

Minutes
CHINO BASIN WATERMASTER
AGRICULTURAL POOL MEETING

July 15, 2008

The Agricultural Pool Meeting was held at the offices of the Inland Empire Utilities Agency, 6075 Kimball Avenue, Chino, CA, on July 15, 2008 at 9:00 a.m.

Agricultural Pool Members Present

Bob Feenstra, Chair	Dairy
Gene Koopman	Milk Producers Counsel
Jeff Pierson	Crops
Nathan deBoom	Dairy
Glen Durrington	Crops
Pete Hettinga	Dairy
John Huitsing	Dairy
Jennifer Novak	State of California Department of Justice for CIM
Nathan Mackamul	State of California/CIW
Pete Hall	State of California/CIM

Watermaster Board Members Present

Paul Hofer	Crops
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Watermaster Staff Present

Kenneth R. Manning	Chief Executive Officer
Sheri Rojo	CFO/Asst. General Manager
Ben Pak	Senior Project Engineer
Danielle Maurizio	Senior Engineer
Sherri Lynne Molino	Recording Secretary

Watermaster Consultants Present

Michael Fife	Brownstein, Hyatt, Farber & Schreck
Mark Wildermuth	Wildermuth Environmental Inc.

Others Present

Steven Lee	Reid & Hellyer
Frank Brommenschenkel	Frank B. & Associates
Rich Atwater	Inland Empire Utilities Agency

Chair Feenstra called the Agricultural Pool meeting to order at 9:07 a.m.

AGENDA - ADDITIONS/REORDER

No additions or reorders were made to the agenda.

I. CONSENT CALENDAR

A. MINUTES

1. Minutes of the Agricultural Pool Meeting held June 17, 2008

B. FINANCIAL REPORTS

1. Cash Disbursements for the month of June 2008
2. Watermaster Visa Check Detail
3. Combining Schedule for the Period July 1, 2007 through May 31, 2008
4. Treasurer's Report of Financial Affairs for the Period May 1, 2008 through May 31, 2008
5. Budget vs. Actual July 2007 through May 2008

C. INTERVENTION

1. Consider Approval for Intervention into the Agricultural Pool – Michael Y. Park

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

Moved to approve Consent Calendar Items A through C, as presented

II. BUSINESS ITEMS**A. O&M AGREEMENT**

Mr. Manning stated this O&M Agreement Amendment item was on the agenda last month, however, was pulled by the request of the Chino Basin Water Conservation District in order to give them more time to review the documents. The provisions in this amendment are related to Watermaster and Inland Empire Utilities Agency. Section 8.1(a) of the Peace II Agreement modified the terms to allow for Watermaster to be reimbursed for costs by IEUA for costs related to recycled water on a pro rata basis. Watermaster staff has reviewed the amended agreement and is recommending adoption. IEUA and the Conservation District have also reviewed the amendment and they are in agreement with it. Mr. Manning noted the Appropriative and Non-Agricultural Pool approved this item at their recent meeting. A discussion regarding this matter ensued.

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

Moved to approve the adoption of the first amendment to Attachment 2 to the agreement for operation and maintenance of facilities to implement the Chino Basin Recharge Master Plan to conform with the agreement to the Peace II agreement section 8.1(a), as presented

III. REPORTS/UPDATES**A. WATERMASTER GENERAL LEGAL COUNSEL REPORT**

1. August 21 Hearing

Counsel Fife stated Watermaster did make its filing on July 1, 2008 regarding the satisfaction of condition subsequent 5 and Watermaster's compliance with condition subsequent 6 and the parties were served that filing. There was an additional filing by Cucamonga Valley Water District regarding the Cucamonga Valley Water District's Notice of Motion to Discontinue the Appointment of the Special Referee and a copy is available. Nothing new has been brought forth for the August 21, 2008 hearing, so it appears everything is on schedule for that to take place.

A lengthy discussion ensued with regard to the Special Referee and it was noted more detailed information needs to be brought back to this Pool regarding her role and scope of duties. A discussion regarding the status of Judge Gunn and Judge Gunn's appointment of the Special Referee ensued. It was noted Mr. Lee will draft a proposed motion and then will circulate it for comment.

Motion by Novak, second by Koopman, and by unanimous vote

Moved to have Watermaster counsel advise the court that the Agricultural Pool would oppose the motion but a further definition of scope of duties for Special Referee, as presented

Added Item: Recycled Water

Chair Feenstra introduced the added recycled water item, noting it is regarding an issue with California Institute for Men and College Park. Mr. Love commented on the issues that took place regarding the incident Chair Feenstra is inquiring about. A discussion regarding this matter ensued.

2. SWRCB Permit

Counsel Fife stated a copy of the draft order from the State Water Resource Control Board is in the meeting packet starting on page 41. The order looks favorable and it does state our project has no impacts and that minimal conditions will be imposed on it. Counsel Fife commented on the only possible issue which is with the water rights treatment called out in the order. Counsel Fife read a portion of the order and noted a conference call took place regarding this matter. Counsel Fife noted Watermaster is going to have a permit from the SWRCB to divert 68,000 acre-feet of storm water and was given 50 years to go to license.

C. CEO/STAFF REPORT1. Legislative Update

Mr. Manning stated today is the 10th day of the State operating without a budget. Not only has the State not adopted a budget at this point, the legislature has not even met to consider a budget.

2. Recharge Update

Mr. Manning stated the updated recharge spreadsheet is on the back table and does note some slight capture of storm water last month. The total for the year for storm water is a little over 10,000 acre-feet and recycled water is approximately 2,300 acre-feet.

3. August Meetings

Mr. Manning stated the Watermaster Board members asked that Watermaster look at the possibility of going dark in the month of August. Staff has reviewed the calendars and schedule demands and it appears August Pool meetings will be held off until September.

Added Item: Sunkist Report

Mr. Manning stated the Agricultural Pool members inquired about the Sunkist property and asked that an update be given at this meeting. Ms. Maurizio stated an inquiry was previously made by this committee regarding water being pumped from the Cucamonga Channel at the Sunkist property but after investigation it did not appear the pumping came from the Sunkist property. Ms. Maurizio stated at the Sunkist property there were wells and they are metered beginning in 1996. Those wells were shown to go inactive in 2003 according to Watermaster records. There was an assignment for those wells between Sunkist and the City but that assignment is not well-specific. There was never a land use conversion submitted for the southern agricultural Sunkist property and it is in conversion area one and it is convertible. Mr. Koopman offered comment regarding the choice Sunkist made in 1978 to become a member of the Agricultural Pool. A discussion regarding conversion ensued.

IV. INFORMATION1. Newspaper Articles

No comment was made regarding this item.

V. POOL MEMBER COMMENTS

No comment was made regarding this item.

VI. OTHER BUSINESS

No comment was made regarding this item.

VII. FUTURE MEETINGS

July 10, 2008	10:00 a.m.	Joint Appropriative & Non-Agricultural Pool Meeting
July 15, 2008	9:00 a.m.	Agricultural Pool Meeting @ IEUA
July 24, 2008	8:00 a.m.	IEUA Dry Year Yield Meeting @ CBWM
July 24, 2007	9:00 a.m.	Advisory Committee Meeting
July 24, 2007	11:00 a.m.	Watermaster Board Meeting

Minutes Agricultural Pool Meeting

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The Agricultural Pool meeting was dismissed by Chair Feenstra at 10:30 a.m.

Secretary: _____

Minutes Approved: September 16, 2008