CALL TO ORDER

Chair Tomas Morales called the meeting to order on May 9, 2018 at 9:00 a.m. Mission Viejo City Council Chambers, 200 Civic Center, Mission Viejo, California 92691.

ATTENDANCE:

**Board Members present:**
- Tomas Morales, Henry Abarbanel, Eric Anderson, Betty Olson, Gary Strawn.

**Board Members absent:**
- Stefanie Warren.

**Staff present:**
- Dave Gibson, James Smith, Chris Blank, Alex Cali, John Odermatt, Jeremy Haas, Kelly Dorsey, Cynthia Gorham, Jody Ebsen, Laurie Walsh, Roger Mitchell, Fisayo Osibodu, Keith Yaeger, David Barker, Brandi Outwin-Beals.

**Others present on behalf of the San Diego Water Board:**

**Public Attendance:**

<table>
<thead>
<tr>
<th>Name</th>
<th>Organization</th>
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<tr>
<td>Roger Butow</td>
<td>Clean Water Now</td>
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<tr>
<td>Betty Burnett, Amber Baylor</td>
<td>South Orange County Wastewater Authority (SOCWA)</td>
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<td>Bryan Pastor, Cindy Rivers, Jacqueline Sedigni, Jenna Voss, Rita Abeliar, Kelvin Liu</td>
<td>County of Orange</td>
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<td>Mark Bonsavage, Matt Winterbourne</td>
<td>MCB Camp Pendleton</td>
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<td>Eric Green</td>
<td>Nautilus Environmental</td>
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<td>Roshan Chrisoph, Francesca de Leon</td>
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<td>Rich Schlesinger, Joe Ames, Hazel McIntosh</td>
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<td>Garth Engelhorn</td>
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<td>Mou Yahye</td>
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<td>City of Mission Viejo</td>
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<td>City of Aliso Viejo and Laguna Woods</td>
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<td>CalTrans</td>
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<td>Name</td>
<td>Company/Position</td>
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<tr>
<td>Michael Welch</td>
<td>Michael Welch Consulting</td>
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<td>Lisa Zawaski</td>
<td>City of Dana Point</td>
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<td>Alex Heide</td>
<td>City of Poway</td>
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<td>Liz Simmons</td>
<td>Kleinfelder</td>
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<td>Shaun Pelletier</td>
<td>City of Aliso Viejo</td>
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<td>Sheri Dirter</td>
<td>Western Solutions</td>
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<td>Alejandra Gavaldon,</td>
<td>City of San Diego</td>
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<td>Rachel Davenport, Ruth</td>
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<td>Kolb</td>
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<td>Lesley Dobalian</td>
<td>San Diego County Water Authority</td>
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<td></td>
<td>(SDCWA)</td>
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<td>Ashli Desai</td>
<td>County of San Diego</td>
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**BOARD MEETING**

*Public comments on agenda items were limited to 3 minutes or otherwise at the discretion of the Board Chair*

**PUBLIC FORUM**

Roger Butow, Founder and CEO of Clean Water Now, requested another water reliability summit, to be held in the Fall.
**BOARD BUSINESS:**

3. **Minutes of Board Meeting:** April 11, 2018

   **Motion:** Member Dr. Olson moved to adopt the proposed minutes.
   **Seconded by:** Member Anderson
   **MOTION CARRIED:** *(April 11, 2018)*

   **Aye:**
   - Chair Morales
   - Member Anderson
   - Member Dr. Olson
   - Member Strawn

   **Nay:**
   - Vice Chair Dr. Abarbanel
   **Absent:** Member Warren
   **Abstain:** None

4. **Chairman’s, Board Members’, State Water Board Liaison’s, and Executive Officer’s Reports.**

   *These items were for Board discussion only. Public testimony was not allowed, and the Board took no formal action.*

   Chair Morales summarized the Chairs’ Meeting that took place in Sacramento on April 23. He stated that at that meeting, a subcommittee of Chairs was formed to decide the topics of discussion for the Water Quality Coordinating Committee (WQCC).

   Dr. Abarbanel asked for a letter requesting answers to the questions posed to the State Board liaison, Joaquin Esquivel, at last month’s meeting. Mr. Gibson responded that he would have it done no later than the next Board Meeting on June 20.

   Chair Morales thanked the City of Mission Viejo for hosting this meeting and complimented Orange County for their extensive use of recycled water for both non-potable and potable use. He also indicated that after the meeting, two or three Board Members would participate in a tour of the Dairy Fork Wetlands.

   Mr. Gibson reported that he and Chair Morales would sign a memo to the State Board expressing concerns about the data used for the last Integrated Report, which the State Board had just adopted, and he responded to Board Member questions on the same topic.

5. **Future Agenda Items:**

   *Board members discussed items for possible inclusion on future agendas*

   Dr. Olson complimented Chair Morales on adding a discussion of issues related to homeless populations to the WQCC agenda, and asked for statistics on the amount of trash generated by such populations and innovative approaches to mitigating it. Mr. Smith asked for clarification of her request, and she provided a response.

   Dr. Abarbanel suggested that the Mayor of Temecula be invited as a speaker for that agenda item.
CONSENT CALENDAR

These items are considered non-controversial issues. If there is public interest, concern, or discussion regarding any consent calendar item or a request for a public hearing, then the item(s) will be removed from the Consent Calendar and considered after all other agenda items have been completed.


Motion: Vice Chair Dr. Abarbanel
Seconded by: Member Strawn
MOTION CARRIED: (Order No. R9-2018-0028)

Aye: Chair Morales
    Vice Chair Dr. Abarbanel
    Member Dr. Olson
    Member Strawn
No: None
Absent: Member Warren
Abstain: None

Chair Morales called a recess at 9:34 a.m. and reconvened the meeting at 9:46 a.m.

Remainder of the Agenda (Non-Consent Items):

INFORMATIONAL ITEMS:

7. Sierra Club Zero Trash Initiative. (David Gibson)
   Presentation
   Presenter: Hoiyin Ip, Sierra Club
   Mr. Gibson and Ms. Walsh responded to Board Member questions
   Roger Butow commented on this item.

8. Orange County Copermittees Status Update: Invasive Plant Removal, Homeless Encampments, Crown Valley Restoration Project, and County Reorganization. (Laurie Walsh)
   Presentation
   Presenters: Grant Sharp, Cindy Rivers, Bryan Pastor, and Jenna Voss, Orange County.
   Roger Butow, Clean Water Now, commented on this item.

   Chair Morales recessed for lunch and Closed Session at 11:52 a.m., and reconvened the public meeting at 1:14 p.m.

9. Informational Item: Update on the Waivers of Waste Discharge Requirements. (Laura Samrad) THIS ITEM WAS POSTPONED

**South Orange County Wastewater Authority Presentation**
Presenter: Betty Burnett, General Manager, South Orange County Wastewater Authority

Ms. Gorham introduced the following stakeholders, who commented on this item:

- Betty Burnett, General Manager, SOCWA
- Dan Ferons, General Manager, SMWD
- Rod Woods, Engineer, MNWD
- Amber Baylor, Director of Environmental Compliance, SOCWA
- Roger Butow, Clean Water Now
- Norris Brandt, Administrator, San Juan Basin Authority
- Ashli Desai, County of San Diego
- Clint Boschen, TetraTech, representing Orange County
- Ruth Kolb, City of San Diego
- Rachel Davenport, City of San Diego Public Utilities Department
- Lesley Dobalian, Principal Water Resources Specialist, San Diego County Water Authority

**ACTION ITEMS:**


**Presentation**
Presenter: Alex Cali

**Motion:** Member Dr. Olson moved to adopt the Tentative Resolution with revisions.

**Seconded by:** Member Strawn

**MOTION CARRIED:** (Order No. R9-2018-0023)

**Aye:** Chair Morales
   Vice Chair Dr. Abarbanel
   Member Anderson
   Member Dr. Olson
   Member Strawn

**Nay:** None

**Absent:** Member Warren

**Abstain:** None


**Staff Presentation**
Presenter: Jeremy Haas

**SCCWRP Presentation**
Presenter: Ken Schiff

Chair Morales directed that Dr. Abarbanel work with staff to ensure that the language of the Tentative Resolution reflects the desires of the Board, and staff to bring it back before the Board as part of the Consent Calendar for the June meeting.

**No Action Taken**
CLOSED SESSIONS
Closed Sessions are not open to the Public

13. Discussion of Ongoing Litigation [Authorized under Government Code §11126, subd. (e)]. The San Diego Water Board may meet in Closed Session to discuss ongoing litigation for the following cases:

Civil Actions (Judicial and Administrative, other than Petitions for Review filed with the State Water Board)


d. Test Claim on California Regional Water Quality Control Board, San Diego Region, Order No. R9-2010-0016 (NPDES No. CAS0108766) adopted November 10, 2010, County of Riverside, Riverside County Flood Control and Water Conservation District, and the Cities of Murrieta, Temecula and Wildomar, Co-Claimants, filed with Commission on State Mandates, No. 11-TC-03 (filed November 2011). (Catherine George Hagan)

e. Test Claim on California Regional Water Quality Control Board, San Diego Region, Order No. R9-2013-0001 (Regional MS4 Permit) filed with Commission on State Mandates by County of San Diego. (San Diego Region Water Permit – County of San Diego, Test Claim No. 14-TC-03 (filed June 2015). (Catherine George Hagan)


Petitions for Review Pending Before the State Water Board

None at this time other than those being held in abeyance.

During this Closed Session, Board Members discussed Items h, j, and k.

14. Consideration of Initiation of Litigation. The San Diego Water Board may meet in Closed Session to discuss the City of Imperial Beach, City of Chula Vista, San Diego Unified Port District, City of San Diego, and County of San Diego's 60-day Notices of Intent to Sue the United States International Boundary and Water Commission (USIBWC) and to consider initiating litigation against the USIBWC over matters within the San Diego Water Board’s jurisdiction [Authorized under Government Code §11126, subdivision (e)]. (David Gibson)

The Board Members discussed this item but took no action.

ADJOURNMENT

There being no further business, Chair Morales adjourned the meeting at 3:48 p.m.

These minutes were prepared by:  Signed by:

Christina Blank  David Gibson
Executive Assistant  Executive Officer

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1 Petitions for review of San Diego Water Board actions or inactions filed with the State Water Board being held in abeyance by the State Water Board are generally not listed in the agenda. The titles of these matters are available at the San Diego Water Board. Please contact Catherine George Hagan at Catherine.Hagan@waterboards.ca.gov or 619-521-3012 for more information.