

Draft Minutes (for Non-Ag Only)
CHINO BASIN WATERMASTER
ANNUAL JOINT APPROPRIATIVE & NON-AGRICULTURAL POOL MEETING
January 7, 2010

The Annual Joint Appropriative and Non-Agricultural Pool Meeting were held at the offices of Chino Basin Watermaster, 9641 San Bernardino Road, Rancho Cucamonga, CA, on January 7, 2010 at 1:00 p.m.

APPROPRIATIVE POOL MEMBERS PRESENT

Mark Kinsey, Chair	Monte Vista Water District
Ken Jeske	City of Ontario
Robert DeLoach	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
J. Arnold Rodriguez	Santa Ana River Water Company
John Mura	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

Bob Bowcock	Vulcan Materials Company (Calmat Division)
Mohammad El-Amamy	City of Ontario
David Penrice	Aqua Capital Management

WATERMASTER BOARD MEMBERS PRESENT

Ken Willis	City of Upland
Michael Camacho	Inland Empire Utilities Agency

Watermaster Staff Present

Kenneth R. Manning	Chief Executive Officer
Sheri Rojo	CFO/Assistant 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

David De Jesus	Three Valleys Municipal Water District
Rick Hansen	Three Valleys Municipal Water District
Marty Zvirbulis	Cucamonga Valley Water District
Kevin Sage	Vulcan Materials Company (Calmat Division)
Gil Aldaco	City of Chino
Tom Harder	Groundwater Consulting
Timotheus Hampton	City of Pomona

Chair Kinsey called the Annual Joint Appropriative and Non-Agricultural Pool Meeting to order at 1:15 p.m.

AGENDA - ADDITIONS/REORDER

There were no additions or reorders made to the agenda.

I. CONSENT CALENDAR**A. MINUTES**

1. Minutes of the Joint Appropriative Pool Meeting held December 3, 2009

B. FINANCIAL REPORTS

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

C. CHINO BASIN WATERMASTER INVESTMENT POLICY

Resolution 10-01 – Resolution of the Chino Basin Watermaster, San Bernardino County, California, re-authorizing the Watermaster's Investment Policy

D. LOCAL AGENCY INVESTMENT FUND

Resolution 10-02 – Resolution Authorizing Investment of Monies in the Local Agency Investment Fund (LAIF)

E. NOTICE OF INTENT

Annual Filing of Notice of Intent Regarding the Determination of Operating Safe Yield

*Motion by DeLoach, second by Jeske, and by unanimous vote – Non-Ag concurred
Moved to approve Consent Calendar item A through E, as presented*

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

1. December 11, 2009 Court Hearing

Counsel Fife stated all the items that legal counsel has to report on today have been discussed at the Advisory Committee and Watermaster Board meeting; however, these updates were not presented to this Pool. Counsel Fife stated a hearing on December 11, 2009, took place. This was a surprise hearing in that notice for this hearing was not given by the court until one week prior to the hearing date. The purpose of the hearing was for the new judge to introduce himself and to find out what he needed to expect from our case. Counsel Fife noted the judge seems excited about working on our case. Another hearing was scheduled by Judge Reichert for September 24, 2010 at 10:30 a.m. to decide on the motion to approve the updated Recharge Master Plan which is the next Condition Subsequent out of the December 21, 2007, order approving the Peace II Agreement.

2. Santa Ana Critical Habitat

Counsel Fife stated this item came up in December, 2009, after the Appropriative and Non-Agricultural Pool meeting took place. Counsel Fife stated there is a map of the Santa Ana Sucker Critical Habitat Re-Proposed 2009 area on the back table which proposes to expand the designation of the critical habitat for the sucker. This notice was published in the federal register on December 9, 2009, and the notice is long and was not printed for distribution. Counsel Fife reviewed the map in detail. Counsel Fife noted comments are due by February 5, 2010 and counsel is encouraging CBWM to comment. Counsel Fife stated he has heard there are going to be extensive comments coming from a coalition of parties who could be seriously affected by the proposed expansion area for critical habitat. A discussion regarding joinders from other parties and the schedule for this process ensued.

3. Auction Process

Counsel Fife stated the water auction was postponed and a meeting took place last month with some of the parties to discuss what next steps should be taken next. Those discussions are continuing and another meeting will be held next Wednesday at 3:00 p.m. to continue discussing this matter. Counsel Fife stated any party who would like to participate in those meetings, the next meeting is on January 20, 2010 starting at 3:00 p.m. Feedback has been received from the parties who were at the previous meeting and staff will come forward with recommendations at a future meeting.

B. CEO/STAFF REPORT

1. Legislative Update

Mr. Manning stated legislatively the most noteworthy topic from this month is the governor had his state of the state address yesterday. At that address the governor had a lot of points about having the water bond as a primary focus of this next year. The governor also made a commitment to education to not make major cuts in the areas of education, which means he is going to look at filling in the gap of about \$20 billion dollars from other potential funds. This could mean our parties looking at additional impacts somehow. The governor's draft budget will not be out until early next week. Mr. Manning referenced a handout from the San Gabriel Tribune blog that was put out right after Christmas that appears to be of interest and summarizes how some people feel about water. A discussion regarding the blog ensued.

2. Recharge Update

Mr. Manning stated the recharge numbers for November, 2009, are on the back table for your review. It appears December will be a much better month as far as recharge is concerned and December report will be available by the next Advisory Committee meeting.

3. Policy Manual

Mr. Manning stated this item has been discussed in the last several months. A group of producers have been reviewing the Policy Manual and have made recommendations. Those recommendations will go through the Watermaster process in February. Watermaster is in the process of going through the recommendations and working on format.

III. INFORMATION

1. Newspaper Articles

No comment was made regarding this item.

IV. POOL MEMBER COMMENTS

Mr. Penrice stated he is looking for some clarification regarding the water auction items. Mr. Penrice stated that as a member of the Non-Agricultural Pool he is attempting to figure out when the Notice of Intent to Purchase given to the Non-Agricultural Pool. Mr. Manning stated he would need to check the records and get back to him with the exact date.

V. OTHER BUSINESS

No comment was made regarding this item.

VI. FUTURE MEETINGS

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

Minutes Annual Joint Appropriative & Non-Agricultural Pool Meeting

January 7, 2010

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

Secretary: _____

Minutes Approved By: Appropriative Pool Only on February 4, 2010