

REGIONAL WATER QUALITY CONTROL BOARD - SAN FRANCISCO BAY
BOARD MEETING MINUTES

November 12, 2008

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Item 1 – Roll Call and Introductions

The meeting was called to order on November 12, 2008 at 9:08 a.m. in the State Office Building Auditorium, First Floor, 1515 Clay Street, Oakland.

Board members present: Terry Young, Vice-Chair; Shalom Eliahu; James McGrath; Steven Moore; William Peacock; Rameshwar Singh.

Board members absent: John Muller, Chair.

Terry Young served as Chair of the meeting.

New staff was introduced. Lila Tang introduced Gina Kathuria and Anna Torres introduced Yousef Al-Shomaimri.

Item 2 – Public Forum

Dr. Douglas Kerr and Bruce Baum, both representing Green Coalition for Responsible Waste/Resource Management, expressed concern about a North Bay landfill.

Bruce Wolfe said next month staff would give the Board an update on the landfill.

Item 3 – Minutes of the July 8 and 9, 2008 Board Meeting

Motion: It was moved by Mr. Peacock, seconded by Mr. Eliahu, and it was unanimously voted to adopt the Minutes of the July 8 and 9, 2008 Board Meeting.

Item 4 - Chairman's, Board Members', and Executive Officer's Reports

Terry Young, Rameshwar Singh, and Bruce Wolfe reported attending a statewide meeting for State Water Resources Control Board members and representatives and Regional Board members and Executive Officers.

Mr. Wolfe said the U.S. Environmental Protection Agency recently honored two Bay Area wastewater treatment agencies with 2008 National Clean Water Act recognition awards for outstanding achievements. He said Union Sanitary District received a first place award in the National Pretreatment Program Awards Category and Central Contra Costa Sanitary District received a second place award in the Operations and Maintenance Awards Category.

Item 5 – Consideration of Uncontested Non-Enforcement Items

Mr. Wolfe recommended adoption of the Uncontested Items.

Motion: It was moved by Dr. Singh, seconded by Mr. Moore, and it was unanimously voted to adopt the Uncontested Items as recommended by the Executive Officer.

Item 6 – City of Richmond, United States Department of Defense – Department of the Navy for Former Point Molate Naval Fuel Depot, Richmond, Contra Costa County – Adoption of Site Cleanup Requirements and Rescission of Order Nos. 95-235, 97-124, and 97-125

George Leyva discussed the Tentative Order.

Mr. Leyva said the last three of staff's responses to public comments listed in Appendix C of the Tentative Order contained numerical errors. He said a corrected copy of the responses was being distributed at the meeting.

Mr. Leyva replied to a question from Mr. Eliahu.

Gordon Hart, Legal Counsel, on behalf of City of Richmond, testified.

Mr. Hart replied to questions from Mr. Peacock and Dr. Singh.

Mr. Wolfe commented.

Marvin Norman, Legal Counsel, United States Department of Defense – Department of the Navy, testified.

Mr. Norman replied to a question from Mr. Peacock.

Don Gosney, Community Co-Chair, Point Molate Restoration Advisory Board, testified.

Patricia Jones, Executive Director, Citizens for East Shore Parks, testified.

Jim Levine, Chief Executive Officer, Upstream Point Molate, LLC, testified.

Mr. Levine replied to a question from Mr. Peacock.

Mr. Wolfe replied to a question from Dr. Singh.

Mr. Moore commented.

Mr. McGrath spoke in favor of the Tentative Order. He made a motion to approve the staff recommendation.

Mr. Peacock seconded the motion.

Staff replied to questions from Dr. Young and Mr. McGrath.

Mr. Levine commented.

A vote was taken on the motion.

Roll Call:

Aye: Mr. Eliahu; Mr. McGrath; Mr. Moore; Mr. Peacock; Dr. Singh; Dr. Young

No: None

Motion passed 6 – 0.

Item 7 – Consideration of a Resolution Approving the Strategic Workplan for Actions to Protect Beneficial Uses of the San Francisco Bay/Sacramento-San Joaquin Delta Estuary

Wil Bruhns said the State Water Resources Control Board, the Central Valley Regional Water Board, and the San Francisco Bay Regional Water Board passed resolutions directing their staff to prepare a Strategic Workplan describing actions the Boards could take to protect Bay-Delta waters.

Mr. Bruhns said the Workplan has been prepared and includes actions categorized under nine broad elements. He said the Workplan will help the three Boards coordinate actions.

Mr. Bruhns recommended the San Francisco Bay Regional Water Board adopt the Tentative Resolution to Adopt the Strategic Workplan.

Les Grober, Environmental Program Manager, State Water Resources Control Board, talked about the Strategic Workplan.

Mr. Wolfe replied to a question from Mr. Moore.

Mr. Grober replied to questions from Mr. McGrath and Dr. Singh.

Dr. Singh made a motion to adopt the Tentative Resolution to Adopt the Strategic Workplan for Actions to Protect Beneficial Uses of the San Francisco Bay/Sacramento-San Joaquin Delta Estuary.

Mr. McGrath seconded the motion.

Dr. Young and Mr. Moore commented on the Strategic Workplan.

A vote was taken on the motion.

Roll Call:

Aye: Mr. Eliahu; Mr. McGrath; Mr. Moore; Mr. Peacock; Dr. Singh; Dr. Young

No: None

Motion passed 6 – 0.

[The Board took a recess at 11:15 a.m. and resumed the meeting at 11:25 a.m.]

Item 8 – Sanitary Sewer Overflow Reduction Program – Status Report
(Continued from the October Board Meeting)

Michael Chee said sewage spills may occur from both wastewater treatment plants and sewage collection systems. He said his presentation would focus on sewage spills from collection systems.

Mr. Chee discussed the importance of reducing inflow and infiltration of stormwater and groundwater into sewage collection systems.

Mr. Chee discussed the importance of maintaining and rehabilitating infrastructure owned by collection system agencies. He said sometimes independently owned collection system agencies share a common wastewater treatment plant. He said each of the collection system agencies may need to rehabilitate infrastructure in order to reduce peak wastewater levels during the rainy season.

Mr. Chee said there is a need for homeowners to rehabilitate privately owned sewer laterals that connect homes to publicly owned collection systems.

The following persons testified: Ken Greenberg, Manager, Clean Water Act Compliance Office, U.S. Environmental Protection Agency, Region IX; Michele Plá, Executive Director, Bay Area Clean Water Agencies; and Amy Chastain, Legal Counsel, San Francisco Baykeeper.

There was discussion among Board members, persons who testified, and staff.

[The Board convened in closed session at 12:53 p.m. Mr. Peacock left the meeting at 1:05 p.m. The Board concluded the closed session at 1:35 p.m. and adjourned the meeting.]

Item 13 – Adjournment

The Board meeting was adjourned at 1:35 p.m.