Meeting Minutes

Los Angeles Regional Water Quality Control Board
December 10, 2009 Board Meeting
Metropolitan Water District of Southern California
Board Room
700 North Alameda Street
Los Angeles, California

The meeting was called to order by Chair Mary Ann Lutz at 9:15 a.m.

Pledge of Allegiance.

The Chair introduced and welcomed the newly appointed Board Member, Jeanette Lombardo.

Item 1. Roll Call

Board Members Present: Chair Mary Ann Lutz, Vice Chair Madelyn Glickfeld, Steve Blois, Fran Diamond, Maria Mehranian, and Jeanette Lombardo

Board Members Absent: None.

Staff Present: Tracy Egoscue, Deborah Smith, Samuel Unger, Michael Levy, Ronji Harris, Jennifer Fordyce, Jeff Ogata, Stephen Cain, Alex Carlos, Paula Rasmussen, David Hung, Cassandra Owens, Renee Purdy, Mazhar Ali, Ginachi Amah, Hugh Marley, Toni Callaway

Individuals whose Names Appear on the Sign-In Sheet

| Mr. Dan Hirsch, California Bridge the Gap | Ms. Dorie Raskin, Representing self |
| Ms. Kirsten James, Heal the Bay | Dr. Mark Gold, Heal the Bay |
| Ms. Holly Huff, Resident | Ms. Bonnie Klea, Resident |
| Ms. Marie Mason, Resident Simi Hills | Mr. Chris Rowe, Representing self |
| Mr. Rick Brausch, Department Toxic Substances | Mr. William Bowling, ACMELA.org |
| Mr. Hector Bordas, L.A. County Flood Control | Mr. Rafael Holcombe, Rep. Cerritos Bahia Marina |
| Dr. Jeffrey Tipton, Representing self | Mr. Gary Hildebrand, L.A. County Flood Control |
| Ms. Tatiana Gaur, Santa Monica Baykeeper | Mr. Tom Ford, Santa Monica Baykeeper |
| Ms. Gina Goodhill, Environment California | Ms. Heather Wylie, Representing self |
Item 2. Order of Agenda.

- Item 12, County of Los Angeles, Maintenance Clearing of Engineered Earth-bottom Control Channels to be continued.
- Item 13, Cerritos Bahia Marina Maintenance Dredging to be placed on the Consent calendar.

MOTION: To approve Order of Agenda.

First: Board Member Fran Diamond
Second: Board Member Maria Mehranian
Vote: Approved by unanimous vote.

Item 3. Approval of draft meeting Minutes for November 5, 2009 meeting.

MOTION: To continue the draft meeting Minutes, for November 5, 2009 and make edits to public commenter as noted by Board Member Diamond.

First: Board Member Fran Diamond
Second: Board Mary Ann Lutz
Vote: Approved by unanimous vote

Item 4. Board Member Communications.

There were no communications reported that constitute disclosure on this item.

Item 5.a Executive Officers Report

Report and Addendum Report was given to the Board. No verbal report was given at this meeting. The Report was posted on the Board’s website:
www.swrcb.ca.gov/~rwqcb/html/oe_reports/oe_reports.html

Item 5.b Board Checklist.

There was no discussion or questions regarding the Board Checklist.
Item 5.c Report from State Board.

_State Board member Fran Spivy-Weber reported that there will be a 10 to 20% cut in the General Fund budget for 2010. She indicated that there be a 20% reduction in water use by year 2020, and a lot of focus on water conservation._

_Ms. Spivy-Weber indicated that State Board is anticipating voting on the Once through Cooling Project at its February 2010 Board hearing._


- Mr. Hector Bordas, Los Angeles County Flood Control District
- Dr. Mark Gold, Heal the Bay

Uncontested Items Calendar.

Executive Officer Tracy Egoscue announced the Consent items as follows: 7, 8, 9, 10, and 13.

**MOTION:** To deem non-controversial and approve Agenda Item(s): 7, 8, 9, 10, and 13.

First: Board Member Maria Mehranian
Second: Board Member Steve Blois
Vote: Approved by unanimous vote.

Item 11. Staff from Boeing, National Aeronautics and Space Administration (NASA) and the Expert panel discussed the Interim Source Removal Action (ISRA) status and issues. The ISRA actions are proceeding pursuant to the California water Code section 13304 Order to Perform Interim/Source Removal Action of soil in the Areas of Outfalls 008 and 009 drainage Areas, the Boeing Company Santa Susana Field Laboratory, in Canoga Park, CA.

Staff Report. Mr. Tom Gallagher introduced the speakers for the Boeing Report. During the presentation the following points were made.

**Ms. Blair**
- Weekly planning meetings are key elements
- There have been 32 combined site inspections by the Los Angeles Regional Water Quality Control Board (LARWQCB), Department of Toxic Substances Control Board (DTSC), and County of Ventura.
- Discussed Expert Panel involvement
- Accomplishments to date – Outfall 008 and Post excavation
- Discussed the Next Steps forward

**Mr. Steve Slaten, NASA Environmental Scientist**
- Gave background history
- Approved ISRA Workplan
- Target ISRA locations will be included in the 2010 workplan
- All detections are on NASA properties
- Materials contain lead and need to be treated as a hazardous waste
Expert Panel Report

- Mr. Stenstrom encouraged removal of contaminants
- The ISRA was at the direction of the Board
- Discussed the North Drainage cleanup activities
- ISRA is identifying and removing “hot spots” containing constituents that exceed permit limits

Interested Party Comment:

- Mr. Rick Brausch, DTSC, *indicated that he has communicated with Regional Board staff about the options for removal.*

Public Comments:

- Mr. William Bowling, ACEMELA
- Ms. Chris Rowe, Representing self
- Ms. Maria Mason, Resident
- Ms. Bonnie Klea, Resident
- Ms. Dori Raskin, Resident
- Ms. Holly Huff, Resident
- Mr. Daniel Hirsch, Community to Bridge the Gap

Board comments, concerns and discussion:

- The Board directed staff to report back to the Board at the June 3, 2010 Board meeting. The Board also requested to know the status of the AB 990 and lawsuit status.

The Board went into Closed session at 11:30 am, and reconvened at 12:46 pm

Item 14. Consideration of Proposed Modification to the County of Los Angeles Municipal Separate Storm Sewer System Permit to incorporate Provisions of the Los Angeles River Trash TMDL.

Chair Mary Ann Lutz recused herself from this matter and Vice Chair Madelyn Glickfeld acted as Chair for this item.

Staff Report. Ms. Renee Purdy, Chief of Regional Programs Section. *(Ms. Purdy made but was not limited to the following points in her presentation)*

- History background 1996 through 2009
- TMDLs provide a means to assure that water quality objectives are met
- Trash impacts addressed by TMDL
- Discussed Wasteload Allocation (WLA) compliance strategies
- Full capture devices allows for targeted implementation
- Key elements of TMDL Wasteload allocations
- WLA compliance strategies
- Discussed compliance options
- Full capture devices allows for targeted implementation
- Discussed the comments that were received
Public comment:
- Mr. John Kemmerer, U.S. EPA (in support)
- Ms. Stephanie Molen, Representing Senator Fran Pavley (in support)
- Mr. Dan Medina, City of Gardena (opposed to costs)
- Ms. Suja Lowenthal, Councilmember, City of Long Beach (in support)
- Mayor Eugene sun, City of San Marino (opposed to costs)
- Mayor Jim Dear, City of Carson (in support)
- Mr. Ray Tahir, Rep. City of San Gabriel (in support)
- Mr. Vaikko Allen, Contech Construction Products (in support)
- Mr. Jose Estreola, Rep. ACUSLA (in support)
- Ms. Sonia Diaz, Rep. Ms. Angela Howe, Surfrider Foundation (in support)
- Mr. John Hunter, Representing self (concerns about numeric limits)
- Ms. Shelley Backlar, Friends of the L.A. River (in support)
- Ms. Gwen Lattin, Algalita Marine Research Foundation (in support)
- Ms. Ida Talalla, Echo Park trash Abatement Project (TAP) (in support)
- Ms. Heather Wylie, Representing self (in support)
- Ms. Gina Goodwill, Environment California (in support)
- Dr. Jeffrey Tifton, Representing self (in support)
- Ms. Evelyn Wendel, WETAP (in support)
- Mr. Gary Hildebrand, L.A. County Flood Control District (opposed)
- Mr. Frank Wu, Rep. unincorporated County of Los Angeles (DPW) (opposed)
- Mr. Ron Ruiz, City of San Fernando (in support)
- Ms. Donna Chen, City of Los Angeles
- Mr. Larry Forester, City of Signal hill (opposed)
- Mr. Ken Farsing, City of Signal Hill (opposed)
- Dr. Mark Gold, Heal the Bay (in support)
- Mr. Steve Fleischli, Heal the Bay (in support)

Board concerns, questions, and comments:
- What is the timeframe to access funds for entities?
- Is there an estimate of how much more monies are needed in order to come into compliance with the zero trash goal?
- Is there any requirement for maintenance of the catch basins?
- Is there any requirements for maintenance for the full and partial capture units as far as how often they have to be cleaned?

(There was much discussion on this matter, after which a motion was made.)

MOTION: To approve the staff recommendation with change sheet and the following changes:

- Change to page 14-16, use footnote one on page 14-28 which says “Tributaries to the Los Angeles River include but are not limited to Pacoima Wash, Tujunga Wash, Burbank Western Channel, Verdugo Wash, Arroyo Seco, Rio Hondo, and Compton Creek.”
The second change is for Page 14-20, subparagraph 7.1.B.3.;
The next change is on page 14-21, in response to the City of Los Angeles pointing our inadvertent error, in subsection AB1.

First: Board Member Fran Diamond
Second: Board Member Maria Mehranian
Vote: Approved by unanimous Roll Call vote

The Board meeting was adjourned at 4:14 pm. The Draft Minutes may be approved, rescinded or modified at the February 4, 2010 Board meeting.

Written and submitted by: ____________________________, then finalized on
  Ronji R. Harris

Our mission is to preserve and enhance the quality of California’s water resources for the benefit of present and future generations.