

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
JUNE 7, 2016**

Copies of the resolutions and water quality/water rights orders can be obtained by calling (916) 341-5600 or downloading from our website at http://www.waterboards.ca.gov/board_decisions/adopted_orders/.

The video of the Board Meeting is available to view on our website at:
http://www.waterboards.ca.gov/board_info/video.shtml

CALL TO ORDER

Chair Felicia Marcus called the meeting to order on June 7, 2016 at 9:10 a.m. at the California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Coastal Hearing Room, Sacramento, California.

BOARD MEMBERS PRESENT

Chair Felicia Marcus; Vice Chair Frances Spivy-Weber; Member Tam Doduc; Member Steven Moore
Member Dorene D'Adamo

EXECUTIVE STAFF PRESENT

Tom Howard, Executive Director
Jonathan Bishop, Chief Deputy Director
Eric Oppenheimer, Chief Deputy Director
Andy Sawyer, Assistant Chief Counsel
Phil Wyels, Assistant Chief Counsel
Jeanine Townsend, Clerk to the Board
Courtney Tyler, Executive Office

ANNOUNCEMENTS

- *Evacuation information in case the fire alarm goes off during the meeting.*
- *The Board meeting is being webcasted and recorded.*

BOARD MEETING

Public comments on agenda items will be limited to 5 minutes or otherwise at the discretion of the Chair

PUBLIC FORUM

Any member of the public may address and ask questions of the Board relating to any matter within the State Water Board's jurisdiction provided the matter is not on the agenda, or pending before the State Water Resources Control Board or any California Regional Water Quality Control Board.

No Action Taken

Commenters

Leland Frayseth, General Public (Bethel Island Hazardous Materials below sea level) ([Presentation](#))

Hugh Logan, San Andreas Sanitary District (SRF IUP)

Libi Uremovic, Citizens of Beaumont (City of Beaumont)

Kerry Morrison, The Salton Sea & EcoMedia Compass (Water Conservations/Recycling for Salton Sea Emergency)

BOARD BUSINESS

- 1. The Board will consider adoption of the May 3-4, 2016 Board Meeting minutes.

Motion: Member Doduc moved to adopt the proposed minutes.

Seconded by: Member D’Adamo

MOTION CARRIED: ([May 3-4, 2016](#))

Aye: Chair Marcus
Vice-Chair Spivy-Weber
Member Doduc
Member Moore
Member D’Adamo

Nay: None

Absent: None

Abstain: None

UNCONTESTED ITEMS* (ITEMS 2-3)

- *2. Consideration of a proposed Resolution [to accept the County of San Diego’s proposed replacement projects for Breach of Agreements for Grant Agreements 03-264-559-2 and 06-135-559-0.](#)
Staff Presenting: Joe Karkoski & Darrin Polhemus

This Item was removed from Uncontested

Motion: Member Doduc moved to adopt the proposed Resolution with changes.

Seconded by: Member D’Adamo

MOTION CARRIED: ([Resolution No. 2016-0030](#))

Aye: Chair Marcus
Vice-Chair Spivy-Weber
Member Doduc
Member Moore
Member D’Adamo

Nay: None

Absent: None

Abstain: None

- *3. Consideration of a proposed Resolution [authorizing the Executive Director or designee to amend the National Water Research Institute contract administering the expert panel in the feasibility of developing uniform water recycling criteria for direct potable reuse; increase to \\$811,831 \(an increase of \\$458,424\) to fund the full scope of the investigation required by SB 918 and SB 3252.](#)

Motion: Member Doduc moved to adopt the proposed Resolution.

Seconded by: Member D’Adamo

MOTION CARRIED: ([Resolution No. 2016-0031](#))

Aye: Chair Marcus
Vice-Chair Spivy-Weber
Member Doduc
Member Moore
Member D’Adamo

Nay: None

Absent: None

Abstain: None

INFORMATIONAL ITEMS

4. California's ongoing drought emergency.
 - *The following State Water Board staff made the presentation to the Board: Diane Riddle and Rich Satkowski.*
5. Update on Emergency Water Conservation Regulation.
 - *The following State Water Board staff made the [presentation](#) to the Board: Jasmine Oaxaca, Jalena Hartman & David Rose*
6. Opportunity to Comment on the [Fiscal Year 2017-2018 Allocation of Funds Generated from the Petroleum Storage Fee Pursuant to SB 445 \(Health and Safety Code Section 25299.43\(g\)\)](#).
 - *The following State Water Board staff made the presentation to the Board: Lisa Babcock, Tim Post & Therese Barakatt*

Note: Item 8 was taken up at the same time as this Item.

DIVISION OF DRINKING WATER

7. Consideration of proposed [Water Recycling Requirements for Recycled Water Use](#). (*Written comments were due on May 13, 2016 by 12 noon.*) *Staff Presenting: Randy Barnard, Sherly Rosilela & Tim Regan (Staff Presentation)*

Motion: Vice Chair Spivy-Weber moved to adopt the proposed Order with changes read into the record by Chief Deputy Director Bishop.

Seconded by: Member D'Adamo

MOTION CARRIED: ([Water Quality Order No. 2016-0068-DDW](#))

Aye: Chair Marcus
Vice-Chair Spivy-Weber
Member Doduc
Member Moore
Member D'Adamo

Nay: None

Absent: None

Abstain: None

Commenters

Sean White, City of Ukiah

Nancee Murray, California Department of Fish and Wildlife

Lorien Fono, Bay Area Clean Water Agencies

Jennifer West, WateReuse California

Jason Weiner, Wishtoyo Foundation

Maria Mariscal, San Diego County Water Authority

Brenda Adelman, Russian River Watershed Protection Committee

Ann Heil, Sanitation Districts of Los Angeles County

Samsor Safi, Regional San

DIVISION OF FINANCIAL ASSISTANCE

8. Consideration of a proposed Resolution [delegating authority to the Deputy Director of the Division of Financial Assistance to approve the expenditure of funds from the Site Cleanup Subaccount \(SCA\), to approve SCA projects and grants, to execute SCA grant agreements, contracts, and amendments, to refer actions to the Attorney General to recover moneys due to the SCA, and to perform other actions necessary to administer the SCA.](#) *Staff Presenting: Lisa Babcock, Tim Post, Kathryn Dominic, Julie Osborn & Therese Barakatt (Staff Presentation)*

Motion: Vice Chair Spivy-Weber moved to adopt the proposed Resolution.

Seconded by: Member Moore

MOTION CARRIED: ([Resolution No. 2016-0032](#))

Aye: Chair Marcus
Vice-Chair Spivy-Weber
Member Doduc
Member Moore
Member D’Adamo

Nay: None

Absent: None

Abstain: None

Item 9 will not be heard before 1:00 p.m.

DIVISION OF WATER RIGHTS

9. Consideration of a proposed Order [dismissing the Administrative Civil Liability Complaint against Byron-Bethany Irrigation District and dismissing the Draft Cease and Desist Order against The Westside Irrigation District - Contra Costa County and San Joaquin County.](#) (*Written comments are due on June 3, 2016 by 12 noon.*) *Staff Presenting: Nicole Kuenzi & Michael Buckman*

Motion: Member Doduc moved to adopt the proposed Order with changes in [Change Sheet #1](#).

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([Water Rights Order No. 2016-0015](#))

Aye: Chair Marcus
Vice-Chair Spivy-Weber
Member Doduc
Member Moore
Member D’Adamo

Nay: None

Absent: None

Abstain: None

Commenters

Steve Nicolaou, General Public

Janelle Krattiger, Westside Irrigation District, Patterson Irrigation District & Banta-Carbona Irrigation District

Becky Sheehan, State Water Contractors

Philip Williams, Westlands Water District

Kelley Geyer, General Public

INFORMATIONAL ITEM

10. Board Member Report.

Vice Chair Spivy-Weber

- *Along with Member D'Adamo went on a field trip to Marin County for a Carbon Farm Tour.*
- *Attended a Groundwater Meeting.*

Board Member D'Adamo

- *Have been working with the stakeholders on the wineries regarding the Compost Order.*

Board Member Moore

- *Attended a Purple Pike Dedication ceremony in Pleasanton.*
- *Made a presentation to the Marin Conservation League on the State Water Board overview.*
- *Attended a tour with the Department of Water Resources with the City of Santa Cruz on their Integrated Water Management Overview.*
- *Met with representatives of the Jackson Family Wines and Water Rights Staff in the Russian River areas looking at proposals on groundwater recharge of high flows in the Mark West Creek drainage.*

ADJOURNMENT

The Board adjourned at 3:15 p.m.

CLOSED SESSION
Closed Sessions are not open to the Public

OFFICE OF CHIEF COUNSEL

The Board may meet in closed session to deliberate on procedural or substantive decisions to be reached in the proceeding to consider the joint Petition filed by the California Department of Water Resources and the U.S. Bureau of Reclamation to add three new points of diversion and/or points of rediversion of water to specified water right permits for the State Water Project and the Central Valley Project associated with the California WaterFix Project. (This closed session is authorized under Government Code section 11126, subdivision (c)(3)).

The Board met in Closed Session on the above Item.

DIVISION OF WATER RIGHTS

The Board will meet in closed session to deliberate on a draft order regarding the Administrative Civil Liability Complaint against Byron-Bethany Irrigation District and Draft Cease and Desist Order against The West Side Irrigation District. (This closed session is authorized under Government Code section 11126, subdivision (c)(3)).

The Board did not meet in Closed Session on the above Item.

PERSONNEL

The Board will meet in closed session to discuss the appointment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another employee unless the employee requests a public hearing. (This closed session is authorized under Government Code section 11126, subdivision (a)(1).)

The Board met in Closed Session on the above Item.

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments **must be received by 12:00 p.m. on June 3, 2016, and will not be accepted after that time.**

Submittal of electronic Powerpoint presentations **must be received by 12:00 p.m. on June 3, 2016, and will not be accepted after that time.**

Submittals are to be sent via e-mail to the Clerk to the Board at commentletters@waterboards.ca.gov. Please indicate in the subject line, **6/7/16 BOARD MEETING – ITEM # (fill in bolded subject from appropriate item).** If you have questions about the agenda, contact the Clerk to the Board at (916) 341-5600.

Agenda and items will be available electronically at: http://www.waterboards.ca.gov/board_info/calendar/index.shtml

* Items on the uncontested items calendar may be removed at the request of any Board member or person. If an item is removed from the uncontested items calendar, it will only be voted on at this meeting if the Board accepts the staff recommendation for the agenda item. Otherwise, the item will be continued to a subsequent board meeting to allow input by interested persons.

Video broadcast of meetings will be available at: <http://www.calepa.ca.gov/Broadcast/>.

For a map to our building, visit: <http://www.calepa.ca.gov/EPABldg/location.htm>. For security purposes, all visitors are required to sign in and receive a badge prior to entering the building. Valid picture identification may be required due to the security level so please allow up to 15 minutes for this process. Individuals who require special accommodations are requested to contact the Clerk to the Board, (916) 341-5600.