

**Minutes**  
**CHINO BASIN WATERMASTER**  
**JOINT APPROPRIATIVE & NON-AGRICULTURAL POOL MEETING**  
December 3, 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 December 3, 2009 at 1:00 p.m.

**APPROPRIATIVE POOL MEMBERS PRESENT**

Ken Jeske, Chair	City of Ontario
Mark Kinsey	Monte Vista Water District
Josh Swift	Fontana Water Company
Robert Young	Fontana Union Water Company
Charles Moorrees	San Antonio Water Company
Raul Garibay	City of Pomona
Ron Craig	City of Chino Hills
Dave Crosley	City of Chino
Anthony La	City of Upland
Ben Lewis	Golden State Water Company

**NON-AGRICULTURAL POOL MEMBERS PRESENT**

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

**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**

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

**Others Present**

Tom Harder	Consultant for Jurupa Community Services District
Gil Aldaco	City of Chino

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

**AGENDA - ADDITIONS/REORDER**

Mr. Manning noted there will be no engineering report given today on the State of the Basin Report which will be given at the next Advisory Committee meeting.

**I. CONSENT CALENDAR**

**A. MINUTES**

1. Minutes of the Joint Appropriative and Non-Agricultural Pool Meeting held November 5, 2009

**B. FINANCIAL REPORTS**

1. Cash Disbursements for the month of October 2009
2. Watermaster Visa Check Detail for the month of October 2009

3. Combining Schedule for the Period July 1, 2009 through October 31, 2009
4. Treasurer's Report of Financial Affairs for the Period October 1, 2009 through October 31, 2009
5. Budget vs. Actual July through October 2009

#### **C. WATER TRANSACTION**

1. **Consider Approval for Notice of Sale or Transfer** – The City of Upland will purchase 6,500 acre-feet of water from the West End Consolidated Water Company. This purchase is made first from West End's OSY account of 947.714 acre-feet, second from the carryover account of 947.714 acre-feet, and the remainder from the excess carryover account in the amount of 4604.752 acre-feet. Date of application: November 9, 2009

#### **D. VOLUME VOTE**

1. Consider Approval of Volume Vote for Appropriative Pool
2. Consider Approval of Volume Vote for Non-Agricultural Pool

*Motion by Garibay, second by Moorrees, and by unanimous vote – Non-Ag concurred  
**Moved to approve Consent Calendar item A through D, as presented***

## **II. BUSINESS ITEM**

### **A. 2010 Community Outreach Campaign**

Mr. Manning stated for the past four years Watermaster has participated in a public information campaign with Inland Empire Utilities Agency (IEUA), who is the lead agency, along with other water agencies. This is a public message about the water infrastructure growth, a conservation message, along with recycled water education to ensure the public is informed as to what the water agencies are doing to assist in these areas. Mr. Manning stated the bond measure will be coming up in 2010 for election and staff feels this campaign is a good one to continue with to make sure the public understands the need for additional infrastructure. Watermaster in working with IEUA and the Los Angeles newspaper group have helped develop another informative campaign. The cost is the exact same as last year; Watermaster's portion is \$10,000. Mr. Manning offered a detailed description of past ads and what the present ads will entail. A discussion regarding this matter ensued.

*Motion by Craig, second by Kinsey, and by unanimous vote – Non-Ag concurred  
**Moved to approve the 2010 Community Outreach Campaign expenditure of \$10,000.00, as presented***

## **III. REPORTS/UPDATES**

### **A. WATERMASTER GENERAL LEGAL COUNSEL REPORT**

1. Chino Airport Water Quality Update

Counsel Fife stated Watermaster staff has been working on two of the plumes in the Chino Basin; Ontario International Airport (OIA) and Chino Airport. There has been a fairly good response from the potential responsible parties (PRPs) on the OIA plume however; there has not been as good a result from the County of San Bernardino regarding the Chino Airport plume. Recently there has been a slightly better response from the county and counsel has had some engagement from the county counsel. A meeting has been scheduled with the county staff and counsel for next week along with the Chino Desalter Authority, the County of San Bernardino, and Watermaster staff will be involved in that meeting. There are high hopes from the parties that some resolve will come about. Counsel Fife stated the main reason for this item to be on the agenda is to inform the parties there might be some insurance involvement on the county side and which might need a lawsuit filed in order to trigger the ball moving forward on an agreement. Counsel Fife stated he will keep all parties apprised as to what is going on in the future regarding this matter.

2. DYY Update

Counsel Fife stated in August 2009 the concept of the waiver of losses on the Metropolitan Water District (MWD) DYY account was approved. This was part of a package that was supposed to involve the expansion of the account from 100,000 acre-feet to 150,000 acre-feet; however, there are a lot of issues that still need to be dealt with regarding this. A meeting took place outside the pool meetings after the approval in September 2009 as to what the next steps would be. The first issue to be dealt with was an accounting dispute between the Chino Desalter Authority (CDA) and MWD over how to reflect the replenishment costs to the CDA which then went into the calculations of the LRP funding. Since then, the financial staff from different agencies have been talking and attempting to get all involved on the same page to what needs to be taken care of sequentially. After that first issue is resolved the next item on the list will be dealt with.

**B. WATERMASTER FINANCIAL REPORT**

1. Financial Update

No comment was made regarding this item.

**C. ENGINEERING REPORT**

1. State of the Basin Report

No comment was made regarding this item.

**D. CEO/STAFF REPORT**

1. Legislative Update

Mr. Manning commented on the upcoming bond measure and gave a detailed description of it. Mr. Manning noted there is some interesting information regarding legislative issues on the back table which was handed out at the recent ACWA conference.

2. Recharge Report

Mr. Manning stated because of the meeting push up date, this month's recharge spread sheet will not be available until the Advisory Committee meeting.

3. Scheduled Board Changes for 2010

Mr. Manning stated a copy of the court approved rotation schedule for representatives to the Watermaster is on the back table. Mr. Manning reviewed the changes that will come up in 2010. Mr. Manning noted a letter has gone out to the minor reps and the City of Chino who will be coming into the rotation schedule. A discussion regarding how the rotation schedule will be reformulated after the 2015 date that is listed on the spreadsheet ensued. Counsel Fife stated he will do a look up on the questions presented and give an update at a future meeting.

4. Manning 4<sup>th</sup> Annual Holiday Gathering

Mr. Manning invited all parties to join him and his wife for their 4<sup>th</sup> Annual Holiday Open House at their home on Thursday, December 17, 2009 starting at 4:00 p.m.

**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.

**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.

No confidential session was called.

**VII. FUTURE MEETINGS**

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 16, 2009	10:00 a.m.	Water Quality Committee Meeting @ CBWM
December 17, 2009	8:00 a.m.	IEUA 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
January 7, 2010	1:00 p.m.	Annual Non-Agricultural Pool Elections @ CBWM
January 7, 2010	1:05 p.m.	Annual Appropriative Pool Elections @ CBWM
January 7, 2010	1:15 p.m.	Annual Joint Appropriative & Non-Ag Pool Meeting @ CBWM
January 14, 2010	9:00 a.m.	Annual Agricultural Pool Meeting @ IEUA
January 21, 2010	8:00 a.m.	IEUA Dry Year Yield Meeting @ CBWM
January 21, 2010	9:00 a.m.	Annual Advisory Committee Meeting @ CBWM
January 26, 2010	9:00 a.m.	GRCC Meeting @ CBWM
January 28, 2010	11:00 a.m.	Annual Watermaster Board Meeting @ CBWM

The Appropriative Pool and Non-Agricultural Pool meeting was dismissed by Chair Jeske at 1:25 p.m.

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

Minutes Approved: January 7, 2010