

**A REGULAR MEETING
OF THE
SAN GABRIEL BASIN WATER QUALITY AUTHORITY
APRIL 20, 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	Randy Schoellerman, Assistant Executive Director/Senior Engineer; Stephanie Moreno, Admin/IS Assistant; Mary Saenz, Director of Finance; Gabriel Monares, Director of Resource Development; Michelle Sanchez, Admin/Accounting Assistant;; Art Kidman, Legal Counsel; Dan Colby, Project Resource Manager.
MEMBERS OF THE PUBLIC PRESENT	Tom Lindros, Knollwood Associates; Mariana Lake, Valley County Water District; Chris Arriola, City of Monterey Park
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. 3115 and Mr. Whitehead abstained from project demand No. 3114.
ACTION ITEMS	
<i>Legislative/Public Information Committee Report</i>	Mr. Nordbak reported that the minutes for the committee meeting held on April 7, 2010 were enclosed for review.
<i>Discussion/Action Regarding Comment Letter to the Department of Public Health</i>	Mr. Schoellerman gave a brief background on the Department of Public Health's (DPH) solicitation of grant applications for funds made available under Section 75025 of Proposition 84, the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006. He went on to describe the process that staff followed to submit

applications for \$10M that was made available only for projects that are part of a Superfund site like the San Gabriel Basin and that have the potential to leverage federal funds. He indicated that staff was prepared to assist with the submittal of applications for projects considered eligible under DPH's Draft Criteria. However, upon issuing the Final Criteria and Notice of Intent Application, DPH unexpectedly required that California Environmental Quality Act (CEQA) documentation to be completed on all projects prior to the application deadline. Prior to that time the draft criteria simply stated that CEQA had to be completed before any construction costs could be incurred. As a result, none of the project proponents would commit to completing an application and having CEQA completed by the application deadline because there was not enough time to do so.

Mr. Schoellerman indicated that DPH recently released a draft Project Priority List (PPL) for public comment. The Gualco Group was consulted and explained that DPH had not received the number of applications that would normally be expected and that there were funds still available. They recommended that WQA submit comments requesting an additional solicitation because it was likely that the CEQA requirement change also impacted other agencies' ability to apply.

Mr. Whitehead commented that he was very troubled to hear that WQA did not apply for the funding.

After discussion of the application process, the Board decided to put this item on hold until after closed session and staff had the opportunity to contact the Gualco Group for further discussion.

*Discussion/Action Regarding
AB 1955 (De La Torre)*

Mr. Kidman reviewed the AB 1955 and indicated that this bill could have a direct impact on the WQA Board Members and felt the clarification was needed.

Mr. Chavez reported that the Legislative/Public Information Committee recommended that the Gualco Group contact Assemblymember De La Torre for clarification and asked staff to report back to the Board.

After general discussion, the Board concurred with the Legislative/Public Information Committee's recommendation.

*Administrative/Finance
Committee Report*

Mr. Nordbak reported the minutes for the committee meeting held on April 14, 2010 were enclosed for review.

*Discussion/Action Regarding
Annual Renewal of Leader
Level Membership and
Representative to the San
Gabriel Valley Economic*

Mr. Nordbak reported that the Administrative/Finance Committee recommended that WQA continue their membership with the San Gabriel Valley Economic Partnership.

Ms. Moreno clarified that Mr. Kuhn was the current WQA

Partnership

representative to the Partnership.

Approve Administrative Demand No. 4502 for the Annual Renewal of Leadership Package and Membership Dues and representative

Mr. Kuhn moved to approve demand No. 4502 for the annual renewal of Leadership package and membership dues and to keep the representative the same. Mr. Whitehead seconded the motion and it was unanimously approved.

Adoption of Budget for Fiscal Year 2010/2011

Mr. Kuhn commented that he felt the agency should prepare in the near future to start looking to its own members to fund projects rather than relying on outside money.

Mr. Whitehead noted that the Federal Funding Program Administration (FFPA) projects were not being funded at the highest level permissible under the Restoration Fund. He indicated that staff addressed the question regarding the amount of funding in their recommendations during FFPA process stating that there was not enough money to go around so the amount of money awarded to each project had to be reduced in order to award money to as many projects as possible. He was also concerned about recipients not being able to cover their project's share of the funding. He expressed that he felt that the budget was not ready to be considered for adoption at this time. He recommended that staff seek assurances from award recipients that their projects were moving forward.

Mr. Schoellerman commented that the FFPA guidelines give award recipients 18 months to move forward with their projects otherwise the awards could be withdrawn.

After detailed discussion, the Board decided to defer adoption of the draft budget to an adjourned meeting of the Board on May 4, 2010 at 9:30 A.M.

Engineering Committee Report

Mr. Nordbak reported that the minutes for the meeting held on April 14, 2010 were enclosed for review.

Discussion/Action Regarding Proposals Received for Demolition of the SEMOU Barrier Site

Mr. Schoellerman reported that staff received three proposals for the demolition of the SEMOU Barrier site. He indicated that staff was recommending the Board accept the bid from CST Environmental which was the lowest bid received.

Authorize Executive Director to Enter into an Agreement with CST Environmental, Subject to Legal Counsel Review

After general discussion, Mr. Byerrum moved to authorize the Executive Director to enter into an agreement with CST Environmental, subject to legal counsel review. Ms. Montano seconded the motion and it was unanimously approved.

Assessment for Fiscal Year 2010/2011

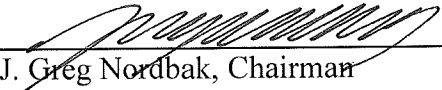
Mr. Nordbak reported that discussion regarding the assessment would be brought back to the Board for discussion at the Board meeting scheduled for May 4, 2010.

<i>Adoption of Resolution No. 10-001</i>	This item was deferred to May 4, 2010.
<i>Adoption of Resolution No. 10-002</i>	This item was deferred to May 4, 2010.
LEGISLATIVE REPORT	None.
ENGINEER'S REPORT	None.
ATTORNEY'S COMMENTS	None.
EXECUTIVE DIRECTOR'S REPORT	None.
FUTURE AGENDA ITEMS	None.
FUTURE BOARD AND COMMITTEE MEETINGS	<p>The next WQA Board meeting was scheduled for Tuesday, May 4, 2010 at 9:30 A.M.</p> <p>The Administrative/Finance Committee meeting was scheduled for Tuesday, May 11, 2010 at 12:00 P.M.</p> <p>The Engineering Committee meeting was scheduled for Tuesday, May 11, 2010 at 1:00 P.M.</p> <p>The next Legislative/Public Information Committee meeting was scheduled for Wednesday, May 12, 2010 at 10:00 A.M.</p> <p>The next WQA Board meeting was scheduled for Monday, May 17, 2010 at 9:30 A.M.</p>
BOARD MEMBERS' COMMENTS/REPORTS	None.
CLOSED SESSION	A closed session was held.
RECONVENE OPEN SESSION	Mr. Nordbak reported that there was no reportable action.
<i>Discussion/Action Regarding Comment Letter to Department of Public Health</i>	<p>Ms. Berghausen of the Gualco Group joined the meeting via telephone.</p> <p>After discussing the item with Ms. Berghausen, the Board recommended the letter be signed by the Executive Director and that staff make changes to the letter according to the comments discussed during the meeting, and for Mr. Whitehead to review</p>


the letter prior to it being presented to DPH the following day.

ADJOURNMENT

Mr. Nordbak reported that the Board would adjourn this meeting to May 4, 2010 at 9:30 A.M.



J. Greg Nordbak, Chairman



Margaret Clark, Secretary