

**MINUTES
of the
173rd COUNCIL MEETING
The Lodge at Deadwood
Deadwood, SD
October 3, 2013**

Table of Contents

Note about Cancellation of Full Council Meeting.....	2
Approval of Sunsetting Positions.....	4
Adoption of Resolutions of Appreciation.....	5
Welcome and Introductions	CANCELLED
Approval of Minutes	CANCELLED
South Dakota Water Resources Issues.....	CANCELLED
U.S. EPA and Western Water Issues	CANCELLED
WestFAST Report.....	CANCELLED
Committee Reports	CANCELLED
A. Water Resources Committee.....	CANCELLED
B. Executive Committee	CANCELLED
C. Water Quality Committee	CANCELLED
D. Legal Committee.....	CANCELLED
State Reports	CANCELLED
Future Council Meetings.....	CANCELLED
Other Matters	CANCELLED

**MINUTES
of the
173RD COUNCIL MEETING
The Lodge at Deadwood
Deadwood, SD
October 3, 2013**

NOTE ABOUT CANCELLATION OF FULL COUNCIL MEETING

Due to a severe blizzard, the WSWC cancelled the Full Council Meeting scheduled for October 4. However, Chairman Phil Ward convened the Full Council at certain points during the Committee meetings held on October 3 to conduct business and act on four sunseting positions. The shutdown of the federal government, which began on October 1, also resulted in the cancellation of a number of scheduled presentations.

MEMBERS AND ALTERNATES PRESENT

The following is a list of the individual who attended the three Committee meetings, and were present when the Full Council convened during those meetings to conduct WSWC business.

ALASKA

--

ARIZONA

Sandra Fabritz-Whitney (via phone during
Legal Committee Meeting)
Mike Fulton (via phone during Water
Quality Committee Meeting)

CALIFORNIA

Jeanine Jones
Thomas Howard

COLORADO

James Eklund
Steve Gunderson
Trisha Oeth

IDAHO

Jerry Rigby
John Simpson
Barry Burnell (via phone during Water
Quality Committee Meeting)

KANSAS

Tracy Streeter

MONTANA

John Tubbs

NEBRASKA	Brian Dunnigan
NEVADA	Roland Westergard
NEW MEXICO	Scott Verhines Greg Ridgley Maria O'Brien
NORTH DAKOTA	Todd Sando Jennifer Verleger
OKLAHOMA	J.D. Strong
OREGON	Phil Ward
SOUTH DAKOTA	Steve Pirner Kent Woodmansey
TEXAS	Carlos Rubinstein Curtis Seaton
UTAH	Dennis Strong Walt Baker Norm Johnson
WASHINGTON	Pat Tyrrell Sue Lowry
WYOMING	Pat Tyrrell Sue Lowry Kevin Frederick (via phone during Water Quality Committee)

GUESTS

Victor Anderson, Wenck Associates, Inc., Cheyenne, WY
Bob Bacon, Missouri Department of Natural Resources, Jefferson City, MO
Paul Blanchard, Northwest Pipe Company, West Jordan, UT
Carlee Brown, Western Governors' Association, Denver, CO
Ginger Bryant, North Bay Water Reuse Authority, Novato, CA (via phone – Water
Resources Committee)
Garland Erbele, Wenck Associates, Inc., Pierre, SD
Michelle Klose, North Dakota State Water Commission, Bismarck, ND
Scott Leedom, Southern Nevada Water Authority, Las Vegas, NV
Mark Limbaugh, The Ferguson Group, Washington, D.C. (via phone)

Forrest Melton, CA State University, Monterey, Seaside, CA (Water Resources Committee)
Curtis Seaton, Texas Water Development Board, Austin, TX
Herman Settemeyer, Texas Commission on Environmental Quality, Austin, TX (via phone – Water Resources)
Dennis Todey, South Dakota SDSU/NOAA, Brookings, SD
Andrea Travnicek, North Dakota Governor's Office, Bismarck, ND
J. Ken Wolfenbarger, NASA Jet Propulsion Laboratory (JPL), Pasadena, CA (Water Resources Committee)

WestFAST MEMBERS

Eric Stevens, Federal Liaison

STAFF

Tony Willardson
Nathan Bracken
Sara Larsen
Cheryl Redding

APPROVAL OF SUNSETTING POSITIONS

Phil Ward convened the Full Council at certain points during the three Committee meetings to review and re-adopt the following sunseting positions.

A. Position #325 – The Full Council convened during the Water Resources Committee to consider the Committee's recommendation that the WSWC re-adopt a revised and updated version of Position #325. The position urges the Administration and NASA to enhance the agency's focus areas on research for water resources applications and to promote long term engagement with the Council, state and regional agencies in the western U.S. responsible for water management and policy. Water Resources Committee Chair Dennis Strong moved to re-adopt the resolution as revised, Jerry Rigby seconded, and the motion passed unanimously.

B. Position #326 – The Full Council convened during the Water Resources Committee meeting to consider the Committee's recommendation that the WSWC re-adopt Position #326. As revised and updated, the position would consist of a letter to Senators Ron Wyden (D-OR) and Lisa Murkowski (R-AK), the Chair and Ranking Member of the Senate Energy and Natural Resources Committee. It addresses SECURE Water Act implementation and expresses concern that many of the programs and activities the law authorized are unfunded or underfunded, including the U.S. Geological Survey streamgaging and the WaterSMART Grants Program. Dennis moved to re-adopt the resolution as revised, John Simpson seconded, and the motion passed unanimously.

C. Position #327 – The Full Council convened during the Water Resources Committee meeting to consider the Committee’s recommendation that the WSWC re-adopt a revised and updated version of Position #327. As revised, the position supports legislation requiring federal payment of state filing fees in general stream adjudications. It also urges the federal government to pay unpaid fees that states have incurred as a result of federal non-payment of adjudication fees. Legal Committee Chair Maria O’Brien moved to re-adopt the resolution as revised, a second was offered, and the motion passed unanimously.

D. Position #328 – The Full Council convened during the Water Quality Committee to consider the Committee’s recommendation that the WSWC re-adopt a revised and updated version of Position #328, which supports legislation to amend the Clean Water Act (CWA) and the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) to clarify that FIFRA-compliant pesticide applications do not require National Pollutant Discharge Elimination System permits. A motion to re-adopt the resolution as amended was made, a second was offered, and the motion passed, although Stephen Bernath of Washington (voting in absentia) and Tom Howard of California voted against re-adoption.

ADOPTION OF RESOLUTIONS OF APPRECIATION

During the Legal Committee, Phil Ward convened the Full Council to consider resolutions of appreciation for Paul Frohardt of Colorado, who retired this summer, and Dennis Strong of Utah, who will retire at the end of October. The WSWC approved the resolutions by acclamation.

The WSWC also presented Dennis and Steve Pirner with jackets in appreciation of their service to the WSWC.