts, Southern California Watershed Alliance
Gary Welling, City of Santa Clara Water and Sewer Utilities
Katherine Willis, City of Yuba City
Keith Harbeck, CEO Premier Pools & Spas
Elizabeth Lovsted, San Diego County Water Authority
Melissa Sparks-Kranz, The League of California Cities
Michelle Adams, Western Municipal Water District
Andrea Abergel, California Municipal Utilities Association
David Coxey, Bella Vista Water District
Bill McDonnell, Metropolitan Water District of Southern California
Harold Tapley, Aquos pools/AFS LLC
Deirdre Des Jardins, California Water Research / Climate Action California
*Andrew Kanzler, Citizen and Water Conservation Expert (former board member of
Orange County Environmental Justice and current city of Anaheim Staff)*
Megan Maurino, Alameda County Water District
Tom Moody, City of Corona Utilities Department
Cody Phillips, California Coastkeeper Alliance
Jacob DeFant, Agricultural Council of California
Amy Talbot on behalf of Jessica Sanders, Sacramento Tree Foundation
Jennifer Shimmin, Eastern Municipal Water District
Kwin Peterson, RH Borden and Company
Beth Olhasso, Inland Empire Utilities Agency
Martha Davis, Mono lake community
Nicholas Schneider, Georgetown Divide Public Utility District
Alicia Dunkin, Orange County Water District
Todd Dusenberry, City of Vernon
Greg Norris, Carmichael Water District
*Tim Worley, Community Water Systems Alliance (also spoke on behalf of Sue Mosburg,
CA-NV American Water Works Association)*

*Yasmeen Nubani, Twentynine Palms Water District
Charlene Engeron, Mojave Water Agency
Erin Woolley, Sierra Club California
Joanna Solins, General Public
Michael Powers, Valley Center Municipal Water District
Justin Breck, Los Angeles Waterkeeper
Danielle Coats, Rancho California Water District*

ADJOURNMENT

The Board adjourned at 9:51 p.m.

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments **must be received by 12:00 p.m. (Noon) on September 28, 2023 and will not be accepted after that time.**

Submittal of electronic PowerPoint presentations **must be received by 12:00 p.m. (Noon) on September 28, 2023 and will not be accepted after that time.**

Submittals are to be sent via e-mail to the Clerk to the Board at commentletters@waterboards.ca.gov. Please indicate in the subject line, **10/03-04/2023 BOARD MEETING – ITEM # (fill in bolded subject from appropriate item)**. If you have questions about the agenda, contact the Clerk to the Board at (916) 341-5600.

If you would like to request a copy of public comments submitted on an agenda item, please send a request to commentletters@waterboards.ca.gov, identifying the Board meeting date, and agenda item by name and number.

Agenda and items will be available electronically at:
http://www.waterboards.ca.gov/board_info/calendar/index.shtml

* Items on the uncontested items calendar may be removed at the request of any Board member or person. If an item is removed from the uncontested items calendar, it will only be voted on at this meeting if the Board accepts the staff recommendation for the agenda item. Otherwise, the item will be continued to a subsequent board meeting to allow input by interested persons.

Video broadcast of meetings will be available at: <https://video.calepa.ca.gov/>. An alternate live-stream broadcast will also be available at: <https://www.youtube.com/user/BoardWebSupport/>

LANGUAGE SERVICES

For oral interpretation, written translation, or sign language services, please call (916) 341-5254 or e-mail: opp-languageservices@Waterboards.ca.gov (at least 7 calendar days before the date of the Board meeting).

ACCESSIBILITY

Telecommunications device for the deaf (TDD) users may contact the California Relay Service at: (800) 735-2929 or voice line at (800) 735-2922.