

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
JUNE 5, 2018**

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 Felicia Marcus called the meeting to order on June 5, 2018 at 9:32 a.m. California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Coastal Hearing Room, Sacramento, California

BOARD MEMBERS PRESENT

Chair Felicia Marcus; Vice Chair Steven Moore; Member Tam Doduc; Member Dorene D'Adamo; Member E. Joaquin Esquivel

EXECUTIVE STAFF PRESENT

Michael Lauffer, Chief Counsel
Eileen Sobeck, Executive Director
Jonathan Bishop, Chief Deputy Director
Eric Oppenheimer, Chief Deputy Director
Jeanine Townsend, Clerk to the Board
Courtney Tyler, Assistant Clerk to the Board

ANNOUNCEMENTS

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

BOARD MEETING

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

PRESENTATION OF SUPERIOR ACCOMPLISHMENT AWARDS

- *Karen Mogus, Deputy Director with the Division of Water Quality presented the Superior Accomplishment Award to Hamid Fooland and Matt Cohen*

PUBLIC FORUM

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

BOARD BUSINESS

1. The Board will consider adoption of the May 15, 2018 Board Meeting minutes.

Motion: Member Doduc moved to adopt the proposed minutes with correction

Seconded by: Vice Chair Moore

MOTION CARRIED: ([May 15, 2018](#))

Aye: Chair Marcus
Vice Chair Moore
Member Doduc
Member D'Adamo
Member Esquivel

Nay: None

Absent: None

Abstain: None

UNCONTESTED ITEMS* (ITEMS 2-5)

- *2. Consideration of a proposed Resolution authorizing the Executive Director to apply for, accept, and/or amend a federal Clean Water Act section 319(h) Grant and execute and amend contracts and grants to support the Nonpoint Source (NPS) Program.

- [Agenda Item](#)
- [Draft Resolution](#)
- [Change Sheet #1](#)

Motion: Vice Chair Moore moved to adopt the proposed Resolution with changes in Change Sheet #1.

Seconded by: Member Esquivel

MOTION CARRIED: ([Resolution No. 2018-0024](#))

Aye: Chair Marcus
Vice Chair Moore
Member Doduc
Member D'Adamo
Member Esquivel

Nay: None

Absent: None

Abstain: None

- *3. Consideration of a proposed Resolution to adopt amendments to the California Underground Storage Tank Regulations for Reconciliation with the Federal Underground Storage Tank Regulations.

- [Agenda Item](#)
- [Draft Resolution](#)
- [Attachment A – Modified Proposed Amendments](#)
- [Written comments](#) were due by 12 noon on April 11, 2018

Motion: Vice Chair Moore moved to adopt the proposed Resolution.

Seconded by: Member Esquivel

MOTION CARRIED: ([Resolution No. 2018-0025](#))

Aye: Chair Marcus
Vice Chair Moore
Member Doduc
Member D'Adamo
Member Esquivel

Nay: None

Absent: None

Abstain: None

- *4. Consideration of a proposed Resolution to allocate up to \$508,018 in additional funds from the Cleanup and Abatement Account to the University of California, Los Angeles for the Distributed Smart Water Treatment System for Disadvantaged Communities Pilot Study.

- [Agenda Item](#)
- [Draft Resolution](#)
- [Written Comments](#)

Motion: Vice Chair Moore moved to adopt the proposed Resolution.

Seconded by: Member Esquivel

MOTION CARRIED: ([Resolution No. 2018-0026](#))

Aye: Chair Marcus
Vice Chair Moore
Member Doduc
Member D'Adamo
Member Esquivel

Nay: None

Absent: None

Abstain: None

- *5. Consideration of a proposed Resolution for the State Water Board to delegate authority to the Executive Director, Chief Deputy Director, or the Deputy Director of the Division of Administrative Services to execute and amend, as necessary, a contract with the City of San Diego to fund one San Diego Water Board staff position in the Wetlands and Riparian Protection Unit.

- [Agenda Item](#)
- [Draft Resolution](#)

Motion: Vice Chair Moore moved to adopt the proposed Resolution.

Seconded by: Member Esquivel

MOTION CARRIED: ([Resolution No. 2018-0027](#))

Aye: Chair Marcus
Vice Chair Moore
Member Doduc
Member D'Adamo
Member Esquivel

Nay: None

Absent: None

Abstain: None

INFORMATIONAL ITEM

6. Current Hydrologic Conditions. *Staff Presenting: Vadim Demchuk & Chris Kwan.* ([Staff Presentation](#))

No Action Taken

7. Update on Urban Water Conservation. *Staff Presenting: Charlotte Ely, Kathy Frevert & Jelena Hartman* ([Staff Presentation](#))

No Action Taken

DIVISION OF WATER QUALITY

8. Consideration of the Adoption of the Proposed Final Amendments to the Water Quality Control Plan for Enclosed Bays, and Estuaries: Sediment Quality Provisions, and the Proposed Final Staff Report including the Substitute Environmental Documentation. ([Staff Presentation](#))

Staff Presenting: Chris Beegan, Annalisa Kihara, Marleigh Wood & Steve Bay (SCCWRP)

- [Agenda Item](#)
- [Draft Resolution](#)
- [Proposed Final Staff Report](#)
 - [Appendix A - Amendments](#)
 - [Appendix B – Draft Economics Analysis](#)
 - [Appendix C1 – Response to Public Comments](#)
 - [Appendix C2 – Response to Peer Review Comments](#)
- [Written comments](#) were due by 12 noon on December 14, 2017

Motion: Vice Chair Moore moved to adopt the Resolution with changes read into the record by Ms. Wood.

Seconded by: Member Esquivel

MOTION CARRIED: ([Resolution No. 2018-0028](#))

Aye: Chair Marcus
Vice Chair Moore
Member Doduc
Member D'Adamo
Member Esquivel

Nay: None

Absent: None

Abstain: None

Commenters

*Ben Gibson, Montrose Chemical
Rick Bodishbaugh, Montrose Chemical
Geoff Brosseau, CA Stormwater Quality Association
Karen Cowan, CA Stormwater Quality Association
Laura Jones, Integral Consulting
James Vernon, Port of Cory Beach & Los Angeles
Chris Stransky, General Public
Chris Stransky, on behalf of Lisa Haney for Orange County Sanitation Districts
Ian Wren, San Francisco BayKeeper*

INFORMATIONAL ITEMS

9. [Allocation of certain funds generated from the Petroleum Storage Fee, Pursuant to Health and Safety Code Section 25299.43, Subdivision \(G\), for Fiscal Year 2019-2020. \(Staff Presentation\)](#)
Staff Presenting: Diane Barclay
10. [Proposed Framework for Regulating Direct Potable Reuse in California. \(Staff Presentation\)](#)
Staff Presenting: Mark Bartson, Randy Barnard, Bob Hultquist & Kim Niemeyer
 - [Proposed Framework-April 2018](#)

Commenters

*Toby Roy, San Diego County Water Authority
Jonathan Young, California Municipal Utilities Association
Jeffery Pasek, City of San Diego Pure Water Program*

11. Structure and Activities of the Office of Enforcement. [\(Staff Presentation\)](#)
Staff Presenting: Cris Carrigan, Yvonne West, Matthew Buffleben & David Boyers
12. Board Member Report.

Vice-Chair Moore

- *Spoke at California Water Association event- "Choosing Between What's the Right Thing to Do Versus the Easy Thing to Do."*
- *Attended the Resilient by Design competition.*

Member Doduc

- *Attended the Central Valley Regional Water Quality Control Board Meeting where they adopted the CV-SALTS and Nitrate Control Program.*

Member Esquivel

- *Participated in the AB 401 Stakeholder Meeting.*

Chair Marcus

- *Attended Member D'Adamo's confirmation.*
- *Spoke at the City of Santa Monica's Annual Climate Fest.*

ADJOURNMENT

The Board adjourned at 4:06 p.m.

CLOSED SESSION
Closed Sessions are not open to the Public

OFFICE OF CHIEF COUNSEL

The Board may meet in closed session to deliberate on procedural or substantive decisions to be reached in the proceeding to consider the joint Petition filed by the California Department of Water Resources and the U.S. Bureau of Reclamation to add three new points of diversion and/or points of rediversion of water to specified water right permits for the State Water Project and the Central Valley Project associated with the California WaterFix Project. (This closed session is authorized under Government Code section 11126, subdivision (c)(3).)

The Board met in Closed Session on the above Item.

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, subdivision (a)(1).)

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

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments **must be received by 12:00 p.m. on May 31, 2018, and will not be accepted after that time.**

Submittal of electronic Powerpoint presentations **must be received by 12:00 p.m. on May 31, 2018, 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, **06/05/18 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.

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/>

For a map to our building, visit: <http://www.calepa.ca.gov/headquarters-sacramento/location/>. For security purposes, all visitors are required to sign in and receive a badge prior to entering the building. Valid picture identification may be required due to the security level so please allow up to 15 minutes for this process. Individuals who require special accommodations are requested to contact the Clerk to the Board, (916) 341-5600.