

**A REGULAR MEETING
OF THE
SAN GABRIEL BASIN WATER QUALITY AUTHORITY
NOVEMBER 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 Bob Kuhn, Ed Chavez, Carol Montano, Margaret Clark, Greg Nordbak, Mike Whitehead and Jim Byerrum

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; Michelle Sanchez, Admin/Accounting Assistant; Dan Colby, Project Resource Manager; Art Kidman, Legal Counsel.

MEMBERS OF THE PUBLIC PRESENT Tom Lindros, Knollwood Associates; Jonathan Contreras, Valley County Water District; Dan Horan, Three Valleys MWD; Claudine Meeker, City of Alhambra; Zenia Montero

ITEMS TOO LATE TO BE AGENDIZED None.

PUBLIC COMMENT None.

CONSENT CALENDAR Mr. Nordbak moved to approve the consent calendar. Mr. Whitehead seconded the motion and it was approved with the following actions noted:

Mr. Chavez abstained from voting on the consent calendar.

Mr. Nordbak voted "No" on Administrative Demand No. 4683.

Mr. Whitehead abstained from Project Demand Nos. 3220 and 3227.

Mr. Byerrum abstained from Project Demand No. 3226.

ACTION ITEMS

Legislative Committee Report Mr. Kuhn reported that the minutes for the meeting held on November 3, 2010 were enclosed for review.

Mr. Schoellerman briefly summarized the committee's review of the Little Hoover Commission's report which outlined recommendations to improve governance of the state's water system.

***Administrative/Finance
Committee Report***

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

*Discussion/Action Regarding
Southern California Water
Committee Membership*

Ms. Kast reported that over the past several years the Southern California Water Committee had become very influential with regard to water issues within Southern California and felt that it would be beneficial for WQA to become a member. She indicated that the cost for the basic annual membership was \$850.

Mr. Nordbak expressed that he would not support the approval of this item and felt that there were enough members of the WQA Board who were already members of the organization through their respective agencies and that a WQA membership was not necessary.

After general discussion, Mr. Whitehead moved to approve the WQA membership to the Southern California Water Committee. Mr. Byerrum seconded the motion and it was approved by the following vote:

AYES: KUHN, CHAVEZ, MONTANO, CLARK,
WHITEHEAD, BYERRUM

NO: NORDBAK

*Discussion/Action Regarding
ACWA's Health Benefits
Authority Election*

Ms. Kast reviewed the committee's recommendation of voting for Randall Reed to represent the Southern Region-General and affirmative votes for all of the nominees representing the remaining regions.

Mr. Nordbak requested that a vote be cast for Mr. Robert Moore to also represent the Southern Region-General category.

After general discussion, Mr. Nordbak moved to approve the recommendation with the addition of Mr. Robert Moore. Mr. Chavez seconded the motion and it was unanimously approved.

*Discussion/Action Regarding
Proposition 84 Section 75025
Funding Applications*

Ms. Kast reported that the Department of Public Health (DPH) was expected to open its next round of Proposition 84 solicitations sometime in December of 2010. She noted that the Administrative/Finance committee discussed the idea of obtaining the services of Stetson Engineers to assist in the preparation of the applications. She indicated that Stetson would gather information necessary to complete the applications under the direction of WQA staff to ensure that all applications were consistent. She noted that there were a total of seven applications that would be submitted.

Mr. Kuhn questioned if WQA should request assistance from local legislatures to assist with any meetings that may be necessary to ensure that everything is clear and the process is done correctly.

Mr. Byerrum reported that he would be abstaining from this item and any discussion regarding it since he had a project that would be filing an application for this funding.

Mr. Whitehead noted that he would be abstaining from the vote on this item. He commented that it would be prudent for the WQA to use whatever resources needed including outside services to submit these applications and would be well worth the time and effort.

Ms. Clark questioned if there was a requirement for these applications that California Environmental Quality Act (CEQA) compliance be completed prior to submitting applications.

Ms. Kast responded by saying that DPH made it very clear in writing that CEQA must be completed. She noted that 3 of the 7 projects that would be submitting applications currently have CEQA done, the Valley County Water District Nitrate By-pass project, the Puente Valley Operable Unit Intermediate Zone Remedy, and the California Domestic Water Company's B5 Pipeline project.

After general discussion, Ms. Montano moved to approve a task order to Stetson Engineers not to exceed \$56,000 for the completion of Proposition 84 section 75025 grant funding applications. Mr. Kuhn seconded the motion and it was approved by the following vote:

AYES: KUHN, CHAVEZ, MONTANO, CLARK, NORDBAK

NO: NONE

ABSTAIN: WHITEHEAD AND BYERRUM

***Discussion/Action Regarding
Budget Line Item Transfer to
Increase Temporary Outside
Personnel***

Ms. Kast reported that due to the complexity of the accounting and reporting demands on the Director of Finance, staff felt it would be beneficial to bring in temporary accounting help with the expertise needed to immediately provide relief to the workload. She indicated that the current budget for outside temporary help was \$10,000. The recommendation was to increase that line item to \$30,000 to allow for 15 to 25 hours per week for the next 4 to 5 months for an individual that would be highly skilled in federal accounting procedures, G/L entries and Mas 90. The additional \$20,000 would be transferred from WQA reserves.

After general discussion, Mr. Nordbak moved to approve the line item transfer to increase Temporary Outside Personnel. Mr.

Byerrum seconded the motion and it was unanimously approved.

***Discussion/Action Regarding
Amendment to Executive
Director's Employment
Agreement***

Mr. Kuhn reported that due to the public reporting on salaries in the newspaper he has asked the Executive Director's employment agreement be amended by making the car allowance a part of the regular salary.

After general discussion, Mr. Byerrum moved to approve the amendment to the Executive Director's employment agreement. Ms. Clark seconded the motion and it was unanimously approved.

**REPORT ON
CONSULTANTS**

Mr. Kuhn reported that he did not have anything to report.

Ms. Kast reported that staff had received some comments and concerns from the Baldwin Park Operable Unit (BPOU) Cooperating Respondents (CR's). She indicated that at the last BPOU project committee meeting the CR's requested that WQA reconsider the cost that WQA put forward related to the Gualco invoices. They did not believe that they should be paying for any of the work that was done regarding AB 153. They also requested that in the future they not be charged for any costs that would be related to obtaining state funding. She also noted that they also expressed concern with the way WQA allocates their administrative costs. She requested that this issue go to the Administrative/Finance committee where they could discuss the requests in more detail.

Mr. Nordbak requested that the CR's be more specific on the charges that they are protesting.

Mr. Byerrum commented that he felt the CR's did not want to pay for the consulting services provided by The Monares Group.

Mr. Whitehead expressed how important it was for WQA to address this issue.

Mr. Kuhn moved to take this item to the Administrative/Finance committee for further discussion. Mr. Nordbak seconded the motion and it was unanimously approved.

Additionally, the Board requested that Mr. Kidman attend that committee meeting.

ENGINEER'S REPORT

Mr. Schoellerman reported that a combined meeting between the WQA Board and the City of El Monte Planning Commission to approve the CEQA documents for the El Monte Operable Unit Eastside Remedy would not be scheduled until January at the earliest.

**ATTORNEY'S
COMMENTS**

None.

EXECUTIVE

Ms. Kast reported that WQA received \$1.1M in reimbursements

DIRECTOR’S REPORT

for projects in the South El Monte Operable Unit (SEMOU). She indicated that another allocation meeting between SEMOU water entities would be required to distribute additional funds under the cooperative agreement. She also reported that a WQA advertorial published in the Special Education Section received over 200 responses to the questionnaire about WQA. Many readers received Clippers tickets for answering questions in the advertorial.

FUTURE AGENDA ITEMS

None.

FUTURE BOARD AND COMMITTEE MEETINGS

The next Legislative/Public Information Committee meeting was scheduled moved to Wednesday, December 8, 2010 at 2:30 P.M.

The next Public Information/Education Committee was scheduled for Tuesday, December 7, 2010 at 11:30 A.M.

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

The next Engineering Committee meeting was scheduled for Tuesday, December 12, 2010 at 1:00 P.M.

The next WQA Board meeting was scheduled for Tuesday December 21, 2010 at 9:30 A.M.

BOARD MEMBERS’ COMMENTS/ REPORTS

Mr. Chavez reported that he attended the WQA-sponsored student tour. He thanked Mr. Arrighi from the San Gabriel Valley Water Company for his presentation at the B6 facility and thanked Ms. Dechine from Three Valleys MWD for her presentation at their facility. He noted that he received many comments from the students and they were excited to visit both of the sites.

Ms. Clark reported that she attended the Three Valleys MWD leadership breakfast meeting.

Ms. Montano reported that she also attended the student tour.

Mr. Nordbak thanked staff for their work on the advertorials. He also thanked his fellow Board members for their understanding on his time availability.

CLOSED SESSION

A closed session was held.

- (a) Conference with Legal Counsel – Existing Litigation

Existing Litigation Pursuant to Subdivision (a) of Section 54956.9

- (b) Conference with Legal Counsel –
Anticipated Litigation

Significant Exposure to Litigation Pursuant to
Subdivision (b) Of Section 54956.9:

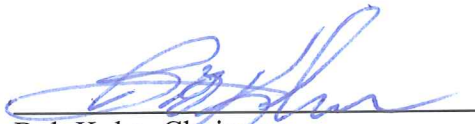
One (1) Potential Case

**RECONVENE OPEN
SESSION**

Mr. Kuhn reported that there was no reportable action.

ADJOURNMENT

The Chairman asked if there were any other items of business to
come before the Board. There being none, the Board meeting
was adjourned to December 21, 2010 at 9:30 A.M.



Bob Kuhn, Chairman



Margaret Clark, Secretary