

STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
June 3, 2008

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

CALL TO ORDER

Chair Tam Doduc called the meeting to order on June 3, 2008 at 10:02 a.m. in the Coastal Hearing Room at the California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Sacramento, California.

BOARD MEMBERS PRESENT

Tam Doduc, Chair; Gary Wolff, P.E., Ph.D., Vice Chair; Member; Charlie Hoppin, Member Frances Spivy-Weber, Member

BOARD MEMBERS ABSENT

Member, Arthur G. Baggett, Jr.

STAFF PRESENT

Dorothy Rice, Executive Director
Tom Howard, Chief Deputy Director
Jonathan Bishop, Chief Deputy Director
Michael Lauffer, Office of Chief Counsel
Jeanine Townsend, Clerk of the Board
James Herink, Office of Chief Counsel
Betsy Jennings, Office of Chief Counsel
Karen O'Haire, Office Chief Counsel
Michael Levy, Office of Chief Counsel
Lori Brock, Office of Chief Counsel

James Maughan, Division of Financial Assistance
Erin Ragazzi, Division of Financial Assistance
Shahla Farahnak, Division of Financial Assistance
Scott Couch, Division of Financial Assistance
Janis Munguia, Division of Administrative Services
Kevin Graves, Division of Water Quality
Dennis Parfitt, Division of Water Quality
James Giannopoulos, Division Water Quality
Gita Kapahi, Office of Public Participation
Bill Rukeyser, Office of Public Affairs

ANNOUNCEMENT

- *Evacuation information in case the fire alarm goes off during the meeting*
- *The Board meeting is being webcasted and recorded.*

PUBLIC FORUM

None

BOARD BUSINESS

1. The Board will consider adoption of the May 20, 2008 board meeting minutes.

Motion: Vice-Chair Wolff moved to adopt the May 20, 2008 board meeting minutes.

Seconded by: Member Spivy-Weber

MOTION CARRIED (05/20/08)

Aye: Board Chair Doduc
Vice Chair Wolff
Member Spivy-Weber
Member Hoppin

Nay: None

Absent: Member Baggett

Abstain: None

2. Board Member Report

- ❖ *Chair Doduc congratulated Member Hoppin on his second anniversary of being a member on the Board*
- ❖ *Chair Doduc reported the release of a set of proposals called the Water Quality Improvement Initiative which is posted on our website. She thanked all the Regional Water Board Chairs for their involvement in the development of the proposals. Vice-Chair Wolff thanked Chair Doduc for her leadership in these proposals.*

UNCONTESTED ITEMS (Items 3-7*)

- *3. Consideration of a Resolution authorizing the Executive Director to apply for and [accept leaking underground storage tank trust funds](#) for leak prevention from and execute a cooperative agreement with the United States Environmental Protection Agency, Region 9 (U.S. EPA).

Motion: Member Spivy-Weber moved to adopt the Resolution.

Seconded by: Board Chair Doduc

MOTION CARRIED ([Resolution 2008-0034](#))

Aye: Board Chair Doduc
Vice Chair Wolff
Member Spivy-Weber
Member Hoppin

Nay: None

Absent: Member Baggett

Abstain: None

- *4. Consideration of a Resolution authorizing the Executive Director to apply for and accept leaking underground storage tank trust fund grants from and execute a [cooperative agreement](#) with the United States Environmental Protection Agency, Region 9 (U.S. EPA).

Motion: Member Spivy-Weber moved to adopt the Resolution.

Seconded by: Board Chair Doduc

MOTION CARRIED ([Resolution 2008-0035](#))

Aye: Board Chair Doduc
Vice Chair Wolff
Member Spivy-Weber
Member Hoppin

Nay: None

Absent: Member Baggett

Abstain: None

- *5. Consideration of a Resolution authorizing the Executive Director to apply for and [accept additional underground storage tank funding](#) from and execute a cooperative agreement with the United States Environmental Protection Agency, Region 9 (U.S. EPA).

Motion: Member Spivy-Weber moved to adopt the Resolution.

Seconded by: Board Chair Doduc

MOTION CARRIED ([Resolution 2008-0036](#))

Aye: Board Chair Doduc
Vice Chair Wolff
Member Spivy-Weber
Member Hoppin

Nay: None

Absent: Member Baggett

Abstain: None

- *6. Consideration of a Resolution authorizing to execute and amend [local oversight program \(LOP\)](#) contracts with agencies to oversee leaking underground storage tank (UST) site investigation and remediation.

Motion: Member Spivy-Weber moved to adopt the Resolution.

Seconded by: Board Chair Doduc

MOTION CARRIED ([Resolution 2008-0037](#))

Aye: Board Chair Doduc
Vice Chair Wolff
Member Spivy-Weber
Member Hoppin

Nay: None

Absent: Member Baggett

Abstain: None

- *7 Consideration of a Resolution to approve funding in the amount of \$1 Million from the Cleanup and Abatement Account (CAA) to the California Integrated Waste Management Board (CIWMB) for development and dissemination of the [Education and the Environment Initiative \(EEI\)](#) curriculum.

Motion: Member Spivy-Weber moved to adopt the Resolution.

Seconded by: Board Chair Doduc

MOTION CARRIED ([Resolution 2008-0038](#))

Aye: Board Chair Doduc
Vice Chair Wolff
Member Spivy-Weber
Member Hoppin

Nay: None

Absent: Member Baggett

Abstain: None

WATER QUALITY

8. Consideration of a Proposed Order granting the Petition of Shell Oil Products US, for review of denial of petroleum underground storage tank site closure at 2405 North Sycamore Drive, [Simi Valley, California](#). ([SWRCB Staff Presentation](#)) ([LARWB Staff Presentation](#))

Motion: Board Chair Doduc moved to adopt the Proposed Order with revisions made by staff.

Seconded by: Member Hoppin

MOTION CARRIED ([Water Quality Order No. 2008-0003-UST](#))

Aye: Board Chair Doduc
Member Spivy-Weber
Member Hoppin

Nay: Vice Chair Wolff

Absent: Member Baggett

Abstain: None

Commenters

Karen Lyons, Shell Oil Products, US

Tracy Egoscue, Los Angeles Regional Water Board

FINANCIAL ASSISTANCE

9. Consideration of a Resolution adopting the [Integrated Regional Water Management \(IRWM\) Implementation Grant Funding List](#) and concurrence with the Department of Water Resources' IRWM Implementation Grant Funding List.

Motion: Board Chair Doduc moved to adopt the Resolution with amendments from Chief Counsel Michael Lauffer.

Seconded by: Member Spivy-Weber

MOTION CARRIED ([Resolution 2008-0039](#))

Aye: Board Chair Doduc
Vice Chair Wolff
Member Spivy-Weber

Nay: None

Absent: Member Baggett

Abstain: Member Hoppin

Commenters

Chris Kapheim, Alta Irrigation District
Courtney Howard, San Luis Obispo County IRWM Region
David Pedersen, Antelope Valley IRWM Group
Gary Serrato, Fresno Irrigation District
Jake McKenzie, City of Rohnert Park
Kate Rees, Cachuma Operation and Maintenance Board
MaryAnne Skorpanich, Central Orange County IRWM Group
Parvo Ogren, San Luis Obispo/Los Osos Wastewater Project
Richard Margetson, General Public
Robert Almy, Santa Barbara County IRWM Partners
Teresa Reyburn, City of Santa Monica

10. Consideration of a Resolution rescinding Resolution No. 2007-0046 for the preliminary Small Community Wastewater Grant (SCWG) commitment to the County Of Sonoma (County), Permit And Resource Management Department, for the construction of the [Monte Rio Community Wastewater Project \(Project\)](#); SCWG Project No. SCG-636.

Motion: Member Spivy-Weber moved to adopt the Resolution.

Seconded by: Board Chair Doduc

MOTION CARRIED ([Resolution 2008-0040](#))

Aye: Board Chair Doduc
Vice Chair Wolff
Member Spivy-Weber
Member Hoppin

Nay: None

Absent: Member Baggett

Abstain: None

11. Consideration of a Resolution regarding [Occidental County Sanitation District's \(District's\)](#) Request for a Waiver of Site Description and Legal Opinion Requirements Associated with the Small Community Wastewater Grant (SCWG) Program, for the Occidental Collection System Replacement Project (Project)-SCWG Project No. SCG-802

Motion: Member Spivy-Weber moved to adopt the Resolution.

Seconded by: Board Chair Doduc

MOTION CARRIED ([Resolution 2008-0041](#))

Aye: Board Chair Doduc
Vice Chair Wolff
Member Spivy-Weber
Member Hoppin

Nay: None

Absent: Member Baggett

Abstain: None

OFFICE OF CHIEF COUNSEL

12. Consideration of an interlocutory Order reviewing groundwater contamination in the area of the [City of Rialto](#) on its own motion. (*Written comments were due on May 27, 2008 by 12 p.m.*)

Motion: Vice-Chair Wolff moved to adopt the interlocutory Order, including staff revisions.

Seconded by: Member Hoppin

MOTION CARRIED ([Water Quality Order No. 2008-0004](#))

Aye: Board Chair Doduc
Vice Chair Wolff
Member Spivy-Weber
Member Hoppin

Nay: None

Absent: Member Baggett

Abstain: None

Commenters

Brian Zagon, Pyro Spectaculars, Inc.

Daniel Boone, City of Riverside

Erik Spiess, Santa Ana Regional Water Board

James Meeder, Emhart Parties

Jeffrey Dintzer, Goodrich Corp.

Ryan Hiete, West Valley Water District

Scott Sommer, City of Rialto

ADJOURNED

The Board Meeting adjourned at 2:30 p.m.

CLOSED SESSION ITEM

Closed Sessions are not open to the public

RIALTO PERCHLORATE

The Board will meet in closed session to discuss ongoing litigation in Goodrich Corp. v. California State Water Resources Control Bd., et al. (Los Angeles Superior Court No. BS110389). (This is authorized under Government Code section 11126, subdivision (e)(2)(A).)

NO CLOSED SESSION WAS HELD