



S A W P A

SANTA ANA WATERSHED PROJECT AUTHORITY
11615 Sterling Avenue, Riverside, California 92503 • (951) 354-4220

COMMISSION WORKSHOP/MEETING TUESDAY, FEBRUARY 5, 2013 – 9:30 A.M.

AGENDA

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE (Phil Anthony, Chair)
2. PUBLIC COMMENTS

Members of the public may address the Commission on any item that is within the jurisdiction of the Commission; however, no action may be taken on any item not appearing on the agenda unless the action is otherwise authorized by Subdivision (b) Section 54954.2 of the Government Code.

3. WORKSHOP DISCUSSION AGENDA

A. THE LOS ANGELES COUNTY PROPOSED CLEAN WATER, CLEAN BEACHES INITIATIVE – STATUS REPORT.....(000007)

Presenter: Michael Drennan, WESTON Solutions, Inc.

Excerpt from the County's webpage (<http://dpw.lacounty.gov/lacfd/wqfi/>) that provides a brief overview of the proposed fee:

"The County Clean Water, Clean Beaches Measure is a comprehensive effort to clean up our waterways. Rivers, lakes, creeks, streams, beaches and coastal waters in the Los Angeles area have been found to be contaminated with toxins and health-threatening pollutants at levels above established public health standards. To meet the clean water challenge, the Los Angeles County Flood Control District (District) is proposing a new Water Quality Improvement Program to manage stormwater and urban runoff, reducing pollution and contamination of waterways, while also reducing flooding, maximizing groundwater resources, and protecting and restoring habitat associated with water quality projects and programs."

Recommendation: Receive and file.

B. OVERVIEW OF SAWPA'S PRETREATMENT PROGRAM AND REMEDIAL PLAN ISSUED BY OCSD (CM#8715).....(00087)

Presenter: Rich Haller

Recommendation: Receive and file.

C. RECREATIONAL USES BASIN PLAN AMENDMENT (CM#8718).....(00089)

Presenter: Larry McKenney

Recommendation: Receive and file.

9. ADJOURNMENT

Any person with a disability who requires accommodation in order to participate in this meeting should telephone Commission Secretary Patti Bonawitz at (951) 354-4230, at least 48 hours prior to the meeting in order to request for a disability-related modification or accommodation.

PLEASE NOTE:

Materials related to an item on this agenda submitted to the Commission after distribution of the agenda packet are available for public inspection in the Authority's office located at 11615 Sterling Avenue, Riverside, during normal business hours. Also, such documents are available on the Authority's Website at www.sawpa.org, subject to staff's ability to post documents before the meeting.

Declaration of Posting

I, Patti Bonawitz, Clerk of the Board of the Santa Ana Watershed Project Authority certify that a copy of this agenda has been posted in the Agency's office at 11615 Sterling Avenue, Riverside, California by 5:30 p.m. on Wednesday, January 30, 2013.



2013 - SAWPA Commission Upcoming Meetings/Events

February

2-19-13 Commission Meeting

March

3-5-13 Commission Workshop

3-19-13 Commission Meeting

April

4-2-13 Commission Workshop

4-11-13 OWOW Conference – The Power of Partnerships – Westin – South Coast Plaza, Costa Mesa

4-16-13 Commission Meeting

May

5-7/10-13 ACWA Spring Conference - Sacramento

5-7-13 Commission Workshop?

5-21-13 Commission Meeting

June

6-4-13 Commission Workshop

6-18-13 Commission Meeting

July

7-2-13 Commission Workshop

7-16-13 Commission Meeting

August

DARK??

September

9-3-13 Commission Workshop

9-17-13 Commission Meeting

October

10-1-13 Commission Workshop

10-15-13 Commission Meeting

November

11-5-13 Commission Workshop

11-19-13 Commission Meeting

December

DARK??

12-3/6-13 ACWA Fall Conference – Los Angeles

Los Angeles County

clean water, clean beaches measure



Water and Beaches Today

Water runoff is a major source of pollution in rivers, creeks, lakes and along our coastline and continues to be a significant challenge for Los Angeles County.

Water pollution is at levels well above accepted health standards and Clean Water Act regulations and sources of clean drinking water are threatened by contamination.

Independent, scientific water quality tests have recently determined that 7 out of the 10 most polluted beaches in California are on the Los Angeles coast.

Storms and runoff from other sources carry over three million tons of trash and toxic pollutants to the County shoreline each year, leading to substantial fines and lawsuits that impact businesses and municipalities alike.

The pollutants include:

- Industrial solvents, paints and chemicals
- Toxic metals like lead, mercury, chromium and arsenic
- Infection-causing bacteria
- Pesticides and fertilizers
- Trash like plastics, cigarette butts, candy wrappers and syringes

A Solution

The County of Los Angeles Flood Control District is proposing to establish an annual clean water fee to fund the Clean Water, Clean Beaches Program.

The clean water fee would provide dedicated funding for preventing pollution, cleaning up waterways, protecting local drinking water sources from contamination, and for capturing stormwater before it enters waterways.

Captured storm water can then be used to increase local drinking water supplies, reducing the need for costly and unstable imported water from Northern California and the Colorado River. This can help ensure that we are able to fulfill our current and future water demands and protect our environment.



During storms, rushing water picks up trash from the streets and sends it into storm drains. The trash flows to the ocean and washes back onto beaches.



The fee is designed to fund new screen inserts in storm drains to trap trash before it enters waterways and fund ongoing maintenance to keep them clean.

What It Means for Business in Los Angeles County

The clean water fee is a long-term, regional solution to a problem that has an impact on residents and -- through the permitting fees, regulations and even lawsuits -- on industries and individual businesses.

The need to expand our local supply of clean, reliable water, paired with regulations requiring substantial upgrades to the County's drainage and flood control infrastructure, leave a significant unfunded mandate to address regional storm water issues.

This measure is an investment that the county's residents, local governments and businesses can make together -- much as we have for transportation, to implement real projects that directly address the problem and work to allay further regulation.

(Continued on b5k)

Economic Benefits

The value of clean beaches and coastal waters to commercial and tourist industries can be significant in Los Angeles County and is a major driver of our economy.

This measure carries tangible financial benefits from real investments in critical infrastructure. A recent study by the independent Economic Roundtable in Los Angeles analyzed spending on stormwater and water conservation projects:

- 100% of all funds will be spent locally.
- Projects will generate thousands of local jobs in engineering, construction, landscaping, environmental clean-up and related trades.
- Every \$1 in direct storm water investment stimulates \$2 in economic activity.

Cleaning up waterways now can also help avoid stricter and more costly water quality regulations by the state.

The Proposed Fee

All properties generate water runoff. The more hard surfaces that a parcel has (such as buildings and pavement), the more water runoff it will generate. If passed by voters, the fee will be determined by the amount of runoff properties generate, based on the size of each parcel (but not its value) and its land use (residential, commercial/industrial or undeveloped).

The typical single-family residential fee will be \$54 annually. About 75% of commercial properties would pay less than \$420 a year. For example:

- Typical convenience store or fast food restaurant property (10,000 square feet): \$250 a year
- Typical city park (5 acres): \$600 a year
- Typical “big box” store (10 acres): \$11,000 a year

The County is currently looking into several new elements:

- An optional provision to allow consolidation of multiple adjacent parcels under the same ownership to reduce red tape.
- Rebates of up to 50% for commercial, industrial and residential property owners who construct on-site capture and treatment facilities

Strict Fiscal Safeguards

The proposed measure includes strict fiscal safeguards:

- All funds are required by law to be completely dedicated to local water quality improvement projects and cannot be diverted or used for anything else.
- An Oversight Committee of property owners, includes, citizens and scientists reviews expenditures; subject to independent annual audits.
- By law, the fee could not be increased without voter approval.

Tujunga Wash Greenway: New Drinking Water Supply Source

This is one example of a multi-benefit project that could be funded and deliver benefits including improved water quality and increased drinking water supplies. The Tujunga Wash Greenway, in the urban San Fernando Valley, creates a restored stream and ecosystem that naturally cleanses millions of gallons of water, neutralizing pollutants and replenishing groundwater supplies.



Clean Water, Clean Beaches
water quality funding measure

the problem the vision

Los Angeles County Flood Control District

Clean Water, Clean Beaches water quality funding measure

State of Surface Water Quality in Los Angeles County

- Every major water body impaired and regulated
- Significant risk to public Health
- Limiting our ability to conserve stormwater
- Costly mandates for municipalities.

Clean Water, Clean Beaches water quality funding measure

New Municipal Stormwater NPDES Permit

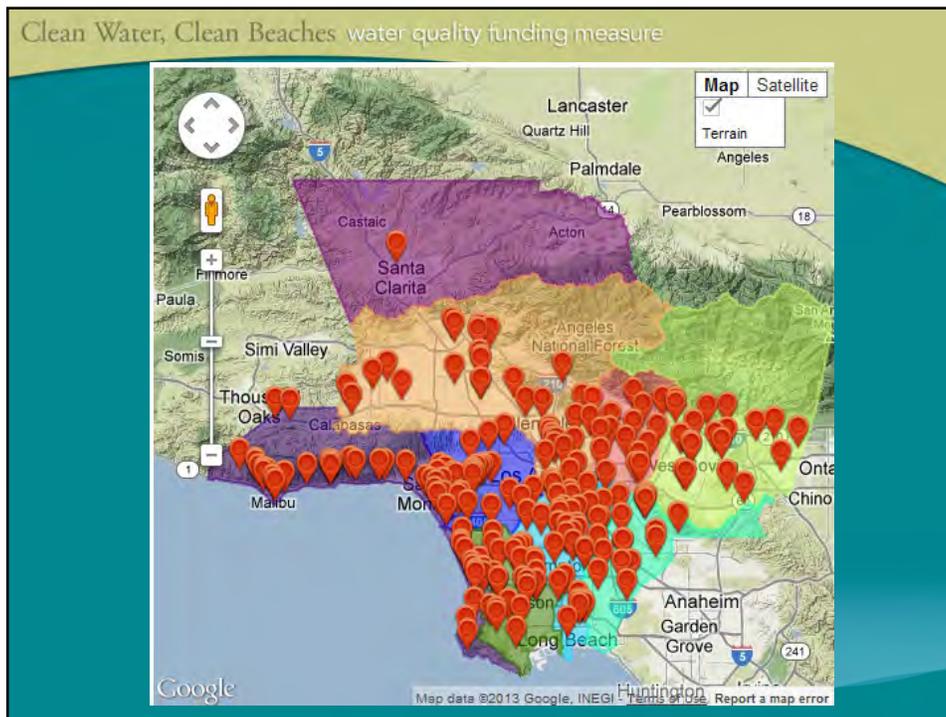
- Adopted by Regional Board on November 8, 2012; became effective on December 28, 2012.
- 33 TMDLs now legally enforceable.
- Compliance plans subject to quantitative “Reasonable Assurance Analyses”.
- Extensive monitoring in major rivers and channels and at storm drain outfalls.



Clean Water, Clean Beaches water quality funding measure

Clean Water, Clean Beaches Measure

- Will fund an extensive and multi-faceted water quality clean up and conservation program.
- Emphasis on multiple benefits and sustainable solutions.
- Can fund both construction and O&M



Clean Water, Clean Beaches water quality funding measure

Program Elements

- Fee to be parcel-related – all parcels pay
- Local and Regional projects
- Implementation ordinance
- Proposition 218 process
- Independent Oversight

Clean Water, Clean Beaches water quality funding measure

Benefits to Cities

- Direct Local return (40% of collected fees)
- Local Water Quality Projects & Programs Towards Water Quality Permit
- Collaboration on regional projects through Watershed Groups (WAGs) equal to 50% of all collected funds
- Opportunities to increase local water supply
- Technical support from LA County Flood Control



Clean Water, Clean Beaches water quality funding measure

Benefits to Cities

Direct Local return for selected cities:

Municipality	Revenue Generated In City	WQFI Direct Return to City (40%)	WQFI Local Return to WAGs (50%)	Total WQFI Local Return (90%)	Fees on City-Owned Parcels ³	City Net Income
Beverly Hills	\$ 961,602	\$ 384,641	\$ 480,801	\$ 865,442	\$ 75,282	\$ 309,359
Burbank	\$ 3,529,718	\$ 1,411,887	\$ 1,764,859	\$ 3,176,746	\$ 326,253	\$ 1,085,634
Claremont	\$ 1,642,541	\$ 657,016	\$ 821,270	\$ 1,478,287	\$ 102,703	\$ 554,314
Covina	\$ 1,912,730	\$ 765,092	\$ 956,365	\$ 1,721,457	\$ 41,404	\$ 723,688
Culver City	\$ 1,463,638	\$ 585,455	\$ 731,819	\$ 1,317,274	\$ 52,175	\$ 533,281
Diamond Bar	\$ 1,862,057	\$ 744,823	\$ 931,028	\$ 1,675,851	\$ 30,040	\$ 714,783
Duarte	\$ 736,670	\$ 294,668	\$ 368,335	\$ 663,003	\$ 12,951	\$ 281,717
El Segundo	\$ 1,544,590	\$ 617,836	\$ 772,295	\$ 1,390,131	\$ 52,099	\$ 565,737
La Canada Flintridge	\$ 859,793	\$ 343,917	\$ 429,897	\$ 773,814	\$ 4,728	\$ 339,189
La Puente	\$ 897,342	\$ 358,937	\$ 448,671	\$ 807,608	\$ 9,733	\$ 349,204
Lynwood	\$ 1,378,835	\$ 551,534	\$ 689,417	\$ 1,240,951	\$ 36,359	\$ 515,175
Norwalk	\$ 2,514,337	\$ 1,005,735	\$ 1,257,168	\$ 2,262,903	\$ 37,173	\$ 968,562
Palos Verdes Estates	\$ 561,936	\$ 224,774	\$ 280,968	\$ 505,742	\$ 156,987	\$ 67,787
Redondo Beach	\$ 1,818,660	\$ 727,464	\$ 909,330	\$ 1,636,794	\$ 68,477	\$ 658,987
Sierra Madre	\$ 389,555	\$ 155,822	\$ 194,778	\$ 350,600	\$ 17,573	\$ 138,249
South Pasadena	\$ 700,033	\$ 280,013	\$ 350,017	\$ 630,030	\$ 62,408	\$ 217,605

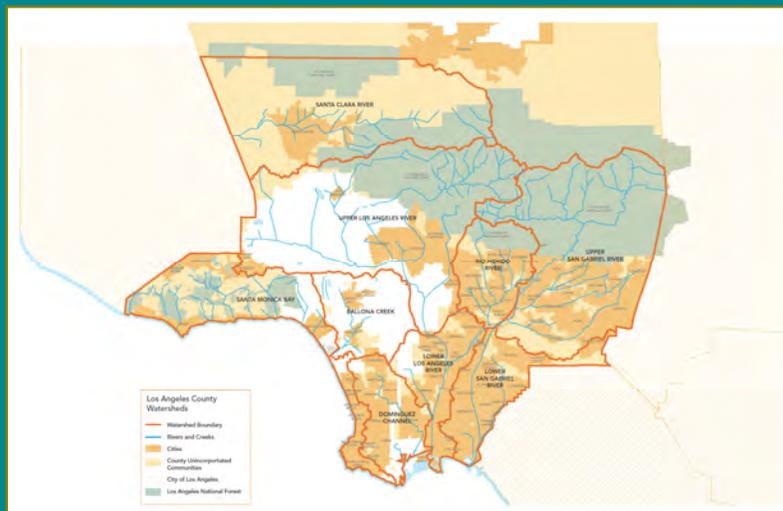
Clean Water, Clean Beaches water quality funding measure

Watershed Authority Groups

- Regional Projects and Programs (50% of revenue)
- Members = Municipalities +
 - (1) From Water Suppliers
 - (1) From State Conservancies
- Stakeholder Advisory Panel
- Joint Powers Authority

Clean Water, Clean Beaches water quality funding measure

50% to Watershed Authority Groups



Clean Water, Clean Beaches water quality funding measure

The Proposed Fee

- Fees vary based on the size of parcel, its land, use and average amount of impervious area
 - 80 % of single-family homes \$54 or less a year
 - Condos \$20 or less a year
 - 75% of commercial parcels would pay less than \$420 per year
 - Typical convenience store or fast food restaurant (10,000 sq. ft. parcel): \$250 per year
 - Typical “big box” or home improvement store (10 acres): \$11,000 per year

Clean Water, Clean Beaches water quality funding measure

District-wide Support

Year	Support	Oppose	Undecided
May 2009	65%	35%	10%
April 2011	65%	35%	10%

Clean Water, Clean Beaches water quality funding measure

Process

- Public Hearing/ Protest (January 15, 2015)
 - Notices already mailed to all county property holders
 - Inquires to call center 800 218 0018 or Email water.info@dpw.lacounty.gov
- Board of Supervisors review input from public hearing (February 2013)
- Mail in Ballots Election Begins (April 12, 2013)
- Election Ends (May 7, 2013)

Clean Water, Clean Beaches
water quality funding measure



the problem

the vision

www.lacountycleanwater.org/

Los Angeles County Flood Control District

COMMISSION MEMORANDUM NO. 8715

DATE: February 5, 2013

TO: SAWPA Commission

SUBJECT: Overview of SAWPA Pretreatment Program and Remedial Plan Issued By OCSD

PREPARED BY: Rich Haller, Executive Manager of Engineering and Operations

RECOMMENDATION

It is recommended that the Commission receive and file a presentation on SAWPA's permitting and pretreatment program and the remedial plan issued by OCSD.

DISCUSSION

Staff will provide an overview of the pretreatment program including program documents, permitting, pretreatment, monitoring, inspection, enforcement, and reporting. Additionally, an overview of the Remedial Plan issued to SAWPA will be summarized.

RESOURCE IMPACTS

SAWPA's Pretreatment Program is funded by the Brine Line Enterprise, Fund No. 240.

RH:pb

CM#8715 SAWPA Pretreatment Program Overview 2-5-13

COMMISSION MEMORANDUM NO. 8718

DATE: February 5, 2013
TO: SAWPA Commission
SUBJECT: Recreational Uses Basin Plan Amendment
PREPARED BY: Larry McKenney, Executive Counsel

RECOMMENDATION

It is recommended that the Commission receive and file this informational report.

DISCUSSION

The subject Basin Plan Amendment (BPA) was discussed at the Commission's February 7, 2012 workshop, and the Commission adopted a resolution of support on February 21, 2012.

Since 2003, SAWPA has administered a task force of the three-county flood control agencies in the watershed, cities, wastewater agencies, nongovernmental organizations, and Regional Board staff, to review the appropriateness of water quality standards for recreation and propose amendments. The Task Force's approach has been to work within the existing law, to understand the science underlying the standards, and to agree upon an approach to standards that is appropriate, enforceable, achievable, and that focuses effort on reducing the actual risk of illness. The Task Force recommendations resulted in a BPA that the Regional Board adopted in June 2012. The BPA is now before the State Water Resources Control Board for consideration of approval. The BPA also must be approved by the Office of Administrative Law and the U.S. Environmental Protection Agency (EPA) to take effect.

The BPA includes several elements, including a narrative pathogen standard, a high flow suspension of recreational uses, and the removal of recreational use designations from several reaches based on use attainability analyses (UAAs). The BPA elements are summarized in the attachment.

While the BPA was pending consideration by the State Board, Task Force members learned of correspondence between EPA and the State Board that indicated that the EPA likely would disapprove the amendments. To address EPA's questions, State Board staff and Task Force representatives met with EPA staff on January 18, 2013 in Sacramento.

As a result of the discussion during the meeting, EPA withdrew some comments, and accepted clarifying answers of others. The task force agreed to: (1) provide summaries of the UAAs; (2) make non-substantive clarifications to the narrative objective; and (3) provide information concerning the specific mechanisms by which we intend to assure the protection of downstream uses (which will be based on the counties' Comprehensive Bacteria Reduction Program). Regarding the proposed high flow suspension, the Task Force agreed to provide a table of the waters to which the suspension would apply (rather than relying on digital maps) and to complete an analysis of the 0.5 rainfall trigger and its effects on heavily modified channels other than those strictly concrete-lined. The Task Force will provide the additional information to the State Board and EPA by mid-February. The State Board tentatively plans to consider the BPA on March 19, 2013 with EPA concurrence.

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RESOURCE IMPACTS

None.

LM:pb

Attachment: Regional Board Executive Summary of BPA, January 2012

CM#8718 Basin Plan Amendment for Recreation Uses 2-5-13

BASIN PLAN AMENDMENTS REVISIONS TO RECREATIONAL STANDARDS FOR INLAND FRESH SURFACE WATERS IN THE SANTA ANA REGION

EXECUTIVE SUMMARY

Staff of the California Regional Water Quality Control Board, Santa Ana Region (Regional Board) and the other members of the Stormwater Quality Standards Task Force (SWQSTF, or Task Force) have been engaged since 2003 in the implementation of a workplan designed to assist the Regional Board in reviewing water quality standards related to recreational use of the Region's inland fresh surface waters. This effort has included consideration of revisions to the bacteria quality objectives currently specified in the Basin Plan (Water Quality Control Plan, Santa Ana River Basin 1995, updated February 2008 and June 2011¹) to protect the REC-1 (Water Contact Recreation) beneficial use of these waters based on bacteria criteria developed by the U.S. Environmental Protection Agency (USEPA) and published in 1986.

Consideration of the scientific basis of both the existing Basin Plan bacteria quality objectives for inland surface waters and the 1986 bacteria criteria recommended by USEPA led the Task Force to recommend revisions to the definition of the REC1 (water contact recreation) use, and to the development of a recommended narrative pathogen objective. Changes to the current recreation beneficial use designations for specific waters in the Basin Plan have also been considered through the Use Attainability Analysis process, as prescribed by federal regulation.

The Task Force has also developed recommended implementation strategies pertaining to recreational standards, including criteria for the temporary suspension of recreational uses and associated objectives under specified high flow conditions. A monitoring program will be designed and implemented upon Regional Board approval to provide data necessary to determine compliance with the recommended REC1 objectives.

Initiation of the Task Force effort was prompted by concern among stakeholders throughout the watershed that the California Water Code Section 13241 factors, which pertain to the adoption of water quality objectives by the Regional Board, had not been considered in the context of compliance under storm conditions. There was widespread concern about the propriety of both the water quality objectives and beneficial use designations in the Basin Plan as a whole, and the need to assure that public resources are expended reasonably and fairly to achieve and maintain those water quality standards. The first phase of the Task Force effort was focused on recreational standards; other water quality standards in the Basin Plan are expected to be the subject of future work sponsored by the Task Force. The underlying goal of the Task

¹These updates to the Basin Plan did not include any substantive changes to the Plan. The purpose of the updates was to incorporate in the text the separate amendments that had been approved subsequent to the re-publication of the Basin Plan in 1995 and to correct typographical and editorial errors.

Executive Summary - Recreation Standards Amendments
Staff Report - January 12, 2012

Force is to assure that water quality standards are appropriate, based on the best available science and in accordance with applicable statute and regulation, and that public resources are expended in the most effective and efficient manner to protect public health and water quality.

While the Basin Plan amendments developed through the Task Force effort relate principally to recreation standards in the inland freshwaters of the Region, the need for and opportunity to recommend other changes was recognized. These other changes include recommendations for the addition of reference to the federal promulgation of new pathogen indicator criteria for coastal waters, including enclosed bays and estuaries, and for the revision and update of the narrative text in the Basin Plan. In addition, certain surface waters not yet included in the Basin Plan are proposed to be added, together with their beneficial use designations. Two reservoirs that are currently identified in the Basin Plan but that no longer exist are proposed to be deleted. Other minor editorial changes are also proposed.

In summary, the following amendments to the Basin Plan are proposed:

1. Rename the REC1 use from “Water Contact Recreation” to “Primary Contact Recreation”. Clarify the current Basin Plan definition of the REC1 use.
2. Delete the current Basin Plan fecal coliform objectives for REC1 and REC2 (non-contact water recreation) and replace with *E. coli* objectives, as follows:
 - a. For waters designated REC1 only or both REC1 and REC2, replace the current Basin Plan fecal coliform objectives with a geometric mean objective of less than 126 *E. coli* organisms per 100 mL (expressed as the geometric mean of at least 5 samples over a 30 day period).
 - b. For waters that are designated only REC2 pursuant to an approved Use Attainability Analysis, identify bacteria quality targets, in conformance with the state antidegradation policy. The targets are intended to provide the basis for assuring that bacteria quality conditions do not degrade.
3. Establish a narrative pathogen objective requiring that waste discharges not cause or contribute to excessive risk of illness from human pathogens.
4. Add expected maximum single sample *E. coli* values for REC1 waters, subdivided into “Tier A”, “B”, “C” or “D” tiers based on known/anticipated intensity of REC1 use (see #5). These values are to be used as an alternative method for assessing probable compliance with the geometric mean *E. coli* objective for REC1 when insufficient data are available to calculate the geometric mean. The principal intended use of these single sample values is for notification and posting purposes, and as a trigger for further investigation of sources contributing to high bacteria indicator densities.
5. Establish tiers of REC1-designated inland surface waters as Tier A, B, C or D for the purposes of assigning expected maximum single sample *E. coli* values. The

Executive Summary - Recreation Standards Amendments
Staff Report - January 12, 2012

Tiers reflect differences in known or estimated intensity of REC1 use, from waters that are or may be heavily used (Tier A) to infrequently used (Tier D). Reach 3 of the Santa Ana River is considered a Tier A water and used as the basis for determining the relative intensity of use for other freshwaters in the Region. More conservative single sample values are assigned to Tier A waters; progressively less conservative values are assigned to Tier B, C and D waters, reflecting differences in expected public health risk. Certain waters in these tiers are in natural condition and are denoted with an "N". The more conservative single sample values assigned to Tier A waters are also applied to "N" waters.

6. Establish criteria for the temporary suspension of bacteria objectives and recreation beneficial uses for inland surface streams under certain flow conditions.
7. Re-designate specific waters (portions of the Santa Ana-Delhi Channel², Greenville-Banning Channel², Temescal Creek and Cucamonga Creek) to remove the REC1 or REC1 and REC2 uses, based on Use Attainability Analyses. Any such re-designated waters would be reviewed at least once every three years, pursuant to federal requirements for the triennial review of water quality standards, to determine whether conditions had changed such that the designation of REC1 or REC2 was warranted.
8. Incorporate an implementation plan that: includes a requirement to develop, and implement upon Regional Board approval, a surveillance plan to assess compliance with the revised bacteria quality objectives; identifies the criteria for suspension of recreation standards under certain flow conditions; describes the intended application of single sample maximum values in REC1 freshwaters; describes implementation of antidegradation targets for REC2 only freshwaters; discusses controllable and uncontrollable source of bacteria inputs to surface waters.
9. Delete the bacterial quality objective for MUN waters, which was made obsolete by federal and state regulations that require treatment of surface waters prior to distribution to water supply systems.
10. Add specific waters and beneficial use designations, and revise reach descriptions for certain waters. Certain waters not currently listed in the Basin Plan are proposed to be added, and appropriate beneficial uses designated. Where appropriate, the rationale for exception of the water body from the MUN use, per the exception criteria specified in the State Water Board's Sources of Drinking Water Policy, is provided. Delete two reservoirs (Laguna and Lambert) that no longer exist.

²Neither the Santa Ana Delhi Channel nor the Greenville-Banning Channel is listed in the current Basin Plan. These waters are among those proposed to be added (item #10). Pursuant to federal law and implementing regulation, all waters are presumed to be REC1 unless a Use Attainability Analysis demonstrates otherwise.

Executive Summary - Recreation Standards Amendments
Staff Report - January 12, 2012

11. Editorial changes include:

- a. Revise the current Basin Plan footnote re REC1 and REC2 designations to clarify and correct the intended meaning.
- b. Change the phrase “present or potential” to characterize beneficial use designations in Table 3-1 of the Basin Plan to “existing or potential”. Correct other references in the text of Chapter 3 BENEFICIAL USES regarding “existing” or “present” beneficial use designations.
- c. Update narrative language in Chapter 3 BENEFICIAL USES, Chapter 4 WATER QUALITY OBJECTIVES, and Chapter 5 IMPLEMENTATION to reflect the work of the Task Force and incorporation of the changes identified in items 1-9, above.
- d. In Chapter 4 WATER QUALITY OBJECTIVES, ENCLOSED BAYS AND ESTUARIES, re-name Bacteria, Coliform to Pathogen Indicator Bacteria and add a note regarding the federal promulgation of enterococcus criteria for coastal waters in California, including enclosed bays and estuaries.
- e. Other minor editorial changes, such as correcting misspelled surface water body names, footnote re-numbering and the like.

Requisite analyses of the proposed amendments pursuant to Water Code Section 13241 and the California Environmental Quality Act (CEQA) have been completed. Based on the CEQA analyses, Regional Board staff concludes that the proposed amendments would not have a significant adverse effect on the environment. The proposed amendments conform to state and federal antidegradation policies. Applicable requirements for public participation and external scientific peer review of the proposed amendments have also been met.

If approved by the Regional Water Board, the amendments will be presented to the State Water Board, Office of Administrative Law and U.S. Environmental Protection Agency for approval.

COMMISSION MEMORANDUM NO. 8721

DATE: February 5, 2013

TO: SAWPA Commission

SUBJECT: Task Order with David Taussig & Associates to Assist in Preparation of Required Economic Analysis for Proposition 84 Funding Applicants

PREPARED BY: Jeffrey Beehler, Program Manager

RECOMMENDATION

It is recommended that the Commission authorize the General Manager to approve Task Order No. DTA373-03 with David Taussig & Associates (Taussig) for an amount not-to-exceed \$120,000 for the preparation of required economic analysis for Proposition 84 funding applicants.

DISCUSSION

At its October meeting, the Commission invited 22 project proponents to work with staff in preparing an application to the California Department of Water Resources (DWR) for \$16M in integrated project implementation funding. The completed application is due to the DWR in late March 2013. This submittal will require a detailed economic analysis from each project proponent. In past submittals, the economic analysis was the most challenging part of the application process. For Proposition 84 funding, the DWR requires a more detailed analysis than was required in either Propositions 13 or 50.

Taussig helped DWR develop the economic analysis templates for Proposition 84 funding and assisted project applicants in preparing an economic analysis in some Round1 projects. They also have been working with both DWR and project proponents in developing a scope of work for meeting DWR requirements. Some agencies are interested in having Taussig assist them in preparing the detailed analysis because their in-house staff resources are limited, or agencies lack the technical expertise to complete the economic analysis.

With this Task Order, project proponents can use Taussig's services to complete their economic analysis. Proponents would notify SAWPA in writing of their interest, and work would be completed at a cost not-to-exceed a specified amount. No work is authorized until SAWPA receives payment from the project proponent. This effort is intended to assist project proponents and is not required. Several agencies thus far have expressed interest.

RESOURCE IMPACTS

All pass through costs to project proponents, with the exception of minimal contract administration costs, will be paid to SAWPA prior to authorization of any work under this Task Order.

JWB:dm

Attachment: Task Order No. DTA373-03

CM#8721 DavidTaussig 2-5-13

COMMISSION MEMORANDUM NO. 8716

DATE: February 5, 2013

TO: SAWPA Commission

SUBJECT: Proposition 84, Round 1 DWR Contract Proposed Amendments

PREPARED BY: Marie Jauregui, Accountant/Project Manager

RECOMMENDATION

It is recommended that the Commission receive and file staff's report on proposed changes to the contract with the Department of Water Resources.

DISCUSSION

On December 18, 2012, the Commission approved Commission Memo No. 8705, which ratified the OWOW 2.0 Project Portfolio for Round 2 funding approved by the OWOW Steering Committee. Included in the Project Portfolio was \$1M carryover from Round 1, as well as a potential for an additional \$1M carryover.

For the Project Portfolio, based on the schedules and work plans provided by the lead agencies, staff determined that Orange County Water District's Alamitos Barrier Project is a viable project to be moved into the Round 1 portfolio, replacing the East Garden Grove Wintersburg Channel Urban Runoff Diversion (City of Huntington Beach) project. This project can meet the revised Round 1 timeline with most environmental and planning work already complete.

Staff also is evaluating the Round 2 Project Portfolio along with schedules and work plans provided by the lead agencies to determine another viable project to move into the Round 1 portfolio to replace the Romoland Line A Flood System (City of Menifee) project.

Replacing the City of Huntington Beach and City of Menifee projects will require SAWPA to amend the contract with DWR. As a means to minimize any future delays and to increase efficiency, staff will take the opportunity to also include in the amendment a time extension (December 31, 2017), line-item schedule changes that more accurately reflect the project construction timeline, and line-item budget changes that reflect the detailed construction cost breakdown.

SAWPA staff will work with DWR staff to draft the necessary contract amendment for future Commission approval. This likely will take several months.

RESOURCE IMPACTS

These changes will not impact the total value of grant funds received (\$12M) or SAWPA costs for administering the grant program.

MJ:RH:pb

CM#8716 Prop 84 Contract Amendments 2-5-13

COMMISSION MEMBERS PRESENT

Phil Anthony, Chair
Terry Catlin
Don Galleano
Ron Sullivan
Mark Bulot

REPRESENTING

Orange County Water District
Inland Empire Utilities Agency
Western Municipal Water District
Eastern Municipal Water District
San Bernardino Valley MWD

OTHERS PRESENT

Ed Killgore
Tom Evans
Paul Ruge
Mike Markus
Tom Love
P. Ravi Ravishanker
Don Lee
Tom Gaworski
Celeste Cantú
Rich Haller
Larry McKenney
Karen Williams
Mark Norton
Jeff Beehler
Dean Unger
David Ruhl
Carlos Quintero
Patti Bonawitz

San Bernardino Valley Municipal Water District
Western Municipal Water District
Western Municipal Water District
Orange County Water District
Inland Empire Utilities Agency
Eastern Municipal Water District
Tetra Tech
OCS D
SAWPA
SAWPA
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The Commission Meeting of the Santa Ana Watershed Project Authority was called to order at 9:30 a.m. by Chair Terry Catlin at the Santa Ana Watershed Project Authority Office, 11615 Sterling Avenue, Riverside, CA 92503. Chair Catlin led the flag salute. He called for public comments; however, there were no public comments received.

NEW BUSINESS**ROTATION OF OFFICERS**

Celeste Cantú stated that at the last election in 2010, the Commission voted to keep the rotation/officer elections static because of the OCS D issues. The Agency's enabling legislation (Resolution No. 355) calls for the rotation of officers at its first meeting in January of each odd-numbered year.

Chair Catlin thanked the Commission for allowing him to serve a four-year term as Chair. He had hoped to be able to work things out with OCS D during his tenure. He thanked the Commission for being gracious to allow him to serve four years as Chair, and then nominated the following slate in accordance with the rotation outlined in Resolution No. 355:

- Chair – Phil Anthony, OCWD
- Vice Chair – Don Galleano, WMWD
- Secretary/Treasurer – Ron Sullivan, EMWD

Prior to closing the nominations, Commissioner Sullivan commented that he appreciated Terry Catlin serving four years as Chair. The Commission didn't want to put Commissioner Anthony in a delicate situation because of the sensitive OCS D issues at that time. However, he agreed that it is time to move on and he is looking forward to working with Phil Anthony. Celeste Cantú conducted the election/rotation of officers.

Upon motion by Chair Catlin, seconded by Commissioner Galleano, the motion unanimously carried:

13-01-01

MOVED, approval and in accordance with the rotation outlined in Resolution No. 355, the following officers were appointed:

- Chair – Phil Anthony, OCWD;
- Vice Chair – Don Galleano, WMWD; and
- Secretary/Treasurer – Ron Sullivan, EMWD.

Commissioner Anthony assumed the Chair and called for the next order of business.

Other Commission Appointments

Celeste Cantú stated that Tom Evans has served six years as the LESJWA representative for SAWPA and he is willing to serve an additional term.

Upon motion by Commissioner Sullivan, seconded by Commissioner Bulot, the motion unanimously carried:

13-01-02

MOVED, approval and adoption of Resolution No. 2013-01, appointing a representative (Alternate Commissioner Tom Evans) to the Lake Elsinore and San Jacinto Watersheds Authority.

RESOLUTION NO. 2013-01

A RESOLUTION OF THE COMMISSION OF THE SANTA ANA WATERSHED PROJECT AUTHORITY APPOINTING A REPRESENTATIVE TO THE LAKE ELSINORE AND SAN JACINTO WATERSHEDS AUTHORITY (see Resolution Book for full text).

Celeste Cantú stated that Don Galleano has indicated his interest to serve as a member on the One Water One Watershed Steering Committee. Discussion briefly ensued.

Upon motion by Commissioner Bulot, seconded by Commissioner Sullivan, the motion unanimously carried:

13-01-03

MOVED, approval and adoption of Resolution No. 2013-02, appointing representatives (Commissioners Ron Sullivan and Don Galleano) to the One Water One Watershed Steering Committee.

RESOLUTION NO. 2013-02

A RESOLUTION OF THE COMMISSION OF THE SANTA ANA WATERSHED PROJECT AUTHORITY APPOINTING REPRESENTATIVES TO THE ONE WATER ONE WATERSHED STEERING COMMITTEE (see Resolution Book for full text).

Chair Anthony asked about the vacancy of the Orange County Supervisor seat on the OWOW Steering Committee. Celeste Cantú stated that the appointment will be agendized this month before the Orange County Board of Supervisors.

COMMISSIONERS' COMPENSATION

The Commission's last stipend increase was in 2008. Celeste Cantú stated that by taking no action, it would provide for a five percent increase, or the Commission could direct staff to prepare a resolution to defer increased compensation in accordance with Ordinance No. 1997-2. The Commission took no action.

BRINE LINE REPAIRS UPSTREAM OF PRADO - MITIGATION REQUIREMENT (CM#8708)

Carlos Quintero stated that as part of the permitting process for the Reaches IV-A and IV-B improvements, SAWPA agreed to restore 10.35 acres with native riparian vegetation that previously were invaded with perennial pepper weed. As part of that agreement, SAWPA agreed to maintain the site for five years. This task order is for years two through five mitigation efforts/work. He presented pictures of the mitigation done to date and discussed associated costs. The total mitigation cost per acre is \$31,160.

Discussion ensued regarding the mitigation credits for this site, the County of Riverside's Federally-approved habitat conservation plan, and mitigation cost factors. Commissioner Sullivan requested that at some point a letter be prepared that he could take to Washington DC. Chair Anthony suggested that Celeste Cantú research Commissioner Sullivan's points.

Upon motion by Commissioner Catlin, seconded by Commissioner Sullivan, the motion unanimously carried:

13-01-04

MOVED, approve Task Order No. SAWA323-03 with the Santa Ana Watershed Association for an amount not-to-exceed \$77,506.04 to provide maintenance on 10.35 acres of a mitigation site.

OWOW GOVERNANCE DOCUMENT (CM#8713)

Jeff Beehler briefly highlighted the revisions regarding succession planning and appointments, and he noted that in-house Counsel did some minor non-substantive language cleanups.

Upon motion by Commissioner Bulot, seconded by Commissioner Galleano, the motion unanimously carried:

13-01-05

MOVED, approval of the amended Santa Ana IRWMP One Water One Watershed Governance Document to include succession planning and appointments, and minor non-substantive changes.

OLD BUSINESS

OCSD'S AUDIT OF THE BRINE LINE PRETREATMENT PROGRAM, DRAFT REMEDIAL PLAN (CM#8712)

Rich Haller provided a status update on the draft Remedial Plan and distributed: 1) the draft Remedial Plan work breakdown structure; 2) SAWPA's draft comments on the remedial plan; and 3) the Remedial Plan gate sequencing. Staff met with OCSD on January 9, and will meet with them again this Thursday, January 17. Staff will recommend some deviations (i.e., conflict of interest issues, approval process outside service area, denied service in Orange County and wouldn't allow them to discharge in the Inland Empire, and SAWPA/member agencies' staffing, to name a few) to the draft Remedial Plan. On January 23, the OCSD Steering Committee will approve the draft Remedial Plan. OCSD is looking for a seamless program, as is SAWPA. Staff is working hard to achieve that goal, and ultimately new program documents will be required (i.e., ordinances, multi-jurisdictional pre-treatment documents, etc.). Staff anticipates that OCSD will have the Dudek Study by April, which may result in recommendations and Commission policy decisions.

Discussion ensued regarding member agencies' participation at these meetings with OCSD, collaborative process in working out all the details of the pre-treatment program, continued staff efforts to resolve issues of the audit findings, and a fair and reasonable process. Celeste Cantú stated that SAWPA relied on a consultant and its member agencies for this program, and our distributive program did not meet OCSD's requirements. Ultimately, we will end up with a more efficient and compliant program.

Alternate Commissioner Evans said that it was difficult for him to see the color coding on the flow chart.

EMWD Ravi Ravishanker complimented Rich Haller and Celeste Cantú for doing a wonderful job pulling together all the member agencies in an effort to revamp this pre-treatment program to be compliant.

Commissioner Catlin requested that staff provide a monthly status report. Celeste Cantú suggested that staff provide a status update at the next Commission workshop. The report was received and filed.

CONSENT CALENDAR

Upon motion by Commissioner Catlin, seconded by Commissioner Bulot, the motion unanimously carried:

13-01-06

MOVED, approval of the Consent Calendar.

1. The Commission approved the Minutes from the Meeting held on 12-18-12.
2. The Commission approved the Treasurer's Report – December 2012.
3. The Commission received and filed the FYs 2013-14 and 2014-15 Budget Schedule (CM#8709).

INFORMATIONAL REPORTS

The following oral/written reports/updates were received and filed.

- A. Cash Transactions Report – November 2012
- B. Inter-Fund Borrowing – November 2012 (CM#8710)
- C. Performance Indicators and Financial Reporting – November 2012 (CM#8711)
- D. General Manager's Report
Celeste Cantú said that MWD Global has invited the Commission to a micro-tunneling demonstration, just below the Green River Golf Course, during the week of January 21. This is the SARI Relocation work that is being done by the U.S. Army Corps of Engineers. Staff will attend the demonstration.

She also distributed copies of the new legislative committee assignments, noting her disappointment that no SAR Watershed legislative representation was appointed to the Senate's Natural Resources Committee, or the Assembly's Wildlife, Parks, and Recreation Committee. Discussion ensued about possible upcoming opportunities to get watershed legislators appointed to these two committees.

Discussion ensued regarding the interfund borrowing report. Commissioner Sullivan said he hopes that every agency that received Proposition 50 funding submits all their appropriate paperwork so SAWPA can clean-up its financial records. Also discussed were the financial needs of LESJWA. Commissioner Sullivan stated that a lot of work has gone into LESJWA and it is important that it doesn't die. SAWPA needs to figure out how the monies could more efficiently be allocated.

- E. Chair's Comments/Report
Chair Anthony thanked the Commission for giving him a chance to serve. He said that if there are any procedural improvements that could be made, to please let him know.
- F. Commissioners' Comments
Commissioner Bulot wished everyone a Happy New Year and commented that it is nice to be back.

CLOSED SESSION

None.

Discussion briefly ensued regarding the outstanding OCSO issues and whether or not it is better to work through an arbitrator to resolve, or just let it run through its natural course.

There being no further business for review, Chair Anthony adjourned the meeting at 10:13 a.m.

APPROVED:

February 5, 2013

Phil Anthony, Chair

COMMISSION MEMORANDUM NO. 8719

DATE: February 5, 2013
TO: SAWPA Commission
SUBJECT: Disposal of SAWPA Surplus Property
PREPARED BY: Celeste Cantú, General Manager

RECOMMENDATION

It is recommended that the Commission receive and file this report.

DISCUSSION

In accordance with requirements of Resolution Number 56, *Resolution of the Commission of the Santa Ana Watershed Project Authority (“SAWPA”) Establishing Procedures for Disposal of Surplus Property*, staff is informing the Commission of disposal of the following surplus property:

<u>Item</u>	<u>SAWPA Tag Number</u>	<u>Reason</u>
Hewlett Packard LaserJet 4 Plus	01827	Broken / Inoperative
Gateway Monitor FPD2020	02011	Broken / Inoperative
Gateway Monitor FPD2020	02084	Broken / Inoperative
Gateway Monitor FPD1490	02269	Broken / Inoperative

The disposal method of usable items is by donation to non-profit entities, such as Goodwill, and/or Salvation Army.

RESOURCE IMPACTS

Resources for this activity are included within the approved FY 2012-2013 Budget.

CC:pb

CM#8719 Surplus Property