State of Utah

GARY R. HERBERT
Governor

SPENCER J. COX
Lieutenant Governor

Department of
Environmental Quality

Alan Matheson
Executive Director

DIVISION OF WATER QUALITY
Walter L. Baker, P.E.
Director

Water Quality Board
Myron E. Bateman, Chair
Shane E. Pace, Vice-Chair
Clyde L. Bunker
Steven K. Earley
Gregg A. Galecki
Jennifer Grant
Michael D. Luers
Alan Matheson.
Walter L. Baker
Executive Secretary

MINUTES
UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY
UTAH WATER QUALITY BOARD
DEQ Building Board Room – 1015
195 North 1950 West
Salt Lake City, UT 84116
January 27, 2016

UTAH WATER QUALITY BOARD MEMBERS PRESENT

Alan Matheson	Jennifer Grant
Steven Earley	Michael Luers
Gregg Galecki	Shane Pace
Myron Bateman	Clyde Bunker

DIVISION OF WATER QUALITY STAFF MEMBERS PRESENT

Erica Gaddis, Leah Ann Lamb, Jenny Potter, Ally Gagon, Marsha Case, Nicole Froula, Jeff Studenka, William Damery, John Mackey, Rhonda Thiele, Judy Etherington, Emily Cantón, Lisa Nelson, Jennifer Robinson and Paul Krauth.

OTHERS PRESENT

Name	Organization Representing
Ross Sollars	AEEC
Jesse Stewart	Salt Lake City
Cory Angeroth	U.S. Geological Survey
Jeff Beckman	Bowen Collins
Rob Dubuc	Western Resources
Douglas Nelsen	Sunrise Engineering
Justin Atkinson	Sunrise Engineering
Giles Demke	Salt Lake City Water Reclamation
Sandra Allen	Attorney General's Office
Debra Meyers	USDA
Lance Kovel	USDA
Zane DeWeese	Coalville City
Trever Johnson	Coalville City
Jim Goodley	J-U-B Engineering

FUNDING REQUESTS

Financial Reports: Ms. Cantón updated the Board on the Loan Funds, and Hardship Grant Funds, as seen in the Board Packet on pages 5-6.

Coalville: ***Hardship Grant Request*:** Ms. Nelson presented the request of a hardship grant for $100,000 to fund repairs to their South Lift Station and the purchase of a dedicated Biosolids dump truck.

Motion: **Following a discussion, a motion was made by Mr. Pace to approve hardship grant of $100,000, Mr. Galecki seconded the motion. The motion was passed. Mr. Bunker opposed the motion.**

OTHER BUSINESS

Long-term Groundwater Monitoring in Utah: Mr. Angeroth (USGS) gave a presentation on the ground water monitoring program, included in the packet on pages 17-164.

Salt Lake City MS4 Consent Decree: ***Request to Proceed*:** Mr. Studenka requested Board approval to proceed with the EPA joint Consent Decree Settlement Agreement for Salt Lake County MS4 Program, UPDES Permit No. UTS000001. The terms of the settlement are as follows: monetary penalty paid to EPA $140,000; monetary penalty paid to DWQ $140,000; optional mitigation projects (may offset a portion of payment to DWQ) TBD; total settlement $280,000. Details are included in the packet and can be found on pages 165-213

Motion: **Following a discussion, a motion was made by Mr. Luers to approve the Settlement Agreement, Mr. Pace seconded the motion. The motion unanimously passed.**

Appointments to Wastewater Operator Certification Council: Ms. Etherington recommended to the board the nominations for the 2016-2019 Wastewater Operator Certification Council. The details of the nominations are on pages 214-215 of the board packet.

Motion: **Following a discussion, a motion was made by Mr. Pace to approve the nominations for Wastewater Operator Certification Council, Mr. Bunker seconded the motion. The motion unanimously passed.**

To listen to the full recording of the Board meeting go to: http://www.utah.gov/pmn/index.html

Next Meeting February 24, 2016
DEQ Building Board Room 1015
195 North 1950 West
Salt Lake City, UT 84116

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Myron Bateman, Chair
Utah Water Quality Board

Kenny Eppich	Mt. Olympus District
Keith Broadhead	Epic Engineering
Jim Olson	Brown & Caldwell
Linda Gould	DEQ Air Quality

Myron Bateman called the Board meeting to order at 9:35 AM and took roll call for the members of the Board and audience.

APPROVAL OF MINUTES OF THE DECEMBER 7, 2015 MEETING

Motion: **It was moved by Mr. Pace to approve the minutes for the December 7, 2015 meeting. Mr. Galecki seconded the motion. The motion was unanimously passed. Mr. Bunker abstained from the vote.**

EXECUTIVE SECRETARY REPORT

- Mr. Baker updated the board on the Gold King Mine Spill. New Mexico and various other entities including Colorado are seeking damages from the EPA. Utah has not started this process, but a meeting will be held with EPA on February 5th to get updates and continue to move forward on how Utah will proceed forward. The Attorney General's office is working with DEQ directly on this matter. Utah will be asking EPA and its contractors to assuage our concerns over the increase in loadings of metals coming from Colorado mines and the impact they could have for the future. DWQ has largely been made financially whole by the State Emergency Management office for the costs of our efforts responding to the spill. The State will now seek to be reimbursed by EPA.
- POTW peer review legislation and DWQ met with the POTW group and its attorneys and gave input on improving the suggested bill. Currently, the bill has not been numbered and is a protected document. We see five main unacceptable issues and although improvements have been made, they are not resolved yet. Mr. Baker will keep the board updated on this bill as it moves on the hill. Mr. Luers wanted the record to reflect that he is not part of the group of six POTWs sponsoring the legislation, nor has he been invited to participate in the crafting of the legislation.
- Sales tax bill update, involving Senate Bill 80, by Stuart Adams. The purpose of the bill is to take 1/16% of the sales tax that is allocated to transportation projects and put it into water programs specifically a restricted account dedicated to Bear River development and the Lake Powell pipeline projects. There is also some discussion on removing all sales tax earmarks for water projects. SB 80 will be heard today in a committee meeting and we will keep the Board updated.
- Spills DWQ has had a spill coordinator since June 2015 when Doug Wong was hired. He was a dedicated employee. In October, we were advised by him that he was ill with pancreatic cancer. He passed away in December 2015. DWQ is saddened by this loss. We are working on filling his position.
- Mr. Baker turned the time over to Mr. Matheson who updated the Board on the legislative session. He discussed the following events that are up and coming:
    - DEQ's first legislative hearing was yesterday.
    - DEQ is currently working on 25 projects to improve the Department and 11 are being measured by the SUCCESS program.