



San Francisco Bay Regional Water Quality Control Board

February 8, 2017 Board Meeting
Draft Minutes for Board Consideration

ADOPTED MARCH 8, 2017

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Item 1 – Roll Call and Introductions

Meeting called to order at 9:10 a.m. in the Elihu M. Harris Building, First Floor Auditorium.

Table with 3 columns: Board Members Present, Board Members Absent, Status. Includes names like Cecilia Ogbu, Steve Lefkovits, and Chair Terry Young.

Executive Officer Bruce Wolfe presented the 25 years of service award to Michelle Rembaum-Fox.

Item 2 – Public Forum

No parties requested to speak.

Item 3 – Minutes of the December 14, 2016 and January 11, 2017 Board Meetings

Mr. Wolfe recommended adoption of the minutes from the December and January Board meetings with a minor correction to the spelling of Board Member Battey's name.

Board Member Kissinger moved for adoption of the minutes; Board member Lefkovits seconded the motion.

Ayes: Lefkovits, Kissinger, McGrath, Ajami, Battey

Nos: None

ITEM ADOPTED

**Item 4 – Chair’s, Board Members’, and Executive Officer’s Reports**

Board Member Battey discussed the importance of public service. Vice Chair McGrath reported on the Chairs’ call and noted that WQCC will take place on October 25 and 26, 2017, in Sacramento.

Mr. Wolfe gave an overview of this month’s Executive Officer’s Report, staffing, and budgets. He also discussed local flooding problems and reported on the Army Corps of Engineers’ 2017 plans for maintenance dredging and the possibility of a pilot program demonstrating beneficial reuse of dredge material.

**Consideration of Uncontested Item**

**Item 5A – Keller Canyon Landfill Company and Republic Services, Inc., Keller Canyon Landfill, Pittsburg, Contra Costa County – Update to Waste Discharge Requirements and Rescission of Order No. 01-040**

Mr. Wolfe recommended adoption of Item 5A.

Board Member Ajami moved for adoption of Item 5A; Board Member Kissinger seconded the motion.

Ayes: Ogbu, Lefkovits, Ajami, Kissinger, McGrath, Battey

Nos: none

ITEM ADOPTED

**Other Business**

**Item 6 – Total Maximum Daily Load (TMDL) Program – Status Report**

Senior Environmental Scientist Kevin Lunde gave the presentation to the Board. He described how Planning Division staff assess attainment of water quality standards, identify impaired waters, and develop water quality attainment plans in the form of total maximum daily loads.

Board members asked a number of clarifying questions. Board Member Battey asked about prioritization. Board Member Ajami asked about monitoring. Board Member Kissinger asked about allocation of loads. Vice Chair McGrath discussed information needs and data sources. Board Member Ogbu asked about the Guadalupe River Mercury TMDL.

This item was for informational/discussion purposes and no action was taken.

**Item 7 – Estuary Blueprint – The 2016 Comprehensive Conservation and Management Plan – Presentation on the 2016 CCMP**

San Francisco Estuary Partnership Executive Director Caitlin Sweeney gave the presentation to the Board. She provided background on the San Francisco Estuary Partnership and gave an overview of the 2016 Comprehensive Conservation and Management Plan for the San Francisco Estuary, which has been rebranded as the Estuary Blueprint. Board Member Ajami asked about ways of measuring success associated with implementing green infrastructure. Board Member Kissinger asked about participation by the Central Valley Regional Water Quality Control Board. Board Member Lefkovits asked about the media outreach strategy.

This item was for informational/discussion purposes and no action was taken.

**Item 8 – Prosperity Cleaners, Marinwood Plaza, 187 Marinwood Avenue, San Rafael, Marin County – Status Report on Cleanup Plans and Activities**

Engineering Geologist Ralph Lambert gave the presentation to the Board. He provided background information about the site, described the cleanup plan for the offsite groundwater plume, which includes a pilot study intended to optimize full scale design of the remedial actions, and summarized comments received and staff's recommended written response to the proposed cleanup plan.

Board Member Kissinger asked about the pilot study and background on the proposed remedial actions. Board Member Battey asked about the stability of the plume. Tom Fitzsimons, discharger representative, described Wells Fargo's role in working with the property owners. Dan Matthews with Geologica and consultant to the discharger, described activities in the field and where the soil confirmation samples were taken. Board Member Kissinger asked about PCE release sites.

Renee Silveira, neighboring property owner, requested that the timeline for implementation of the pilot study and full scale remedial action implementation be tightened up as quickly as possible. Michael Van Zandt, attorney representing the neighboring Catholic Charities property, echoed Ms. Silveira's comments. He urged the Board to stand behind what staff is doing in terms of requiring compressed timeframes and cleanup to drinking water standards. Marin County Supervisor Damon Connolly expressed concern about missed deadlines for the soil excavation. He urged the Board to consider imposing penalties. Bill McNicholas, representing the Cleanup Marinwood Now Committee, expressed concerns about the level of oversight and urged the Board to penalize the dischargers. Dr. Elizabeth Geler, Marinwood resident, expressed concern about soil management and noted support for full cleanup of the offsite plume. John Elliott, Marinwood resident, noted concern about the amount of time to cleanup. Stephen Nestel, local resident, read comments into the record from Robert Graham, who requested more oversight of the cleanup and that the dischargers be fined. Mr. Nestel expressed concern with the oversight of Geologica and urged the Board to impose penalties. Board Member Kissinger asked a number of questions about timing, changes in scope, and equipment. Board Member Ajami asked about the stockpiled soil and runoff controls. Geologica consultant Brian Aubry clarified the reasons for changes in demolition and construction oversight. Board Member Ajami asked about whether there were cost savings associated with not demolishing the building.

Board Member Battey emphasized the need to move forward as quickly as possible. Board Member Kissinger requested clarity on the timing between the pilot and full scale implementation. Vice Chair McGrath added that he is comfortable relying on staff's expertise in overseeing the project. Mr. Wolfe noted that he would work with staff to see about tightening timeframes up in the letter and include requirements for progress reports. Vice Chair McGrath suggested that the communication strategy could be improved. Mr. Wolfe noted that staff will continue to oversee management of excavated soil.

This item was for informational/discussion purposes and no action was taken.

**Item 13 - Adjournment**

Meeting adjourned at 1:08 p.m. until the next Board Meeting – March 8, 2017