Pursuant to the Governor’s Executive Orders (N-29-20 and N-33-20) to protect public health by limiting public gatherings and requiring social distancing, this meeting occurred solely by remote presence.

CALL TO ORDER

Chair Celeste Cantú called the remote meeting to order on April 14, 2021 at 9:00 a.m., and the Executive Assistant called the roll.

Roger Mitchell gave an opening statement providing information for attendees to participate in the meeting.

ATTENDANCE:

**Board Members present:**

Celeste Cantú, Board Chair; Betty H. Olson, Ph.D., Vice Chair; Henry Abarbanel, Ph.D.; Eric Anderson; Megan Blair; Gary Strawn; Stefanie Warren.

**Staff present:**


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

Meeting Minutes April 14, 2021

**Public Attendance:**

| Derral Van Winkle, Jason Golumbfskie-Jones, Walter Wilson, Lindsay Nehm U.S. Navy | Megan Plumlee Orange County Water District |
| Elena Aguilar | Henry Bojorquez La Jolla Band of Luiseno Indians |
| Martha Camacho-Rodriguez Social Ecological Education-LA (SEE) |

**BOARD MEETING**

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

**PUBLIC FORUM**

There were no speakers for the Public Forum

**BOARD BUSINESS:**

1. **Minutes of Board Meeting: March 10, 2021**
   - **Motion to adopt the March 10, 2021 minutes:**
     - Ms. Warren
   - **Second:**
     - Dr. Olson
   - **MOTION CARRIED:**
     - March 10, 2021
   - **Aye:**
     - Dr. Abarbanel
     - Ms. Blair
     - Dr. Olson
     - Mr. Strawn
     - Ms. Warren
     - Chair Cantú
   - **Nay:**
     - None.
   - **Absent:**
     - None.
   - **Abstain:**
     - Mr. Anderson
2. 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.

Ms. Firestone provided an update on recent actions taken by the State Board and the 2021 Strategic Work Plan, and she responded to Board Member questions and comments.

Mr. Gibson congratulated Christina Arias on her move to the Compliance Assurance Unit and Amy Grove on her promotion to Supervisor of the Site Restoration and Agricultural Program Unit.

INFORMATIONAL ITEMS

3. A Sediment Cleanup and Navy Dredging Update for San Diego Bay. (Sean McClain)

Sean McClain provided an introduction and brief overview of the item, followed by presentations from Kristin Schwall from the San Diego Water Board, and Derral Van Winkle, Jason Golumbskie-Jones, and Walter Wilson, representatives from the U.S. Navy.

Sean McClain, Kristin Schwall, Derral Van Winkle, Jason Golumbskie-Jones, Walter Wilson, and Lindsay Nehm from the Navy responded to Board Member questions and comments.

4. PFAS – Detection to Protection: Methods for Finding and Removing ‘Forever Chemicals’ in Groundwater, Wastewater, and Drinking Water. (Dan Boyd)

Dan Boyd provided an introduction and brief overview of the item, followed by presentations from Christine Sotelo and Jacob Oaxaca from the State Water Board, Megan Plumlee from the County of Orange Water District; and Christopher Banks from the Office of Environmental Health Hazard Assessment.

Jacob Oaxaca and Megan Plumlee responded to Board Member questions and comments.

BOARD MEMBER REQUESTS

5. Future Agenda Items: Recommended Course of Action and Estimated Staff Hours to Address Actions from the March 2021 Board Meeting. In addition, Board Members may discuss items for possible inclusion on future agendas. (Kelly Dorsey)

Dr. Abarbanel requested an update on Lake San Marcos and asked that both the principals and the residents from the area be invited.

Chair Cantú recessed for Closed Session at 12:30 p.m., and Vincent Vu stated that the Board would discuss Item 6(i). Chair Cantú reconvened the public meeting at 1:25 p.m.
CLOSED SESSIONS
Closed Sessions are not open to the Public

6. 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)

g. Test Claim on California Regional Water Quality Control Board, San Diego Region, Order No. R9-2015-0100, Provisions A.4, B.2, B.3.a, B.3.b, B.4, B.6, D.1.c(6), D.2.a(2), D.3, D.4, E.3.c(2), E.3.c(3), E.3.d, E.5.a, E.5.c(1)(a), E.5.c(2)(a), E.5.c(3), E.5.e, E.6, F.1.a, F.2.a, F.2.b, F.2.c, F.3.b(3), and F.3.c. 16-TC-05, 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, (June 2017). (Catherine George Hagan)

h. Test Claim on California Regional Water Quality Control Board, San Diego Region, Order No. R9-2017-0077, Sections A.1, A.3, and A.5, 17-TC-05, City of San Juan Capistrano and County of San Diego, Claimants, filed with the Commission on State Mandates, (June 2017). (Catherine George Hagan)


Petitions for Review Pending Before the State Water Board:¹


7. Consideration of Initiation of Litigation or Discussion of Significant Exposure to Litigation. The San Diego Water Board may meet in closed session to initiate or consider initiating litigation concerning matters within its jurisdiction or to discuss significant exposure to litigation [Authorized under Government Code §11126(e)]. (David Gibson)

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.
8. Deliberation on a Decision to be Reached Based on Evidence Introduced in a Hearing. The San Diego Water Board may meet in closed session to consider evidence received in an adjudicative hearing and to deliberate on a decision to be reached based upon that evidence [Authorized under Government Code §11126(c)(3)].

9. Personnel. The San Diego Water Board may meet in closed session to consider the appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee unless the employee requests a public hearing [Authorized under Government Code §11126(a)].

**ADJOURNMENT**

There being no further business, Chair Cantú adjourned the meeting at 1:26 p.m.

These Minutes were prepared by:
Christina A. Blank
Executive Assistant

Signed by:
David W. Gibson
Executive Officer