Chairman Minan called the special meeting of the California Regional Water Quality Control Board, San Diego Region, to order at 9:00 a.m. in the Regional Water Quality Control Board, 9174 Sky Park Court, San Diego, California.

Item 1 – Roll Call and Introductions: Board Members Present: John Minan, Jennifer Kraus, Eric Anderson, Richard Wright, Susan Ritschel and Daniel Johnson.


Others Present on behalf of the Regional Board: State Water Resources Control Board – John Richards. Jan White & Associates Reporting: Janet White. Public Attendance: Wayne Rosenbaum, Aiko Osugi – Foley & Lardner; Marvin Sachse – Brash Industries; Elaine Lukey, Ron Kemp, Linda Kermott – City of Carlsbad; Cheryl Filan, Lori Pfeilor, Mary Ann Mann – City of Escondido; Roger Morrison, Danis Bechtu, Bob Emery – City of Poway; Paul Manning – McMillin Land Development; Kathy Flannery, David Timber, Michele Stress, JoAnn Weber, Joe DeStefano, Kelly Barker, Sheri McPherson, Jon Van Rhyn, Chandra Waller, Mary Jo Lanzafame – County of San Diego; Ken St. Clair, Harry Williams, Karen Brindley – City of San Marcos; Dennis Bowling, Jayne Janda-Timba – Rick Engineering Company; Jeremy Fontami – Stormwater Compliance; Scott Koken, Sarah Hellbrunn – SDGE; Chris Zirkle, Drew Kleis, Deborah Castillo, Marnen Gibson, Ronne Froman, Tim Miller, Jim Lough – City of San Diego; Bill Carls, Joe Gannon – Clear Creek Systems; Rodney Lobojsky – The Corky McMillin Co.; Linda Scott, Julie Clemente – URS; Meleck Ashford – Ashford Engineering; Kathy Weldon, Paul Hartman, James Bond – City of Encinitas; Geoffrey Smith – TECC; Malik Tamimi – City of La Mesa; Georgette Gomez – Environmental Health Coalition; Gary Brown, Fred McLean, Todd Snyder – City of Imperial Beach; Khosro Aminpour, Erik Steenblock – City of Chula Vista; Marc Schulte – RBF Consulting; Helen Perry, Shawn Hagerty – City of Santee; Cora Long – City of Lemon Grove; David Renfrew – Weston Solutions; Danny King – City of Solana Beach; Don Moore, Hal McCutchan – Lennar Communities; Mo Lahsaie, Scott Smith, Hawkeye Sheene, Shari Mackin – City of Oceanside; John Quenzer, Din Daneshtar – City of National City; Arsalan Dadkhah – D-Max; Jason Moor – TRL; Ralph Vasquez – SCS; Mikhail Ogawa – City of Vista; John Lemmo – Coalition for Clean Water; Larry McKenney, Richard Boon – County of Orange; Karen Holman – Port of San Diego; Jaime Campos – City of El Cahon; Joyce Clark – MWD; Jim Hogan, Jay Shrake, Bob Collins – MACTEC; Crystal Crawford – City of Del Mar;
Chairman Minan announced that Board Member Nygaard submitted her resignation to the Governor's Office and would not be attending the meeting.

**Item 2 – Public Forum**

There were no speakers for the Public Forum.

**Item 3 – PUBLIC HEARING: Reissuance of the San Diego County Municipal Storm Water Permit (Tentative Order No. R9-2006-0011, Waste Discharge Requirements for Discharges of Urban Runoff from the Municipal Separate Storm Sewer Systems (MS4s) Draining the Watersheds of the County of San Diego, the Incorporated Cities of San Diego County, the San Diego Unified Port District, and the San Diego County Regional Airport Authority) (NPDES Permit No. CAS0108758) (Phil Hammer)**

Chairman Minan explained the hearing procedures.

Mr. Wright disclosed that he was part of a team at San Diego State doing website development under a sub-contract with the City of San Diego but felt it would not have an impact on his decision making. Mr. Johnson also disclosed that several of the co-permittees were clients of his firm but on unrelated matters therefore he felt it would not pose a conflict of interest for him or influence his judgment.

Staff member Phil Hammer gave the presentation.

Other speakers included:
- Mayor Crystal Crawford – City of Del Mar
- Mayor Lori Pfeiler – City of Escondido
- Councilmember Bob Emery – City of Poway
- Ronne Froman – City of San Diego
- Drew Kleis – City of San Diego
- Mayor James Bond – City of Encinitas
- Deputy Mayor Shari Mackin – City of Oceanside
- Mayor Pro Tem Fred McLean – City of Imperial Beach
- Jon Van Rhyn – County of San Diego
- Mary Jo Lanzafamé – County of San Diego
Jim Lough – City of San Diego  
Chandra Waller – County of San Diego  
Shawn Hagerty – City of Santee  
Helen Perry – City of Santee  
Karen Holman – Port of San Diego  
Mo Lahsaie – City of Oceanside  
Chris Zirkle – City of San Diego  
Tim Miller – City of San Diego  
Georgette Gomez – Environmental Health Coalition  
David Beckman – Natural Resources Defense Council  
Marco Gonzalez – San Diego Bay Council  
Larry McKenney – County of Orange  
Geoffrey Smith – Carlsbad Watershed Network  
Dennis Bowling – Rick Engineering  
Patti Krebs – Industrial Environmental Association  
Marvin Sachse – Brash Industries

The meeting was recessed for lunch and Executive Session at 12:20 p.m.

Item 4 – Executive Session - Discussion of Ongoing Litigation
The Regional Board may meet in closed session to discuss ongoing litigation for the following cases:

WILLIAM P. JOHNSON, an individual; and VAIL LAKE USA, LLC, a California limited liability company v. REGIONAL WATER QUALITY CONTROL BOARD – SAN DIEGO, a State of California board and DOES 1-50. Superior Court of the State of California for the County of San Diego, Case No. GIC815227; Petition for Writ of Mandate and Complaint for Damages in regards to Administrative Civil Liability Order No. R9-2002-0027 for violations of the statewide Construction Storm Water Permit, Order No. 99-08-DWQ.


The meeting reconvened at 1:20 p.m.

**Item 3** - Continued

Jerry Livingston – Building Industry Association  
Wayne Rosenbaum – Foley & Lardner  
Aiko Osugi – Foley & Lardner  
Vaikko Allen – Contech Stormwater Solutions  
Angelika Villagrana – San Diego Chamber of Commerce  
Bill Carls – Clear Creek Systems

Mr. Hammer made closing statements.

Mr. Richards recommended closing the public comment period to allow staff time to respond to comments received to date. At a later date, the public comment period could be re-opened to allow the public to comment on the revised tentative order.

Board Members made comments and asked questions of staff.

Chairman Minan made a motion to close the public comment period, allow staff to respond to comments received before and during the hearing, issue the revised tentative order, then allow the public 60 days to comment on the revised order.
Mr. Johnson suggested leaving the public comment period open for an additional 30 days. It was the consensus of the Board to close the public comment period.

The motion made by Chairman Minan was approved by unanimous vote.

**Item 5 - Arrangements for Next Meeting and Adjournment**

Wednesday, August 16, 2006 - 9:00 a.m.
Water Quality Control Board
Regional Board Meeting Room
9174 Sky Park Court
San Diego, California

With there being no further business, the meeting was adjourned at 3:00 p.m.

These minutes were prepared by:   Executive Officer:
_________________________________________   _______________________
Lori Costa       John H. Robertus
Executive Assistant