

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
AUGUST 21-22, 2018**

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/.

The video of the Board Meeting is available to view on our website at:
http://www.waterboards.ca.gov/board_info/video.shtml

CALL TO ORDER

Board Chair Felicia Marcus called the meeting to order on August 21, 2018 at 9:40 a.m. California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Coastal Hearing Room, Sacramento, California

BOARD MEMBERS PRESENT

Chair Felicia Marcus; Vice Chair Steven Moore; Member Tam Doduc; Member E. Joaquin Esquivel; Member Dorene D'Adamo

EXECUTIVE STAFF PRESENT

Eileen Sobeck, Executive Director
Michael Lauffer, Chief Counsel
Eric Oppenheimer, Chief Deputy Director
Jeanine Townsend, Clerk to the Board
Marji Popour, Executive Office

ANNOUNCEMENTS

- *Evacuation information in case the fire alarm goes off during the meeting.*
- *The Board meeting is being webcasted and recorded.*

BOARD MEETING

Public comments on agenda items will be limited to 5 minutes or otherwise at the discretion of the Board Chair

PUBLIC FORUM

Any member of the public may address and ask questions of the Board relating to any matter within the State Water Resources Control Board's jurisdiction provided the matter is not on the agenda or pending before the State Water Board or any California Regional Water Quality Control Board.

No Action Taken

Commenters

Thomas Martin, Sativa Los Angeles County Water District (Groundwater Issues)

BOARD BUSINESS

1. The Board will consider adoption of the August 7, 2018 Board Meeting minutes.

Motion: Vice Chair Moore moved to adopt the proposed minutes.

Seconded by: Member Esquivel

MOTION CARRIED: ([August 7, 2018](#))

Aye: Vice Chair Moore
Member Doduc
Member D'Adamo
Member Esquivel

Nay: None

Absent: None

Abstain: Chair Marcus

UNCONTESTED ITEMS* (Items 2-3)

- *2. Consideration of a proposed Resolution to approve additional Proposition 1 Small Community Grant Funding for the Eastern Municipal Water District Quail Valley Subarea 9 Phase 1 Sewer Project (Project), Clean Water State Revolving Fund Project No. C-06-7889-120.

- [Agenda Item](#)
- [Draft Resolution](#)

Motion: Vice Chair Moore moved to adopt the proposed Resolution.

Seconded by: Member Esquivel

MOTION CARRIED: ([Resolution No. 2018-0039](#))

Aye: Chair Marcus
Vice Chair Moore
Member Doduc
Member D'Adamo
Member Esquivel

Nay: None

Absent: None

Abstain: None

- *3. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the San Francisco Bay Basin to establish water quality objectives and a Total Maximum Daily Load (TMDL) for dissolved oxygen in Suisun Marsh and to amend the San Francisco Bay Mercury TMDL to include Suisun Marsh.

- [Agenda Item](#)
 - [Resolution No. R2-2018-0015](#)
- [Draft Resolution](#)
- [Regional Board Staff Report](#)
- [Written Comments](#) (were due on June 25, 2018 by 12 noon.)
 - [Response to Comments](#)

Motion: Member Doduc moved to adopt the proposed Resolution.

Seconded by: Vice Chair Moore

MOTION CARRIED: ([Resolution No. 2018-0040](#))

Aye: Chair Marcus
Vice Chair Moore
Member Doduc
Member D'Adamo
Member Esquivel

Nay: None

Absent: None

Abstain: None

DIVISION OF WATER RIGHTS

Item 4 will be heard on August 21 and 22, but any final action by the Board will be continued to a future Board meeting

4. Consideration of a proposed Resolution to adopt amendments to the Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary and adopt the Final Substitute Environmental Document. ([Staff Presentation](#))
Staff Presenting: Erin Foresman, Phil Crader, Erin Mahaney, Yuri Won, Tina Leahy

No Action Taken

- [Agenda Item](#)
- [Draft Resolution](#)
 - [Attachment 1: Draft CEQA Findings and Statement of Overriding Considerations](#)
 - [Attachment 2: Draft Mitigation and Monitoring Plan](#)
- [Draft Final Amendments & Substitute Environmental Document](#)
- [Written Comments](#) (were due on July 27, 2018 by 12 noon.)
 - [Comment Summary & Responses](#)
- [Change Sheet #1](#)
- [Change Sheet #2](#)

Commenters

*Assemblymember Adam Gray, State Assembly
Kristin Olsen, Stanislaus County Supervisor
Gary Soisetm, City of Turlock
Mani Grewal, City of Modesto
Tony Madrigal, City of Modesto
Don Marshall, Small Boat Commercial Salmon Fishermens' Association,
Half Moon Bay Seafood Marketing Association, Salmon Trollers
Lloyd Pareira, County of Merced
Daron McDaniel, Merced County
Michael Frantz, Turlock Irrigation District
John Mensinger, Modesto Irrigation District
Will Wong, City of Modesto
Thomas Joseph, California Native Peoples
Marva Jones, California Native Peoples
Morning Star Galli, Pit River Tribe
Regina Chichozola, Save California Salmon
Dana Colgrove, Pit River Tribe
John Buckley, Central Sierra Environmental Resource Center
Bob Gore, Gualco Group-California Association of Wine Grape Growers
Heinrich Albert, General Public
Peter Drehmeier, Tuolumne River Trust
Richard Pool, Water 4 Fish
Tim Eichenberg, General Public
Ben Eichenberg, San Francisco Baykeeper
Emilie Strauss, General Public
Nancy Hinton, General Public
Roger Mammon, Communities & Fisheries of the West Delta
Carol Fields, General Public
Christopher Kroll, General Public
Janet Johnson, General Public
Barry Day, General Public
Teresa Hardy, Sierra Club Water
Noah Oppenheim, Pacific Coast Federation of Fishermen's Associations
Chris Gilbert, General Public
Jim Cox, California Striped Bass Association
Tania Sole, General Public*

Gail Dredanovic, General Public
Charlotte Allen, Sierra Club California
David Zelinsky, Sierra Club
Nina Gordon Kirsch, People of the Bay
Larry Byrd, Modesto Irrigation District & Valley
Susan Kishler, General Public
Les Kishler, General Public
Deanna Wulff, General Public
George Hartmann, RD2030
Sanford Goldstein, General Public
Joyce Parker, General Public
Melissa Thorne, City of Tracy
Alicia Forsythe, Bureau of Reclamation
Michelle Leinfelder-Miles, General Public
Chris Shutes, California Sportfishing Protection Alliance
Sonia Diermayer, General Public
Michael Frost, Restore the Delta
Konrad Fisher, General Public
Grace Marvin, Sierra Club
Julian Zener, Sierra Club
Scott Furgerson, Modesto Irrigation District
David Bolland, Association of California Water Agencies
Breanne Ramos, Merced Farm Bureau
Lacey Kiriakou, San Joaquin River GSA Group
Tom Francis, Bay Area Water Supply & Conservation Agency
Barbara Barrigan-Parrilla, Restore the Delta
Rachel Zwillinger, Defenders of Wildlife
Robert Kelley, Stevinson Water District
Darcie Luce, Friends of the San Francisco Estuary
Kevin O'Brien, Northern California Water Association
Jerry Desmond, Recreational Boaters of California
Greg Salyer, Modesto Irrigation District
Jonathan Young, California Municipal Utilities Association
Mark Gonzalves, General Public
Emily Rooney, Agriculture Council of California
Todd Sill, General Public
Andrea York, Almond Alliance of California
Jennifer Buckman, City of Modesto
John Duarte, General Public
Nick Blom, Modesto Irrigation District
Paty Lopez, General Public
Jose Gutierrez, Westlands Water District
Jeanelle Steiner, General Public
Rhonda Reed, General Public
William Morris, General Public
Spreck Rosekrans, Restore Hetch Hetchy
Tom Biglione, General Public

INFORMATIONAL ITEMS

5. Board Member Report.

No Action Taken

6. [Executive Director's Report](#).

No Action Taken

ADJOURNMENT

The Board recessed at 6:15 p.m. to reconvene on August 22, 2018 at 9:30 a.m. for continuation of Item #4

AUGUST 22, 2018

CALL TO ORDER

Board Chair Felicia Marcus called the meeting to order on August 22, 2018 at 9:38 a.m. California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Coastal Hearing Room, Sacramento, California

BOARD MEMBERS PRESENT

Chair Felicia Marcus; Vice Chair Steven Moore; Member Tam Doduc; Member E. Joaquin Esquivel; Member Dorene D'Adamo

EXECUTIVE STAFF PRESENT

Eileen Sobeck, Executive Director
Michael Lauffer, Chief Counsel
Jonathan Bishop, Chief Deputy Director
Eric Oppenheimer, Chief Deputy Director
Jeanine Townsend, Clerk to the Board
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4. Consideration of a proposed Resolution to adopt amendments to the Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary and adopt the Final Substitute Environmental Document. ([Staff Presentation](#))
Staff Presenting: Erin Foresman, Phil Crader, Erin Mahaney, Yuri Won, Tina Leahy

No Action Taken

- [Agenda Item](#)
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 - [Attachment 1: Draft CEQA Findings and Statement of Overriding Considerations](#)
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Commenters

*George Soares, Several AG Groups
Gordon Hollingsworth, General Public
Dave Warner, General Public
Patti Regehr, General Public
Julianne Frizzell, General Public*

John Sweigard, Merced Irrigation District
Shannon McEntee, General Public
Virginia Tincher, General Public
Victor Rosaseo, Restore the Delta, Water for Fish, Golden Gate Salmon Association
John Amodio, General Public
Chris Scheuring, California Farm Bureau
Vito Chiesa, Stanislaus County
Joe Daly, Tuolumne River Trust
Anna Brathwaite, Modesto Irrigation District
Percilla Frizzell, Sacred Generations
Susan Rowinski, General Public
Debbie Webster, Central Valley Clean Water Association
Chad Tienken, Modesto Irrigation District
Karna Harrigfeld, Stockton East-Water District
Ann Clark, Tuolumne River Trust
John Kreiter, Tuolumne River Trust
Meredith Nikkel, North Delta Water Agency
Valerie Nera, California Chamber of Commerce
John Herrick, South Delta Water Agency
Justin Fredrickson, California Farm Bureau representing the Stakeholders Advisory Committee
Scott Schoettgen, General Public
David Ragland, General Public
Patrick Koepele, Tuolumne River Trust
John McManus, Golden State Salmon Association
Jacky Douglas, Golden Gate Salmon Association
Tom Orvis, Stanislaus County Farm Bureau
Michelle Connolly, California Walnut Commission
Mary-Ann Warmerdam, Rural Counties
Jacklyn Shaw, General Public
Patrick Porgans, Porgans & Associates
Steve Boyd, Turlock Irrigation District ([Presentation](#))
Michael Carlin, San Francisco Public Utilities Commission ([Presentation](#))
Tim O'Laughlin, San Joaquin Tributaries ([Presentation](#))
Gary Bobker, The Bay Institute ([Presentation](#))
Doug Obegi, Natural Resources Defense Council
Jay Ziegler, The Nature Conservancy
Brian Johnson, Trout Unlimited
Steve Rothert, American Rivers
Bruce Blodgett, San Joaquin Farm Bureau
Deirdre Des Jardins, California Water Research

- Also making a presentation was the California Natural Resources Agency. The panel included the following people: Chuck Bonham (CNRA), Mark Tompkins (FlowWest), Michelle Banonis (DWR), & Louise Conrad (DWR)

ADJOURNMENT

Chair Marcus made a motion to continue Item 4 at the November 7, 2018 Board Meeting. Member Doduc second the motion.

The Board adjourned at 8:55 p.m.

CLOSED SESSION
Closed Sessions are not open to the Public

OFFICE OF CHIEF COUNSEL

The Board may meet in closed session to deliberate on procedural or substantive decisions to be reached in the proceeding to consider the joint Petition filed by the California Department of Water Resources and the U.S. Bureau of Reclamation to add three new points of diversion and/or points of rediversion of water to specified water right permits for the State Water Project and the Central Valley Project associated with the California WaterFix Project. (This closed session is authorized under Government Code section 11126, subdivision (c)(3).)

The Board did not meet in Closed Session on the above Item.

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments **must be received by 12:00 p.m. on August 16, 2018 and will not be accepted after that time.**

Submittal of electronic Powerpoint presentations **must be received by 12:00 p.m. on August 16, 2018 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. Please indicate in the subject line, **08/21-22/18 BOARD MEETING – ITEM # (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

* 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.

Video broadcast of meetings will be available at: <https://video.calepa.ca.gov/>

For a map to our building, visit: <http://www.calepa.ca.gov/headquarters-sacramento/location/>. For security purposes, all visitors are required to sign in and receive a badge prior to entering the building. Valid picture identification may be required due to the security level so please allow up to 15 minutes for this process. Individuals who require special accommodations are requested to contact the Clerk to the Board, (916) 341-5600.