

STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
SEPTEMBER 7, 2010

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

CALL TO ORDER

Chair Hoppin called the meeting to order on September 7, 2010 at 9:05 a.m. in the Coastal Hearing Room at the California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Sacramento, California.

BOARD MEMBERS PRESENT

Chairman Charlie Hoppin, Vice Chair Frances Spivy-Weber; Member Arthur G. Baggett, Jr.; Member Tam M. Doduc; Member Walter G. Pettit

STAFF PRESENT

Tom Howard, Executive Director	Caren Trgovcich, Chief Deputy Director
Michael Lauffer, Chief Counsel	Jonathan Bishop, Chief Deputy Director
Steven H. Blum, Office of Chief Counsel	Jeanine Townsend, Clerk to the Board
Nathan Jacobsen, Office of Chief Counsel	Liz Haven, Division of Water Quality
Jim Maughan, Division of Financial Assistance	Darrin Polhemus, Division of Water Quality
Scott Couch, Division of Financial Assistance	Rik Rasmusen, Division of Water Quality
Vicky Whitney, Division of Water Rights	Michael Buckman, Division of Water Quality
Gail Linck, Office of Research, Planning & Performance	Gita Kapahi, Office of Public Participation
Rafael Maestu, Office of Research, Planning & Performance	Bill Rukeyser, Office of Public Affairs
Dorena Goding, Office of Research, Planning & Performance	Matt St. John, North Coast Regional Water Board
Reed Sato, Office of Enforcement	David Leland, North Coast Regional Water Board
Mark Bradley, Office of Enforcement	

ANNOUNCEMENT

- *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 3 minutes or otherwise at the discretion of the Board Chair

PRESENTATION OF THE SUSTAINED SUPERIOR AND SUPERIOR ACCOMPLISHMENT AWARDS

- *Vicky Whitney, Deputy Director of the Division of Water Rights presented the Superior Accomplishment Award to the Delta Flow Team. They are: Les Grober, Phillip Crader, Adam Ballard, Dr. Christopher Foe, Diane Riddle, Mark Gowdy, Erin Mahaney, Lucas Sharkey, & David LaBrie*
- *Caren Trgovcich, Chief Deputy Director presented the Superior Accomplishment Award to Rafael Maestu*

PUBLIC FORUM

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

None

BOARD BUSINESS

1. The Board will consider adoption of the August 3 & 4, 2010 Board Meeting minutes.

No Action Taken – Deferred to subsequent Board Meeting

2. Board Member Report.

None

UNCONTESTED ITEM* (Item 3)

- *3. Consideration of a proposed Resolution for [Operator and Training Advisory Committee](#) appointments.

Motion: Member Doduc moved to adopt the proposed Resolution.

Seconded by: Vice-Chair Spivy-Weber

MOTION CARRIED: ([Resolution 2010-0041](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Baggett
Member Doduc
Member Pettit

Nay: None

Abstain: None

Absent: None

DIVISION OF FINANCIAL ASSISTANCE

4. Consideration of a proposed Resolution to allocate \$3.8 million from the Cleanup and Abatement Account to fund the development of the [Central Valley Salinity and Nutrient Management Plan](#).

Motion: Member Doduc moved to adopt the proposed Resolution.

Seconded by: Vice-Chair Spivy-Weber

MOTION CARRIED: ([Resolution 2010-0042](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Baggett
Member Doduc
Member Pettit

Nay: None

Abstain: None

Absent: None

DIVISION OF WATER QUALITY

5. Consideration of a proposed Resolution approving amendments to the Water Quality Control Plan for the North Coast Region (Basin Plan) to establish: (1) site specific water quality objectives for dissolved oxygen in the Klamath River; (2) an action plan for the [Klamath River Total Maximum Daily Loads](#) addressing temperature, dissolved oxygen, nutrient, and microcystin impairments in the Klamath River; and (3) an implementation plan for the Klamath and Lost River Basins. (*Written comments were due on July 21, 2010 by 12 noon.*)
([Staff Presentation](#))

Motion: Member Doduc moved to adopt the proposed Resolution with changes requested by the Board Members.

Seconded by: Vice-Chair Spivy-Weber

MOTION CARRIED: ([Resolution 2010-0043](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Baggett
Member Doduc
Member Pettit

Nay: None

Abstain: None

Commenters

Alexis Strauss, U.S. EPA

Craig Tucker, Karuk Tribe

Crystal Bowman, Karuk Tribe

Daniel Myers, Sierra Club, Redwood Chapter & Friends of the Navarro Watershed

Erica Terrence, Klamath Riverkeeper

Geoff Hales, North Coast Regional Water Board

Jenny Staats, Mid-Klamath Community Member

Ken Fetcho, Yurok Tribe

Petey Brucker, Klamath Forest Alliance

Robert Donlan, Pacificorp ([Presentation](#))

Thomas Renfree, Siskiyou County

Zeke Grader, Pacific Coast Federation of Fisherman Association

INFORMATIONAL ITEMS

6. Second release of Water Boards' [Annual Performance Report \(Fiscal Year 2009-10\)](#).
- *Caren Trgovcich, Chief Deputy Director, Rafael Maestu and Gail Linck with the Office of Research, Planning and Performance and Reed Sato with the Office of Enforcement made the [presentation](#) to the Board.*
7. Presentation of [2009 Annual Enforcement Report](#).
- *Rafael Maestu with the Office of Research, Planning and Performance and Reed Sato with the Office of Enforcement made the presentation to the Board.*

ADJOURNED

The Board Meeting adjourned at 4:00 p.m.

CLOSED SESSION

Closed Sessions are not open to the Public

DIVISION OF WATER RIGHTS

(These are authorized under Government Code section 11126, subdivision (c)(3).)

- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Woods Irrigation Company. A draft cease and desist order, issued to Woods Irrigation Company on December 28, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Yong Pak and Sun Young. A proposed cease and desist order, issued to Yong Pak and Sun Young on December 14, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Mark and Valla Dunkel. A proposed cease and desist order, issued to Mark and Valla Dunkel on December 14, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Rudy Mussi, Toni Mussi and Lori C. Mussi Investment LP (Mussi et al.). A proposed cease and desist order, issued to Mussi et al. on December 14, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.

The Board did not meet in Closed Session on these Items.