

**San Diego Bay Watershed Management Area Copermittee  
Meeting Minutes  
March 15, 2016 10:00am  
County Operations, 5510 Overland Avenue, 4th Floor Room 472**

**-Attendees:**

<b>Organization</b>
Amec Foster Wheeler (Amec)
City of Chula Vista (CV)
City of Imperial Beach (IB)
City of San Diego (SD)
County of San Diego (County)
City of Coronado (COR)
Port of San Diego (Port)
National City (NC)
City of La Mesa (LM)
D-Max Engineering, Inc. (D-Max)
SDCRAA (Airport)

**1. Call to order 10:05am**

**2. Roll Call**

- All participants introduced themselves.

**3. Time for public to speak on items not on the agenda**

- No members of the public were present at the meeting.

**4. Approve minutes from February 16, 2016 meeting**

- Minutes were approved with following edits:
  - The County would like to propose a budget of \$400,000 for the SWRP development, of which the San Diego Bay WMA would pay for 25%, or about \$100,000. \$50,000 (half) of this cost will be covered by *Prop 1 grant funds, if awarded to the County.*
    - If the *Prop 1* grant request is *awarded* for \$400,000, then SWRP costs will most likely be reduced to \$200,000.

**5. WQIP finalization and delivery to the Regional Board**

- A CD with the final WQIP files will be delivered to the Regional Board this afternoon by Amec Foster Wheeler.
- All jurisdictions received a CD with all final files and replacement printouts for anything that was changed since the last deliverable draft.
- Any remaining typographical errors or edits will be addressed in the Annual Reporting process.
- Acceptance by the Regional Board of the final WQIP does not trigger any deadlines, but does initiate hydromodification exemptions. Jurisdictions are asked to review their strategies to prepare for the first Annual Report.
- The Regional Board has not clearly indicated whether they will issue a formal letter of acceptance or if they will informally acknowledge the finalization of the WQIP.

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- A petition has been filed against the Regional Board's acceptance of the WQIP based on hydromodification exemption issues. Further communication with the Regional Board will confirm whether the jurisdictions need to take any action now or in the future.

**Action:**

- The Project Clean Water website will be updated this week. Contact the County regarding broken or missing jurisdictional links or other issues.

**6. Otay River hydromodification exemption study review**

- A Hydromodification Study dated December 18, 2015 was prepared by Tory Walker and submitted to CV. The study is related to the petition described above, and it contains components missing from previous work that are intended to meet the RP and Permit needs for a Hydromodification exemption for portions of Otay River. CV has estimated just under \$10,000 for consultant support to review this document. CV proposes that the cost be included in the budget and divided among all RPs according to the MOU cost share formula. Alternatively, the jurisdictions draining to the Otay River (County, SD, IB) will split the cost.

**Action:**

- All RP's: Discuss with management and legal team to determine if each RP will financially contribute to the technical review.
  - Is there a restriction on financial contributions by jurisdictions not directly involved in the hydromodification exemption? The review will influence the upcoming WMAA but not all RP's are geographically affected by the hydromodification exemption.
  - Do financial contributions by jurisdictions not directly involved in the hydromodification exemption expose these jurisdictions to legal liability for any challenges in the future?

**Decision:**

- County, SD and CV accept contributing financially to the technical review whether all jurisdictions contribute or not. Amec Foster Wheeler could be given a Notice To Proceed on the review regardless of the current status of the cost-share decision. Jurisdictions will report their individual decisions as soon as possible to make sure the timeline of the process is not delayed.

**7. Update on 2015-2016 budget, including anticipated roll over amount**

- There is currently approximately \$90K in the roll over fund. When the technical review of the hydromodification exemption study is accepted, there will be \$80K to roll over to the 2016-2017 budget.
- There are no anticipated other as-needed services that will change this \$80K roll over amount. The as-needed amount for 2016-2017 was kept the same as 2015-2016 for consistency purposes.

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**8. 2016-2017 watershed budget**

**Action:**

- On the current budget, Amec Foster Wheeler corrected \$98,909 in the MS4 Outfall Monitoring to \$93,000, which also changes the total to \$153,000. The budget worksheet will be updated and redistributed.
- a. Routine activities**
  - 2016-2017 includes actual writing of Annual Report instead of just preparation done in 2015-2016
- b. Report of Waste Discharge and Regional Monitoring and Assessment Report**
  - San Diego Bay-specific ROWD and RMAR sections will be completed in 16-17. On the Regional level, the ROWD work will be completed through a County contract.
- c. Regional trash study**
  - All jurisdictions are participating in the County-led trash assessment except Lemon Grove. This participation will use funds from the overall watershed budget.
- d. Regional review of WQIPs with respect to Prop 1 Storm Water Resource Plan requirements**
  - The County is applying for Prop 1 funding to develop a SWRP for the region. The SD Bay share of this effort is \$100,000, which will be reduced by half (to \$50,000) if the County is awarded grant funding. \$100,000 has been included in the budget for this task.

**Action:**

- The Chollas TMDL may be added into the current cost-share by the City for the upcoming fiscal year. SD currently carries the contract and would like to bill through the Regional MOU instead of through individual cost-share agreements with the jurisdictions. SD will continue to have separate agreements with Caltrans and U.S. Navy. The SOW would need to be updated and this item will be on the agenda for the next meeting as a voting item.

**Action:**

- To reduce confusion and improve transparency, a statement will be attached to the budget that documents watershed financial decisions and includes each RP's contributions and the cost-share formula for each SOW item.

**Action:**

- A subgroup (Port, County, and SD) is reviewing the Amec SOW for 2016-2017. SOW and budget will be voted on at the next watershed meeting.

**Action:**

- The County's Prop 1 grant proposal is due on 3/18/16. The County will send out an email requesting letters of support to the jurisdictions to include with the application.

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**9. Update on development of regional standards and coordination for WQIP annual reports**

- The San Diego River watershed is being used as a template for a regional Annual Report framework. A draft framework has been developed by the County. Comments on this framework are due on March 25 and a status update will be provided at the next watershed meeting.

**10. Update on watershed monitoring activities**

- Wet weather monitoring in the Sweetwater and Otay HUs is complete for 15-16. The five locations in Pueblo HU have been prepared for sampling and will be monitored during the next qualifying storm event.

**Action:**

- Amec will set up independent meetings with Coronado and Port to discuss potential improvements in monitoring locations within those jurisdictions.

**Action:**

- Amec will forward laboratory results to the respective RP within a week of receipt from the laboratory. These results may be used by RPs to compare to stormwater action levels (SALs). After wet weather monitoring is complete for the year, Amec will prepare a summary report per the SOW.

**11. Consultation Panel status and plans**

- The Permit requires Consultation Panel review for WQIP updates and the Annual Report. The original Consultation Panel charter has expired. The Consultation Panel could be reformed by emailing the original members and asking them to continue their service (or suggest someone in their place), or by issuing a public call for participants.

**Decision:**

- Send an email within the next month to previous representatives of each group (environmental, development, etc) requesting continued service on the Consultation Panel, or recommendations for an alternate representative. Previous at-large member will be excluded based on current conflict of interest. The Consultation Panel will be expected to review any action taken regarding the hydromodification exemption, any strategy changes by the jurisdictions, and any major changes to the WQIP including the addition of new projects related to Proposition 1 or Storm Water Resource Plan development.

**12. Other items**

- Trash amendments
  - The Regional Board may be issuing 13-267's by the end of this year. Any Notices of Intent would be due in March.
  - Phase II's may see the same deadline from the State Board. The State Board is planning to issue more guidance for Phase II's this year.
  - The timing of these requirements against the issuance of the new permit in 2018 still needs to be considered by the State Board.

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Meeting was adjourned at 11:42am.