

STATE WATER BOARD
BOARD MEETING MINUTES
September 18, 2007

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

CALL TO ORDER

Tam Doduc, Chair called the meeting to order on September 18, 2007 at 10:05 a.m. in the Coastal Hearing Room, 1001 I Street, Sacramento, California.

BOARD MEMBERS PRESENT

Gary Wolff, P.E., Ph.D., Vice Chair; Arthur G. Baggett, Jr., Member; Charlie Hoppin, Member; Frances Spivy-Weber, Member

BOARD MEMBERS ABSENT

None

STAFF PRESENT

Dorothy Rice, Executive Director
Michael Lauffer, Chief Counsel
Bill Rukeyser, Public Affairs Director
Liz Kanter, Office of Public Affairs
James Herink, Office of Chief Counsel
Sheila Vassey, Office of Chief Counsel
Andy Sawyer, Office of Chief Counsel
Betsy Jennings, Office of Chief Counsel
Erin Mahaney, Office of Chief Counsel
Karen O'Haire, Office of Chief Counsel
Rob Egel, Legislative Director
Bob Languell, Office of Research & Planning
Selicia Potter, Office of Research & Planning

Jonathan S. Bishop, Chief Deputy Director
Tom Howard, Chief Deputy Director
Jeanine Townsend, Acting Clerk of the Board
Barbara, Evoy, Division of Financial Assistance
Allan Patton, Division of Financial Assistance
Rich Mills, Division of Financial Assistance
Jim Kassel, Division of Water Rights
Les Grober, Division of Water Rights
Gita Kapahi, Division of Water Rights
Connie Anderson, Division of Water Quality
Dominic Gregorio, Division of Water Quality
Steve Saiz, Division of Water Quality
Caren Trgovcich, Office of Research & Planning

ANNOUNCEMENT

- Evacuation information in case the fire alarm goes off during the meeting

PUBLIC FORUM

Commenters

Geoff Brosseau, CASQA

BOARD BUSINESS

1. The Board will consider adoption of the September 4, 2007 board meeting minutes.

Motion: Member Hoppin moved to adopt the September 4, 2007 board meeting minutes.

Seconded by: Member Spivy-Weber

MOTION CARRIED ([09/04/07](#))

Aye: Vice Chair Wolff
Member Baggett
Member Spivy-Weber
Member Hoppin

Abstain: Board Chair Doduc

2. Board Member Report

None

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UNCONTESTED ITEM (Item 4)

3. Consideration of a Resolution authorizing the [San Gabriel Basin Water Quality Authority](#) request for funding in the amount of \$1,420,000 from the Water Quality Control Fund Cleanup and Abatement Account for the J.A.B. Holdings, Bozung Site Groundwater Cleanup Project.

Item 3 was moved out of the uncontested items and into the regular agenda items category.

Motion: Member Spivy-Weber moved to adopt the proposed resolution.

Seconded by: Member Baggett

MOTION CARRIED ([Resolution 2007-0055](#))

Aye:
Board Chair Doduc
Vice Chair Wolff
Member Baggett
Member Spivy-Weber
Member Hoppin

Commenters

Assemblymember Ed Hernandez, CA State Assembly
Gabriel Monares, WQA

4. Consideration of a Resolution approving an amendment to the Water Quality Control Plan for the Lahontan Region to revise sodium-related water quality standards for surface waters of the [Carson and Walker River watersheds](#)

Motion: Member Baggett moved to adopt the proposed resolution.

Seconded by: Member Spivy-Weber

MOTION CARRIED ([Resolution 2007-0056](#))

Aye:
Board Chair Doduc
Vice Chair Wolff
Member Baggett
Member Spivy-Weber
Member Hoppin

Commenters

None

WATER RIGHTS

5. Consideration of a Resolution proposing changes in the [Delegation Of Authority](#) to the State Water Resources Control Board (State Water Board) Members individually and the Deputy Director for Water Rights.

Motion: Member Baggett moved to adopt the proposed resolution.

Seconded by: Member Spivy-Weber

MOTION CARRIED ([Resolution 2007-0057](#))

Aye:
Board Chair Doduc
Vice Chair Wolff
Member Baggett
Member Spivy-Weber
Member Hoppin

Commenters:

Peter Kiel, Ellison, Schneider & Harris

Board Chair Doduc requested Executive Director Dorothy Rice to look into IT issues relating to posting of cancelled applications and revocations.

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WATER QUALITY

6. Consideration of a Resolution approving an exception to the California Ocean Plan for the University of California Davis [Bodega Marine Laboratory](#) discharge into the Bodega Area of Special Biological Significance, including special protections to protect beneficial uses, and adopting a mitigated negative declaration for the project. (Written comments were due on July 31, 2007 by 12:00 p.m.)

Motion: Board Chair Doduc moved to adopt the proposed resolution.

Seconded by: Member Spivy-Weber

MOTION CARRIED ([Resolution 2007-0058](#)) ([Mitigated Negative Declaration](#))

Aye:
Board Chair Doduc
Vice Chair Wolff
Member Baggett
Member Spivy-Weber
Member Hoppin

Commenters

None

CLIMATE CHANGE

7. Consideration of a resolution to develop additional information and consider actions pertaining to [climate change and water resources](#). (Written comments are due by COB, September 14, 2007)

Motion: Vice Chair Wolff moved to adopt the proposed resolution with changes.

Seconded by: Board Chair Doduc

MOTION CARRIED ([Resolution 2007-0059](#))

Aye:
Board Chair Doduc
Vice Chair Wolff
Member Baggett
Member Spivy-Weber
Member Hoppin

Commenters

Deputy Secretary Eileen Tutt, Cal/EPA

INFORMATIONAL ITEMS

8. Presentations on the Annual Status Report on the development of sediment quality objectives for enclosed bays and estuaries of California. ([Presentation-Bay](#)) ([Presentation-Beezan](#))

Board Member Spivy-Weber requested staff to make more people aware of program in lay terms.

9. Executive Director [Report](#).
10. [Update](#) of the Green Chemistry Initiative by the Department of Toxic Substances Control.

Commenters

Geoff Brosseau, CASQA

11. Update on Bay Delta issues, including San Joaquin River flow issues as they relate to the 2006 Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin River Delta Estuary.

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The following items will commence at noon in Conference Room 230 as a working lunch.

12. Discussion of Board Member priorities and next steps concerning strategic plan development.

Item 12 was continued to a future meeting.

CLOSED SESSION ITEMS

Closed Sessions are not open to the public

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, subd. (a)(1).)

RIALTO PERCHLORATE

The Board will meet in closed session to discuss ongoing litigation in *Goodrich Corp. v. California State Water Resources Control Bd., et al.* (Los Angeles Superior Court No. BS110389); *Emhart Industries, Inc. et al. v. California State Water Resources Control Bd., et al.* (Los Angeles Superior Court No. BS110390); and, *Pyro Spectaculars, Inc. v. California State Water Resources Control Bd., et al.* (Los Angeles Superior Court No. BS110391). (This is authorized under Government Code section 11126, subdivision (e)(2)(A).)

ADJOURNED

The Board Meeting adjourned at 12:01 p.m.