



Executive Board Meeting Minutes

Thursday, March 24, 2011, 9:00 a.m. – 1:00 p.m.
EBMUD, 2020 Wake Ave, Oakland, CA

ROLL CALL AND INTRODUCTIONS

Executive Board Representatives: Tommy Moala, Vice Chair (San Francisco Public Utilities Commission); Ed McCormick (East Bay Municipal Utility District); Jim Kelly (Central Contra Costa Sanitary District); Mike Connor (East Bay Dischargers Authority); Kirsten Struve (City of San Jose).

Other Attendees: Laura Pagano (San Francisco Public Utilities Commission); Cheryl Munoz (San Francisco Public Utilities Commission); Margaret Orr (Central Contra Costa Sanitary District); Bhupinder Dhaliwal (Central Contra Costa Sanitary District); Jim Ervin (City of San Jose); Sharon Newton (City of San Jose); Andy Morrison (Union Sanitary District); Tom Hall (Sunnyvale/Eisenberg Olivieri Associates, Inc.); Eric Hansen (South Bay Water Recycling/City of San Jose); Monica Oakley (RMC Environmental); Denise Conners (Larry Walker Associates); Jackie Kepke (CH2M Hill); Amy Chastain (BACWA); Alexandra Gunnell (BACWA).

PUBLIC COMMENT

There were no public comments.

REPORTS

Committee Reports, agenda item 1, were included in the meeting handout packet attendees were invited to elaborate on their reports or field questions.

The Executive Director (ED) fielded questions about the most recent Permits Committee meeting. PCB permit risk reduction requirements will be discussed at the upcoming BAPPG meeting, and efforts will be coordinated with Permits Committee. Additional information was provided in the meeting handout packet in the PCB TMDL Implementation Memorandum from the BACWA Executive Director to BACWA Executive Board, March 16, 2011. It was suggested that the memo should be sent to BACWA members via e-mail, and that BACWA should construct a position statement.

It was noted that comments on the revised statewide Wastewater Discharge Requirements for Sanitary Sewer Systems (WDR) are due on April 29, 2011.

For **agenda item 2**, the **Proposition 50 Grant Disbursements Status Report** was included in the meeting handout packet.

For **agenda item 3**, the **Executive Director's Report**, was included in the meeting handout packet, and the ED noted that at the PCB Permit adoption hearing it appeared that the State Water Board had taken BACWA comments into account.

Executive Board (Board) members were invited to share any items of interest under **agenda item 4, Executive Board Reports**, including information about meetings that were attended by BACWA representatives this month.

- a. **Summit Partners Meeting (2/28/2011)**
- b. **Aquatic Science Center Meeting (3/3/2011)**
- c. **Regional Water Board Meeting (3/9/2011).**
- d. **RMP Technical Review Committee Meeting (3/23/2011)**
- e. **Other**
 - At the CASA meeting in DC held on 3/14 – 16, financial constraints appeared to be a common concern.
 - The City of San Jose did not receive the USEPA San Francisco Bay Area Water Quality Improvement Fund grant for the Regional Education and Behavior Change Campaign project that BACWA agreed to cosponsor during the January 27, 2011 Executive Board meeting.
 - Principal agencies are still working to address e-SMR transition concerns. CCCSD may contract with Johnson Lam for support.

The following **Chair and Executive Director Authorized Actions** were listed under agenda **item 5**.

- a. Executive Director authorization to utilize RMC As Needed Technical Support Contract for Enterococcus Basin Plan Amendment Comments; \$2,000; File 12,162.
- b. Chair authorization to utilize LWA As Needed Technical Support Contract for Assistance with PCB Permit Adoption Hearing and Preparation of PCB Sampling and Analysis Plan; \$17,500; File 12,163.
- c. Executive Director authorization for Chinook Book baywise.org advertisement; \$2,400; File 12,387.
- d. Executive Director authorization to utilize Downey Brand As Needed Support for PCBs-related matters; \$5,000; File 12,166.
- e. Executive Director authorization for website support from Adammer; \$1,500; File 12,380

It was noted that the contracting policy may need to be updated to clarify approval procedures for the use of As Needed contracts.

CONSENT CALENDAR

*Consent calendar **agenda items 6 and 9** were approved in a motion made by Tommy Moala and seconded by Ed McCormick. The motion carried unanimously.*

6. Minutes from February 24, 2011 BACWA Executive Board Meeting.
9. Authorize contract with EPC Consultants, Inc., to assist the Recycled Water Committee

with administrative and technical support, in an amount not to exceed \$24,000 (FY 10-12).

Item 7, the January 2011 Treasurer's Report, was removed from the consent calendar and will be included for approval next month.

Item 8, a contribution to WateReuse for Irrigation Guide in the amount of \$40,000, was approved in a motion made by Mike Connor. Kirsten Struve seconded, and the motion carried unanimously.

Eric Hansen from South Bay Water Recycling reviewed the information provided in the handout packet and fielded questions from meeting attendees. The guide will be published in PDF format and may be distributed at workshops. Financial contributors include: Santa Clara Valley Water District, Stanford University; San Jose State University, Redwood City; City of San Jose, City of Santa Clara, and Google. WateReuse will manage the contract with the publisher and details about the content of the guide will be discussed at the April 5th kickoff meeting. It was recommended that if additional funding is required for distribution that support should be requested from potable water agencies.

BOARD DISCUSSION ITEMS

Jackie Kepke gave an overview of the Strass Workshop, agenda item 10, held March 4th at PGE headquarters. Additional information was provided in the handout the packet. It was noted that the differences in daily discharge requirements and regulatory compliance issues between the United States and Europe are significant, and would need to be included as in the contents of a white paper should one be developed in the future. The California Wastewater Climate Change Group (CWCCG) is moving forward to develop two page fact sheet regarding energy generation opportunities that may lay some foundation for white paper development. San Jose, the ED and CH2M Hill will continue to work together and come back to the Board with recommendations for next steps.

CWEA is hosting an energy workshop in May and BACWA is a co-sponsor. The ED has been communicating with them regarding these types of collaborations will continue to explore opportunities, especially with the San Francisco Bay section. It was also suggested that BACWA may want to reach out to non-governmental agencies (NGOs) as this work continues..

For **agenda item 11, Guidelines for the Arleen Navarret Leadership Award** were approved in a motion made by Tommy Moala and seconded by Jim Kelly. The motion carried unanimously.

It was requested that the recipient provide report back to board on use of awarded funds.

For **agenda item 12, the 2010 Mercury Watershed Permit Group Report** was distributed to the Board and reviewed by Monica Oakley. The report was approved in a motion made by Ed McCormick and seconded by Jim Kelly. The motion carried unanimously.

The report will be submitted to Regional Water Quality Control Board (RWQCB) before the deadline of April 1, 2011, and the ED will provide testimony at the April RWQCB meeting. It will also be posted on the BACWA website and a link will be included in the monthly e-newsletter. A suggestion was made to distribute the report to NGOs and other environmental groups. BAPPG and the ED have a draft Op-ed regarding the success of dental amalgam programs which will be circulated to

the Board before release. CCCSD will send data on the cost per pound of addressing Hg at the source to the ED.

For **agenda item 13, National Dental Amalgam Effluent Guidelines Rulemaking** the ED requested invited attendees to pose any questions or concerns about Tim Potter assisting BACWA with drafting comments. A draft of the comments will be circulated for Board review prior to submission and development of the comments will be coordinated with BAPPG and Tri-TAC.

Under **agenda item 14, SFEI request for support for Nutrient Strategy Development**, *Jim Kelly made a motion to for approval. It was seconded by Ed McCormick and passed unanimously.*

For **agenda item 15, Test of Significant Toxicity (TST)**, Bhupinder Dhaliwal of CCCSD provided a presentation, led a discussion, and fielded questions. A copy of the presentation will be distributed to meeting attendees. CCCSD offered to have the expert consultant that they have hired to speak to the Permits Committee and BACWA board. The ED will contact NACWA to obtain a consultant recommendation. A workgroup led by CCCSD, consisting of the ED, Margaret Orr, Bhupinder Dhaliwal, Jim Ervin, Nirmela Arsem of EBMUD, Tom Hall and Monica Oakley will work together to draft talking points. The ED will schedule a meeting with the State Water Resources Control Board (SWRCB), and meeting representatives from BACWA will be determined by the workgroup.

The ED will also schedule joint BACWA/RWQCB meeting.

Agenda item 16, the PCB Permit Implementation Plan, was discussed under earlier agenda items. A draft proposal for sampling analysis and reporting protocols is being circulated through EBMUD and then will be shared with the RWQCB.

Under **agenda item 17, Fiscal Year 2011 – 2012 BACWA Revenue & Expense Budget Discussion**, the EB reviewed the revised draft budget and requested that any feedback should be directed to her in preparation for approval at April Board meeting. Concern was raised about the amount budgeted for nutrients, and a suggestion was made to add funding for WET/TST efforts. The workplan will likely divide WQAS technical support budget items into regulatory issues and future concerns. Ed McCormick will try to reserve a room at EBMUD's Orinda facility on May 26, 2011 for a Board meeting to update the BACWA strategic plan. Kirsten Struve and Mike Connor will work with the ED on an initial draft of the revised strategic plan.

The next regular meeting is scheduled for **Monday, April 25, 2011, 11:30 a.m. to 3:30 p.m.** tentatively at HDR Walnut Creek location. Board will send any recommendations for alternate meeting locations to the ED.

The meeting adjourned at 1:00 p.m.