

**STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION**

MEETING DATE: February 13, 2013

ITEM: 3

SUBJECT: Minutes of the January 9, 2013 Board Meeting

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

January 9, 2013 Board Meeting Minutes

Note: Copies of orders, resolutions, and minutes are posted on the Board's web site (www.waterboards.ca.gov/sanfranciscobay). Information about obtaining copies of audio recordings of Board meetings may be obtained by calling the Board's file review coordinator at (510)622-2430. Written transcripts of Board meetings may be obtained by calling California Reporting , LLC, at (415)457-4417.

Item 1 - Roll Call and Introductions

The meeting was called to order on January 9, 2013, at approximately 9:04 a.m. in the Elihu M. Harris Building, First Floor Auditorium, 1515 Clay Street, Oakland.

Board members present: Margaret Abe-Koga, William Kissinger, James McGrath, Vice-Chair Terry Young, and Chair John Muller.

Board members absent: none.

Tam M. Doduc, Member, State Water Resources Control Board, and liaison to the San Francisco Bay Region, addressed the Board and gave an overview of the January 8, 2013, State Water Board meeting.

Item 2 – Election of Chair and Vice-Chair

Vice Chair Young entertained nominations for Chair. Board members McGrath and Abe-Koga, who served as the nominating committee, recommended that Chair Muller continue as Chair.

Ayes: Abe-Koga, Kissinger, McGrath, Young, Muller.

Nos: None

Chair Muller entertained nominations for Vice Chair. Board members McGrath and Abe-Koga nominated Vice-Chair Young for Vice-Chair.

Ayes: Abe-Koga, Kissinger, McGrath, Young, Muller.

Nos: None

Item 3 – Public Forum

Dr. Mike Connor, General Manager for East Bay Dischargers Authority, addressed the Board regarding resource alignment.

Ryan Kenny, American Chemistry Council, addressed the Board regarding the Board's requirements that municipalities implement trash reduction measures.

Executive Officer Bruce Wolfe and Board Member McGrath responded.

Item 4 – Minutes of the December 12, 2012, Board Meeting

Board Member McGrath moved for adoption of the December 12, 2012 Board Meeting Minutes. Vice-Chair Young seconded the motion. The Board voted unanimously to adopt the Minutes.

Item 5 – Chairman’s, Board Members’ and Executive Officer’s Reports

Chair Muller addressed the Board regarding the need for improved trash collection near the building.

Vice-Chair Young reported that she and Board Member McGrath met with Assistant Executive Officer Tom Mumley regarding trash reduction strategies and monitoring and assessment methods. Vice-Chair Young reported on a meeting she had with Sustainable Conservation, Central Valley Regional Water Board Chair Karl Longley, and Assistant Executive Officer Dyan Whyte to discuss pollution control strategies for agricultural runoff.

Board Member McGrath reported on a recent ship accident in the Bay and an upcoming Bay Conservation and Development Commission Harbor Safety Committee meeting that he plans to attend.

Mr. Wolfe gave an overview of his written report for this month. He also noted that Board Member Kissinger will serve as the Board's Association of Bay Area Governments representative, with Vice-Chair Young as the alternate, and Board Member McGrath will serve as the Board's Bay Conservation and Development Commission representative, with Board Member Abe-Koga as the alternate.

Board Member McGrath had a question regarding the settlement of the Friendly Cab enforcement action and the Board’s approach to investigating these types of cases. Mr. Wolfe and Dr. Mumley responded.

Item 6 – Consideration of Uncontested Items

Mr. Wolfe recommended adoption of items 6A and 6B.

A. Russell City Energy Company, LLC, Russell City Energy Center Recycled Water Facility, Hayward, Alameda County

Vice-Chair Young moved; Board Member McGrath seconded the motion.

Ayes: Abe-Koga, McGrath, Young, Muller

Recued: Kissinger

B. Intersil Corporation, Siemens Components, Inc., Alecta Real Estate USA, LLC, and MOF II Tantau Holdings, Inc., for the Properties Located at 10900 North Tantau Avenue and 19000 Homestead Road, Cupertino, Santa Clara County

Board Member McGrath moved; Board Member Abe-Koga seconded the motion.

Board Member McGrath and Mr. Wolfe commented on the status of the cleanup at the site.

Ayes: Abe-Koga, Kissinger, McGrath, Young, Muller.

C. Cleanup Programs

Mr. Wolfe announced that a presentation on cleanup programs is planned for next month and invited questions from the Board.

Vice-Chair Young, Board Member McGrath, and Mr. Wolfe commented.

Item 7 – Update on Ex Parte Communication Rules for Water Board Members

Lori Okun, State Water Board Office of Chief Counsel, gave an overview of how the State and Regional Water Boards will implement the revised ex parte rules mandated by SB 965. Additional information can be found at http://www.waterboards.ca.gov/laws_regulations/#exparte

Item 8 – Sanitary Sewer Overflow Reduction Program

The Board received testimony from Claudia Villacorta, P.E., Senior Water Resource Control Engineer.

Board Member Kissinger, Vice-Chair Young, Board Member McGrath, and Chair Muller commented and staff responded.

Vince Falzon, Vice-Chair of the Bay Area Clean Water Agencies Collections Systems Committee, addressed the Board.

Jim Kelly, Interim Executive Director for Bay Area Clean Water Agencies, addressed the Board.

Board Member McGrath and Chair Muller commented.

Item 13 – Adjournment

The meeting was adjourned at approximately 11:45.