

STATE OF CALIFORNIA
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

Minutes
3-4 August 2006
479th Regular Meeting
11020 Sun Center Drive, #200
Rancho Cordova, CA 95758

THURSDAY, 3 AUGUST 2006

BOARD MEMBERS PRESENT

Robert Schneider, Chair, Karl Longley, Vice Chair, Paul Betancourt, Al Brizard, Kate Hart, Christopher Cabaldon, Dan Odenweller, and Soapy Mulholland, Members. Charlie Hoppin, SWRCB Member.

STAFF PRESENT

Pamela Creedon, Ken Landau, Jack DelConte, Loren Harlow, Frances McChesney, Janice Tanaka, Bill Croyle, William Marshall, Dave Carlson, Greg Vaughn, Steve Rosenbaum, Sue McConnel, Dale Harvey, and Anand Mamidi.

OTHERS PRESENT

Bill Jennings	Mark Rentz
David Cory	Jeff Scharf
Bill Thomas	John Hewitt
Carrie McNeil	Tina Lunt
John Meek	Roberta Firvored
Jeffrey Gibson	Dr. Robert Northrop
Steve Michelson	Keith Larson
Christine Golden	Gail Delihant
Russ Brown	Thomas Thomas
Mark O'Brien	Lee Sandahl
Steve Bond	Ann Chargin
Michael Locke	Russ Grimes
Lynn Wall	Barbara Schussman
Les Grober	Melissa Thorme
Greg Delucchi	Steve Strait
Frank Gegumde	Warren Tellefson
Nicole Granquist	Paul Stein
Mitch Mysliwiec	Tess Dunham
Fred Burnett	

BOARD MEMBER COMMUNICATION

Karl Longley provided an update on Salinity Policy work. A Central Valley Salinity Policy Group is being formed, with its first meeting planned for early October. Dr. Longley is making the circuit to discuss salinity, including presentations to the Kern County Water District, Westlands Water District, and Western United Dairymen. On 20 July he and the Executive Officer met with Alexis Straus and USEPA staff regarding salt.

Chairman Schneider announced that a personnel review of the Executive Officer will be held during the September Board meeting, and asked that Dr. Longley and Mr. Odenweller head the review.

Dr. Longley reported that he had attended a barbeque at Danny Merkley's. Mr. Odenweller, Brizard, Schneider and Betancourt also reported attending the barbeque.

Ms. Hart reported that she had attended a recent Department of Health Services Field Day.

Charlie Hoppin, State Water Board member, introduced himself, then reported that the State budget was adopted on time and water quality funding was not cut. He also noted that \$1 million was made available for salinity studies.

EXECUTIVE OFFICER'S REPORT

Pamela Creedon briefly explained the additions to the EO Report. Chairman Schneider stated that the EO Report continues to be very helpful.

Al Brizard asked about Musco Olive (Item No. 10). Ms. Creedon reported that the project has recently been moved to Sacramento from the Fresno office, and staff can be present Friday to provide additional information.

Kate Hart asked for an explanation of "budget sweepings". Ken Landau explained that numerous small amounts of monies are left at the end of each year due to staff vacancies, contract delays, etc. Rather than have many small pots of money that are difficult to use, SWRCB "sweeps" the monies together then distributes them to high priority projects, such as the \$1 million in salinity study funds received by Region 5.

Chairman Schneider expressed appreciation for the Irrigated Lands Program Monitoring Results Summary. It was very helpful. He also commented that the Enforcement Report shows that many state summaries do not reflect the total enforcement effort. There has been a major improvement in enforcement effort over the past two years and staff should be thanked for the work.

PUBLIC FORUM

Mark Rentz, Department of Pesticide Regulation, reported on a recent Pesticide Advisory Committee Field Day, attended by Ms. Hart, Mr. Hoppin, and Mr. Merkley. The Field Day had included a review of recent research regarding urban pesticide usage. He offered to make a presentation on the Department's groundwater protection efforts at a future meeting.

Jeff Scharf reported on the Humboldt Road Burn Dump cleanup. 449 truckloads of material had been removed to date. Disposal has been to the Kettleman Hills facility as a non-RCRA waste. He thanked Ms. Creedon for assistance in getting the 404 Permit. There are continuing discussions regarding debris underlying stock ponds. He stated that the cleanup would meet the prescribed deadline. Chairman Schneider thanked Mr. Scharf for his leadership in this matter.

David Cory continued his thoughts from the last Board meeting on ways to improve the process. Board members should be encouraged to share their thoughts after the staff report to help guide further testimony.

IRRIGATED LANDS PROGRAM

Board Member Soapy Mulholland recused herself from this item and left the dais.

Conditional Waivers of Waste Discharge Requirements for Discharges From Irrigated Lands Within the Central Valley Region – *Consideration of Revisions to Conditional Waivers*

A public hearing was held. Bill Croyle presented the staff report. Additional testimony was provided by Ken Landau, Robert Firvored, John Hewitt, Bill Jennings, Tina Lunt, David Cory, Bill Thomas, John Meek, Jeffrey Gibson, and Carrie McNeil.

MOTION: By Mr. Longley seconded by Mr. Brizard to adopt the proposed resolution as amended. Unanimously approved.

Port of Stockton, West Complex Docks 14 and 15 Dredging Project, Roberts Island No. 1 Dredged Material Disposal Site, San Joaquin County - Consideration of New Waste Discharge Requirements and Water Quality Certification

A public hearing was held. Sue McConnell, Jennifer Heyd and Steve Rosenbaum presented the staff report. Additional testimony was presented by Dr. Robert Northup, Steve Michelson, Lee Sandohl, Greg Delucchi, Michael Locke, Les Grober, Steve Bond, Rick Haskett, Lynn Wall, Thomas Thomas, David Cory, Mark O'Brien, and Ann Chargin.

MOTION: By Mr. Longley seconded by Mr. Betancourt to table this item to a future Board Meeting. Approved with vote of 6 to 2.

Chevron Environmental Management Company, ChevronTexaco, Incorporated; SECOR International Incorporated; Purity Oil Sales Superfund Site, Fresno County – Consideration of Renewal of NPDES Permit

A public hearing was held. Dale Harvey and Loren Harlow presented the staff report. Additional testimony was presented by

MOTION: By Mr. seconded by Mr. to adopt the proposed permit. Unanimously approved.

Calaveras County Water District, Copper Cove Wastewater Reclamation Facility, Saddle Creek Golf Course, L.P., Calaveras County – Consideration of New NPDES Permit and Time Schedule Order

A public hearing was held. Anand Mamidi presented the staff report. Additional testimony was presented by Fred Burnett, and Bill Jennings,

The Board met in closed session to discuss ongoing litigation.

The meeting adjourned at 5:00 p.m. and continued to the Friday session.

FRIDAY, 4 AUGUST 2006

BOARD MEMBERS PRESENT

Robert Schneider, Chair, Karl Longley, Vice Chair, Paul Betancourt, Al Brizard, Kate Hart, Dan Odenweller, and Soapy Mulholland, Members.

BOARD MEMBER ABSENT

Christopher Cabaldon

STAFF PRESENT

Pamela Creedon, Ken Landau, Jack DelConte, Frances McChesney, Janice Tanaka, Dave Carlson, Pat Leary, James Marshall, Barry Hilton, Steve Rosenbaum.

OTHERS PRESENT

Carrie McNeil
Melissa Thorne
Joel Krein
Elaine Archibald
Steven Bayley
Warren Tellefson

Amir Rangchi
G. Fred Lee
Alex Hildebrand
Keith Smith
Jon Rubin
John Herrick

Robert Garcia
Keith Smith
Ben Hall
Lynda Smith
Casey Wichert
Roberta Larson
Bill Jennings
Paul Sensibaugh

Jeff Roberts
Tess Dunham
Terry Elewine
Rick Brewer
Bill Jennings
Paul Rydzynski
Michael Bryan
Matt Wheeler

EXECUTIVE OFFICER'S REPORT

Steve Rosenbaum provided additional details on the Notice of Violation against Musco Olive referenced in the EO Report.

PUBLIC FORUM

Carrie McNeil expressed concern on the impact of pre-public release meetings on the stakeholder process. It is better to have discussion on public drafts in public workshops or hearings. Frances McChesney clarified the process used and concluded that it was fully legal.

UNCONTESTED CALENDAR

ENFORCEMENT

Leonard and Shirley Blevins, Jeronimo and Marie Fuentes, Paul Oil Company, and California Department of Transportation, 1410 and 1444 Highway 99, Merced County – *Consideration of Rescinding Cleanup and Abatement Order*

A public hearing was held. No one appeared to contest the proposed order.

MOTION: By Mr. Longley seconded by Ms. Hart to adopt the proposed order. Unanimously approved.

NPDES PERMITS

Uncontested Rescissions

City of Tulare, Aquifer Storage and Recovery Demonstration Project, Tulare County
Kinder Morgan Energy Partners, L.P. Through Its Operating Partner SFPP, L.P., Chico Terminal, Butte County
Tricor Refining LLC, Oildale Refinery, Kern County

WASTE DISCHARGE REQUIREMENTS

Uncontested Change of Name and/or Ownership

Robinson & Sons, A Partnership, Vance Avenue Pit, Butte County

Uncontested Waste Discharge Requirements

Chevron Corporation and Chevron Environmental Management Company, Chevron Former Bakersfield, Refinery and Wait Tank Yard Groundwater Cleanup, Kern County
Lange Twins Family Limited dba, Jahant Woods Cellars, San Joaquin County
California Department of Transportation, Region X, Highway 99 Median Improvement Project, MP 18.5 to MP 29.0, San Joaquin County

A public hearing was held. No one appeared to contest the proposed orders.

MOTION: By Mr. Longley seconded by Ms. Hart to adopt the proposed orders. Unanimously approved.

CONTESTED CALENDAR

NPDES PERMITS

NPDES Overview

Dave Carlson presented an overview on the NPDES program. This was for the Board's information. No action was taken.

ENFORCEMENT

City of Tracy, Wastewater Treatment Plant, San Joaquin County – *Consideration of NPDES Permit Renewal and Time Schedule Order*

A public hearing was held. James Marshall and Ken Landau presented the staff report. Additional testimony was presented by Steven Bayley, Melissa Thorne, Bill Jennings, Warren Tellefson, Keith Smith, Alex Hildebrand, Carrie McNeil, Tess Dunham, John Herrick, John Rubin, Elaine Archibald, Terry Erlewine, Ben Hall, Lynda Smith, Amir Rangchi and Joel Krein.

MOTION: By Mr. Longley seconded by Mr. Betancourt to continue this item to a future meeting. Unanimously approved.

Mountain House Community Services District, Mountain House Wastewater Treatment Plant, San Joaquin County – *Consideration of NPDES Permit Renewal and Time Schedule Order*

A public hearing was held. Pat Leary and Ken Landau presented the staff report. Additional testimony was provided by

The meeting was adjourned at 6:20 p.m. to the 21/22 September Board Meeting.