

REGIONAL WATER QUALITY CONTROL BOARD - SAN FRANCISCO BAY
BOARD MEETING MINUTES

May 13, 2009

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Item 1 – Roll Call and Introductions

The meeting was called to order on May 13, 2009 at 9:06 a.m. in the State Office Building Auditorium, First Floor, 1515 Clay Street, Oakland.

Board members present: John Muller, Chair; Terry Young, Vice-Chair; Shalom Eliahu; James McGrath; Steven Moore; William Peacock; Rameshwar Singh.

Board members absent: None.

Bruce H. Wolfe said Terry Seward had been selected to serve as Acting Chief of the Groundwater Protection and Waste Containment Division. Mr. Wolfe welcomed Mr. Seward in his new capacity.

Tam M. Doduc, Member, State Water Resources Control Board, and liaison to Region 2, addressed the Board.

Mr. Muller said Nathan King and George Leyva had been selected to receive Sustained Superior Accomplishment Awards. Mr. Muller awarded Certificates of Appreciation to Mr. King and Mr. Leyva.

Item 2 – Public Forum

There were no public comments.

Item 3 – Minutes of the January 14, 2009 Board Meeting

Motion: It was moved by Mr. Peacock, seconded by Mr. Eliahu, and it was voted unanimously to adopt the Minutes of the January 14, 2009 Board Meeting.

Item 4 - Chairman's, Board Members', and Executive Officer's Reports

Mr. Wolfe addressed the Board.

Item 5 – Consideration of Uncontested Item

Mr. Wolfe recommended adoption of the uncontested item.

Motion: It was moved by Mr. Peacock, seconded by Mr. McGrath, and it was voted to adopt the uncontested item as recommended by the Executive Officer.

Roll Call:

Aye: Mr. Eliahu; Mr. McGrath; Mr. Moore; Mr. Peacock; Dr. Singh; Dr. Young; Mr. Muller

No: None

Motion passed 7 – 0.

Mr. Moore, Thomas Mumley, and Mr. McGrath commented.

Item 6 – Municipal Regional Stormwater NPDES Permit – Municipalities and Flood Management Agencies in Alameda County, Contra Costa County, San Mateo County, Santa Clara County, and the Cities of Fairfield, Suisun City, and Vallejo in Solano County – Hearing to Receive Testimony on Revised Tentative Order (No Action Will Be Taken)

Mr. Muller recused himself from participation in the hearing on the Revised Tentative Order.

Dr. Young served as Chair.

Dr. Mumley described the Revised Tentative Order.

Staff replied to Board members questions.

In reply to a request from Dr. Young, Board members discussed concerns they had with the Revised Tentative Order.

At 10:58 a.m., the Board took a break and resumed the meeting at 11:13 a.m.

The following people testified: Jennifer Hosterman, Mayor, City of Pleasanton; Brandt Andersson, Vice Mayor, City of Lafayette; Sepi Richardson, Mayor, City of Brisbane; H. Abram Wilson, Mayor, City of San Ramon; Sue Severson, Mayor, City of Orinda; Tim Sbranti, Mayor, City of Dublin; Robert Grassilli, Mayor, City of San Carlos; Robert Weil, Public Works Director/City Engineer, City of San Carlos; Tom Kasten, Vice Mayor, Town of Hillsborough, and Chair, City/County Association of Governments of San Mateo County; Sue Digre, Mayor pro Tem, City of Pacifica; Gary Skrel, Mayor, City of Walnut Creek; Supervisor Mary Piepho, The Board of Supervisors, Contra Costa County; Brandt Grotte, Mayor, City of San Mateo; Newell Arnerich, Mayor, Town of Danville; Dave Trotter, Mayor, Town of Moraga; Carol Rios, Mayor, City of Oakley; Nancy Parent, Mayor, City of Pittsburg;

Laura M. Hoffmeister, Mayor, City of Concord; Julie Pierce, Mayor, City of Clayton; Pedro Gonzalez, Councilman, City of South San Francisco; Jeff Ira, Council Member, City of Redwood City.

At 1:15 p.m., the Board took a lunch break and resumed the meeting at 1:52 p.m.

The following people testified: Donald P. Freitas, Chair, Bay Area Stormwater Management Agencies Association, and Program Manager, Contra Costa Clean Water Program; David Lewis, Executive Director, Save The Bay; Martha DeBry, Public Works Director, Town of Hillsborough; Douglas E. Eberhardt, Chief, NPDES Permits Office, United States Environmental Protection Agency, Region IX; David S. Beckman, Co-Director of Water Program, Natural Resources Defense Council; Bart Lounsbury, Attorney, Natural Resources Defense Council; Chris Sommers, Monitoring Coordinator, Santa Clara Valley Urban Runoff Pollution Prevention Program; Terry Shoaff, Executive Vice President, Contra Costa Council; Lorrie B. Gervin, Environmental Division Manager, City of Sunnyvale, speaking on behalf of Marvin A. Rose, Director of Public Works, City of Sunnyvale; Amy Chastain, Staff Attorney, San Francisco Baykeeper; Tom Dalziel, Assistant Program Manager, Contra Costa Clean Water Program; Mark Lander, City Engineer, City of Dublin; Amy Chastain, Staff Attorney, San Francisco Baykeeper, summarized and read comments written by Miriam Gordon, California Director, Clean Water Action; Clara Spaulding, Clean Water Coordinator, County of Santa Clara; James Scanlin, Alameda Countywide Stormwater Program Manager, Alameda Countywide Clean Water Program; Steve Cusenza, Utility Planning Manager, City of Pleasanton; Laura Reinhard, Policy Associate, Save The Bay; Matthew Fabry, Program Coordinator, San Mateo Countywide Water Pollution Prevention Program; Kiley Kinnon, Storm Water Coordinator, City of Burlingame; Gary J. Grimm, Legal Counsel, Alameda Countywide Clean Water Program; Frank Maitzki, Deputy Operating Officer, Santa Clara Valley Water District; Arleen Feng, Alameda Countywide Clean Water Program Monitoring Coordinator, Alameda County; Tim Potter, Environmental Compliance Superintendent, Central Contra Costa Sanitary District; Dr. Khalil Abusaba, Program Technical Consultant, Contra Costa Clean Water Program.

At 4:13 p.m., the Board took a break and resumed the meeting at 4:26 p.m.

The following people testified: Dan Cloak, Program C.3. Consultant, Contra Costa Clean Water Program; John Stufflebean, Director, Environmental Services, City of San José; Melody Tovar, Deputy Director, Environmental Services, City of San José; Geoff Brosseau, Executive Director, Bay Area Stormwater Management Agencies Association; Phil Hoffmeister, NPDES Manager, City of Antioch.

Mr. Peacock discussed a concern with stormwater management and the Revised Tentative Order.

At 4:56 p.m., Mr. Peacock left the meeting.

The following people testified: Robert L. Falk, Legal Counsel, Santa Clara Valley Urban Runoff Pollution Prevention Program; Jack Dhaliwal, Engineering Manager, City of Brentwood; Rich Lierly, Stormwater Coordinator, Contra Costa County; Mitch Avalon, Deputy Public Works Director, Contra Costa County, and Deputy Chief Engineer, Contra Costa County Flood Control and Water Conservation District; Kathy Cote, Environmental Services Manager, City of Fremont; Lesley Estes, Supervisor, Watershed and Stormwater Management, City of Oakland; Darren Greenwood, Assistant Public Works Director, City of Livermore; Jon Konnan, Consultant, San Mateo Countywide Water Pollution Prevention Program; Laura M. Hoffmeister, Assistant to the City Manager, and Stormwater Program Manager, City of Clayton; David Swartz, Watershed Management Planning Specialist, Contra Costa County; Frank Kennedy, Program Coordinator, City of Oakley and Town of Moraga; Qamar Khan, Public Works Director, City of Concord; Vaikko Allen, Regional Regulatory Manager, CONTECH Construction Products Inc.; Curt Kruger, Regional Project Consultant, CONTECH Construction Products Inc.

At 5:55 p.m., the Board took a break and resumed the meeting at 6:06 p.m.

Board members discussed the Revised Tentative Order, including Provision C.3. New Development and Redevelopment, and Provision C.10. Trash Reduction.

Staff replied to Board members' comments and suggestions for revisions to the Revised Tentative Order.

Item 15 – Adjournment

The meeting was adjourned at approximately 7:51 p.m.