



Executive Board Meeting Minutes

October 16, 2020

ROLL CALL AND INTRODUCTIONS

Executive Board Representatives: Lori Schectel (Central Contra Costa Sanitary District); Amit Mutsuddy (City of San Jose); Eileen White (East Bay Municipal Utility District); Amy Chastain (San Francisco Public Utilities Commission); Jackie Zipkin (EBDA).

Other Attendees:

<u>Name</u>	<u>Agency/Company</u>
Eric Dunlavey	City of San Jose
Lorien Fono	BACWA
Alina Constantinescu	LWA
Jennifer Dymont	BACWA
Tom Hall	EOA
Amanda Roa	Delta Diablo
Karin North	City of Palo Alto
Mary Cousins	Woodard & Curran
David Richardson	Woodard & Curran
Jennie Pang	SFPUC
Kevin Cesar	City of Millbrae
Talyon Sortor	Fairfield-Suisun Sewer District (FSSD)
Steve Moore	Ross Valley Sanitary District
Jared Voskuhl	CASA
Wynn Morgan	City of Burlingame WWTP
Ba Tran	City of Millbrae

Amit Mutsuddy started meeting at 9:01

ROLL CALL - taken

PUBLIC COMMENT – None

CONSIDERATION TO TAKE AGENDA ITEMS OUT OF ORDER

Agenda Item 4 was pulled from meeting.

CONSENT CALENDAR

- 1 August 21, 2020 BACWA Executive Board Meeting Minutes
- 2 September 17-18 Special BACWA Executive Board Meeting Minutes

3 August 2020 Treasurer's Reports

Consent Calendar Items 1, 2 and 3: A motion to approve was made by EBDA, Jackie Zipkin and seconded by CCCSD, Lori Schectel. The motion was approved unanimously.

APPROVALS AND AUTHORIZATIONS

4 Approval: SGS AXYS Contract for \$60,932, PFAS Phase I study analytical costs

Item 4: Pulled.

5 Authorization: EOA Contract for FY21 (\$3,600) Chlorine BPA support

BACWA Executive Director reviewed contract briefly. The contract was to provide support for responding to the draft Chlorine Residual BPA through comments to the Regional Water Board. No approval necessary.

POLICY/STRATEGIC

6 Discussion: Debrief from Online Pardee meeting

BACWA ED discussed AIR issues and reported that Sarah Deslauriers gave an update and strategies presentation on second day of Pardee Online meeting in September 2020. Sarah Deslauriers is scheduling a meeting with upper management at AIR Board in December and the agenda will be available in November meeting packet. Group discussed board attendance and mentioned it becomes a public meeting if more than 2 board members attend the meeting in December. BACWA ED mentioned in January 2021 there is a regular BACWA AIR Committee meeting.

BACWA ED discussed CEC monitoring studies and fair & equitable funding for research. Ongoing discussion to develop sampling plan. More details at November meeting.

BACWA ED discussed Biosolids. Significant biosolids land application in region with little oversight from the Regional Water Board. BACWA RPM summarized presentation – safety, quality, and public support of expansion. Discussion followed.

BACWA ED discussed power supply reliability and their strategy on communicating this issue with regulators. Lengthy group discussion on power supply plans and communication from power entities.

7 Discussion: Nutrients

a. Regulatory

i. Outcomes from Online Pardee NST meeting

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BACWA ED summarized discussion at Pardee Online meeting regarding load caps based on science or antidegradation approach. BACWA ED wanted to know how discussion influenced members' thoughts on the subject. Lengthy general discussion on load caps; members discussed whether they were better off agreeing to antidegradation approach to give us time to research the science. Some questions on the long-term sustainability of BACWA funding the science program were raised. Timing and flexibility of implementing load caps were discussed. Two key issues highlighted were the importance of implementing the caps on a subembayment basis to allow trading, and the importance of defining protection for early adopters for nutrient removal. NST group will meet to discuss & strategize more before end of year.

Action item – BACWA ED to send out doodle poll to schedule next NST meeting

ii. Communicating Competing Priorities relative to nutrient reduction

BACWA ED discussed nutrient reduction in the context of competing and balancing priorities as well as stable rate increases. Lengthy group discussion followed about regulatory oversight, their facilities and seismic, flood, and sea rise priorities. Taking a leadership role in this area is important. Group would like to present individual agency challenges at State Water Board meetings to educate them on their different issues. Group felt this should be a standing item in the meetings or presented during permit negotiations, in the context of requesting appropriate implementation time frames. Consensus was that presentations should be issue specific vs. agency specific those be tied to negotiation points. This issue will be an ongoing discussion.

BREAK 10:50-11:05

b. Technical Work

i. Draft RFP for technical review support - final review

BACWA ED shared RFP document. This will be an ongoing as-needed contract, and the document has been updated with comments from members. Group discussed level of financial effort is \$50,000 for FY21, and proposed evaluation criteria. BACWA ED also asked for selection committee volunteers and reviewed project schedule. Board member requested that final selection be brought to November board meeting and approval of contract will happen at December board meeting.

ii. Formation of BACWA Nutrient Technical Team - mission and timing

BACWA ED summarized other groups where Nutrients are discussed. Discussed the idea of forming a group to have in-depth discussion about implications and science around NMS documents. Group agreed to support group with their staff.

Action item: BACWA ED to move forward with creating group.

iii. Support for Hazen & Sawyer Proposal: Linking Nutrient Reductions to Receiving Water Responses (RFP 5078)

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BACWA ED stated BACWA will participate, but will not be exclusive to this proposal team. BACWA is listed as an interested utility/association on the RFP.

c. Governance Structure

The planning subcommittee is planning a special meeting to discuss the relationship between a standard action (Basin Plan Amendment), the permitting approach, and scientific findings.

Action item: BACWA ED to share meeting date with board once it's scheduled.

i. September 11 Steering Committee meeting summary

ii. September 2 PSC meeting notes

iii. October 7 PSC meeting notes

8 Discussion: Region 2 PFAS Study Update

BACWA RPM shared there was a BACWA Lab Committee & SFEI call to talk through the proposed sampling plan. The 13 agencies that are participating have been identified. Samples will be collected in November. There will be an additional conference call with SFEI regarding sampling process and review of phase 1 contract. State Water Board does want recycled water samples so it is TBD if this will be done now or in phase 2.

9 Discussion: Comments on Chlorine Residual Basin Plan Amendment

BACWA RPM submitted comment letter on October 2, 2020. Results will be known in November. RPM did share that ML will likely not be changed and ask group if they wanted to push this point more in our testimony or not. Group agreed to only express support during oral comments and to ask for a regional blanket permit amendment to incorporate BPA into existing permits.

10 Discussion: Vulnerability Assessments for Climate Change

BACWA ED said State Water Board would like more information on facility vulnerability due to climate change. Shared State Water Board's draft 13267 info request in packet and reviewed draft Regional Water Board questionnaire in meeting. Regional Water Board questionnaire is more in-depth and includes sea level, ground water rise, changing climate and weather, power outage and wildfires. Lengthy group discussion followed on the methods of gathering information to answer questions. Group agreed that individual agencies, not BACWA staff, will be responsible for responding to the Regional Water Board's survey.

Action item – BACWA staff to work with Regional Water Board to develop template to gather information on vulnerability to climate change and summarize regional adaptation efforts.

11 Discussion: BACWA Power Supply Reliability Infoshare

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BACWA ED asked which POTW staff should answer questions about power supply reliability? Group discussed and felt individual agencies should decide because they are all structured differently.

12 Discussion: Toxicity engagement with the State Water Board

BACWA ED mentioned that different stakeholders see different purposes in the proposed *Ceriodaphnia* study. Group discussed study timing, costs, and how to finance the *Ceriodaphnia* study. Next draft toxicity policy will be released October 31, 2020 and there are plans for it to be adopted on December 1, 2020.

13 Discussion: Emergency management Roundtable (fires, PSPS, COVID)

BACWA ED brought up that we were running out of time. Board agreed to just discuss COVID. EBMUD allowing staff to work remotely through end of year and is concerned about COVID in winter season. City of San Jose engineering is working onsite, others are at home, and the agency is doing inspections. CCCSD staff who can telework are still working remotely, the lab is rotating, and pretreatment is conducting inspections on rotation. General discussion on the possibility of working remotely permanently to meet green goals, save money on rent, better traffic. Group also discussed staff working remotely out of the area temporarily and how they are handling those requests.

OPERATIONAL

14 Discussion: BACWA Succession Plan

BACWA ED reviewed recently alternates and new members. Referred to document in packet. Need a new vice-chair for Collection Systems Committee.

15 Discussion: Annual Meeting Planning

BACWA ED discussed preliminary agenda for annual meeting. Annual meeting is in February 2021. Topics & timing can be refined at next meeting. Group agreed on topics.

REPORTS

16 Committee Reports

BACWA ED referred to committee reports in the packet.

17 Member Highlights

CCCSD settled with Riverwatch and suggested visiting their website to watch board meeting.

18 Executive Director Report

BACWA ED referred to report in the packet.

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19 Regulatory Program Manager Report

BACWA RPM referred to report in the packet.

20 Other BACWA Representative Reports

- a. RMP Technical Committee Mary Lou Esparza, Yuyun Shang, Samantha Engelage
- b. RMP Steering Committee Karin North; Robert Wilson; Eric Dunlavey
- c. Summit Partners Lorien Fono; Lori Schectel
- d. ASC/SFEI Lorien Fono; Eileen White
- e. Nutrient Governance Steering Committee Eric Dunlavey; Eileen White; Lori Schectel
- e.i Nutrient Planning Subgroup Eric Dunlavey
- e.ii NMS Technical Workgroup Eric Dunlavey
- f. SWRCB Nutrient SAG Lorien Fono
- g. NACWA Taskforce on Dental Amalgam Tim Potter
- h. BAIRWMP Cheryl Munoz; Linda Hu; Lorien Fono
- i. NACWA Emerging Contaminants Karin North; Melody LaBella
- j. CASA State Legislative Committee Lori Schectel
- k. CASA Regulatory Workgroup Lorien Fono
- l. ReNUWIt Jackie Zipkin; Karin North
- m. ReNUWIt One Water Jackie Zipkin, Eric Hansen
- n. RMP Microplastics Liaison Artem Dyachenko
- o. Bay Area Regional Reliability Project Eileen White
- p. WaterReuse Working Group Cheryl Munoz
- q. San Francisco Estuary Partnership Eileen White; Lorien Fono
- r. CPSC Policy Education Advisory Committee Colleen Henry
- s. California Ocean Protection Council Lorien Fono
- t. Countywide Water Reuse Master Plan Karin North, Pedro Hernandez

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u. CHARG - Coastal Hazards Adaptation Resiliency Group Jackie Zipkin

19 SUGGESTIONS FOR FUTURE AGENDA ITEMS

NEXT MEETING

The next meeting of the Board is scheduled for November 20, 2020

ADJOURNMENT

12:49 PM