

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
MAY 7, 2013**

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/.

CALL TO ORDER

Chair Felicia Marcus called the meeting to order on May 7, 2013 at 9:03 a.m. in the Coastal Hearing Room at the California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Sacramento, California.

BOARD MEMBERS PRESENT

Chair Felicia Marcus; Vice Chair Frances Spivy-Weber; Member Tam M. Doduc; Member Steven Moore; Member Dorene D'Adamo

STAFF PRESENT

Tom Howard, Executive Director	Caren Trgovcich, Chief Deputy Director
Michael Lauffer, Chief Counsel	Jeanine Townsend, Clerk to the Board
Andy Sawyer, Office of Chief Counsel	Liz Haven, Division of Financial Assistance
Nathan Jacobsen, Office of Chief Counsel	Jim Maughan, Division of Financial Assistance
David Rose, Office of Chief Counsel	Christopher Stevens, Division of Financial Assistance
Kim Niemeyer, Office of Chief Counsel	Rik Rasmussen, Division of Water Quality
Anne Hartridge, Office of Chief Counsel	Robert Larsen, Lahontan Regional Water Board
Jim Kassel, Division of Water Rights	Patty Kouyoumdjian, Lahontan Regional Water Board
Erin Ragazzi, Division of Water Rights	Meghan Sullivan, Central Valley Regional Water Board
Michael Maher, Division of Water Rights	George Kostyrko, 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.*

BOARD MEETING

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

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.

Commenters

Kelly Sackheim, General Public (Discussed generally the water quality certification work the State Water Board is doing associated with re-licensing small, hydroelectric projects.)

BOARD BUSINESS

1. The Board will consider adoption of the April 23, 2013 Board Meeting minutes.

Motion: Member D’Adamo moved to adopt the proposed minutes.

Seconded by: Member Doduc

MOTION CARRIED: ([April 23, 2013](#))

Aye: Chair Felicia Marcus
Member Doduc
Member D’Adamo

Nay: None

Absent: None

Abstain: Vice Chair Spivy-Weber
Member Moore

2. Board Member Report.

None

UNCONTESTED ITEMS* (Items 3-6)

- *3. Consideration of a proposed Resolution [to allocate \\$475,030 from the Cleanup and Abatement Account to the North Coast Regional Water Quality Control Board for the Elk River Recovery Assessment and Pilot Project for Sediment Remediation in the Elk River Watershed.](#)

- [Change Sheet #1](#)

- [Comment Letters](#)

Motion: Member Doduc moved to adopt the proposed Resolution with changes in Change Sheet #1.

Seconded by: Member Moore

MOTION CARRIED: ([Resolution 2013-0010](#))

Aye: Chair Felicia Marcus
Vice Chair Spivy-Weber
Member Doduc
Member Moore
Member D’Adamo

Nay: None

Absent: None

Abstain: None

- *4. Consideration of a proposed Resolution to allocate \$252,070 from the [Cleanup and Abatement Account to the City of Turlock for Improving Remediation of Perchloroethylene in Turlock Groundwater Project.](#)

- [Comment Letters](#)

Motion: Member Doduc moved to adopt the proposed Resolution.

Seconded by: Member Moore

MOTION CARRIED: ([Resolution 2013-0011](#))

Aye: Chair Felicia Marcus
Vice Chair Spivy-Weber
Member Doduc
Member Moore
Member D’Adamo

Nay: None

Absent: None

Abstain: None

- *5. Consideration of a proposed Resolution [to amend the Policy for Implementing the Clean Water State Revolving Fund](#). (*Written comments were due on April 24, 2013 by 12 noon.*)
- [Change Sheet #1](#)
 - [Response to Comments](#)

This Item was removed from Uncontested and placed on the regular agenda.

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

Seconded by: Member Moore

MOTION CARRIED: ([Resolution 2013-0012](#))

Aye: Chair Felicia Marcus
Vice Chair Spivy-Weber
Member Doduc
Member Moore
Member D'Adamo

Nay: None

Absent: None

Abstain: None

Commenters

Dave Bruns, Los Angeles County Sanitation Districts

Brian Cullen, Perc Water

- *6. Consideration of a proposed Resolution to [make changes to the State Water Resources Control Board Cleanup and Abatement Account Management and Requests for Funding](#).

Motion: Member Doduc moved to adopt the proposed Resolution with changes in [Change Sheet #1](#).

Seconded by: Member Moore

MOTION CARRIED: ([Resolution 2013-0013](#))

Aye: Chair Felicia Marcus
Vice Chair Spivy-Weber
Member Doduc
Member Moore
Member D'Adamo

Nay: None

Absent: None

Abstain: None

DIVISION OF WATER QUALITY

7. Consideration of a proposed Resolution on the [Certification of the Tahoe Regional Planning Agency Clean Water Act Section 208 Lake Tahoe Water Quality Management Plan](#). (*Written comments were due on April 11, 2013 by 12 noon.*) ([Staff Presentation](#))

- [Response to Comments](#)

Motion: Member Doduc moved to adopt the proposed Resolution.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([Resolution 2013-0014](#))

Aye: Chair Felicia Marcus
Vice Chair Spivy-Weber
Member Doduc
Member Moore
Member D'Adamo

Nay: None

Absent: None

Abstain: None

Commenters

*Michael Lozeau, Friends of the West Shore & Tahoe Area Sierra Club
John Marshall, Tahoe Regional Planning Agency
Todd Ferrara, California Natural Resources Agency
Laurel Ames, Tahoe Area Sierra Club*

DIVISION OF WATER RIGHTS

8. Consideration of a proposed Order [addressing Pacific Gas and Electric Company's petition for reconsideration of the water quality certification issued for the Chili Bar Hydroelectric Project.](#)

- [Change Sheet #1](#)
- [Change Sheet #2](#)
- [Comment Letters](#)

Motion: Vice Chair Spivy-Weber moved to adopt the proposed Order with changes in Change Sheets #1 & 2.

Seconded by: Member Doduc

MOTION CARRIED: ([Water Quality Order No. 2013-0018](#))

Aye: Chair Felicia Marcus
Vice Chair Spivy-Weber
Member Doduc
Member Moore
Member D'Adamo

Nay: None

Absent: None

Abstain: None

Commenters

*Alvin Thoma, Pacific Gas & Electric
Chris Shutes, California Sportfishing Protection Alliance
Dave Steindorf, American Whitewater
Richard Roos-Collins, American Whitewater
Matthew Fogelson, Pacific Gas & Electric
Jeffrey McLain, National Marines Fisheries Services*

INFORMATIONAL ITEM

9. Presentation on the Background and Status of the [Developing Delta Regional Monitoring Program.](#)

- ❖ **Meghan Sullivan with the Central Valley Regional Water Board made the [presentation](#) to the Board along with the following individuals:**
 - ❖ **Rainer Hoenicke, Delta Stewardship Council**
 - ❖ **Dave Tamayo, County of Sacramento**
 - ❖ **Mike Wackman, Agriculture Coalition**
 - ❖ **Linda Dorn, Sacramento Regional Sanitation District**
 - ❖ **Ken Landau, Central Valley Regional Water Board**

ADJOURNMENT

The Board adjourned at 1:17 p.m.

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments must be received by 12:00 p.m. on April 30, 2013, and will not be accepted after that time.

Submittal of **electronic Powerpoint presentations** must be received by 12:00 p.m. on April 30, 2013 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, "**5/7/13 BOARD MEETING (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: <http://www.calepa.ca.gov/Broadcast/>.

For a map to our building, visit: <http://www.calepa.ca.gov/EPABldg/location.htm>. 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 Office of Employee Assistance, at (916) 341-5881.