

State of California  
California Regional Water Quality Control Board  
Colorado River Basin Region

**MINUTES OF BOARD MEETING**

Thursday, June 23, 2011, 9:00 a.m.

City of La Quinta

City Council Chambers

78-495 Calle Tampico

La Quinta, CA 92253

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The California Regional Water Quality Control Board, Colorado River Basin Region, was called to order by the Vice Chair Jeff Hays at 10:09 a.m. on June 23, 2011 at La Quinta, California.

Roll Call (Board Members Only)

**Board Members Present:**

Buford Crites, Tom Davis, Jeff Hays, Red Martinez, Edward Muzik.

**Board Members Absent:** Ellen Way.

The Board Secretary stated that a quorum was present.

**Staff Present:**

Jose Angel, Terry Barnes, Mary Castañeda, Kai Dunn, Robert Perdue, Jonathan Rokke, Jennie Snyder, Hilda Vasquez, Doug Wylie.

**Others Present:**

Joe Guzzetta, General Manager, Joshua Basin Water District

Anna Morales

Lucas G. Agatop, Heber Public Utility District

Francisco Rodriguez, Heber PUD

José F. Gutierrez, NAF El Centro

William Kagele, NAF El Centro

Manuel Sanchez, NAF El Centro

Heidi Sickler, KMEP

Scott Martin, KMEP

Merrill Norrdin, AECOM  
Ivory Reyburn, CVWD  
Bruce L Tamrenes  
Michael Taylor, Plant Superintendent, El Centro Station  
Tom Vandenberg, State Water Board, Office of the Chief Counsel

## **MINUTES**

### 1. Minutes of June 23, 2011 Board Meeting

**MOTION:** Red Martinez moved, Ed Muzik seconded, and motion carried unanimously that the Minutes be adopted as amended.

## **PUBLIC FORUM**

### 2. Joe Guzzetta, Manager for the Joshua Basin Water District.

## **UNCONTESTED NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMITS AND WASTE DISCHARGE REQUIREMENTS**

3. R7-2011-0019 National Pollutant Discharge Elimination System (NPDES) Permit and Waste Discharge Requirements for **Heber Public Utility District**, Heber Municipal Wastewater Treatment Plant, Heber – Imperial County

**MOTION:** Buford Crites moved, Tom Davis seconded, and motion carried unanimously that Order No. R7-2011-0019 be adopted.

4. R7-2011-0021 National Pollutant Discharge Elimination System (NPDES) Permit and Waste Discharge Requirements for **U.S. Naval Air Facility, Naval Air Facility El Centro Wastewater Treatment Plant**, El Centro – Imperial County

**MOTION:** Buford Crites moved, Tom Davis seconded, and motion carried unanimously that Order No. R7-2011-0021 be adopted.

5. R7-2011-0028 Waste Discharge Requirements for **Joshua Basin Water District, Owner/Operator Hi-Desert Medical Center Wastewater Treatment Facility**, City of Joshua Tree – San Bernardino County

**MOTION:** Buford Crites moved, Tom Davis seconded, that this item be moved to the September 15, 2011 Board meeting.

6. R7-2011-0033 Rescission of Waste Discharge Requirements for **California Redi-Date, LLC**, Indio - Riverside County, **Borrego Springs PCSD**, Borrego Springs – San Diego County

**MOTION:** Buford Crites moved, Tom Davis seconded, and motion carried unanimously that Order No. R7-2011-0033 be adopted.

### **CONTESTED ENFORCEMENT**

7. R7-2011-0043 Special Board Order No. R7-2011-0043 amending Cease and Desist Order No. R7-2009-0049 issued to **Imperial Irrigation District (IID), El Centro Generating Station (ECGS) Power Plant, Owner/Operator** – El Centro, Imperial County

**MOTION:** Ed Muzik moved, Tom Davis seconded, there were four (4) Ayes and one (1) No. Motion was not carried. Order No. R7-2011-0043 was not adopted.

### **KINDER MORGAN GROUNDWATER CLEANUP**

8. R7-2011-0042 Resolution for Approving Initial Study and Adopting Negative Declaration for Waste Discharge Requirements for SFPP, L.P., Operating Partnership of Kinder Morgan Energy Partners **Groundwater Treatment Discharge Sprinkler System**, City of Imperial – Imperial County

**MOTION:** Red Martinez moved, Ed Muzik seconded, and motion carried unanimously that Order No. R7-2011-0042 be adopted.

9. R7-2011-0034 Waste Discharge Requirements for **SFPP, L.P., Owner, Kinder Morgan Energy Partners, L.P., Operator, Groundwater Treatment Discharge Sprinkler System**, City of Imperial – Imperial County

**MOTION:** Ed Muzik moved, Tom Davis seconded, and motion carried unanimously that Order No. R7-2011-0034 be adopted.

### **OTHER BUSINESS**

10. Informational Update on the Yucca Valley Septic Prohibition — JR

Jon Rokke gave a brief update regarding the Yucca Valley Septic Prohibition the Board adopted at the last Regional Board (RB) meeting. He received one final comment letter late in the day on May 19<sup>th</sup> from Mr. Dave Mahaffey. The Regional Board staff added their response to the official comments-response-document posted on the web site beginning on page 27. Mr. Rokke also

mentioned that (RB) staff made one small change to the Basin Plan Amendment, and that was to change the label of “Attachment B” by re-naming it “Figure 1” in the BPA.

11. Informational Update on State Water Resources Control Board Activities — TV

No report from Mr. Vandenberg.

12. Colorado River Basin Water Board Executive Officer's Report — RP

Mr. Perdue announced that Regional Water Board (RB7) staff, Jose Cortez, Water Resources Control Engineer, had successfully passed the difficult Civil Engineering test for his California Professional Engineers license. Mr. Cortez is to be commended for this achievement.

Then, the Executive Officer updated the Board on progress towards transferring enforcement authority from RB7 to the U.S. Department of Interior for operation of the PG&E Topock IM-3 pump and treat system being used to control the Hexavalent Chromium groundwater plume adjacent to the Colorado River, south of Needles. The enforcement authority transfer from California's Porter Cologne regulations to the U.S. DOI under the federal Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) will be memorialized in an exchange of letters prior to the September 20, 2011, expiration of Board Order R7-2006-0060 Waste Discharge Requirements.

Finally, Mr. Perdue stated the Senate had frozen taking action on Regional Board appointee confirmations pending a budget deal. He added the budget stalemate had not affected the RB7 office operations.

13. Colorado River Basin Water Board Member Comments

Mr. Muzik commented on the costs associated with sewage package plants in the High Desert, including the initial purchase of the plant and annual operation and maintenance. The high costs for the package plants have piqued interest in building a centralized sewer system.

14. Colorado River Basin Water Board Chair's Report — EW

No report from Chair.

## **CLOSED SESSION**

15. At any time during the regular session, the Board may adjourn to meet in closed session to consider evidence received in an adjudicatory hearing and deliberate on a decision to be reached based on that evidence [Authority: Government Code Section 11126(c)(3)]; to discuss significant exposure to litigation [Authority: Government Code Section 11126(e)(2)(B)(i)]; to discuss whether to initiate litigation [Authority: Government Code Section 11126(e)(2)(C)(i)]; or to discuss initiated litigation [Authority: Government Code Section 11126(e)]. Discussion of litigation is within the attorney-client privilege and may be held in closed session [Authority: Government Code Section 11126(e)(2)].

No closed session items were discussed.

**ARRANGEMENTS FOR NEXT BOARD MEETING: Thursday, September 15, 2011, 10:00 a.m., in La Quinta**

**Adjournment: 11:35 a.m.**