

Minutes
CHINO BASIN WATERMASTER
AGRICULTURAL POOL MEETING
February 17, 2009

The Agricultural Pool Meeting was held at the offices of the office of Inland Empire Utilities Agency, 6075 Kimball Avenue, Chino, CA, on February 17, 2009 at 9:00 a.m.

Agricultural Pool Members Present

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

Watermaster Board Members Present

Paul Hofer	Crops
Michael Camacho	Inland Empire Utilities Agency

Watermaster Staff Present

Kenneth R. Manning	Chief Executive Officer
Ben Pak	Senior Project Engineer
Danielle Maurizio	Senior Engineer
Sherri Lynne Molino	Recording Secretary

Watermaster Consultants Present

Mark Wildermuth	Wildermuth Environmental Inc.
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Others Present

Steven Lee	Reid & Hellyer
Eunice Ulloa	Chino Basin Water Conservation District
Sandra Rose	Monte Vista Water District
Rick Rees	Geomatrix

Chair Feenstra called the Agricultural Pool meeting to order at 9:05 a.m.

AGENDA - ADDITIONS/REORDER

Mr. Manning noted Business Item B. is being pulled from the agenda.

Chair Feenstra and Mr. Koopman offered comment on the Brown Act and the fact that they have received a legal opinion that Watermaster parties are not required to follow the Brown Act Mr. Manning and Counsel Fife concurred with this opinion but commented that Watermaster makes attempts to follow the Brown Act whenever feasible.

I. CONSENT CALENDAR

A. MINUTES

1. Minutes of the Annual Agricultural Pool Meeting held January 20, 2009

B. FINANCIAL REPORTS

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

C. CHINO BASIN WATERMASTER INVESTMENT POLICY

Resolution 09-01 – Resolution of the Chino Basin Watermaster, San Bernardino County, California, authorizing the Watermaster's Investment Policy

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

Moved to approve Consent Calendar A through C, as presented

II. BUSINESS ITEM**A. BUDGET TRANSFER**

Mr. Manning stated Watermaster reviews invoices monthly and meets with WEI on a quarterly basis to review task orders and progress on projects including funding. In reviewing these items, it was noted some changes needed to be made in the way of how funds will be distributed. There are four areas where we anticipate less activity and then were three areas where additional money will be needed; the budget transfer is to cover the areas that need additional funds. Ms. Rojo stated the staff report summarizes the four accounts that could be reduced to cover three other categories that need to be increased. A discussion on budget transfers ensued.

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

Moved to approve the Budget Transfer T-09-02-01 relating to: OBMP, HCMP, Desalters, Storage Program to Groundwater Level Monitoring Program, Recharge Master Plan, and MZ-3, as presented

Item B. was pulled from the agenda

B. AUCTION PRICE FLOOR AGREEMENT AND STORAGE & RECOVERY AGREEMENT

No comment was made regarding this item which was pulled from the agenda.

III. REPORTS/UPDATES**A. WATERMASTER GENERAL LEGAL COUNSEL REPORT****1. Court Hearing**

Counsel Fife stated a court hearing took place last Monday and a notice of the hearing has not been sent out yet. After we receive the transcript a notice can then go out to the parties. Watermaster staff has been told by Judge Wade's clerk that the transcript should be ready tomorrow; once that is received counsel will put out a notice that will summarize the orders by the court that were made through the course of the hearing. Staff has contacted the court reporter and negotiated a deal so that Watermaster can distribute copies of the transcript. The court asked for another hearing which was scheduled for April 16, 2009. Counsel Fife noted April 16th conflicts with Mr. Wildermuth and staff schedule. Counsel is going to file a pleading today asking the court to provide us with a different date for the hearing. Once a new hearing date is scheduled a notice as to the new date will go out. Counsel Fife stated it appears Judge Wade will want a series of hearings to review sections of information at a time.

2. Dry Year Yield Agreement

Counsel Fife stated through the agreement with Inland Empire Utilities Agency (IEUA) and Metropolitan Water District (MWD) in order to get the LRP funding for the desalters, Watermaster needs to approve an expansion of the MWD storage account from 100,000

acre-feet to 150,000 acre-feet by September, 2009. Staff has asked IEUA to submit a Storage & Recovery Application which is the same process that was gone through for the first 100,000 acre-feet. Counsel Fife stated after the IEUA application is complete it will go through the Watermaster process, this item was placed under legal reports to let you know it is in the works to come back as a business item.

B. ENGINEERING REPORT

1. Engineering Update

Mr. Wildermuth stated staff is working with the Regional Board on the Hydraulic Control Monitoring Program in trying to get the monitoring requirements scaled back. This will take place late this year which means there will still be monitoring obligations early into next year's fiscal year. Mr. Wildermuth stated staff is ramping up for the Production Optimization work. Mr. Wildermuth stated Tom McCarthy from the Wildermuth office is heading this project up. Tom is not contacting every single appropriator; he is contacting the appropriators that Wildermuth thinks need help with their production.

C. FINANCIAL REPORT

1. Watermaster Budget

Ms. Rojo stated Watermaster is starting on the budget and staff is looking at getting input from the parties. Mr. Manning stated meetings are now taking place with consultants on their numbers in an attempt to start the process in order to get the numbers firmed up for the, final budget that comes through the process for approval. Chair Feenstra noted this item will be discussed during the closed session.

D. CEO/STAFF REPORT

1. Legislative Update

Mr. Manning stated invitations have gone out recently for the Inland Empire Utilities Agency Legislative Reception on March 17, 2009 in Sacramento. This is the same day as the Agricultural Pool meeting and Mr. Manning will be leaving directly from that meeting for this reception. Mr. Manning stated this is a very well attended reception. Mr. Manning noted he was in Sacramento over a week ago and met with several legislators to discuss groundwater issues.

2. Recharge Update

Mr. Manning stated the updated Recharge Spreadsheet is not available for this meeting. In January there was approximately 1,800+ acre-feet was captured in the recharge basins and a detailed report will be available at the Advisory Committee meeting later this month. Mr. Manning stated there was a breach in one of the berms at San Sevaine 5 basin and staff is working with IEUA and others to get the repairs done.

3. Fontana Barrier Study

Mr. Manning stated Watermaster staff has been contacted by a group that is interested in having Watermaster involved as the project manager, with no financial involvement whatsoever, to facilitate a USGS Isotope Study of perchlorate in the north eastern portion of the Chino Basin and the Rialto/Colton Basin. This will help resolve some of the issues in the long standing debate over whether water is moving between or across the fault. Watermaster is interested in participating at this level because it will help develop information that can be used in the modeling that helps us better describe what is doing on that portion of the basin. Watermaster will also be partnering up with other agencies on this study which will be a great partnership to be involved in. A discussion regarding rain flow ensued.

IV. INFORMATION

1. 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.

The regular open Agricultural meeting was convened to hold its confidential session at 9:45 a.m.

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

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

1. Legal Issues

The closed session was convened at 10:50 p.m. with no comment or action reported for the confidential session.

VIII. FUTURE MEETINGS

February 12, 2009	10:00 a.m.	Joint Appropriative & Non-Agricultural Pool Meeting
February 17, 2009	9:00 a.m.	Agricultural Pool Meeting @ IEUA
February 26, 2009	8:00 a.m.	IEUA Dry Year Yield Meeting @ CBWM
February 26, 2009	9:00 a.m.	Advisory Committee Meeting
February 26, 2009	11:00 a.m.	Watermaster Board Meeting

The Agricultural Pool meeting was dismissed by Chair Feenstra at 10:53 p.m.

Secretary: _____

Minutes Approved: March 17, 2009