

**STATE WATER RESOURCES CONTROL BOARD  
BOARD MEETING MINUTES  
JUNE 4, 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/](http://www.waterboards.ca.gov/board_decisions/adopted_orders/).

**CALL TO ORDER**

Chair Felicia Marcus called the meeting to order on June 4, 2013 at 9:15 a.m. at the Monterey Institute of International Studies, 499 Pierce Street, Monterey, 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                 | Jonathan Bishop, Chief Deputy Director              |
| Nathan Jacobsen, Office of Chief Counsel       | Jeanine Townsend, Clerk to the Board                |
| Paul Murphey, Division of Water Rights         | Vicky Whitney, Division of Water Quality            |
| Michael Buckman, Division of Water Rights      | Mariela Paz Carpio-Obeso, Division of Water Quality |
| Jim Kassel, Division of Water Rights           | Ken Harris, Central Coast Regional Water Board      |
| Barbara Evoy, Division of Water Rights         | Dr. Monica Hunter, Board Member – Central Coast     |
| John O'Hagan, Division of Water Rights         | Dr. Jean-Pierre Wolff, Board Member – Central Coast |
| Erik Ek Dahl, Division of Financial Assistance | Michael Johnston, Board Member – Central Coast      |
| Gita Kapahi, Office of Public Participation    |   |

**ANNOUNCEMENT**

- *The Board meeting is being recorded and is available.*

**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**

*Jason Burnett, Mayor for City of Carmel (Welcome Remarks)*  
*Dave Chardavoyne, General Manager for Monterey County Water Resources Board (Welcome Remarks)*  
*Rudy Fischer, Councilmember for City of Pacific Grove (In support of local projects)*  
*Russ Jeffries, Board Member for Central Coast Regional Water Board (Welcome Remarks)*  
*Steve Shimek, Executive Director for The Otter Project/Monterey Coastkeeper (Concerns regarding cooperative groundwater monitoring in the Central Coast Region)*

**BOARD BUSINESS**

1. The Board will consider adoption of the May 7, 2013 Board Meeting minutes.

**Motion:** Member Doduc moved to adopt the proposed minutes.

**Seconded by:** Member D'Adamo

**MOTION CARRIED:** ([May 7, 2013](#))

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

**Nay:** None

**Absent:** None

**Abstain:** None

2. Board Member Report.

None

**UNCONTESTED ITEMS\* (Items 3-5)**

\*3. Consideration of a proposed Resolution authorizing the Executive Director to apply for, accept, and/or amend a [federal Clean Water Act section 319\(h\) Grant and authorizing execution and amendment of contracts for support of the Nonpoint Source \(NPS\) Program.](#)

**Motion:** Member Doduc moved to adopt the proposed Resolution.

**Seconded by:** Vice Chair Spivy-Weber

**MOTION CARRIED:** ([Resolution No. 2013-0015](#))

**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 approving an amendment to the Water Quality Control Plan for the Los Angeles Region to revise the [Total Maximum Daily Load for Nitrogen Compounds and Related Effects in the Los Angeles River Watershed.](#) (*Written comments were due on April 29, 2013 by 12 noon.*)

**Motion:** Member Doduc moved to adopt the proposed Resolution.

**Seconded by:** Vice Chair Spivy-Weber

**MOTION CARRIED:** ([Resolution No. 2013-0016](#))

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

**Nay:** None

**Absent:** None

**Abstain:** None

**PUBLIC HEARING**

**DIVISION OF WATER QUALITY**

\*5. The State Water Board will hold a Public Hearing to consider adoption of [amendments to State Water Resources Control Board Water Quality Order 2004-0009-DWQ, Statewide General National Pollutant Discharge Elimination System Permit for the Discharge of Aquatic Pesticides for Aquatic Weed Control in Waters of the United States, General Permit No. CAG990005.](#) (*Written comments were due on May 13, 2013 by 12 noon.*)

**Motion:** Member Doduc moved to adopt the proposed Order.

**Seconded by:** Vice Chair Spivy-Weber

**MOTION CARRIED:** ([Water Quality Order No. 2013-0032-DWQ](#))

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

**Nay:** None

**Absent:** None

**Abstain:** None

## **INFORMATIONAL ITEM**

6. Presentation by the [California American Water and the Monterey Peninsula Water Management District regarding compliance with State Water Board Order WR 2009-0060.](#)

### **No Action Taken**

- ❖ *Mr. Eric Sabolsice, Jr. and Richard Svindland with the California American Water made a [presentation to the Board.](#)*
- ❖ *Mr. David Stoldt with the Monterey Peninsula Water Management District made a [presentation to the Board](#)*

#### **Commenters**

*Henry Ruhnke, General Public  
Arleen Hardenstein, Monterey County Association of Realtors  
Ron Weitzman, Water Plus  
Chip Rerig, City of Monterey  
Peter Le, General Public*

## **BOARD WORKSHOP**

**No final action will be taken at the Workshop on Item 7**

## **DIVISION OF WATER RIGHTS**

7. Workshop on State Water Board [revised Draft Report that examines the legal and technical considerations associated with California American Water Company's proposal to extract desalination feedwater for the Monterey Peninsula Water Supply Project.](#) (*Written comments were due on May 3, 2013 by 12 noon.*) ([Staff Presentation](#))

### **No Action Taken**

- ❖ *Mr. Peter Allen with the California Public Utilities Commission made a [presentation to the Board.](#)*

#### **Commenters**

*David Chardavoyne, Monterey County Water Resources Board  
Rich Svindland, California American Water  
Thomas Virsik, PSM Law  
George Riley, Citizens for Public Water  
Richard Smith, Salinas Valley Water Coalition  
Nancy Isakson, Salinas Valley Water Coalition  
Norm Groot, Monterey County Farm Bureau  
Michael Warburton, Public Trust Alliance  
Steve Shimek, The Otter Project/Monterey Coastkeeper  
Dale Hekhuis, Peninsula Water Ratepayer Alliance  
Ron Chesshire, Monterey/Santa Cruz Building Trades  
Molly Erickson, Ag Land Trust  
Nelson, Vega, General Public  
Bob Martin, Rio Farms*

**Item 8 will not be heard before 1:00 p.m.**

**INFORMATIONAL ITEM**

8. [Desalination and Brine Disposal Amendments for the California Ocean Plan and Enclosed Bay, Estuaries, and Inland Surface Water Quality Plan. \(Staff Presentation\)](#)

**No Action Taken**

**Commenters**

*Carol Reeb, General Public\*

*Ron Davis, Cal Desal*

*Patricia Chen, South Coast Water District*

*Lesley Dobalian, San Diego County Water Authority*

*Peter MacLaggan, Poseidon Resources ([Presentation](#))*

*Hebord Olsen, General Public*

*George Riley, General Public*

**ADJOURNMENT**

The Board adjourned at 3:15 p.m. and then reconvened, with the exception of Member Doduc & Moore, at 9:30 a.m. the following morning for a noticed site tour of the San Clemente Dam removal project. Members of the public joined the San Clemente Dam tour. No other items of business were discussed.

**IMPORTANT INFORMATION!!**

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

Submittal of **electronic Powerpoint presentations** must be received by 12:00 p.m. on May 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](mailto:commentletters@waterboards.ca.gov). Please indicate in the subject line, "**6/4/13 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](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.

Individuals who require special accommodations are requested to contact the Office of Employee Assistance, at (916) 341-5881.