

**A REGULAR MEETING
OF THE
SAN GABRIEL BASIN WATER QUALITY AUTHORITY
MARCH 16, 2010 at 9:30 A.M.**

CALL TO ORDER	The Chairman called the regular meeting of the San Gabriel Basin Water Quality Authority to order and reviewed the actions anticipated on the agenda for the meeting.
ROLL CALL OF BOARD MEMBERS	Greg Nordbak, Bob Kuhn, Jim Byerrum, Mike Whitehead, Carol Montano, Margaret Clark and Ed Chavez
BOARD MEMBERS ABSENT	None.
STAFF MEMBERS PRESENT	Grace Kast, Executive Director; Randy Schoellerman, Assistant Executive Director/Senior Engineer; Stephanie Moreno, Admin/IS Assistant; Mary Saenz, Director of Finance; Dan Colby, Project Resource Manager; Art Kidman, Legal Counsel.
MEMBERS OF THE PUBLIC PRESENT	Tom Lindros, Knollwood Associates; Dan Horan, Three Valleys MWD; Mariana Lake, Valley County Water District; Jonathon Contreras, Valley County Water District; Claudine Meeker, City of Alhambra; Kyle Snay, Golden State Water Company
ITEMS TOO LATE TO BE AGENDIZED	None.
PUBLIC COMMENT	None.
CONSENT CALENDAR	Mr. Kuhn moved to approve the consent calendar as presented. Mr. Chavez seconded the motion and it was unanimously approved. Mr. Byerrum abstained from project demand No. 3097 and Mr. Whitehead abstained from project demand Nos. 3098 and 3099.
ACTION ITEMS	
<i>Legislative/Public Information Committee Report</i>	Ms. Kast reported that the minutes for the committee meeting held on March 3, 2010 were enclosed for review. She briefly reviewed the discussions that took place at the committee meeting. Mr. Nordbak reported that he had received a couple of complaints from residents regarding the WQA advertorials and wanted to address their concerns. He suggested that the advertorials come back to the full Board for a vote prior to

being published.

Mr. Kuhn explained that the advertorials are educational and have been very effective in the past. He did not think they were a poor use of funds. He invited the public to come to the Legislative/Public Information Committee where the advertorials are discussed in detail prior to publication and give feedback. He did not see the need for the full board to review each advertorial.

Mr. Byerrum commented that the advertorials should be educational and informative.

Ms. Kast indicated that staff was currently working on an advertorial to be included in the Earth Day section of the San Gabriel Valley Tribune. She noted that it would be reviewed at the next Legislative/Public Information Committee meeting.

*Discussion/Action Regarding
Letter to Speaker of the
Assembly*

Ms. Kast reported that the Legislative/Public Information Committee discussed setting up a meeting with the new Speaker of the Assembly, John Perez, to introduce WQA to him and to bring him up to speed on the water issues in the San Gabriel Valley.

Ms. Clark moved to approve the letter to the Speaker of the Assembly. Mr. Kuhn seconded the motion and it was unanimously approved.

*Discussion/Action Regarding
Letter to San Gabriel Valley
Caucus*

Ms. Kast reported that the Gualco Group continues to pursue clarification to the water bond language and interpretation of Prop. 84. She indicated that the Legislative/Public Information Committee recommended sending a letter to the San Gabriel Valley Caucus to request the opportunity to brief them on WQA's 406 Plan cleanup strategies and priorities.

Ms. Clark moved to approve the letter to the San Gabriel Valley Caucus. Mr. Kuhn seconded the motion and it was unanimously approved.

***Administrative/Finance
Committee Report***

Mr. Nordbak reported the minutes for the committee meeting held on March 9, 2010 were enclosed for review.

*Discussion/Action Regarding
404 Report*

Ms. Kast indicated that the draft 404 Semi-Annual Status Report updates the State Water Resources Control Board and the Los Angeles Regional Water Quality Control Board on WQA's activities regarding the cleanup of the San Gabriel Basin and are required by Section 711 of the WQA Act.

After brief discussion, Mr. Whitehead moved to approve the draft 404 report. Mr. Chavez seconded the motion and it was unanimously approved.

Discussion/Action Regarding

Ms. Kast reported that according to WQA Ordinance No. 2006-

Cost of Living Adjustment (COLA)

1, effective July 1st of each year, Board Member compensation shall be automatically increased annually by the lesser of the January Consumer Price Index (CPI) or 5%. She indicated that the CPI for January 2009 was 1.8%. She also reported that the Administrative/Finance Committee recommended that the Board vote to decline the automatic COLA increase for 2010.

After general discussion, Mr. Kuhn moved to decline the automatic COLA increase for Board Member compensation in 2010. Mr. Chavez seconded the motion and it was unanimously approved.

Discussion/ Action Regarding FFPA Proposed Allocations

Ms. Kast reviewed the draft allocations and highlighted line No. 45 in reference to the San Gabriel Valley Water Company Plant 8 Perchlorate and 1,4-Dioxane project. She noted that their previous award was reduced to a level that would reimburse a portion of their design costs with the understanding that once treatment was required again then the award would be reinstated contingent on available funding.

Mr. Whitehead commended staff on their work on the proposed allocations.

After general discussion, Ms. Montano moved to approve the proposed FFPA allocations. Mr. Chavez seconded the motion and it was unanimously approved.

Discussion Regarding Comments Received on the Draft §406 Plan for 2010

Ms. Kast reported that staff received one set of comments from the San Gabriel Valley Water Company. She indicated that their comments were incorporated into the draft plan.

Adoption of WQA §406 Plan for 2010

Mr. Whitehead moved to adopt the WQA §406 Plan for 2010. Mr. Byerrum seconded the motion and it was unanimously approved.

Engineering Committee Report

Mr. Nordbak reported that the minutes for the meeting held on March 9, 2010 were enclosed for review.

Discussion/Action Regarding Request to Act as Lead Agency for West Side Performing Settling Defendants

Mr. Colby reported that staff had been asked by the West Side Performing Settling Defendants to act as the lead agency for California Environmental Quality Act purposes for the El Monte Operable Unit west side shallow zone remedy.

Ms. Kast noted that it would be appropriate for WQA to be the lead agency.

After general discussion, Mr. Byerrum moved to approve the request. Mr. Kuhn seconded the motion and it was unanimously approved.

LEGISLATIVE REPORT

None.

ENGINEER'S REPORT

None.

**ATTORNEY'S
COMMENTS**

Mr. Kidman reported that there was a need to add an additional item under closed session as a second potential case under item XVI. (b).

Mr. Kuhn moved to approve the addition of the second case under item XVI. (b). Ms. Montano seconded the motion and it was unanimously approved.

**EXECUTIVE
DIRECTOR'S REPORT**

Ms. Kast reported on her recent meetings with legislators in Washington, D.C. She indicated that the Republicans voted for no earmarks which would hinder the WQA's requests for federal funding. She also reported that the San Gabriel Valley Economic Partnership requested WQA to speak at their conference scheduled for May 18, 2010. She noted that date would conflict with the currently scheduled WQA Board meeting. She also noted that staff would get more information on the details of the conference in order to decide who should speak on behalf of the WQA. Lastly, she noted that demand No. 3067 represents the first Potentially Responsible Party settlement funds to be paid to WQA out of the South El Monte Operable Unit (SEMOU) Cooperative Agreement with the U.S. Environmental Protection Agency. She indicated that the funds would directly reimburse SEMOU project costs.

The Board decided to reschedule the May 18th Board meeting to May 17, 2010 at 9:30 A.M. to allow for the WQA to participate in the San Gabriel Valley Economic Partnership conference.

FUTURE AGENDA ITEMS

None.

**FUTURE BOARD AND
COMMITTEE MEETINGS**

The next WQA Board meeting was scheduled for Tuesday, April 6, 2010 at 11:30 A.M.

The next Legislative/Public Information Committee meeting was scheduled for Wednesday, April 7, 2010 at 1:00 P.M.

The Administrative/Finance Committee meeting was scheduled for Tuesday, April 13, 2010 at 12:00 P.M.

The Engineering Committee meeting was scheduled for Tuesday, April 13, 2010 at 1:00 P.M.

The next WQA Board meeting was scheduled for Tuesday, April 20, 2010 at 9:30 A.M.

**BOARD MEMBERS'
COMMENTS/
REPORTS**

Mr. Whitehead reported on recent legislative meetings he attended in Washington, D.C. and noted that the Republican Congressional Caucus banned all its members from requesting earmarks on the morning of their meetings.

Mr. Kuhn reported on his recent legislative meetings he attended in Washington, D.C. and felt that all of the legislators would continue their commitment to the San Gabriel Valley.

Mr. Nordbak thanked those that traveled to Washington, D.C. for the legislative meetings.

CLOSED SESSION

A closed session was held.

**RECONVENE OPEN
SESSION**

Mr. Nordbak reported that the Board authorized the Executive Director to hire legal counsel pertaining to one possible item of litigation.

Mr. Nordbak noted that Mr. Kuhn had to leave during closed session to attend another meeting.



J. Greg Nordbak, Chairman



Margaret Clark, Secretary