



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  
James VanDerslice  
Jennifer Grant  
Michael D. Luers  
Alan Matheson  
Walter L. Baker  
*Executive Secretary*

**MINUTES**

**UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY**

**UTAH WATER QUALITY BOARD**

Bear River Bird Refuge

2155 West Forest St.

Brigham City, UT 84302

May 25, 2016

**UTAH WATER QUALITY BOARD MEMBERS PRESENT**

Clyde Bunker	Steven Earley
Jennifer Grant	Myron Bateman
Michael Luers	Scott Baird
Shane Pace	

Excused: Gregg Galecki

**DIVISION OF WATER QUALITY STAFF MEMBERS PRESENT**

Walter Baker, Erica Gaddis, Leah Ann Lamb, Jenny Potter, Linda Gould, Lisa Nelson, Matthew Garn, Ally Gagon, Jeff Ostermiller, Jodi Gardberg, Emily Cantón, John Mackey, Beth Wondimu, Skyler Davies, Mike Allred.

**OTHERS PRESENT**

<b><u>Name</u></b>	<b><u>Organization Representing</u></b>
Steve Pettingill	Perry Willard WWP
Bruce Howard	Perry Willard WWP
Donna Sackett	Senator Lee's Office
Scott Archibald	Sunrise Engineering
Dick West	Willard Spur Committee
Bob Barnet	US Bird & Wildlife Service
Leland Myers	CDS
Lee Perry	Utah House of Representatives
Karen Cronin	Perry City
Richard Jex	SCG Enterprisers
Jay Olsen	UDAF

Greg Westfall  
Amy Christensen

Perry City  
DEQ

Myron Bateman called the Board meeting to order at 9:06 AM and took roll call for the members of the Board and audience.

### APPROVAL OF MINUTES OF THE APRIL 27, 2016 MEETING

**Motion:** It was motioned by Mr. Pace to approve the minutes for April 2016 Board meeting. Ms. Grant seconded the motion. The motion was unanimously passed.

### EXECUTIVE SECRETARY REPORT

- Mr. Baker discussed with the board that Western Resource Advocates has sent a letter to EPA to ask it to withdraw primacy over NPDES delegation in Utah because of Senate Bill 110. We intend to bring back to the board in June rules that will govern the implementation of SB110 that hopefully address the concerns that Western Resource Advocates has.
- Gold King Mine Spill, Erica Gaddis represented Utah in New Mexico at the stake holder meeting. Notably absent was the state of Colorado, due to New Mexico's intent to sue the state of Colorado. The good news is that the tristate preparedness plan has been put in place to monitor and detect the 80% of the metals from the spill that remain in the water that will be rematerialized by spring run-off. EPA has set aside \$700,000 to allow this response plan to be put into action. There are still discussions on how to get this going, but this is great news for the monitoring efforts. The plan is to have monitoring done that can give warnings to each state on the metals levels so that preemptive actions can be taken.

### 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 6-7.

**Harmful Algal Bloom *Request for Hardship Grant*:** Ms. Gaddis requested the Board approve a hardship grant for \$94,000 to purchase data samples to conduct harmful algal bloom monitoring of Utah Lake.

**Motion:** Following a discussion, a motion was made by Mr. Earley to approve the Hardship Grant for \$94,000. Mr. Pace seconded the motion. The motion was unanimously passed.

### OTHER BUSINESS

**Carl Adams Appointment as Signatory:** Ms. Cantón requested to designate Carl Adams of the Watershed Protection Section for DWQ, as a signatory for official documents associated with the State non-point source program.

**Motion:** Following a discussion, a motion was made by Mr. Bunker to appoint Carl Adams as a signatory over state non-point source program official documents. Mr. Luers seconded the motion. The motion was unanimously passed.

**Approval of Willard Spur Steering Committee Recommendations:** Mr. Ostermiller presented Willard Spur Steering Committee Recommendations to the board. Recommendation 1: Incorporate best management practices into the UPDES Permit. Recommendation 2: Establish a beneficial use class for the Willard Spur. Recommendation 3: Proceed with site-specific standards development. Recommendation 4: Release contingency grant funds.

**Motion:** Following a discussion, a motion was made by Mr. Pace to delay the release of the \$1.5 million and any funds left in the operations until the UPDES permit is issued in the fall of 2016. Mr. Bunker seconded the motion. The motion was unanimously passed.

**Nutrient Programs/LaVere Merritt Discussion:** Ms. Gaddis presented to the board, DWQ's response to a letter sent from LaVere Merritt to the board discussing nutrient pollution threats to Utah Lake. A discussion with the board, as well as a power point was presented going over several points of the letter presented to the board the previous month. To hear and see this presentation please visit <http://www.utah.gov/pmnn/index.html> for the full recording and power point presentation.

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

**Next Meeting June 22, 2016  
DEQ Board Room 1015  
195 N 1950 W  
Salt Lake City, UT 84116**

  
Myron Bateman, Chair  
Utah Water Quality Board