

Minutes
CHINO BASIN WATERMASTER
ADVISORY COMMITTEE MEETING

May 28, 2009

The Advisory Committee meeting was held at the offices of the Chino Basin Watermaster, 9641 San Bernardino Road, Rancho Cucamonga CA, on May 28, 2009 at 9:00 a.m.

ADVISORY COMMITTEE MEMBERS PRESENT

Appropriative Pool

Gene Koopman, Chair

Robert DeLoach

Mark Kinsey

Ken Jeske

Anthony La

Dave Crosley

Bill Kruger

Raul Garibay

Robert Young

Agricultural Pool

Bob Feenstra

Jennifer Novak

Jeff Pierson

Non-Agricultural Pool

Bob Bowcock

Milk Producers Council

Cucamonga Valley Water District

Monte Vista Water District

City of Ontario

City of Upland

City of Chino

City of Chino Hills

City of Pomona

Fontana Union Water Company

Ag Pool - Dairy

State of California Dept. of Justice, CIM

Ag Pool – Crops

Vulcan Materials Company (Calmat Division)

Watermaster Board Members Present

Michael Camacho

Inland Empire Utilities Agency

Watermaster Staff Present

Ken Manning

Sheri Rojo

Ben Pak

Sherri Lynne Molino

CEO

CFO/Asst. General Manager

Senior Project Engineer

Recording Secretary

Watermaster Consultants Present

Michael Fife

Mark Wildermuth

Brownstein, Hyatt, Farber & Schreck

Wildermuth Environmental, Inc.

Others Present

Sandra Rose

Mohamad El Amamy

Ron Craig

Steven Lee

Marty Zvirbulis

Eunice Ulloa

Rich Atwater

Terry Catlin

Marv Shaw

John Bosler

Monte Vista Water District

City of Ontario

City of Chino Hills

Reid & Hellyer

Cucamonga Valley Water District

Chino Basin Water Conservation District

Inland Empire Utilities Agency

Inland Empire Utilities Agency

Inland Empire Utilities Agency

Cucamonga Valley Water District

Chair Koopman called the Advisory Committee meeting to order at 9:02 a.m.

AGENDA - ADDITIONS/REORDER

No additions or reorders were made to the agenda.

I. CONSENT CALENDAR**A. MINUTES**

1. Minutes of the Advisory Committee Meeting held April 23, 2009

B. FINANCIAL REPORTS

1. Cash Disbursements for the month of April 2009
2. Watermaster Visa Check Detail
3. Combining Schedule for the Period July 1, 2008 through March 31, 2009
4. Treasurer's Report of Financial Affairs for the Period March 1, 2009 through February 31, 2009
5. Budget vs. Actual July 2008 through March 2009

C. WATER TRANSACTION

1. **Consider Approval for Notice of Sale or Transfer** – Cucamonga Valley Water District is purchasing 500 acre-feet of water from West Valley Water District. This purchase is made from WVWD's water in storage and is to be placed in CVWD's Excess Carryover Account. Date of Application: March 10, 2009
2. **Consider Approval for Notice of Sale or Transfer** – Chino Basin Watermaster will purchase 1,000 acre-feet of water from the Jurupa Community Services District Toward Replenishment Obligation. Date of Application: March 17, 2009
3. **Consider Approval for Notice of Sale or Transfer** – On March 9, 2009, Watermaster received Form 5 "Application to Transfer Annual Production Right or Safe Yield, with KCO, LLC (Koll) as Transferor and the City of Ontario (as Overlying Non-Agricultural party) as Transferee in the amount of 22 acre-feet – a permanent transfer of its share of safe yield. Date of Application: March 9, 2009

Motion by DeLoach, second by Pierson, and by unanimous vote

Moved to approve Consent Calendar A through C, as presented

II. BUSINESS ITEM**A. CHINO BASIN WATERMASTER 2009-2010 BUDGET**

Ms. Rojo noted this is the same presentation given at the Pool meetings and the committee members stated they would waive seeing the presentation and move forward with a motion.

Motion by Pierson, second by DeLoach, and by unanimous vote

Moved to approve the Chino Basin Watermaster 2009-2010 Budget, as presented

III. REPORTS/UPDATES**A. WATERMASTER GENERAL LEGAL COUNSEL REPORT****1. April 27, 2009 Hearing**

Counsel Fife stated a copy of the notice of the ruling from the April 27, 2009 hearing is available on the back table. Chino Basin Watermaster was excused by Judge Wade on the final report on Condition Subsequent No. 5 which was a report on the progress for the Recharge Master Plan and that is reflected in the notice. A third hearing is now scheduled for June 29, 2009 at 9:30 a.m. which will cover Program Elements No. 4, 5, and 6. Counsel Fife described the Program Elements in detail and noted staff is working with the City of Chino Hills and the City of Chino to decide how Program Element No. 4 will be presented.

2. Auction Price Floor Agreement and Storage & Recovery Agreement

Counsel Fife stated this was a business item on the Pools agenda and has been moved to reports for the Advisory Committee and Watermaster Board meetings. Counsel Fife stated it was anticipated this item would be concluded in May; however, there are still findings that need to be made by the Watermaster Board concerning broad mutual benefit and

concerning how the Storage and Recovery Agreement will work. The details on these were not complete in order to bring this forward as an action item this month. Staff is anticipating the details to be completed shortly and this item to be on the agenda in June, 2009. Mr. Kinsey commented about possible generated income from the sale/auction of this water which is considered an annuity stream to help fund future Watermaster activities and a commitment was made to actually define what those activities would be. Mr. Manning stated that is part of the broad benefit findings and that information will be made available in June. Counsel Fife stated in order for the Watermaster Board to approve this item, according to the Peace Agreement, the Board will need to make a finding. Mr. Kinsey asked if a draft of those findings can be sent out as quickly as possible so that there is ample time to review the findings prior to the meeting date. Mr. Manning stated staff will do its best to get the findings out prior to the meeting packet for early review. A discussion regarding this matter ensued.

3. Application for Storage Account

Counsel Fife stated this was a business item on the Pools agenda and has been moved to reports for the Advisory Committee and Watermaster Board meetings. Counsel Fife stated this is the application by Inland Empire Utilities Agency, Three Valleys Municipal Water District, and Western Municipal Water District for the MET DYY Expansion. The Appropriate Pool voted to table this item and to move it to the agenda for next month; the materials were kept in the packet for reference and transparency. Mr. Garibay inquired about the water referenced in the submitted form, if it was in lieu water. Mr. Atwater stated what Mr. Garibay stated is correct and that referenced water in the form is in lieu water. A discussion regarding this item ensued.

B. ENGINEERING REPORT

1. Brooks Basin Recharge Recycled Water

No comment was made regarding this item.

2. Storage Losses

Mr. Wildermuth noted a workshop regarding storage losses will be scheduled in the near future to review this item thoroughly.

3. Recharge Master Plan Update

No comment was made regarding this item.

C. FINANCIAL REPORT

1. Hanson Settlement

Ms. Rojo stated this item was discussed at the Pool meetings regarding the breakdown of the Hanson settlement and how staff will allocate the funds once they are received.

2. Replenishment Obligation Update

Ms. Rojo noted the replenishment obligations remain the same as previously reported at the Pool meetings.

D. CEO/STAFF REPORT

1. Legislative Update

Mr. Manning noted the slide show that was playing on the screen as people walked in to the meeting room were of photos taken at the recent ACWA Conference in Sacramento. The protest demonstration was the very first for ACWA and was held right in front of the Governor's office. Mr. Manning offered comment on the demonstration efforts.

Added Comment:

Mr. Manning stated the first issue out of four of the National Geographic magazine on water is now available, it is a very informative magazine, and you can even get your logo printed on the back of it.

2. Recharge Update

Mr. Manning stated the most recent recharge update is available on the back table for review.

Added Comment:

Mr. Manning informed the parties present about Board member Charles Fields recent health conditions and noted Mr. John Rossi will be sitting in as his alternate until Mr. Fields returns.

3. Foothill Water Coalition

Mr. Manning stated the parties will see an agreement regarding the Foothill Water Coalition in the next 30-60 days. Mr. Manning gave an overview of what the Foothill Water Coalition is and does. One of the projects that this coalition is working on has tremendous benefit to the Chino Basin is the connection between the two pipelines that will connect the Agua De Lejos and WFA facility; this will also allow for a turnout for the Chino Basin to pull water off of that when there are times that other water districts water is not available to us. The estimated cost to join is \$10,000 which gets Watermaster involved in the project and at the table; this is a onetime payment. More information will be provided at future meetings.

4. Zone 1 Repair to San Sevaine Channel Agreement

Mr. Manning noted this agreement will be brought back in the near future.

E. INLAND EMPIRE UTILITIES AGENCY1. MWD Water Supply Allocation Update

No comment was made regarding this item.

2. IEUA's Drought Plan Update

Mr. Atwater stated the drought plan begins on July 1, 2009. A drought workshop will be planned for late July to work with the parties to optimize performance in connection with the drought plan.

3. Recycled Water Status Report

No comment was made regarding this item.

4. Peace II CEQA Update

No comment was made regarding this item.

5. Quarterly Water Conservation Programs

No comment was made regarding this item.

6. Monthly Water Conservation Programs

No comment was made regarding this item.

7. Imported Water Deliveries/DYY Performance Report

No comment was made regarding this item.

8. Recycled Water Newsletter

No comment was made regarding this item.

- 9. State and Federal Legislative Reports
No comment was made regarding this item.

- 10. Community Outreach/Public Relations Report
No comment was made regarding this item.

F. OTHER METROPOLITAN MEMBER AGENCY REPORTS

No comment was made regarding this item.

IV. INFORMATION

- 1. Newspaper Articles
No comment was made regarding this item.

V. COMMITTEE MEMBER COMMENTS

No comment was made regarding this item.

VI. OTHER BUSINESS

No comment was made regarding this item.

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

Pursuant to the Advisory Committee Rules & Regulations, a Confidential Session may be held during the Watermaster Advisory Committee meeting for the purpose of discussion and possible action.

No confidential session was called to order.

VIII. FUTURE MEETINGS

May 28, 2009	8:00 a.m.	IEUA Dry Year Yield Meeting @ CBWM
May 28, 2009	9:00 a.m.	Advisory Committee Meeting
May 28, 2009	11:00 a.m.	Watermaster Board Meeting
June 11, 2009	10:00 a.m.	Appropriative & Non-Agricultural Pool Meeting
June 16, 2009	9:00 a.m.	Agricultural Pool Meeting @ IEUA
June 25, 2009	8:00 a.m.	IEUA Dry Year Yield Meeting @ CBWM
June 25, 2009	9:00 a.m.	Advisory Committee Meeting
June 25, 2009	11:00 a.m.	Watermaster Board Meeting
June 25, 2009	1:00 p.m.	WE Workshop #3 Task 4.3 and Task 6.2
June 29, 2009	9:30 a.m.	CBWM Court Hearing – San Bernardino Court

The Advisory Committee meeting was dismissed by Chair Koopman at 9:30 a.m.

Secretary: _____

Minutes Approved: June 25, 2009