

**Minutes**  
**CHINO BASIN WATERMASTER**  
**JOINT APPROPRIATIVE & NON-AGRICULTURAL POOL MEETING**  
November 5, 2009

The Joint Appropriative and Non-Agricultural Pool Meeting were held at the offices of Chino Basin Watermaster, 9641 San Bernardino Road, Rancho Cucamonga, CA, on November 5, 2009 at 1:00 p.m.

**APPROPRIATIVE POOL MEMBERS PRESENT**

Ken Jeske, Chair	City of Ontario
Mark Kinsey	Monte Vista Water District
Marty Zvirbulis	Cucamonga Valley Water District
Josh Swift	Fontana Water Company
Robert Young	Fontana Union Water Company
Charles Moorrees	San Antonio Water Company
Raul Garibay	City of Pomona
John Mura	City of Chino Hills
Dave Crosley	City of Chino
Robert Tock	Jurupa Community Services District
Anthony La	City of Upland

**NON-AGRICULTURAL POOL MEMBERS PRESENT**

Kevin Sage	Vulcan Materials Company (Calmat Division)
Mohammad El-Amamy	City of Ontario

**Watermaster Board Members Present**

Michael Camacho	Inland Empire Utilities Agency
-----------------	--------------------------------

**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**

Steve Nix	City of Chino Hills
Tom Harder	Consultant for Jurupa Community Services District
Marv Shaw	City of Ontario
Eunice Ulloa	Chino Basin Water Conservation District

Chair Jeske called the Joint Appropriative and Non-Agricultural Pool Meeting to order at 1:00 p.m.

**AGENDA - ADDITIONS/REORDER**

Chair Jeske asked that the confidential session take place directly after the Consent Calendar.

**I. CONSENT CALENDAR**

**A. MINUTES**

1. Minutes of the Joint Appropriative and Non-Agricultural Pool Meeting held October 1, 2009

**B. FINANCIAL REPORTS**

1. Cash Disbursements for the month of September 2009
2. Watermaster Visa Check Detail for the month of September 2009
3. Combining Schedule for the Period July 1, 2009 through September 30, 2009
4. Treasurer's Report of Financial Affairs for the Period September 1, 2009 through September 30, 2009
5. Budget vs. Actual July through September 2009

**C. WATER TRANSACTION**

1. **Consider Approval for Notice of Sale or Transfer** - Chino Basin Watermaster will purchase 21.215 acre-feet of water from Aqua Capital Management to offset the Assessment Year 2008-09 replenishment obligation. Watermaster will purchase the water at \$321.76 per acre-foot, which is the Assessment Year 2008-09 replenishment rate collected, plus accumulated interest. The transfer will be made from Aqua Capital Management's net under-production in Fiscal Year 2009-10.  
Date of Application: September 18, 2009.
2. **Consider Approval for Notice of Sale or Transfer** - Monte Vista Water District is purchasing 5.188 acre-feet of water from the San Antonio Water Company. This purchase is made first from San Antonio's net underproduction, if any, in Fiscal Year 2009-10, with any remainder to be recaptured from storage. Date of Application: October 8, 2009.

*Motion by Kinsey, second by Young, and by unanimous vote – Non-Ag concurred*  
***Moved to approve Consent Calendar item A through C, as presented***

**D. SEMI-ANNUAL REPORT**

Mr. Crosley commented on his review of the semi-annual report and noted there are some items that he felt should be included in the report. Mr. Crosley referenced the MZ1 Long Term Plan which calls for certain recovery periods and noted that should be mentioned in the report. Mr. Crosley stated there is a description of potential re-plumbing of certain CDA wells that currently supply Chino I Desalter to the Chino II Desalter in the report and noted that language could be enhanced to indicate that a decision could require the approval of the Chino Basin Desalter board of directors. Mr. Crosley asked that staff consider his comments and then return with a revised report for approval. A discussion regarding Mr. Crosley's comments ensued and it was noted the changes will be made as presented and the motion will reflect the changes and the revised report will be presented to the Agricultural Pool, Advisory Committee, and the Watermaster Board.

*Motion by Crosley, second by Zvirbulis, and by unanimous vote – Non-Ag concurred*  
***Moved to approve the Semi-Annual Report with approval for staff to modify the report with the changes presented by Mr. Crosley, as presented***

This item was taken out of order.

**VII. CONFIDENTIAL SESSION - POSSIBLE ACTION**

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

1. Potential Action on Water Auction Administration

Following the closed session the Appropriative Pool reported two actions: (1) ratification of the administrative decision made by the Watermaster CEO to postpone the auction with the new date to be decided, and (2) to direct staff to implement the Alternate Plan for Disposition of the Purchased Water as amended by the Pool with the revised version to be distributed to the Pool.

**II. BUSINESS ITEM**

**A. PROPOSED PLAN REGARDING DISPOSITION OF WATER PURCHASED FROM NON-AGRICULTURAL POOL**

This item was discussed in closed session.

**III. REPORTS/UPDATES**

**A. WATERMASTER GENERAL LEGAL COUNSEL REPORT**

1. Completion of SWRCB Santa Ana River Process

Counsel Fife stated there was a State Water Resource Control Board hearing on October 22, 2009 and at that hearing the state board approved the Western Municipal Water District permit; this brings this permit process to a close.

**B. WATERMASTER FINANCIAL REPORT**

1. PERS Audit

Ms. Rojo stated Chino Basin Watermaster underwent a PERS audit a few weeks ago and the results from that audit will be ready in a few months. Once staff receives the report, it will be given to the Watermaster Board.

2. Engineering Budget Update

Ms. Rojo stated the current Wildermuth Environmental budget update; however, it will not be ready to distribute at the Advisory Committee meeting later this month.

**C. CEO/STAFF REPORT**

1. Legislative Update

Mr. Manning stated legislature did pass the bond measure which consisted of SBX7-1 Delta Plan/Governance, 7-2 Bond Measure, 7-6 Groundwater Monitoring, 7-7 Water Use Efficiency, and 7-8 Water Quality/Diversions. This is a monumental 11.3 billion dollar bond that will go a long way to solidifying the future of California's water. Mr. Manning commented on this item and a discussion ensued.

2. Recharge Report

Mr. Manning stated the most current recharge report is available on the back table and there was stormwater capture of approximately 1,300 acre-feet last month.

Added Comment:

Mr. Manning referenced the handout on the back table regarding his 4<sup>th</sup> annual Christmas gathering at his home on Thursday, December 17, 2009.

**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.

This item was moved to after the Consent Calendar.

**VII. CONFIDENTIAL SESSION - POSSIBLE ACTION**

**VII. FUTURE MEETINGS**

November 5, 2009      1:00 p.m.      Appropriative & Non-Agricultural Pool Meeting @ CBWM

November 12, 2009	9:00 a.m.	Agricultural Pool Meeting @ IEUA
November 19, 2009	8:00 a.m.	IUEA Dry Year Yield Meeting @ CBWM
November 19, 2009	9:00 a.m.	Advisory Committee Meeting @ CBWM
November 19, 2009	11:00 a.m.	Watermaster Board Meeting @ CBWM
December 3, 2009	1:00 p.m.	Appropriative & Non-Agricultural Pool Meeting @ CBWM
December 10, 2009	9:00 a.m.	Agricultural Pool Meeting @ IEUA
December 17, 2009	8:00 a.m.	IUEA Dry Year Yield Meeting @ CBWM
December 17, 2009	9:00 a.m.	Advisory Committee Meeting @ CBWM
December 17, 2009	11:00 a.m.	Watermaster Board Meeting @ CBWM
December 17, 2009	1:00 p.m.	Recharge Master Plan Workshop @ CBWM

The Appropriative Pool and Non-Agricultural Pool meeting was dismissed by Chair Jeske at 1:44 p.m.

Secretary: \_\_\_\_\_

Minutes Approved: December 3, 2009