



MINUTES OF BOARD MEETING
 February 1-2, 2018
 Central Valley Regional Water Board
 11020 Sun Center Drive, Suite 200
 Rancho Cordova, CA 95670

MINUTES, FEBRUARY 1-2, 2018

THURSDAY, FEBRUARY 1, 2018

Chair Longley called to order the 555th Board meeting of the central Valley Regional Water Quality Control Board

BOARD MEMBERS PRESENT

Brar, Raji	Costantino, Jon	Kadara, Denise	Longley, Karl
Ramirez, Carmen	Schneider, Bob		

BOARD MEMBERS ABSENT

Marcum, Dan			
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STATE BOARD MEMBERS PRESENT

None			
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STATE BOARD OFFICE OF CHIEF COUNSEL STAFF AND OTHER STAFF PRESENT

Bajaras, Miryam	Lancaster, David	Pulupa, Patrick	Yu, Stephanie
Elder, Bryan	Cicarelli, Paul		

STAFF PRESENT

Altevogt, Andrew	Creedon, Pamela	McConnell, Sue	Walker, Kristine
Bracamonte, Linda	Garver, Kelli	Morgan, Nichole	Walton, MaryAnn
Brown, Janelle	Hang, Camille	Morris, Patrick	Wenzel, Alisha
Busby, Robert	Hansen, Cori	Muhl, Richard	
Chow, Bob	Lanfranchi, Kiran	Mushegan, Alex	
Cole, Selina	Laputz, Adam	Perou, Scott	
Cooke, Janis	L'Heureux, Robert	Rosenbaum, Steve	
Coughlin, Gene	MacDonald, Alex	Snyder, Clint	

OTHERS PRESENT

Brady, Roland	Kitz, Nancy	Simler, Joylne	Webster, Debbie
Dobson, Christoph	Laranaga, Rene'	Smith, Randy	Weiland, Betsy
Green, Stephen	Leatherman, Jeffrey	Stevens, Brett	
Houdesheldt, Bruce	Loofbourrow, Ryan	Templin, William	

APPROVAL OF MINUTES OF THE FOLLOWING MINUTES:

- **DECEMBER 7/8, 2017 BOARD MEETING**
- **JANUARY 19, CV-SALTS WORKSHOP BOARD MEETING**

Motion to Adopt the December 7-8, 2018 Board meeting minutes and January 19, 2018 CV-SALTS Workshop minutes

*Made by Member Costantino
 Seconded by Vice-Chair Kadara
 Member Costantino
 Member Brar-Yes
 Member Ramirez-Yes*

*Member Schneider-Yes
Vice-Chair Kadara-Yes
Chair Longley-Yes
Approved by roll call vote 6-0-0*

Chair Longley acknowledged and thanked MaryAnn Walton, our front desk representative, who will be retiring on February 9, after 11 years of service at the Central Valley Regional Water Board.

AGENDA ITEM 3-BOARD MEMBER COMMUNICATIONS

Vice-Chair Kadara gave a brief report on the disadvantaged community of Allensworth. She said that this community is facing financial hardships and lack of support in the area of staff. She said that there was drinking water problem for over a year. She said that the inspection passed and the chlorination system has been put into place. Vice-Chair Kadara thanked Clay Rodgers (Assistant Executive Officer in the Fresno Office), and his staff, as well as the staff from the State Water Board, who made it possible to get safe drinking water in that community.

Chair Longley mentioned that he had a CV-Salts discussion with the State Board on the East San Joaquin Order and said that he will submit the rest of the communications via written submittal

Chair Longley's written submittal:

- 14 December 2017, participated in CV SALTS Executive Committee (conference call)
- 20 December, together with AEO Clay Rodgers, met with Cawello WD leadership to discuss study requirements for the Cawello WD produced water, at the Cawello Water District Office
- 21 December, participated in a meeting pertaining to the East San Joaquin General Order with CVRWQCB staff, and State Board Member Steve Moore and members of the SWRCB staff. (conference call)
- 3 January 2018, participated in CV SALTS Executive Committee meeting. (conference call)
- 8 January, participated in a meeting pertaining to the East San Joaquin General Order with CVRWQCB staff, and State Board Member DeeDee D'Adamo and members of the SWRCB staff. (conference call)
- 11 January, participated in CV SALTS Executive Committee meeting. (Sacramento Regional Sanitation District office)
- 12 January, participated in a meeting pertaining to the East San Joaquin General Order with CVRWQCB staff, and State Board Member Felicia Marcus and members of the SWRCB staff. (conference call)
- 19 January, participated in Central Valley Region Water Quality workshop focused on the draft Basin Plan Amendments to the Water Quality Control Plans for the Sacramento River and San Joaquin River Basins and the Tulare Lake Basin for a Central Valley-wide Salt and Nitrate Control Program.
- 24 January, participated in meeting of Food Safety Panel. (CVRWQCB)

Member Brar said that on 24 January, she attended the Food Safety Panel (CVRWQCB)

AGENDA ITEM 4-PUBLIC FORUM

None

AGENDA ITEM 5-UPDATE BY STATE BOARD LIASON

No updates were provided

AGENDA ITEM 6-EXECUTIVE OFFICER'S REPORT (EO REPORT)

Member Schneider stated that he always reads the EO report which is always very clear, but wanted to know what percentage of the operating budget was estimated to be spent

Linda Bracamonte (AEO in the Sacramento office) answered clarifying questions for the Board

Adam Laputz, (AEO) informed the Board about a project that is taking shape in the South Valley in the National Parks lands. This project would apply rotenone in order to eradicate invasive trout species from targeted high mountain lakes and streams to facilitate survival and propagation of native yellow-legged frog. This is not going to be in every mountain lake, but a relatively small subset. We will be involved in this project as a permitting agency. He asked the Board about a workshop towards the end of the year. EO Creedon said to coordinate with the Federal Government so that the workshop could be held at the same time.

Executive Officer Creedon presented Superior Accomplishment awards to the following staff:

Team Award was presented to:

- Patrick Morris, and Selina Cole, Environmental Scientist in the Sacramento office

Individual Awards were presented to:

- Cori Hansen, Environmental Scientist in the Redding Office
- Alex Mushegan, Water Resources Control Engineer in the Fresno Office

a) Discussion of Board Priorities for Fiscal Year 18/19"

Executive Officer Creedon informed the Board that in the last few years she has been managing portfolio management and putting together a work plan for each of the 18 programs with the help of program managers. Program managers then meet by way of Kick- Off meetings to see how we can achieve our priorities

Ms. Creedon said that in these workplans we identify two types of projects

- Core activities
- Priority projects which would be in addition to our core activities

She said that she wanted to get a general nod from the Board about the priorities

AGENDA ITEM 7- The Board approved uncontested agenda items 12 through 14 (See below, under Uncontested items)

AGENDA ITEM 8-ENFORCEMENT

Rene' Larranaga, Modoc County - *Consideration of Administrative Civil Liability (ACL)*

Staff Counsel, David Lancaster distributed to members a revised version of Tentative Administrative Civil Liability Order (ACLO) Attachment A. These revisions pertained to the analysis of Mr. Larranaga's ability to pay and continue in business, and did not alter the prosecution team's original proposed penalty of \$30,750.

Scott Perrou, Environmental Scientist presented the staff report

Rene Larranaga, provided testimony, representing himself in this case

Paul Ciccarelli, Attorney for the Prosecution team, responded to Board questioning related to the Prosecution Team's application of the Enforcement Policy's penalty methodology and development of the proposed ACL.

Bruce Houdesheldt (Northern California Water Association) made comments and also answered questions for the Board

Brett Stevens, (California Department of Public Health) also former employee in the Irrigated Lands Regulatory Program in the Sacramento office, gave testimony

During the lunch break, the prosecution team re-evaluated the Ben Calculations per the Board's request and reported the findings to the Board

Bryan Elder, Senior Water Resources Control Engineer at the State Water Board answered questions on the Ben Calculations

Andrew Altevogt (AEO) answered questions for the Board and made closing statements

Based on all the evidence and revised calculations, the Administrative Civil Liability was reduced to \$19,773

*Motion to Adopt the ACL liability in the amount of \$19,773 with late and late late revisions,
Made by Member Ramirez
Seconded by Member Schneider
Member Ramirez-Yes
Member Schneider-Yes
Member Brar-Yes
Member Costantino-Yes
Vice-Chair Kadara-Yes
Chair Longley-Yes
Approved by roll call vote 6-0-0*

AGENDA ITEM 10

Local Agency Efforts to Address Illicit Dumping of Trash/Debris and the Water Quality Impacts of Homeless Encampments

Nichole Morgan, Supervising Engineer in the Sacramento office gave an overview of the local agency efforts to address the illicit dumping of trash and debris in the American River Parkway and discussed the associated water quality issues along the parkway

Alisha Wenzel, Engineering Geologist, gave an overview of SWAMP's E.coli monitoring in the Lower American River watershed and then provided an update on the current efforts

Rich Muhl, Senior Environmental Scientist with the Storm Water unit provided an overview of the beneficial uses of the parkway and a summary of the stakeholders that are reaching out in order to form a collaborative process

Jeffrey Leatherman, Sacramento County Parks department provided an overview of their ongoing efforts

Christoph Dobson, Director of Policy and Planning, Sacramento Area Sewer District, discussed their new funding program and how it is assisting to address the issue

Ryan Loofbourrow, Chief Executive Officer for the Sacramento Steps Forward, provided his perspective on how to address the issue

Dr. Roland Brady, Geologist from the Sacramento Creeks Council shared his concerns by showing the most recent pictures of the affected areas

In closing, staff mentioned that they were working with the County of Sacramento, Regional San and an outside facilitator to identify stakeholders for a meeting that will be held late this winter. Staff said that the goal is to learn for the other efforts throughout the state and to collaboratively work together to identify both short and long term solutions to address the potential water quality issues in our region from illegal camping and the associated dumping of trash and debris below the ordinary high water mark.

INTERESTED PARTIES

- William Templin, (Trout Unlimited)
- Randy Smith, (Self)
- Nancy Kitz (Eye on Sacramento)
- Betsy Weiland (Save the American River Association)

Executive Officer Creedon said that we must take enforcement action and stay engaged to make sure that our Water is protected

AGENDA ITEM 15 -CLOSED SESSION

Discussion of Personnel Matters. (The board will meet in closed session to consider the appointment, employment, evaluation of performance, or dismissal of a public employee.) Authority: Government Code section 11126, subdivision (a).

The Board recessed for lunch at 12:15 p.m. to discuss

- a. Cleanup and Abatement Order Issued for Cleanup of Walker Mine in 2014 – *Atlantic Richfield Company v. Central Valley Water Board* (Sacramento County Sup. Ct., Case No. 34-2014-80001875)
- b. Discuss Personnel Matters

The Board resumed the Board meeting at 1:15 p.m.

AGENDA ITEM 9-OTHER BUSINESS

“Enforcement Program Yearly Update”

Robert L'Heureux presented the staff report that provided statistics on enforcement actions and changes to the Enforcement and Supplemental Environmental Project (SEP) policies.

Andrew Altevogt, (AEO) made comments and answered questions for the Board

AGENDA ITEM 11-ELECTION OF CHAIR/VICE-CHAIR

The Board deliberated. Member Schneider moved that the current Chair and Vice-Chair continue in their current roles, being that management will be changing in the near future. He said that it would be helpful to keep the experienced Chair and Vice-Chair for another term especially during the transition of the Executive Officer position

Member Ramirez opened the discussion to invite other Members to speak in case they wanted to serve as Chair or Vice-Chair.

Vice-Chair Kadara accepted her nomination as Vice-Chair

Chair Longley accepted his nomination as Chair

*Motion to Reappoint Chair Longley as Chair and Denise Kadara as Vice-Chair,
Made by Member Schneider
Seconded by Member Ramirez
Member Schneider-Yes
Member Ramirez-Yes
Member Costantino-Yes
Member Brar-Yes
Vice-Chair Kadara-Yes*

Chair Longley-Yes
Approved by roll call vote 6-0-0

The Board meeting adjourned at 4:10 p.m. p.m. to the next day

UNCONTESTED CALENDAR

The Board approved adoption of uncontested agenda item 12 through 14

No one was present to contest or comment on any of the uncontested items below.
Adam Laputz, Assistant Executive Officer informed the board of late revisions on agenda item 12a

AGENDA ITEM 12 -NPDES PERMITS AND ENFORCEMENT

- a. General Waste Discharge Requirements for Limited Threat Discharges to Surface Waters – *Order R5-2016-0076 (NPDES CAG995002) (Amendment)*
- b. Meridian Beartrack Co Royal Mountain King Mine, Calaveras County – *(NPDES CA0085243) (Renewal)*

AGENDA ITEM 13 -WASTE DISCHARGE REQUIREMENTS

- a. Ingomar Packing Company, LLC, Ingomar Tomato Processing Facility, Merced County, *Order 83-087 (Revision)*
- b. Primex Farms, LLC, Wasco Pistachio Processing Facility, Kern County, *(New)*
- c. OLAM West Coast and T&P Farms, OLAM West Coast Williams Facility, Colusa County, *(New)*
- d. Recology Ostrom Road, Recology Ostrom Road Landfill, Yuba County, *Order R5-2009-0020 (Revised)*

AGENDA ITEM 14 -WASTE DISCHARGE REQUIREMENTS/NPDES PERMITS/TIME SCHEDULE ORDER RESCISSIONS

- a. Auburn Valley Community Service District, Auburn Valley Country Club, Auburn Valley Community Service District Wastewater Treatment Facility, Placer County, *Order R5-2002-0030*
- b. Gold Mountain Community Services District, Plumas County, *Order 96-263*
- c. Golden Feather Mobile Home Park, Butte County, *Order 91-163*
- d. Sacramento County Airport System, Sacramento International Airport Wastewater Treatment Facility, Sacramento County, *Order 92-078*

Motion to adopted uncontested items 12 through 14 with late revisions on agenda item 12a

*Made by Member Ramirez
Seconded by Member Brar
Member Ramirez-Yes
Member Brar-Yes
Member Costantino-Yes
Member Schneider-Yes
Vice-Chair Kadara-Yes
Chair Longley-Yes
Approved by roll call vote 6-0-0*

FRIDAY, FEBRUARY 2, 2018

CLOSED SESSION

BOARD MEMBERS PRESENT

Brar, Raji (By Phone)	Costantino, Jon	Kadara, Denise	Longley, Karl
Marcum, Dan	Ramirez, Carmen	Schneider, Bob	

BOARD MEMBERS ABSENT

Marcum, Dan			
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STATE BOARD OFFICE OF CHIEF COUNSEL PRESENT

Okun, Lori			
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STAFF PRESENT

Creedon, Pamela			
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MEMBERS OF THE PUBLIC PRESENT

None			
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The chair called the meeting to order at 9:00 and called the roll. The board then adjourned to closed session to consider the personnel item listed in the agenda.

The meeting adjourned at approximately 3:35.