



# Executive Board Special Meeting Agenda

Monday, June 18, 2012, 2:30 p.m. – 4:30 p.m.  
Regional Water Board, 1515 Clay Street, St. 1400 Oakland, CA

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**ROLL CALL AND INTRODUCTIONS** (2:30 p.m. – 2:35 p.m.)

**PUBLIC COMMENT** (2:35 p.m. – 2:40 p.m.)

**OTHER BUSINESS** (2:40 p.m. – 4:30 p.m.)

1. Toxicity Policy
  - a. Status report on State Water Board draft toxicity policy. More information at: [http://www.swrcb.ca.gov/water\\_issues/programs/state\\_implementation\\_policy/tx\\_ass\\_cntrl.shtml](http://www.swrcb.ca.gov/water_issues/programs/state_implementation_policy/tx_ass_cntrl.shtml)
  - b. Report out on BACWA Toxicity Workgroup met on May 31 at EBMUD.
  - c. BACWA Toxicity Workgroup to develop model Generic TRE Work plan
  - d. Discuss IWC:
    - i. Would TST automatically supersede the existing Basin plan toxicity requirements, including dilution?
      - And if not as proposed, what can be done have it apply?
    - ii. What can be done to not require acute testing?
    - iii. When would requirements take affect?
2. SFRWQCB Permit related issues
  - a. Permit issues:
    - i. Central Marin: Blending/feasibility analysis;
    - ii. Next month SBSA: Baykeeper is raising Nutrients as an issue.
  - b. Enforcement Focus on SSO's for new RWQCB staff member
  - c. Major future permit issues:
    - i. Risk Reduction for PCB and Hg: What to do with when the permit renewal comes?
    - ii. POTW's have done a good job reducing the Hg discharges.
  - d. PCB issues: P2 reporting, and 1668C Method
    - i. Agency PCBs P2 Annual Reports for 2011 were summarized and reviewed by BAPPG. There were a lot of differences in the submittals in part to how the Order's language on page 7 reads.
    - ii. The Regional Board will prepare a list of what they think should be in the P2 report. Lila Tang also requested BACWA prepare suggested language to clarify.

- iii. 1668C issues: RB wants to keep analyzing; method was not approved in last method approval action by EPA and no schedule has been set for when approval might be considered again.
- 3. Pardee Technical Seminar: Confirm it is on calendars for September 4, 5, and 6, 2012.
- 4. Nutrients – 13267 Letter
  - a. BACWA Group Sampling and Analysis Plan (SAP) submitted on April 30 2012. RB comments received and addressed and revised plans resubmitted last Friday. Discharger description of historic nutrient data submitted June 1, 2012. There are one or two detailed issues that must be resolved by July 1<sup>st</sup>.
  - b. Nutrient Monitoring must begin in July.
  - c. Data reporting format/template: Permit Committee recommended use of an excel spreadsheet developed by Jim Ervin. SWRCB requested BACWA use CIWQS. Data would be imported into SFEI's system in either case. SFEI may require MDL's and some other data quality parameters be submitted. BACWA working to resolve this in a timely manner. Need direction on CIWQS.
- 5. Nutrients Strategy
  - a. Developing the nutrient strategy is expected to be a very long-term effort for the Bay. Currently there are at least 6 somewhat parallel efforts underway:
    - (1) RWQCB efforts, including development of the assessment criteria;
    - (2) Multi-agency SWAMP study in Suisun Bay;
    - (3) RMP sponsored studies on load and conceptual modeling;
    - (4) BACWA lead/funded efforts, including responding to the nutrient 13267 letter for influent and effluent data, and
    - (5) BACWA funded SFEI support of the developing the nutrient strategy that was approved by BACWA on February 18, 2012; and
    - (6) CCCSD's permit driven efforts.

Setting up a system to provide communication, coordination of status and actions for these efforts to the involved parties would be a good initial step. An agreement on this approach and on frequency of reporting is a desired outcome by BACWA.
  - b. Given the magnitude and duration of nutrient effort, setting it up the management and governance structure in the near future is important to BACWA. BACWA is concerned that in the absence of defined Governance and

Project Management structures could lead to confusion on how the work/activities are conducted, where the money is sent, what the schedule is, are tasks on schedule, distribution of deliverables, etc. Accordingly, BACWA suggests a parallel effort to initial step that is to develop the long-term governance and management structure. The following are some points for consideration.

- i. Governance. Key questions are: What decisions are being made, how are they being made, by whom, when, what documentation, etc. BACWA's ASC representative is to lead BACWA workgroup to begin to fashion an approach/strategy to how BACWA can support a facilitated effort to develop (perhaps under the auspices of the ASC) a clear, transparent framework for governance/decision-making.
- ii. Program Management. Key questions are: Who is to managing the array of issues and activities in terms of tracking expenses, coordinating and tracking schedules, scopes, overlaps in the work efforts, etc. And who has the information to do that at this time? Program management will be difficult and require a lot of communication until the governance is in place.

**ADJOURNMENT (4:30 p.m.)**