

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

Minutes
25 January 2008
491st Regular Meeting
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670

FRIDAY 25 JANUARY 2008

BOARD MEMBERS PRESENT

Dr. Karl Longley, Chair, Cheryl Maki, Sandra Meraz, Dan Odenweller, Soapy Mulholland, Paul Betancourt and Kate Hart, Members.

STAFF PRESENT

Pamela Creedon, Ken Landau, Jack Del Conte, Kiran Lanfranchi-Rizzardi, Lori Okun, Patrick Pulupa, Lonnie Wass, Rudy Schnagl, Margie Read, Stephen Klein, Doug Patteson, David Sholes, Clay Rodgers, Glenn Meeks, Kelly Briggs, Bill Marshall, Joe Karkoski, Karen Larsen, Loren Harlow, Wendy Wyels, Steve Rosenbaum, Chad Dibble, Josh Grover, Jennifer Labay, Bill Templin, Amanda Montgomery, Wesley Quimette, Wendy Stewart, Todd Del Frate, Dana Kulesza, Mary Serra, Stephen Louie, Stephanie Fong, Polly Lowry, Ann Hopkinson, Spencer Joplin, Pat Leary, Petra Lee, Zhimin Lu, Danny McClure, Paul Hann, Betty Yee, Gene Davis, Dania Huggins, Melissa Hall, Jodi Pontureri, Brian Newman, Wendy Cohen and Jim Munch.

STATE BOARD STAFF

Reed Sato

OTHERS PRESENT

Kris Vickers	Michael Boccadoro	Jeffrey Dasovich
Rod Boschee	Jim Murphy	Jay Madsen
Chris Kaji	Babs Makinde	Wendy Linck
Tiffany Zurilgen	N. Nevarez	Rod Schuler
Ron Crites	Gary Carlton	John Jeter
Ken Bowen	Chris Ehlers	Amy Wilson
Dennis Maslonkowski	Jack Warren	Bill Thomas
Al Brizard	Bernie Schroceber	Dan Rich
Bill Rosica	Edgar Smith	Dennis
Skip Spaulding	Joe Armor	Claus Suverkropp
Burt Fleischer	Eric Athorp	Mark Berkman
Carol Dobbas	Robert Read	Joel Miller
Valentin Const	Keith Larson	Jim Atherstone
Michael Niemi	Lorien Fono	Mark Rentz
Steven Sarantopoulos	David Sunding	Broc Bernstein
Al Vargas	Gail Dehart	James Brobeck
Tess Dunham	Tina Lunt	Ryland Brobeck
Brock Bernstein	Bill Jennings	
Richard Hoelzel	Palumho	

APPROVAL OF SEPTEMBER AND DECEMBER MINUTES

Minutes for the September and December Board meetings were approved, moved by Ms. Maki seconded by Ms. Mulholland.

BOARD MEMBER COMMUNICATION

Ms. Maki suggested to the board that in order to save some time, Board members should submit most of their board communications via email to the Executive Assistant to be included in the minutes.

Ms. Maki submitted the following via email:

- Attended three Auburn City council meetings regarding the local WWTP.
- Communicated and met with Bill Carpenter regarding his work to get approval to put in a non-traditional drip-dispersal system on his property in Auburn.
- Met with Richard Sykora and his two sons who gave an overview of their mining operation in Foresthill.
- Attended WQCC in Sacramento on December 11.

Mr. Odenweller submitted the following via email.

- Participated in a telephone conversation with Bill Jennings to discuss the Prospect Island hearing, on December 6.
- Met with Bill Jennings and discussed the actions at the December 6 meeting, provided the updated FMWT data to him, on December 9.
- Attended the SWRCB WQCC meeting at the Doubletree in Sacramento, on December 10.
- Attended CDFG Fish Screening meeting at UC Davis on December 17.
- Attended CV Salts Public Outreach Committee meeting at RWQCB office in Rancho Cordova, on December 18. Also previewed videotape of program.
- Talked to Bill Jennings about FMWT final results for 2008, then updated the spreadsheets and forwarded them to him on January 9.
- Talked to Jerry Morinaka of CDFG, about fish salvage protocols on January 10.
- Met with Dorian Fougères of CalFed at the Stockton DFG office re: Fish and Wildlife studies (historical). Also discussed the plight of the Tulare Basin groundwater sources, on January 12.
- On January 15, reviewed an article for Dorian Fougères relating to the Central Valley and Environmental Justice.

Dr. Longley commented on the Anaerobic Manure Digesters meeting held on January 8, as mentioned in the EO report. He said the board is working to obtain funding for a CEQA document to support a general order for manure digesters. These digester systems can be part of the long-term salinity effort. Dr. Longley congratulated the Executive Officer for her excellent presentation of a salinity paper at the Las Vegas Salinity Forum.

Dr. Longley reported the following communications:

- On January 22, together with Ms. Creedon, briefed Linda Adams, CalEPA Secretary, and Undersecretary, Cindy Tuck.
- Attended the 6th Multi-Salinity Coalition symposium in Las Vegas, January 16-18, with Ms. Creedon.

In addition, Dr. Longley submitted the following via email:

- Participated in the Chairs meeting via teleconference, on December 7.
- Met with Tulare County Health Officials and other interested parties re: Planning to Address Nitrate Issues in Rural Disadvantaged Communities, on December 19. The meeting was held in Visalia.
- Meeting with Tim Johnson, (California Rice Commission), and Pamela Creedon on December 27th.
- Participate in a conference call with Pamela Creedon and Daniel Cozad to review the Salinity program.
- Attended a meeting with Senator Cogdill, together with Pamela Creedon to discuss water quality issues, on January 9.
- Met with Tulare County health officials and other interested parties re: Planning to address Nitrate issues in the rural disadvantaged communities, on January 14.

Mr. Betancourt submitted the following via email:

- Participated in a conference call with Dr. Longley, Ms. Pamela Creedon and Joe Karkoski, regarding the Irrigated Land Program on December 29.
- Had a telephone conversation with Nick Higgins of Dow Elanco on January 7 and re-affirmed that they need to be proactive in public education with growers if they want to continue marketing their products.
- Met with Dave Orth and Dave Cone of KRDC on January 8 to discuss the possibility of a revolving fund for modernizing farm chemical application equipment to eliminate drift and target applications.

Ms. Mulholland reported the following communication:

Ms. Mulholland reported meeting with Dick Schaefer of R.L Schaefer and Associates regarding the Irrigated Lands Program and some of the public comments they intended to make, some of the successes they have encountered and a philosophical discussion of the appropriateness of upper watershed monitoring.

In addition, Ms. Mulholland submitted the following via email:

- Attended the WQCC meeting in Sacramento.
- Attended the IRWMP meeting in Tulare County on behalf of SRT.
- Met with Ray Gene, dairyman, and discussed dairies and some of their efforts to comply with water quality.

Ms. Hart attended the Advisory Committee meeting on December 19, per Dr. Longley's request.

PUBLIC FORUM

There were no speakers during the public forum.

EXECUTIVE OFFICER'S REPORT

Executive Officer, Creedon mentioned about the late addition to the EO report from the Dairy unit. She also mentioned that the Regional board had started providing the Irrigated Lands Regulatory Program EO report in the Spanish language.

Karen Larsen provided an update on the POD and the general work on the Delta. She said that she will have a progress report by the April board meeting. Dr. Longley commended Karen and her staff for an outstanding job.

Dr. Longley commended the Executive Officer for her action regarding Dixon (item 5) and for the Seeno settlement (item 6), and said that the mine cleanups represent a lot of ongoing work (item 24) and that we are not announcing our successes well.

Pamela Creedon commended the Employees of the Month.

ELECTION OF CHAIR

Cheryl Maki and Sandra Meraz headed the committee to appoint Chair and Vice Chair. The committee nominated Dr. Karl Longley as Chair and Ms. Kate Hart as Vice-Chair. There were no objections to these appointments.

UNCONTESTED CALENDAR

ENFORCEMENT

Tejon-Castac Water District, Tejon Industrial Complex Wastewater Treatment Facility, Kern County-Consideration of revised Waste Discharge Requirements and Cease and Desist Order. (This item was moved from the Contested calendar to the uncontested calendar, the Cease and Desist order was removed from consideration by the board with late revisions to the revised Waste Discharge Requirements to remove reclamation authority).

A public hearing was held. No one contested the proposed order.

Kate Hart was not present during this hearing.

MOTION:	By	Ms. seconded by Ms. Maki seconded by Ms. Mulholland to adopt the order with late revisions.
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City of Brentwood Wastewater Treatment Plant, Contra Costa County – *Consideration of NPDES Permit Renewal and Cease and Desist Order.*

A public hearing was held. No one contested the order. Chris Vickers of Brentwood gave a note of thanks.

Kate Hart was not present during this hearing.

MOTION:	By	Ms. Mulholland seconded by Ms. Maki to adopt the NPDES Permit order. Unanimously approved.
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MOTION:	By	Ms. Maki seconded by Ms. Mulholland to adopt the CDO. Approved by roll call vote of 6-0-0.
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Kinder Morgan Energy Partners, L.P., Through Its Operating Partnership SFPP, L.P., Fox Road Petroleum Release Site Groundwater Remediation System, Solano County – *Consideration of NPDES Permit Renewal and Time Schedule Order.*

A public hearing was held. No one contested the order.

Kate Hart was not present during this hearing.

MOTION:	By	Ms. Maki seconded by Ms. Mulholland to adopt the NPDES Permit. Unanimously approved.
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MOTION:	By:	Ms. Maki seconded by Ms. Mulholland to adopt the Time Schedule Order. Unanimously approved.
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City of Auburn Wastewater Treatment Plant, Placer County – *Consideration of NPDES Permit Amendment and Cease and Desist Order.*

A public hearing was held. No one contested the order. The Board considered alternatives and elected to adopt a new Cease and Desist Order.

Kate Hart was not present during this hearing.

MOTION:	By	Mr. Odenweller seconded by Ms. Maki to adopt the new CDO order. Approved by roll call vote of 6-0-0.
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Uncontested Cleanup and Abatement Recission

Aerojet-General-Corporation, Cleanup and Abatement, Sacramento County, Order No. 96-259

Uncontested Change of Name and/or Ownership

- a. Golden Valley Citrus, Inc., Tulare County, Order No. 82-074
- b. Southern Estates LLC & Scott Aitchison, Sandy Point & River Bend MHPs, Fresno County, Order No. 90-0098

MOTION: By Mr. Odenweller seconded by Ms. Maki to adopt the uncontested orders with late changes. Unanimously approved.

Reconsideration of uncontested Waste Discharge Requirement for item H, California Department of Corrections, Deuel Vocational Institution Wastewater Treatment System Improvement Project Dewatering Discharge to Land, San Joaquin County to include late revisions.

MOTION: By: Ms. Maki seconded by Mr. Odenweller to reconsider previously adopted WDR to include late revisions. Unanimously approved

MOTION: By: Ms. Maki seconded by Mr. Odenweller to approve WDR with late revisions. Unanimously approved.

CONTESTED CALENDAR

Dairies with anaerobic digesters-*Consideration of Waste Discharge Requirements*, Fresno County.

1. Bar 20 Partners, Ltd., A Limited Partnership Between, John Shehadey and Richard Shehadey, Bar 20 Dairy No. 2, Fresno County (revised) **(This item was removed from the agenda)**
2. Bernard Te Velde, The 2000 Te Velde Family Trust, Donald J. Cameron, and Terranova Ranch, Inc. Lone Oak Dairy #2, Fresno County (revised)
3. John B. Verwey, Ann M. Verwey, and The Verwey, Revocable Trust, Johann Dairy, Fresno County (revised)
4. Maddox Dairy Ltd, Maddox Dairy General, Maddox Farms, Burrell Farms, Inc., and Vininvest, Inc. Maddox Dairy, Fresno County (revised)

A Public hearing was held. Dave Schultz presented the staff report, followed by Lonnie Wass. Rod Boschee, Jeff Dasovich and Michael Boccadoro gave additional testimony.

MOTION: By Ms. Hart seconded by Ms. Maki to adopt the orders. Unanimously approved.

OTHER BUSINESS

Irrigated Lands Regulatory Program: Coalition Group Monitoring and Reporting Program (MRP), Tentative Document.

A public hearing was held. Margie Read presented the staff report. Dania Huggins, Dr. Brock Bernstein, Erick H, Tina Lunt, James Brobeck, Al Brizard, Tess Dunham and Bill Jennings gave additional testimony.

MOTION: BY Ms. Mulholland seconded by
Ms. Maki to adopt the
MRP. Unanimously approved.

Informational item on the status of our enforcement efforts for calendar years 2006 and 2007. Presentation covered all programs and discussed the current policy and direction from State Board.

Dan Radulescu presented the staff report, followed by Kelly Briggs and Reed Sato.

Hilmar Cheese Company, Inc., An informational progress report on activities.

Lonnie Wass presented the staff report. Bert Fleischer also spoke.

Hilmar SEP Report – An Informational item. Stephen Klein presented the staff report. Additional comments were made by David Sunding.

The meeting adjourned at 3:25 p.m. to the March meeting.