CALL TO ORDER
Chairman Charlie Hoppin called the meeting to order on March 17, 2009 at 10:02 a.m. in the Coastal Hearing Room at the California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Sacramento, California.

BOARD MEMBERS PRESENT
Chairman Charlie Hoppin; Vice Chair Frances Spivy-Weber; Member Arthur G. Baggett, Jr.; Member Tam M. Doduc

STAFF PRESENT
Dorothy Rice, Executive Director                 Jeanine Townsend, Clerk to the Board
Jonathan Bishop, Chief Deputy Director          Rob Egel, Office of Legislative Affairs
Tom Howard, Chief Deputy Director               Ernie Mona, Division of Water Rights
Michael Lauffer, Chief Counsel                  Nirmal Sandhar, Division of Water Quality
James Herink, Office of Chief Counsel           Nick Martorano, Division of Water Quality
Sheila Vassy, Office of Chief Counsel           Gordon Innes, Division of Water Quality
Ted Cobb, Office of Chief Counsel               Ed Wosika, Division of Water Quality
Anne Hartridge, Office of Chief Counsel         Leslie Graves, Division of Water Quality
Betsy Jennings, Office of Chief Counsel          Darrin Polhemus, Division of Water Quality
Steven Blum, Office of Chief Counsel             Lisa Babcock, Division of Water Quality
Barbara Evoy, Division of Financial Assistance   Ken Harris, Division of Water Quality
Leslie Laudon, Division of Financial Assistance  James Giannopoulos, Division of Water Quality
Jim Maughan, Division of Financial Assistance    Bill Rukeyser, Office of Public Affairs
Shala Farahnak, Division of Financial Assistance Gita Kapahi, Office of Public Participation
Erin Ragazzi, Division of Financial Assistance   Esteban Almanza, Division of Administrative Services
Allan Patton, Division of Financial Assistance
Christopher Stevens, Division of Financial Assistance

ANNOUNCEMENT

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

BOARD BUSINESS

1. The Board will consider adoption of the January 6, 2009 & February 3 & 17, 2009 Board Meeting minutes.

   **Motion:** Member Doduc moved to adopt the January 6, 2009 & February 3 & 17, 2009 Board Meeting minutes.
   **Seconded by:** Vice Chair Spivy-Weber
   **MOTION CARRIED:** (January 6, 2009) (February 3, 2009) (February 17, 2009)
   **Aye**
   - Chairman Hoppin
   - Vice Chair Spivy-Weber
   - Member Doduc
   - Member Baggett
   **Nay:** None
   **Absent:** None
   **Abstain:** None

2. Board Member Report.

   **Nothing to Report**
**UNCONTESTED ITEMS (Items 3-11*)**

*3. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the Lahontan Region (Basin Plan) to revise standards for surface waters of the Antelope Hydrologic Unit. (Written comments were due on February 20, 2009 by 12 noon)

**Motion:** Member Doduc moved to adopt the proposed Resolution  
**Seconded by:** Vice Chair Spivy-Weber  
**MOTION CARRIED:** (Resolution 2009-0018)

**Aye:** Chairman Hoppin  
Vice Chair Spivy-Weber  
Member Doduc  
Member Baggett  

**Nay:** None  
**Absent:** None  
**Abstain:** None

*4. Consideration of a proposed Resolution to authorize the Executive Director to apply for and accept federal economic recovery grants and any amendments to the grants and execute cooperative agreements with the United States Environmental Protection Agency (U.S. EPA), Region 9 and/or the California Department of Toxic Substances Control (DTSC).

**Motion:** Member Doduc moved to adopt the proposed Resolution  
**Seconded by:** Vice Chair Spivy-Weber  
**MOTION CARRIED:** (Resolution 2009-0019)

**Aye:** Chairman Hoppin  
Vice Chair Spivy-Weber  
Member Doduc  
Member Baggett  

**Nay:** None  
**Absent:** None  
**Abstain:** None

*5. Consideration of a proposed Resolution for the Adoption of a Statement of Overriding Considerations, Placement on the Water Recycling Funding Program (WRFP) Competitive Projects List, and Execution of the Clean Water State Revolving Fund (CWSRF) and WRFP Preliminary Funding Commitments (PFC) for the Inland Empire Utilities Agency (Agency), Northeast Project Area Package 1 (Project) – CWSRF Project No. 5176-110; WRFP Project No. 3834-030.

**Motion:** Member Doduc moved to adopt the proposed Resolution  
**Seconded by:** Vice Chair Spivy-Weber  
**MOTION CARRIED:** (Resolution 2009-0020)

**Aye:** Chairman Hoppin  
Vice Chair Spivy-Weber  
Member Doduc  
Member Baggett  

**Nay:** None  
**Absent:** None  
**Abstain:** None
*6. Consideration of a proposed Resolution Authorizing the Deputy Director of the Division of Financial Assistance (Division), or Designee, Authority to Grant Extensions of the Notice-to-Proceed (NTP) with Construction Dates for Multiple Small Community Wastewater Grant (SCWG) Program Projects.

**Motion:** Member Doduc moved to adopt the proposed Resolution  
**Seconded by:** Vice Chair Spivy-Weber  
**MOTION CARRIED:** (Resolution 2009-0021)  
**Aye**  
Chairman Hoppin  
Vice Chair Spivy-Weber  
Member Doduc  
Member Baggett  
**Nay:** None  
**Absent:** None  
**Abstain:** None

*7. Consideration of a proposed Resolution to allocate $200,000 from the Cleanup and Abatement Account (CAA) to the San Diego Water Quality Control Board (San Diego Water Board) for the removal of marine debris from A-8 Anchorage, San Diego Bay, San Diego.

**Motion:** Member Doduc moved to adopt the proposed Resolution  
**Seconded by:** Vice Chair Spivy-Weber  
**MOTION CARRIED:** (Resolution 2009-0022)  
**Aye**  
Chairman Hoppin  
Vice Chair Spivy-Weber  
Member Doduc  
Member Baggett  
**Nay:** None  
**Absent:** None  
**Abstain:** None

*8. Consideration of a proposed Resolution to allocate $1.2 million from the Cleanup and Abatement Account (CAA) to the Central Valley Regional Water Quality Control Board (Central Valley Water Board) in support of the Development of a Salinity and Nutrient Management Plan for the Central Valley.

**Motion:** Member Doduc moved to adopt the proposed Resolution  
**Seconded by:** Vice Chair Spivy-Weber  
**MOTION CARRIED:** (Resolution 2009-0023)  
**Aye**  
Chairman Hoppin  
Vice Chair Spivy-Weber  
Member Doduc  
Member Baggett  
**Nay:** None  
**Absent:** None  
**Abstain:** None

**Motion:** Member Doduc moved to adopt the proposed Resolution  
**Seconded by:** Vice Chair Spivy-Weber  
**MOTION CARRIED:** ([Resolution 2009-0024](#))  
**Aye:** Chairman Hoppin  
Vice Chair Spivy-Weber  
Member Doduc  
Member Baggett  
**Nay:** None  
**Absent:** None  
**Abstain:** None

*10. Consideration of four proposed Orders approving petitions for extension of time and change in purpose of use, place of use, and points of diversion and re-diversion for water right permits held by McEvoy Ranch in the Petaluma River watershed in Marin County.

**Motion:** Member Doduc moved to adopt the four proposed Orders.  
**Seconded by:** Vice Chair Spivy-Weber  
**MOTION CARRIED:** ([Water Rights Order 2009-0015](#) (Permit 20549))  
([Water Rights Order 2009-0016](#) (Permit 20550))  
([Water Rights Order 2009-0017](#) (Permit 20551))  
([Water Rights Order 2009-0018](#) (Permit 20812))  
**Aye:** Chairman Hoppin  
Vice Chair Spivy-Weber  
Member Doduc  
Member Baggett  
**Nay:** None  
**Absent:** None  
**Abstain:** None

*11. Consideration of a proposed Resolution authorizing the Executive Director or Designee to increase, negotiate, execute, and renew as necessary, the Foundation for California Community Colleges (FCCC) Student Assistant Contract.

**Motion:** Member Doduc moved to adopt the proposed Resolution  
**Seconded by:** Vice Chair Spivy-Weber  
**MOTION CARRIED:** ([Resolution 2009-0025](#))  
**Aye:** Chairman Hoppin  
Vice Chair Spivy-Weber  
Member Doduc  
Member Baggett  
**Nay:** None  
**Absent:** None  
**Abstain:** None
12. Consideration of a proposed Resolution to amend the Policy for implementing the Clean Water State Revolving Fund (CWSRF) for construction of wastewater treatment facilities (Policy). (Written comments were due on March 4, 2009 by 12 noon)

- Change Sheet #1 (3/12/09)

Motion: Vice Chair Spivy-Weber moved to adopt the proposed Resolution with revisions from Change Sheet #1.
Seconded by: Member Doduc
MOTION CARRIED: (Resolution 2009-0026)

Aye
Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc
Member Baggett

Nay: None
Absent: None
Abstain: None

Commenters
Dave Bruns, Los Angeles County Sanitation Districts
Diane Hodges, City of Live Oak
Paavo Ogren, County of San Luis Obispo

13. Consideration of a proposed Resolution to implement federal economic recovery legislation for the Clean Water State Revolving Fund (CWSRF) Program.

- Change Sheet #1 (3/11/09)

Motion: Member Doduc moved to adopt the proposed Resolution with revisions from Change Sheet #1 and further changes read into the record.
Seconded by: Vice Chair Spivy-Weber
MOTION CARRIED: (Resolution 2009-0027)

Aye
Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc
Member Baggett

Nay: None
Absent: None
Abstain: None

Commenters
Ariana Katovich, Earth Island Institute
Chris Brown, California Urban Water Conservation Council
Craig Johns, Sacramento Area Sewer District
Cruz Ramos, City of San Joaquin
Dave Bruns, Los Angeles County Sanitation Districts
David Simpson, Association of Conservation Contractors & Workers
Debbie Webster, Central Valley Clean Water Association
Desi Alvarez, City of Downey
Don Gilbert, San Francisco Public Utilities Commission
Enrique Zaldiver, City of Los Angeles Bureau of Sanitation
Fiona Ma, Assembly Member 12th District
Geoff Brosseau, California Stormwater Quality Association
Jennifer Clary, Clean Water Action
Jim Goodwin, City of Live Oak
Joan Faul, City of Atwater
Josh Tooker, Senator Alan Lowenthal 27th District Office
Lysa Voight, Sacramento Regional County Sanitation District
Martha Guzman Aceves, California Rural Legal Assistance Foundation
Matt Thompson, Central Coast Regional Water Board
Michael Gold, Orange County Sanitation District
Paavo Ogren, County of San Luis Obispo
Pamela Creedon, Central Valley Regional Water Board
Paula Daniels, City of Los Angeles (Presentation)
Richard Gienger, General Public
Roberta Larson, California Association of Sanitation Agencies
Sally Flowers, City of Artesia
Shelley Luce, Santa Monica Bay Restoration Commission
Timothy Lawrence, General Public
Yvonna Cazares, California Green Stimulus Coalition

DIVISION OF FINANCIAL ASSISTANCE & DIVISION OF WATER RIGHTS

14. Consideration of a proposed Resolution to allocate $2 million from the Cleanup and Abatement Account (CAA) to the State Water Resources Control Board (State Water Board) in support of California Environmental Quality Act compliance for the Klamath Hydroelectric Project Section 401 Water Quality Certification.

Pulled from the Agenda

DIVISION OF WATER QUALITY

15. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the Lahontan Region (Basin Plan) to establish a Total Maximum daily Load (TMDL) for sediment in the Middle Truckee River Watershed. (Written comments were due on February 13, 2009 by 12 noon)

Motion: Member Baggett moved to adopt the proposed Resolution.
Seconded by: Member Doduc
MOTION CARRIED: (Resolution 2009-0028)
Aye
Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc
Member Baggett
Nay:
None
Absent:
None
Abstain:
None

16. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the Los Angeles Region to incorporate a total maximum daily load (TMDL) for trash in the Malibu Creek Watershed. (Written comments were due on February 13, 2009 by 12 noon)

Motion: Member Baggett moved to adopt the proposed Resolution.
Seconded by: Member Doduc
MOTION CARRIED: (Resolution 2009-0029)
Aye
Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc
Member Baggett
Nay:
None
Absent:
None
Abstain:
None
17. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the San Diego Region to incorporate implementation provisions for indicator bacteria water quality objectives to account for loading from natural uncontrollable sources within the context of a total maximum daily load (TMDL). (Written comments were due on February 13, 2009 by 12 noon)

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

**Seconded by:** Member Doduc

**MOTION CARRIED:** *(Resolution 2009-0030)*

- **Aye:** Chairman Hoppin, Vice Chair Spivy-Weber, Member Doduc, Member Baggett
- **Nay:** None
- **Absent:** None
- **Abstain:** None

**DIVISION OF WATER RIGHTS**

18. Consideration of a proposed Decision approving a petition for partial assignment of a State filed application and petition for change submitted by Lake Alpine Water Company and County of Alpine for diversion from Bear Creek in Alpine County. *(Written comments were due on February 18, 2009 by 12 noon)*

- **Revised Draft Decision (03/10/09)**

**Motion:** Vice Chair Spivy-Weber moved to adopt the proposed Decision.

**Seconded by:** Member Baggett

**MOTION CARRIED:** *(Decision 1648)*

- **Aye:** Chairman Hoppin, Vice Chair Spivy-Weber, Member Doduc, Member Baggett
- **Nay:** None
- **Absent:** None
- **Abstain:** None

**Commenters**

Jesse Barton, Lake Alpine Water Company

**OFFICE OF CHIEF COUNSEL**

19. Own Motion Review of Waste Discharge Requirements and Master Reclamation Permit (Order No. R5-2007-0113 [NPDES No. CA0079243]) for City of Lodi, Central Valley Region. *(SWRCB/OCC File A-1886)*. The State Water Board will consider an Order remanding the permit to the Central Valley Water Board. *(Written comments were due on January 23, 2009 by 12 noon. Additional written comments on only the changes to the draft order were due on March 13, 2009 by 12 noon.)*

**Continued to a future Board Meeting**

**Commenters**

Bill Jennings, California Sportfishing Protection Alliance  
Charlie Swimley, City of Lodi *(Presentation)*  
Debbie Webster, Central Valley Clean Water Association  
Ken Loy, City of Lodi  
Pamela Creedon, Central Valley Regional Water Board  
Roberta Larson, City of Lodi  
Steve Bond, California Sportfishing Protection Alliance  
Steve Schwabauer, General Public
INFORMATIONAL ITEM

19. Executive Director’s Report

ADJOURNED

The Board Meeting adjourned at 3:10 p.m.