



# CHINO BASIN WATERMASTER



## NOTICE OF MEETINGS

**Thursday, July 13, 2006**

10:00 a.m. – Joint Appropriative and Non-Agricultural Pool Meeting

*AT THE CHINO BASIN WATERMASTER OFFICES*

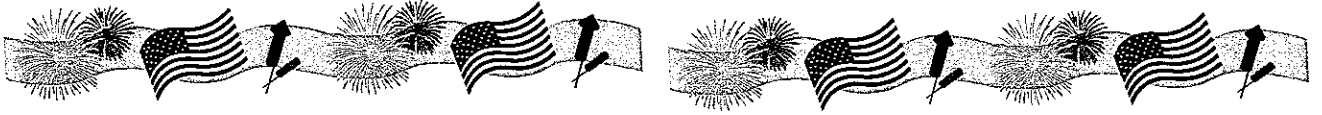
*9641 San Bernardino Road  
Rancho Cucamonga, CA 91730  
(909) 484-3888*

**Tuesday, July 18, 2006**

9:00 a.m. – Agricultural Pool Meeting

*AT THE INLAND EMPIRE UTILITIES AGENCY OFFICES*

*6075 Kimball Ave. Bldg. A Board Room  
Chino, CA 91710  
(909) 993-1600*



# **CHINO BASIN WATERMASTER**

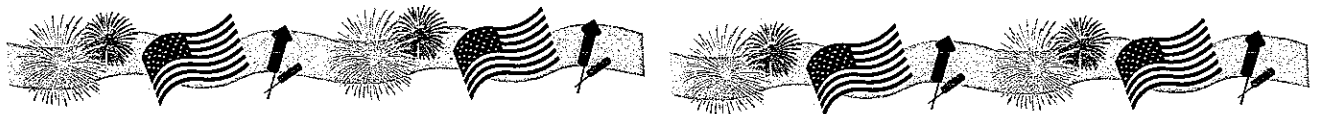
**July 13, 2006**

10:00 a.m. - Joint Appropriative & Non-Agricultural  
Pool Meeting

**July 18, 2006**

9:00 a.m. - Agricultural Pool Meeting

## **AGENDA PACKAGE**



**CHINO BASIN WATERMASTER  
JOINT MEETING APPROPRIATIVE  
& NON-AGRICULTURAL POOLS**

10:00 a.m. – July 13, 2006

At The Offices Of

Chino Basin Watermaster  
9641 San Bernardino Road  
Rancho Cucamonga, CA 91730

**AGENDA**

**CALL TO ORDER**

**AGENDA - ADDITIONS/REORDER**

**I. CONSENT CALENDAR**

**Note: All matters listed under the Consent Calendar are considered to be routine and non-controversial and will be acted upon by one motion in the form listed below. There will be no separate discussion on these items prior to voting unless any members, staff, or the public requests specific items be discussed and/or removed from the Consent Calendar for separate action.**

**A. MINUTES**

1. Minutes of the Joint Appropriative and Non-Agricultural Pool Meeting held June 8, 2006  
(Page 1)

**B. FINANCIAL REPORTS**

1. Cash Disbursements for the month of June 2006 (Page 13)
2. Combining Schedule of Revenue, Expenses and Changes in Working Capital for the Period July 1, 2005 through May 31, 2006 (Page 17)
3. Treasurer's Report of Financial Affairs for the Period May 1, 2006 through May 31, 2006  
(Page 19)
4. Profit & Loss Budget vs. Actual July through May 2006 (Page 21)

**II. REPORTS/UPDATES**

**A. WATERMASTER GENERAL LEGAL COUNSEL REPORT**

1. Workshop with Special Referee

**B. CEO/STAFF REPORT**

1. Storm Water/Recharge Report
2. Legislative/Bond Update
3. Hanson Aggregate
4. Annual Monitoring Program Agreement between IEUA & CBWM

**III. INFORMATION**

1. Newspaper Articles (Page 25)

**IV. POOL MEMBER COMMENTS**

**V. OTHER BUSINESS**

**VI. FUTURE MEETINGS**

|               |            |   |
|---------------|------------|---|
| July 13, 2006 | 10:00 a.m. | Appropriative & Non-Agricultural Pool Meeting |
| July 17, 2006 | 1:00 p.m.  | AGWA Meeting @ CBWM                           |
| July 18, 2006 | 9:00 a.m.  | Agricultural Pool Meeting @ IEUA              |
| July 25, 2006 | 9:00 a.m.  | GRCC Meeting                                  |
| July 26, 2006 | 11:00 a.m. | Workshop for Peace II w/ Special Referee      |
| July 27, 2006 | 9:00 a.m.  | Advisory Committee Meeting                    |
| July 27, 2006 | 11:00 a.m. | Watermaster Board Meeting                     |

**Meeting Adjourn**

**CHINO BASIN WATERMASTER  
AGRICULTURAL POOL MEETING**

9:00 a.m. – July 18, 2006

At The Offices Of

Inland Empire Utilities Agency

6075 Kimball Ave., Bldg. A, Board Room

Chino, CA 91710

**AGENDA**

**CALL TO ORDER**

**AGENDA - ADDITIONS/REORDER**

**I. CONSENT CALENDAR**

**Note: All matters listed under the Consent Calendar are considered to be routine and non-controversial and will be acted upon by one motion in the form listed below. There will be no separate discussion on these items prior to voting unless any members, staff, or the public requests specific items be discussed and/or removed from the Consent Calendar for separate action.**

**A. MINUTES**

1. Minutes of the Agricultural Pool Meeting held June 20, 2006 *(Page 7)*

**B. FINANCIAL REPORTS**

1. Cash Disbursements for the month of June 2006 *(Page 13)*
2. Combining Schedule of Revenue, Expenses and Changes in Working Capital for the Period July 1, 2005 through May 31, 2006 *(Page 17)*
3. Treasurer's Report of Financial Affairs for the Period May 1, 2006 through May 31, 2006 *(Page 19)*
4. Profit & Loss Budget vs. Actual July through May 2006 *(Page 21)*

**II. BUSINESS DISCUSSION ITEM – NO ACTION REQUIRED**

**A. DATA REQUEST PROCEDURE**

Discuss Possible Data Request Procedures *(Page 23)*

**III. REPORTS/UPDATES**

**A. WATERMASTER GENERAL LEGAL COUNSEL REPORT**

1. Peace II Workshop

**B. CEO/STAFF REPORT**

1. Storm Water/Recharge Report
2. Legislative/Bond Update
3. Hanson Aggregate
4. Annual Monitoring Program Agreement between IEUA & CBWM

**IV. INFORMATION**

1. Newspaper Articles *(Page 25)*

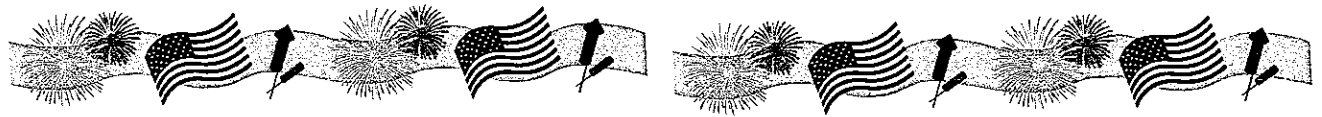
**V. POOL MEMBER COMMENTS**

**VI. OTHER BUSINESS**

**VII. FUTURE MEETINGS**

|               |            |   |
|---------------|------------|---|
| July 13, 2006 | 10:00 a.m. | Appropriative & Non-Agricultural Pool Meeting |
| July 17, 2006 | 1:00 p.m.  | AGWA Meeting @ CBWM                           |
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**Meeting Adjourn**

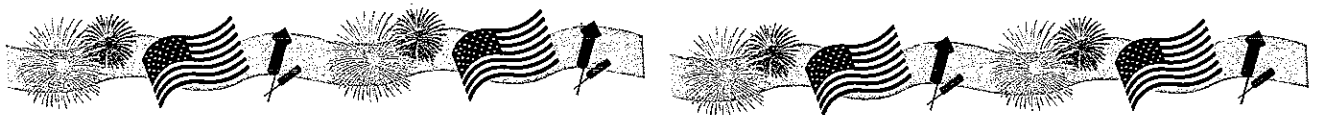


# CHINO BASIN WATERMASTER

## I. CONSENT CALENDAR

### A. MINUTES

1. Joint Appropriative & Non-Agricultural Pool Meeting – June 8, 2006



*Draft Minutes*  
**CHINO BASIN WATERMASTER**  
**JOINT APPROPRIATIVE & NON-AGRICULTURAL POOL MEETING**  
June 8, 2006

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 June 8, 2006 at 10:00 a.m.

**APPROPRIATIVE POOL MEMBERS PRESENT**

|                         |                                 |
|-------------------------|---------------------------------|
| Mark Kinsey, Vice-Chair | Monte Vista Water District      |
| J. Arnold Rodriguez     | Santa Ana River Water Company   |
| Ken Jeske               | City of Ontario                 |
| Rosemary Hoerning       | City of Upland                  |
| Charles Moorrees        | San Antonio Water Company       |
| Eric Grubb              | Cucamonga Valley Water District |
| Ashok K. Dhingra        | City of Pomona                  |
| Mike McGraw             | Fontana Water Company           |
| Frank LoGuidice         | Fontana Union Water Company     |

**NON-AGRICULTURAL POOL MEMBERS PRESENT**

|                  |  |
|------------------|--|
| Justin Scott-Coe | Vulcan Materials Company (Calmat Division) |
|------------------|--|

**Watermaster Board Members Present**

|             |                            |
|-------------|----------------------------|
| Sandra Rose | Monte Vista Water District |
|-------------|----------------------------|

**Watermaster Staff Present**

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

**Watermaster Consultants Present**

|                 |                               |
|-----------------|-------------------------------|
| Michael Fife    | Hatch & Parent                |
| Mark Wildermuth | Wildermuth Environmental Inc. |

**Others Present**

|              |  |
|--------------|--|
| Chris Diggs  | Fontana Water Company                  |
| Jim Erickson | Law Offices of Jimmy Gutierrez         |
| Rick Hansen  | Three Valleys Municipal Water District |

Chair Kinsey called the meeting to order at 10:14 a.m.

**AGENDA - ADDITIONS/REORDER**

**I. CONSENT CALENDAR**

**A. MINUTES**

1. Minutes of the Joint Appropriative and Non-Agricultural Pool Meeting held May 18, 2006

**B. FINANCIAL REPORTS**

1. Cash Disbursements for the month of May 2006



2. Combining Schedule of Revenue, Expenses and Changes in Working Capital for the Period July 1, 2005 through April 30, 2006
3. Treasurer's Report of Financial Affairs for the Period April 1, 2006 through April 30, 2006
4. Profit & Loss Budget vs. Actual July through April 2006

**C. WATER TRANSACTION**

1. **Consider Approval for Transaction of Notice of Sale or Transfer** – Fontana Water Company has agreed to purchase from Cucamonga Valley Water District water in storage in the amount of 2,500 acre-feet to satisfy a portion of the Company's anticipated Chino Basin replenishment obligation for Fiscal Year 2005/2006. Date of application: May 11, 2006
2. **Consider Approval for Transaction of Notice of Sale or Transfer** – The one-year lease of 5,350 acre-feet of water from the City of Chino's annual production rights to the Cucamonga Valley Water District. This lease is made first from Chino's net underproduction in Fiscal Year 2005-2006, with any remainder to be recaptured from storage. Date of application: May 10, 2006
3. **Consider Approval for Transaction of Notice of Sale or Transfer** – The lease of 2,500 acre-feet of water, first from the City of Pomona's (Pomona) net underproduction, if any, from its FY 2005/2006 allocation, with any remainder from Pomona's local storage account in the Chino Basin, to the Cucamonga Valley Water District. Date of application: May 30, 2006

**E. NOTICE: MAYER, HOFFMAN & McCANN TO PERFORM AUDIT FOR 2005-2006 FISCAL YEAR ENDING JUNE 30, 2006**

**F. CHINO BASIN WATERMASTER 28<sup>TH</sup> ANNUAL REPORT**

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

Pulled For Discussion and Separate Motion:

**D. COST OF LIVING ADJUSTMENT (COLA)**

Authorize 4.7% COLA to be Applied to the Salary Schedule as Approved in the FY 2006-07 Budget, Beginning July 1, 2006

Mr. Manning stated in the past, Watermaster has always put this on the Consent Calendar through the Watermaster Process. Mr. Manning stated this is actually a personnel matter and should be dealt with by the Watermaster Board as an action item. It was placed on the today's agenda in the section that is consistent with past agendas; this process ought to be changed from this point forward. It should be placed on the Pools and Advisory Committee agendas as an information item. Mr. Manning noted full disclosure of this item is made during the budget process. Mr. Manning stated staff's suggestion is to place this item as an information item and have it on the Board's agenda as a recommendation from the Personnel Committee as an action item. Counsel Fife stated that in an interpretation of the Judgment in paragraph 20 in which it states that personnel matters are within the Board's review, exclusively.

*Motion by McGraw, second by Jeske, and by unanimous vote – Non-Ag concurred  
Moved to take no action on this item and move it as an information only item for the Pools from this point forward, as presented*

**II. BUSINESS ITEMS****A. PEACE II TERM SHEET**

Mr. Manning stated at the May 2006 Watermaster Board meeting Board members directed legal counsel and staff to take the non-binding Peace II Term Sheet through the Watermaster process for consideration and comment.. Staff is looking for a recommendation to send this item to the Board to be approved as a policy template for Watermaster from which staff and counsel can move forward and develop a binding agreement, perform the CEQA work, and other analysis. Chair Kinsey inquired if the term sheet presented on the back table was the same term sheet which was presented to the Watermaster Board for the distribution through the Watermaster process. Counsel Fife stated it was the exact same term sheet. Chair Kinsey inquired to the committee members if more detailed information was needed to decide on a motion. It was decided no more information was needed at this time.

*Motion by Horning, second by Jeske, and by unanimous vote – Non-Ag concurred*

***Moved to approve the non-binding Peace II Term Sheet as a template approach for the development of final agreements and to forward the non-binding Term Sheet to the Advisory Committee and the Watermaster Board with the recommendation for approval, as presented***

**B. JOINT CHINO BASIN WATERMASTER/IEUA CHINO BASIN DATA EXCHANGE (DATA X) SYSTEM DEVELOPMENT AGREEMENT AMENDMENT**

Mr. Manning stated Chino Basin Watermaster (CBWM) is involved with the DataX Program which is the combined effort between Inland Empire Utilities Agency (IEUA) and CBWM to share a database and to develop a program by which we can simplify the collection and distribution of data within the basin to one database. There would be enough security built into this database so that all parties are protected in terms of the information that is being released. The first two phases are almost complete and staff is now looking at the start of the third phase. The program has three different components: 1) direct data input by all Appropriate Pool data generators (including groundwater production, groundwater level, IEUA imported water certifications, and other data as needed for Watermaster and IEUA reports – a test with two different agencies is currently underway for this data input by Cucamonga Valley Water District and the City of Chino, 2) displaying of recharge basin calculated/results SCADA data, and 3) interfacing the imported and recycled water system with the IEUA billing system. Mr. Manning stated most of the development work is being accomplished by Wildermuth Environmental with support from CBWM and IEUA's staff as necessary. CBWM and IEUA have each agreed to pay one half of Wildermuth's charges for Phase III of the project. Mr. Manning stated both CBWM and IEUA are very satisfied with the system/program. Staff is recommending the approval of the Phase III cost. Chair Kinsey inquired as to the costs for this project. Ms. Maurizio stated the costs which were presented in the newly approved budget for this project was \$70,000.00 dollars. Mr. Manning stated there is great value to this program and will well pay for itself in the combination of efforts which are currently being duplicated by several parties. A discussion ensued with regard to costs and the use of the program.

*Motion by Rodriguez, second by Jeske, and by unanimous vote – Non-Ag concurred*

***Moved to approve the Chino Basin Watermaster/Inland Empire Utilities Agency Chino Basin Data Exchange (DataX) System Development Agreement Amendment, as presented***

**III. REPORTS/UPDATES****A. WATERMASTER GENERAL LEGAL COUNSEL REPORT****1. OCWD PEIR Comments**

Counsel Fife stated there is a copy of Watermaster's comments to the OCWD PEIR regarding their Santa Ana Water Rights Application in the meeting packet. As was reported, counsel submitted short and friendly comments. Counsel Fife stated OCWD PEIR states they have no intention of seeking any rights against any up stream entity. The substance of our comments were, that in our view, their PEIR relies upon an expectation

that nothing is done in their water rights application that will in any way affect the Chino Basin. If it does affect us then there are impacts that result from their project which were not analyzed by their environmental documents; making their environmental documents inadequate. Included in the meeting packet were also Western and Muni's comment letter which followed our general substance. Counsel Fife noted he does not know who else has commented on this PEIR since the comments were due last week and no update has been released.

Counsel Fife commented on SB 1795 which will reform the State Board's procedures for processing water right applications whose purpose was to divert surface water for recharge into a groundwater basin.

2. RWQCB Waste Discharge Permit Update

Counsel Fife stated this is a process regarding the Santa Ana River. At a public workshop that the State Board held on Waste Discharge Permits Muni made a lengthy presentation. The result of that presentation and from some of their comments was that the Regional Board asked SAWPA to convene a stakeholder process including everyone in the Santa Ana Watershed for discussion purposes. Counsel Fife stated it is staff's expectation that Watermaster's consultants and/or counsel will participate in those meetings at some level; those meetings have not yet started. Muni has contacted Watermaster and wants to schedule a meeting to inquire about what Watermaster has done with regard to Maximum Benefit because they are now interested in doing the same thing. A discussion regarding comments/requirements ensued.

3. North Gualala Decision

Counsel Fife stated last week the appellate court for the North Gualala case issued its decision. This was a case regarding the North Gualala Water Company which is pumping groundwater near a river and the State Board took an enforcement action against the water company and said that they were pumping from the river without a permit. Their response was that they were pumping from a groundwater basin and not from the river. The reason this is of interest to the Chino Basin is because at the lower court level the court supported the State Board. The court found there was jurisdiction of the State Board over the water company, however, the court stated North Gualala's pumping impacts the river, and therefore there is jurisdiction. The case then went to the appellate level and the appellate decision has come out. The appellate court clearly states that the impacts test is not the test which is used in California for State Board jurisdiction. The appellate court did uphold State Board jurisdiction over North Gualala pumping, however, it used the normal four part Garrapata test which analyzes whether there is a bed and banks and an underground stream and all of the normal things which are recited in the Water Code. A discussion ensued with regard to the courts decision.

Added Item:

Counsel Fife stated this item just came in a few days ago which is why it was not on the meeting agenda. The Water Conservation District has sent a letter to the Special Referee concerning Joe Scalmanini's technical review of the Peace II Term Sheet. Since this letter was sent to the Special Referee it will be served on all the parties shortly; a copy can be provided after today's meeting if needed. A discussion ensued with regard to the letter and the time frame the letter was received.

**B. CEO/STAFF REPORT**

1. Storm Water/Recharge Report

Mr. Treweek stated there has been 46,000 acre-feet of recharge through the month of May. In June we should bring in approximately 3,000-3,500 acre-feet of imported water. These totals will bring us up almost to our goal of 50,000 acre-feet for the year. Looking towards the next fiscal year, there physical and operational that staff is working on. For the physical improvements staff will be selecting a design consultant for the two new turnouts on the

Rialto Pipeline plus some other improvements to the SCADA system will need to be made. In regards to the operations, a meeting took place at the Department of Safety and Damns (DSOD) to discuss four of the basins: 1) San Sevaine #5, 2) Jurupa, 3) Hickory, and 4) the new Etiwanda Conservation ponds. These are basins which when we have a major storm have the ability to hold back a lot of the storm water for recharge. The DSOD put a requirement on those basins that within 24 hours after the pass of the storm event the sluice gate has to be raised and the basin drawn down. This only allows us a day or so to capture water for recharge. In the meeting with the DSOD we tried to determine the basis for their 24 hour release decision. When the decision was made it was in the early 90's and several of the people who made that decision were still available for comment. The DSOD's decisions were made for safety reasons due to the possibility of an earthquake and the possibility of liquefaction occurring within the basin. The DSOD's staff stated CBWM has some really interesting ideas and they would be pleased to go back and re-evaluate their 24 hour water release decision after they assess all the data we presented to them. A discussion ensued with regard to jurisdiction and responsibilities of the DSOD.

2. Legislative/Bond Update

Mr. Manning stated this item was placed on the agenda in hopes additional information on legislation and bonds would be available, however, no new update has been obtained. Mr. Manning provided a summary on his recent trip to Sacramento and noted it was a very successful trip. Mr. Manning noted the Inland Empire Regional Water Recycling Project HR5427 was approved on a bipartisan support in the House and was then sent on to the Senate.

3. MZ1 Committee Update

Mr. Manning stated there was an MZ1 Technical Committee tentatively scheduled for this morning, however, we are still trying to work with the City of Chino Hills and the meeting was cancelled. Mr. Manning stated that in discussions with Chino Hills they are in preparation of a position that will be under consideration by the committee, although, we have not yet received that documentation.

Added Comment:

Mr. Manning stated a letter which was signed by Chino Basin Watermaster (CBWM) and Inland Empire Utilities Agency (IEUA) to Hanson Aggregates addressing the recovery of damages for illegal discharges into the Day Creek Basin by Hanson Aggregates Inland Plant was sent on June 5, 2006. The letter explains the extent and magnitude of physical and monetary damages caused by Hanson due to regular, illegal, and muddy water discharges from the Hanson Inland Plant into the Day Creek channel. Mr. Manning noted that IEUA and CBWM will initiate legal recourse if Hanson does not provide an adequate response within 10 business days which outlines the means of making whole the specified \$1.2 million dollars in damage incurred due to their illegal actions. The cost is for clean up and lost recharge. A brief discussion ensued with regard to this situation.

**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.

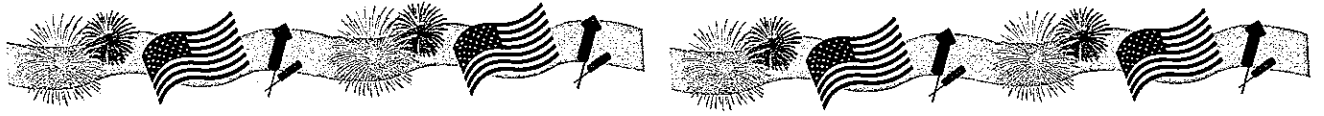
**VII. FUTURE MEETINGS**

|               |            |                                  |
|---------------|------------|----------------------------------|
| June 20, 2006 | 9:00 a.m.  | Agricultural Pool Meeting @ IEUA |
| June 22, 2006 | 9:00 a.m.  | Advisory Committee Meeting       |
| June 22, 2006 | 11:00 a.m. | Watermaster Board Meeting        |

The Joint Appropriative & Non-Agricultural Pool Meeting Adjourned at 11:10 a.m.

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

Minutes Approved: \_\_\_\_\_

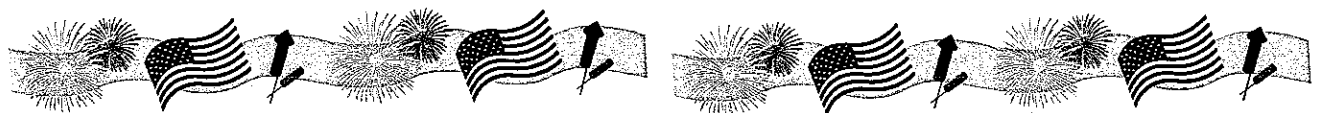


# CHINO BASIN WATERMASTER

## I. CONSENT CALENDAR

### A. MINUTES

1. Agricultural Pool Meeting – June 20, 2006



**Draft Minutes**  
**CHINO BASIN WATERMASTER**  
**AGRICULTURAL POOL MEETING**  
June 20, 2006

The Agricultural Pool Meeting was held at the offices of the Inland Empire Utilities Agency, 6075 Kimball Avenue, Chino, CA, on June 20, 2006 at 9:00 a.m.

**Agricultural Pool Members Present**

|                      |                         |
|----------------------|-------------------------|
| Nathan deBoom, Chair | Dairy                   |
| Jeff Pierson         | Crops                   |
| Glen Durrington      | Crops                   |
| John Huitsing        | Dairy                   |
| Bob Feenstra         | Dairy                   |
| Pete Hettinga        | Dairy                   |
| Nathan Mackamui      | State of California CIW |

**Watermaster Board Member Present**

|             |                            |
|-------------|----------------------------|
| Sandra Rose | Monte Vista Water District |
| Paul Hofer  | Crops                      |

**Watermaster Staff Present**

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

**Watermaster Consultants Present**

|              |                               |
|--------------|-------------------------------|
| Michael Fife | Hatch & Parent                |
| Joe LeClaire | Wildermuth Environmental Inc. |

**Others Present**

|            |                |
|------------|----------------|
| Steve Lee  | Reid & Hellyer |
| Gil Aldaco | City of Chino  |
| Rick Rees  | DOS/CIM        |

Chair deBoom called the meeting to order at 9:10 a.m.

**AGENDA - ADDITIONS/REORDER**

There were no additions or reorders made to the agenda.

**I. CONSENT CALENDAR**

**A. MINUTES**

1. Minutes of the Annual Agricultural Pool Meeting held May 16, 2006

**B. FINANCIAL REPORTS**

1. Cash Disbursements for the month of May 2006
2. Combining Schedule of Revenue, Expenses and Changes in Working Capital for the Period July 1, 2005 through April 30, 2006
3. Treasurer's Report of Financial Affairs for the Period April 1, 2006 through April 30, 2006
4. Profit & Loss Budget vs. Actual July through April 2006

**C. WATER TRANSACTION**

1. **Consider Approval for Transaction of Notice of Sale or Transfer** – Fontana Water Company has agreed to purchase from Cucamonga Valley Water District water in storage in the amount of 2,500 acre-feet to satisfy a portion of the Company's anticipated Chino Basin replenishment obligation for Fiscal Year 2005/2006. Date of application: May 11, 2006
2. **Consider Approval for Transaction of Notice of Sale or Transfer** – The one-year lease of 5,350 acre-feet of water from the City of Chino's annual production rights to the Cucamonga Valley Water District. This lease is made first from Chino's net underproduction in Fiscal Year 2005-2006, with any remainder to be recaptured from storage. Date of application: May 10, 2006
3. **Consider Approval for Transaction of Notice of Sale or Transfer** – The lease of 2,500 acre-feet of water, first from the City of Pomona's (Pomona) net underproduction, if any, from its FY 2005/2006 allocation, with any remainder from Pomona's local storage account in the Chino Basin, to the Cucamonga Valley Water District. Date of application: May 30, 2006

**D. NOTICE: MAYER, HOFFMAN & McCANN TO PERFORM AUDIT FOR 2005-2006 FISCAL YEAR ENDING JUNE 30, 2006****E. CHINO BASIN WATERMASTER 28<sup>TH</sup> ANNUAL REPORT**

*Motion by Feenstra, second by Pierson, and by unanimous vote*

***Moved to approve Consent Calendar Items A through E, as presented***

**II. BUSINESS ITEMS****A. PEACE II TERM SHEET**

Mr. Manning stated at the May 2006 Watermaster Board meeting Board members directed legal counsel and staff to take the non-binding Peace II Term Sheet through the Watermaster process for consideration and comment. Counsel Lee stated this item is supported by Mr. Vanden Heuvel and primarily by all members of the Watermaster Board. Chair de Boom inquired when the hearing and/or workshop would be held. Mr. Manning stated July 26, 2006; however, the location for the meeting has not been confirmed. Mr. Feenstra inquired if Counsel Lee would be in attendance at that workshop and Counsel Lee confirmed he would be in attendance. Mr. Hofer stated he is in favor of the presented Peace II Term Sheet and thanked all the parties for all their diligent work in completing this process. Mr. Manning is looking for a recommendation to send this item to the Board to be approved as a policy template for Watermaster from which staff and counsel can move forward and develop a binding agreement, perform the CEQA work, and other analysis which needs to be performed.

*Motion by Feenstra, second by Durrington, and by unanimous vote*

***Moved to approve the non-binding Peace II Term Sheet as a template approach for the development of final agreements and to forward the non-binding Term Sheet to the Advisory Committee and the Watermaster Board with the recommendation for approval, as presented***

**B. JOINT CHINO BASIN WATERMASTER/IEUA CHINO BASIN DATA EXCHANGE (DATA X) SYSTEM DEVELOPMENT AGREEMENT AMENDMENT**

Mr. Manning stated Chino Basin Watermaster (CBWM) is involved with the DataX Program which is the combined effort between Inland Empire Utilities Agency (IEUA) and CBWM to share a database and to develop a program by which we can simplify the collection and distribution of data within the basin to one database. There would be enough security built into this database so that all parties are protected in terms of the information that is being released. The first two phases are almost complete and staff is now looking at the start of the third phase. The program has three different components: 1) direct data input by all Appropriative Pool data



generators; including groundwater production, groundwater level, IEUA imported water certifications, and other data as needed for Watermaster and IEUA reports. A test with two different agencies is currently underway for this data input by Cucamonga Valley Water District and the City of Chino. Secondly displaying of recharge basin calculated/results SCADA data. And finally interfacing the imported and recycled water system with the IEUA billing system. Mr. Manning stated most of the development work is being accomplished by Wildermuth Environmental with support from CBWM and IEUA's staff as necessary. CBWM and IEUA have each agreed to pay one half of Wildermuth's charges for Phase III of the project. Mr. Manning stated both CBWM and IEUA are very satisfied with the system/program and meets our needs. Staff is recommending the approval of the Phase III cost. Mr. Manning stated there is great value to this program that will be invaluable over time and will well pay for itself in the combination of efforts which are currently being duplicated by several parties.

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

***Moved to approve the Chino Basin Watermaster/Inland Empire Utilities Agency Chino Basin Data Exchange (DataX) System Development Agreement amendment, as presented***

### C. DATA REQUEST RELEASE

Mr. Manning stated there are two data requests the Agricultural Pool is being asked to consider today. The first request is from the City of Chino. Their request assists the city in the collection of well data and Mr. Gil Aldaco from the City of Chino is here to offer comment and answer questions. Ms. Maurizio stated the City of Chino is developing groundwater facilities to be integrated with the cities water supply and conservation system. They are requesting well data information to obtain their DHS operating permit. The information they are asking for is well construction, production, water level, and water quality. There is another data request is from Tetra Tech on behalf of the Chino Airport. They are requesting data south and south east of the Chino Airport as part of the remedial investigation. They are requesting this data on behalf of the San Bernardino County Department of Airports which is a potential responsible party (PRP) for the VOC contamination plume. They are requesting well construction, production, water level, and water quality. Mr. Manning stated the request from Tetra Tech is a typical request for Watermaster data and in the past we have come to the Agricultural Pool and asked for the ability to send out the post cards/letters. Mr. Manning stated what staff is asking for at this time is that the Agricultural Pool gives Watermaster more latitude in terms of how we deal with some of the data requests. If we are dealing with parties to the judgment for well locations similar to what the City of Chino is asking for or on the plumes of. Staff is asking to allow some latitude for Watermaster to release data in both of those circumstances that would allow us to move quicker. Staff would then notify the Agricultural Pool of what we are doing instead of first coming to the Agricultural Pool to request a release of data. A lengthy discussion ensued with regard to Mr. Manning's request. Counsel Lee inquired if Chair de Boom would still be kept fully informed. Mr. Manning stated Chair deBoom still signs the letters and post cards, both will continue to go out requesting the release of data. This change would save a great deal of time as far as requests are concerned. A question regarding well locations was presented to Mr. Aldaco. Mr. Aldaco referred to a map to show well locations and offered comment on some of the data information which is being requested. Mr. Feenstra inquired if our desalters are capable of cleansing the contaminated water from the plumes. Mr. Manning stated this is the same situation from the Ontario and Chino Airports; what we are constructing is a plan where we would work with both sets of PRP's in using the desalter wells as the remedy. A discussion ensued with regard to clean up of the plumes by using the desalters and the responsibility of cost. Chair deBoom stated he can see approving the two data requests at this time, however, without Mr. Koopman's presence and historical knowledge, the recommendation from Mr. Manning to allow the release of data prior to the Agricultural Pools consent cannot be made at this time. It was asked that the discussion requesting the release of data prior to the meetings be brought back on the July agenda for further discussion. It was noted by the committee members that if there is an urgent request for the release of well data a special conference call or meeting could be scheduled to hasten the decision process. Mr. Aldaco

stated the reason for the request for well quality data is because of the impaired level of drinking water source that was found. A discussion ensued with regards to the timing of the requests. Mr. Hofer stated we do need to be mindful of entering private property to take these tests and there needs to be an abundance of information going out to the owners of the properties and that they need to fully understand what the consequences are. Mr. Manning stated the request made was not to eliminate the notification to the private well owner; the request was to not have to come back to the Agricultural Pool and ask for the ability to send out the post cards/letters. This discussion will be re-agendized for further discussion next month.

*Motion by Pierson, second by Feenstra, and by unanimous vote*

***Moved to approve the release of the requested data from the City of Chino and Tetra Tech with the letter being signed by Chair deBoom and Watermaster and post cards sent out to the private well owners for consent of release of well data, as presented***

### III. REPORTS/UPDATES

#### A. WATERMASTER GENERAL LEGAL COUNSEL REPORT

##### 1. OCWD PEIR Comments

Counsel Fife stated there is a copy of Watermaster's comments to the OCWD PEIR regarding their Santa Ana Water Rights Application in the meeting packet. As was reported, counsel submitted short and friendly comments. Counsel Fife stated OCWD PEIR states they have no intention of seeking any rights against any up stream entity. The substance of our comments were, that in our view, their PEIR relies upon an expectation that nothing is done in their water rights application that will in any way affect the Chino Basin. If it does affect us then there are impacts that result from their project which were not analyzed by their environmental documents; making their environmental documents inadequate. Included in the meeting packet were also Western and Muni's comment letter which followed our general substance. Counsel Fife noted he does not know who else has commented on this PEIR since the comments were due last week and no update has been released.

##### 2. RWQCB Waste Discharge Permit Update

Counsel Fife stated this is a process regarding the Santa Ana River. At a public workshop that the State Board held on Waste Discharge Permits, Muni made a lengthy presentation. The result of that presentation and from some of their comments was that the Regional Board asked SAWPA to convene a stakeholder process including everyone in the Santa Ana Watershed for discussion purposes. Counsel Fife stated it is staff's expectation that Watermaster's consultants and/or counsel will participate in those meetings at some level; those meetings have not yet started. Muni has contacted Watermaster and wants to schedule a meeting to inquire about what Watermaster has done with regard to Maximum Benefit because they are now interested in doing the same thing. A discussion regarding comments/requirements ensued.

##### 3. North Gualala Decision

Counsel Fife stated last week the appellate court for the North Gualala case issued its decision. This was a case regarding the North Gualala Water Company which is pumping groundwater near a river and the State Board took an enforcement action against the water company and said that they were pumping from the river without a permit. Their response was that they were pumping from a groundwater basin and not from the river. The reason this is of interest to the Chino Basin is because at the lower court level the court supported the State Board. The court found there was jurisdiction of the State Board over the water company, however, the court stated North Gualala's pumping impacts the river, and therefore there is jurisdiction. The case then went to the appellate level and the applet decision has come out. The appellate court clearly states that the impacts test is not the test which is used in California for State Board jurisdiction. The appellate court did uphold State Board jurisdiction over North Gualala pumping, however, it used the normal four part Garrapata test which analyzes whether there is a bed and banks and an underground

stream and all of the normal things which are recited in the Water Code. A discussion ensued with regard to the courts decision.

## B. CEO/STAFF REPORT

### 1. Storm Water/Recharge Report

Mr. Treweek stated there has been 46,000 acre-feet of recharge through the month of May. In June we should bring in approximately 3,000-3,500 acre-feet of imported water. These totals will bring us up almost to our goal of 50,000 acre-feet for the year. Looking towards the next fiscal year, there items physical and operational issues that staff is working on. For the physical improvements staff will be selecting a design consultant for the two new turnouts on the Rialto Pipeline plus some other improvements to the SCADA system will need to be made. In regards to the operations, a meeting took place at the Department of Safety and Damns (DSOD) to discuss four of our basins: 1) San Sevaine #5, 2) Jurupa, 3) Hickory, and 4) the new Etiwanda Conservation ponds. These are basins which when we have a major storm have the ability to hold back a lot of the storm water for recharge. The DSOD put a requirement on those basins that within 24 hours after the pass of the storm event the sluice gate has to be raised and the basin drawn down. This only allows us a day or so to capture water for recharge. In the meeting with the DSOD we tried to determine the basis for their 24 hour release decision. When the decision was made it was in the early 90's and several of the people who made that decision were still available for comment. The DSOD's decisions were made for safety reasons due to the possibility of an earthquake and the possibility of liquefaction occurring within the basin. The DSOD's staff stated CBWM has some really interesting ideas and they would be pleased to go back and re-evaluate their 24 hour water release decision after they assess all the data we presented to them. A discussion ensued with regard to the DSOD responsibilities.

### 2. Legislative/Bond Update

Mr. Manning stated just following the last Agricultural Pool Geoff Vanden Heuvel and he made a trip to Sacramento as part of a meeting with the Southern California Water Committee combined with the Bay Area Counsel. During that visit Mr. Manning stated he had a chance to meet with Senator Margaret and the Senator has agreed to schedule a meeting with Senator Perada, the president of the Senate, to talk about upcoming water bond potentials and the re-submittal of the Simitian Bill. The Simitian Bill was the bill which introduced the concept of a bypass facility around the Delta. This was a very successful legislative trip.

### 3. MZ1 Committee Update

Mr. Manning stated there was an MZ1 Technical Committee tentatively scheduled for this June 8, however, we are still trying to work with the City of Chino Hills and the meeting was postponed. Mr. Manning stated that in discussions with Chino Hills they are in preparation of a position that will be under consideration by the committee, although, we have not yet received that documentation.

#### Added Comment:

Mr. Manning stated a letter which was signed by Chino Basin Watermaster (CBWM) and Inland Empire Utilities Agency (IEUA) to Hanson Aggregates addressing the recovery of damages for illegal discharges into the Day Creek Basin by Hanson Aggregates Inland Plant was sent on June 5, 2006. The letter explains the extent and magnitude of physical and monetary damages caused by Hanson due to regular, illegal, and muddy water discharges from the Hanson Inland Plant into the Day Creek channel. Mr. Manning noted that IEUA and CBWM will initiate legal recourse if Hanson does not provide an adequate response within 10 business days which outlines the means of making whole the specified \$1.2 million dollars in damage incurred due to their illegal action. The cost is for clean up and monies lost in recharge. A brief discussion ensued with regard to this situation.

**IV. INFORMATION**

1. Newspaper Articles

Mr. Durrington stated he read in a recent newspaper article that one certain Fire Department will not use recycled water and do not plan on using it. Mr. Manning commented that most Fire Departments will use any water they can get to put out a fire; however, he does not have information to offer on this particular article.

**V. POOL MEMBER COMMENTS**

No comment was made regarding this item.

**VI. OTHER BUSINESS**

No comment was made regarding this item.

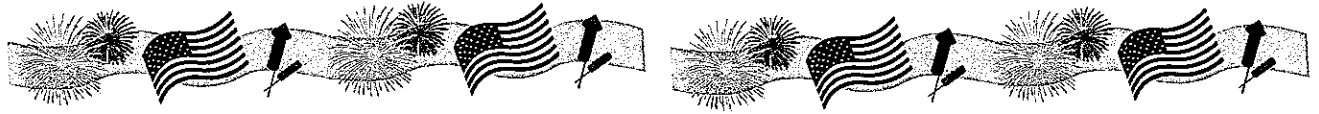
**VII. FUTURE MEETINGS**

|               |            |                            |
|---------------|------------|----------------------------|
| June 22, 2006 | 9:00 a.m.  | Advisory Committee Meeting |
| June 22, 2006 | 11:00 a.m. | Watermaster Board Meeting  |

The Agricultural Pool Meeting Adjourned at 10:30 a.m.

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

Minutes Approved: \_\_\_\_\_

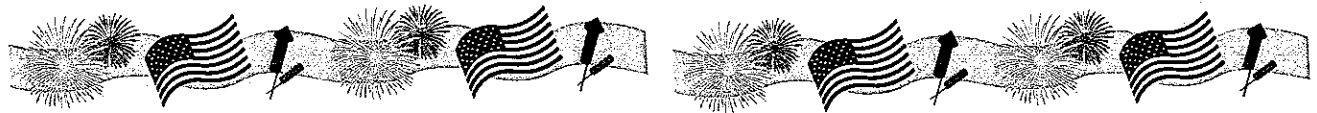


# CHINO BASIN WATERMASTER

## I. CONSENT CALENDAR

### **B. FINANCIAL REPORTS**

1. Cash Disbursements for the month of June 2006
2. Combining Schedule of Revenue, Expenses and Changes in Working Capital for the Period July 1, 2005 through May 31, 2006
3. Treasurer's Report of Financial Affairs for the Period May 1, 2006 through May 31, 2006
4. Profit & Loss Budget vs. Actual July through May 2006





# CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, Ca 91730  
Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

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**KENNETH R. MANNING**  
Chief Executive Officer

## STAFF REPORT

**DATE:** July 13, 2006  
July 18, 2006  
July 27, 2006

**TO:** Committee Members  
Watermaster Board Members

**SUBJECT:** Cash Disbursement Report – June 2006

### SUMMARY

**Issue** – Record of cash disbursements for the month of June 2006.

**Recommendation** – Staff recommends the Cash Disbursements for June 2006 be received and filed as presented.

**Fiscal Impact** – All funds disbursed were included in the FY 2005-06 Watermaster Budget.

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### BACKGROUND

A monthly cash disbursement report is provided to keep all members apprised of Watermaster expenditures.

### DISCUSSION

Total cash disbursements during the month of June 2006 were \$2,103,590.48. The most significant expenditures during the month were Inland Empire Utilities Agency in the amount of \$1,433,019.70, Wildermuth Environmental Inc. in the amount of \$247,155.55, and Layne Christensen Company in the amount of \$150,444.00.

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**CHINO BASIN WATERMASTER**  
**Cash Disbursement Detail Report**  
**June 2006**

| Type            | Date      | Num      | Name                                 | Amount      |
|-----------------|-----------|----------|--------------------------------------|-------------|
| Jun 06          |           |          |                                      |             |
| General Journal | 6/1/2006  | 06/04/10 | PAYROLL                              | 662.55      |
| Bill Pmt -Check | 6/5/2006  | 10517    | VIP AUTO DETAILING                   | -499.20     |
| Bill Pmt -Check | 6/6/2006  | 10518    | A & R TIRE                           | -31.44      |
| Bill Pmt -Check | 6/6/2006  | 10558    | ADEX MEDICAL INC                     | -152.54     |
| Bill Pmt -Check | 6/6/2006  | 10559    | ANDERSON, JOHN                       | -125.00     |
| Bill Pmt -Check | 6/6/2006  |          | APPLIED COMPUTER TECHNOLOGIES        | 0.00        |
| Bill Pmt -Check | 6/6/2006  | 10560    | AWWA                                 | -172.00     |
| Bill Pmt -Check | 6/6/2006  | 10521    | BLACK & VEATCH CORPORATION           | -28,710.00  |
| Bill Pmt -Check | 6/6/2006  | 10522    | BOWCOCK, ROBERT                      | -500.00     |
| Bill Pmt -Check | 6/6/2006  | 10523    | CALPERS                              | -2,650.83   |
| Bill Pmt -Check | 6/6/2006  | 10524    | CITISTREET                           | -2,900.00   |
| Bill Pmt -Check | 6/6/2006  | 10525    | CUCAMONGA VALLEY WATER DISTRICT      | -5,076.00   |
| Bill Pmt -Check | 6/6/2006  | 10526    | DIRECTV                              | -74.98      |
| Bill Pmt -Check | 6/6/2006  | 10527    | FIRST AMERICAN REAL ESTATE SOLUTIONS | -125.00     |
| Bill Pmt -Check | 6/6/2006  | 10528    | FUTURE AMERICA c/o IEPAN             | -120.00     |
| Bill Pmt -Check | 6/6/2006  | 10529    | GROOMAN'S PUMP & WELL DRILLING, INC. | -136.00     |
| Bill Pmt -Check | 6/6/2006  | 10530    | HAMRICK, PAUL                        | -125.00     |
| Bill Pmt -Check | 6/6/2006  | 10531    | HSBC BUSINESS SOLUTIONS              | -664.29     |
| Bill Pmt -Check | 6/6/2006  | 10532    | INLAND EMPIRE UTILITIES AGENCY       | -641,535.50 |
| Bill Pmt -Check | 6/6/2006  | 10533    | KUHN, BOB                            | -125.00     |
| Bill Pmt -Check | 6/6/2006  | 10534    | MARK IV COMMUNICATIONS, INC.         | -370.75     |
| Bill Pmt -Check | 6/6/2006  | 10535    | MATHIS & ASSOCIATES                  | -1,230.00   |
| Bill Pmt -Check | 6/6/2006  | 10520    | MEDIA JIM                            | -840.00     |
| Bill Pmt -Check | 6/6/2006  | 10536    | MONTE VISTA WATER DIST               | -625.00     |
| Bill Pmt -Check | 6/6/2006  | 10537    | OFFICE DEPOT                         | -496.01     |
| Bill Pmt -Check | 6/6/2006  | 10538    | PAYCHEX                              | -182.52     |
| Bill Pmt -Check | 6/6/2006  | 10539    | PRE-PAID LEGAL SERVICES, INC.        | -103.60     |
| Bill Pmt -Check | 6/6/2006  | 10540    | PUMP CHECK                           | -1,303.50   |
| Bill Pmt -Check | 6/6/2006  | 10541    | PURCHASE POWER                       | -111.99     |
| Bill Pmt -Check | 6/6/2006  | 10542    | R&D PEST SERVICES                    | -85.00      |
| Bill Pmt -Check | 6/6/2006  | 10543    | RICOH BUSINESS SYSTEMS-Maintenance   | -3,109.80   |
| Bill Pmt -Check | 6/6/2006  | 10544    | SESSIONWARE INC                      | -75.00      |
| Bill Pmt -Check | 6/6/2006  | 10545    | SPRINT                               | -390.59     |
| Bill Pmt -Check | 6/6/2006  | 10546    | STANDARD INSURANCE CO.               | -581.22     |
| Bill Pmt -Check | 6/6/2006  | 10547    | STANTEC CONSULTING, INC.             | -750.00     |
| Bill Pmt -Check | 6/6/2006  | 10548    | STATE COMPENSATION INSURANCE FUND    | -793.48     |
| Bill Pmt -Check | 6/6/2006  | 10549    | TREWEEK, GORDON                      | -283.10     |
| Bill Pmt -Check | 6/6/2006  | 10550    | UNION 76                             | -276.28     |
| Bill Pmt -Check | 6/6/2006  | 10551    | UNITEK TECHNOLOGY INC.               | -299.55     |
| Bill Pmt -Check | 6/6/2006  | 10552    | VANDEN HEUVEL, GEOFFREY              | -250.00     |
| Bill Pmt -Check | 6/6/2006  | 10553    | VELASQUEZ JANITORIAL                 | -1,200.00   |
| Bill Pmt -Check | 6/6/2006  | 10554    | VERIZON                              | -425.10     |
| Bill Pmt -Check | 6/6/2006  | 10555    | WILLIS, KENNETH                      | -250.00     |
| Bill Pmt -Check | 6/6/2006  | 10556    | YUKON DISPOSAL SERVICE               | -134.72     |
| Bill Pmt -Check | 6/6/2006  | 10557    | CITISTREET                           | -2,400.00   |
| Bill Pmt -Check | 6/9/2006  | 10561    | ARGENT COMMUNICATIONS GROUP          | -515.00     |
| Bill Pmt -Check | 6/9/2006  | 10562    | ARROWHEAD MOUNTAIN SPRING WATER      | -104.44     |
| Bill Pmt -Check | 6/9/2006  | 10563    | LAYNE CHRISTENSEN COMPANY            | -150,444.00 |
| Bill Pmt -Check | 6/9/2006  | 10564    | REID & HELLYER                       | -12,140.88  |
| Bill Pmt -Check | 6/9/2006  | 10565    | UNITED PARCEL SERVICE                | -501.34     |
| General Journal | 6/10/2006 | 06/06/4  | PAYROLL                              | -5,580.83   |
| General Journal | 6/10/2006 | 06/06/4  | PAYROLL                              | -19,795.52  |
| Bill Pmt -Check | 6/14/2006 | 10566    | ACWA SERVICES CORPORATION            | -198.95     |
| Bill Pmt -Check | 6/14/2006 | 10567    | BANK OF AMERICA                      | -2,873.52   |
| Bill Pmt -Check | 6/14/2006 | 10568    | GEOTECHNICAL SERVICES                | -548.36     |
| Bill Pmt -Check | 6/14/2006 | 10569    | MCI                                  | -908.17     |
| Bill Pmt -Check | 6/14/2006 | 10570    | MEDIA JIM                            | -120.00     |
| Bill Pmt -Check | 6/14/2006 | 10571    | PARK PLACE COMPUTER SOLUTIONS, INC.  | -2,915.00   |
| Bill Pmt -Check | 6/14/2006 | 10572    | RICOH BUSINESS SYSTEMS-Lease         | -4,480.25   |
| Bill Pmt -Check | 6/14/2006 | 10573    | THE FURMAN GROUP, INC.               | -2,590.00   |
| Bill Pmt -Check | 6/15/2006 | 10574    | VIP AUTO DETAILING                   | -769.95     |
| Bill Pmt -Check | 6/19/2006 | 10575    | EL TORITO                            | -143.11     |
| General Journal | 6/20/2006 | 06/06/6  | PAYROLL                              | -5,857.48   |
| General Journal | 6/20/2006 | 06/06/6  | PAYROLL                              | -20,035.95  |
| Bill Pmt -Check | 6/22/2006 | 10576    | ELLISON, SCHNEIDER & HARRIS, LLP     | -12,885.40  |
| Bill Pmt -Check | 6/22/2006 | 10577    | GEOTECHNICAL SERVICES                | -14,224.53  |
| Bill Pmt -Check | 6/22/2006 | 10578    | INLAND EMPIRE UTILITIES AGENCY       | -791,482.20 |
| Bill Pmt -Check | 6/22/2006 | 10579    | WILDERMUTH ENVIRONMENTAL INC         | -244,455.15 |



**CHINO BASIN WATERMASTER**  
**Cash Disbursement Detail Report**  
**June 2006**

| Type            | Date      | Num   | Name                                     | Amount               |
|-----------------|-----------|-------|--|----------------------|
| Bill Pmt -Check | 6/28/2006 | 10580 | ACWA                                     | -35.00               |
| Bill Pmt -Check | 6/28/2006 | 10581 | ANDERSON, JOHN                           | -125.00              |
| Bill Pmt -Check | 6/28/2006 | 10582 | APPLIED COMPUTER TECHNOLOGIES            | -1,611.95            |
| Bill Pmt -Check | 6/28/2006 | 10583 | ARROWHEAD MOUNTAIN SPRING WATER          | -43.43               |
| Bill Pmt -Check | 6/28/2006 | 10584 | BLACK & VEATCH CORPORATION               | -4,047.97            |
| Bill Pmt -Check | 6/28/2006 | 10585 | CUCAMONGA VALLEY WATER DISTRICT          | -5,076.00            |
| Bill Pmt -Check | 6/28/2006 | 10586 | DE BOOM, NATHAN                          | -750.00              |
| Bill Pmt -Check | 6/28/2006 | 10587 | DIRECTV                                  | -74.98               |
| Bill Pmt -Check | 6/28/2006 | 10588 | DURRINGTON, GLEN                         | -375.00              |
| Bill Pmt -Check | 6/28/2006 | 10589 | FEENSTRA, BOB                            | -500.00              |
| Bill Pmt -Check | 6/28/2006 | 10590 | FIRST AMERICAN REAL ESTATE SOLUTIONS     | -125.00              |
| Bill Pmt -Check | 6/28/2006 | 10591 | GEOTECHNICAL SERVICES                    | -272.25              |
| Bill Pmt -Check | 6/28/2006 | 10592 | GROUNDWATER RESOURCES ASSOCIATION        | -80.00               |
| Bill Pmt -Check | 6/28/2006 | 10593 | HAMRICK, PAUL                            | -250.00              |
| Bill Pmt -Check | 6/28/2006 | 10594 | HATCH AND PARENT                         | -65,342.43           |
| Bill Pmt -Check | 6/28/2006 | 10595 | Heltinga, Peter                          | -250.00              |
| Bill Pmt -Check | 6/28/2006 | 10596 | HOSTETLER, DAN                           | -125.00              |
| Bill Pmt -Check | 6/28/2006 | 10597 | HUITSING, JOHN                           | -375.00              |
| Bill Pmt -Check | 6/28/2006 | 10598 | INLAND COUNTIES INSURANCE SERVICES, INC. | -238.57              |
| Bill Pmt -Check | 6/28/2006 | 10599 | KOOPMAN, GENE                            | -250.00              |
| Bill Pmt -Check | 6/28/2006 | 10600 | KUHN, BOB                                | -375.00              |
| Bill Pmt -Check | 6/28/2006 | 10601 | LIATTI & ASSOCIATES                      | -15,108.00           |
| Bill Pmt -Check | 6/28/2006 | 10602 | LOS ANGELES TIMES                        | -42.40               |
| Bill Pmt -Check | 6/28/2006 | 10603 | MATHIS & ASSOCIATES                      | -5,982.00            |
| Bill Pmt -Check | 6/28/2006 | 10604 | MONTE VISTA WATER DIST                   | -500.00              |
| Bill Pmt -Check | 6/28/2006 | 10605 | OFFICE DEPOT                             | -343.09              |
| Bill Pmt -Check | 6/28/2006 | 10606 | PIERSON, JEFFREY                         | -375.00              |
| Bill Pmt -Check | 6/28/2006 | 10607 | PRE-PAID LEGAL SERVICES, INC.            | -103.60              |
| Bill Pmt -Check | 6/28/2006 | 10608 | SCOTT-COE, JUSTIN                        | -125.00              |
| Bill Pmt -Check | 6/28/2006 | 10609 | SPRINT                                   | -390.42              |
| Bill Pmt -Check | 6/28/2006 | 10610 | STANDARD INSURANCE CO.                   | -509.44              |
| Bill Pmt -Check | 6/28/2006 | 10611 | STAULA, MARY L                           | -136.61              |
| Bill Pmt -Check | 6/28/2006 | 10612 | VANDEN HEUVEL, GEOFFREY                  | -125.00              |
| Bill Pmt -Check | 6/28/2006 | 10613 | WHEELER METER MAINTENANCE                | -600.00              |
| Bill Pmt -Check | 6/28/2006 | 10614 | WILDERMUTH ENVIRONMENTAL INC             | -2,700.00            |
| Bill Pmt -Check | 6/28/2006 | 10615 | WILLIS, KENNETH                          | -375.00              |
| Bill Pmt -Check | 6/28/2006 | 10616 | CALPERS                                  | -2,654.87            |
|                 |           |       |  | <b>-2,103,590.48</b> |

Jun 06

CHINO BASIN WATERMASTER  
 COMBINING SCHEDULE OF REVENUE, EXPENSES AND CHANGES IN WORKING CAPITAL  
 FOR THE  
 PERIOD JULY 1, 2005 THROUGH MAY 31, 2006

|                                       | WATERMASTER<br>ADMINISTRATION | OPTIMUM<br>BASIN<br>MANAGEMENT | POOL ADMINISTRATION AND SPECIAL PROJECTS<br>APPROPRIATIVE<br>POOL | AGRICULTURAL<br>POOL | NON-AGRIC.<br>POOL | GROUNDWATER OPERATIONS<br>GROUNDWATER<br>REPLENISHMENT | SB222<br>FUNDS | EDUCATION<br>FUNDS | GRAND<br>TOTALS | BUDGET<br>2004-05 |
|---------------------------------------|-------------------------------|--------------------------------|---|----------------------|--------------------|--|----------------|--------------------|-----------------|-------------------|
| Administrative Revenues               |                               |                                |   |                      |                    |  |                |                    |                 |                   |
| Administrative Assessments            |                               |                                | 4,781,347   |                      | 66,160             |  |                |                    | 4,847,507       | \$3,984,888       |
| Interest Revenue                      |                               |                                | 207,296   | 15,074               | 6,304              |  |                | 57                 | 228,731         | 78,330            |
| Mutual Agency Project Revenue         |                               | 61,456                         |   |                      |                    |  |                |                    | 61,456          | 0                 |
| Grant Income                          |                               |                                |   |                      |                    |  |                |                    | -               | 0                 |
| Miscellaneous Income                  |                               |                                |   |                      |                    |  |                |                    | -               | 0                 |
| Total Revenues                        | -                             | 61,456                         | 4,988,643   | 15,074               | 72,464             | -  | -              | 57                 | 5,137,694       | 4,063,218         |
| Administrative & Project Expenditures |                               |                                |   |                      |                    |  |                |                    |                 |                   |
| Watermaster Administration            | 505,737                       |                                |   |                      |                    |  |                |                    | 505,737         | 621,784           |
| Watermaster Board-Advisory Committee  | 50,960                        |                                |   |                      |                    |  |                |                    | 50,960          | 37,018            |
| Pool Administration                   |                               |                                | 18,132  | 119,970              | 3,877              |  |                |                    | 141,979         | 91,153            |
| Optimum Basin Mgmt Administration     |                               | 1,350,227                      |   |                      |                    |  |                |                    | 1,350,227       | 1,019,183         |
| OBMP Project Costs                    |                               | 3,120,646                      |   |                      |                    |  |                |                    | 3,120,646       | 3,733,694         |
| Education Funds Use                   |                               |                                |   |                      |                    |  |                |                    | 375             | 375               |
| Mutual Agency Project Costs           | 29,363                        |                                |   |                      |                    |  |                |                    | 29,363          | 80,004            |
| Total Administrative/OBMP Expenses    | 586,060                       | 4,470,873                      | 18,132  | 119,970              | 3,877              |  |                | 375                | 5,199,287       | 5,583,211         |
| Net Administrative/OBMP Income        | (586,060)                     | (4,409,417)                    |   |                      |                    |  |                |                    |                 |                   |
| Allocate Net Admin Income To Pools    | 586,060                       |                                | 455,105   | 122,670              | 8,285              |  |                |                    | -               | 0                 |
| Allocate Net OBMP Income To Pools     |                               | 4,409,417                      | 3,424,132   | 922,948              | 62,337             |  |                |                    | -               | 0                 |
| Agricultural Expense Transfer         |                               |                                | 1,156,938   | (1,156,938)          |                    |  |                |                    | -               | 0                 |
| Total Expenses                        |                               |                                | 5,054,306   | 8,650                | 74,500             | -  | -              | 375                | 5,199,287       | 5,583,211         |
| Net Administrative Income             |                               |                                | (65,663)  | 6,424                | (2,036)            |  |                | (318)              | (61,593)        | (1,519,993)       |
| Other Income/(Expense)                |                               |                                |   |                      |                    |  |                |                    |                 |                   |
| Replenishment Water Purchases         |                               |                                |   |                      |                    | 6,635,065  |                |                    | 6,635,065       | 0                 |
| MZ1 Supplemental Water Assessments    |                               |                                |   |                      |                    |  |                |                    | -               | 2,179,500         |
| Water Purchases                       |                               |                                |   |                      |                    |  |                |                    | -               | 0                 |
| MZ1 Imported Water Purchase           |                               |                                |   |                      |                    |  |                |                    | -               | 0                 |
| Groundwater Replenishment             |                               |                                |   |                      |                    | (7,687,991)  |                |                    | (7,687,991)     | (2,278,500)       |
| Net Other Income                      |                               |                                |   |                      |                    | (1,052,926)  |                |                    | (1,052,926)     | (99,000)          |
| Net Transfers To/(From) Reserves      |                               |                                | (65,663)  | 6,424                | (2,036)            | (1,052,926)  |                | (318)              | (1,114,519)     | (1,618,993)       |
| Working Capital, July 1, 2005         |                               |                                | 4,450,869   | 464,653              | 187,298            | 3,580,499  | 158,251        | 2,238              | 8,843,808       |                   |
| Working Capital, End Of Period        |                               |                                | 4,385,206   | 471,077              | 185,262            | 2,527,573  | 158,251        | 1,920              | 7,729,289       |                   |
| 04/05 Production                      |                               |                                | 127,810,967   | 34,450,449           | 2,326,836          |  |                |                    | 164,588,252     |                   |
| 04/05 Production Percentages          |                               |                                | 77.655%   | 20.931%              | 1.414%             |  |                |                    | 100.000%        |                   |

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**CHINO BASIN WATERMASTER  
TREASURER'S REPORT OF FINANCIAL AFFAIRS FOR THE PERIOD  
MAY 1 THROUGH MAY 31, 2006**

**DEPOSITORIES:**

|   |    |         |                  |
|---|----|---------|------------------|
| Cash on Hand - Petty Cash                 |    | \$      | 500              |
| Bank of America                           |    |         |                  |
| Governmental Checking-Demand Deposits     | \$ | 196,838 |                  |
| Savings Deposits                          |    | 9,697   |                  |
| Zero Balance Account - Payroll            |    | -       | 206,535          |
| Vineyard Bank CD - Agricultural Pool      |    |         | 420,493          |
| Local Agency Investment Fund - Sacramento |    |         | <u>8,555,983</u> |

|  |           |  |                     |
|--|-----------|--|---------------------|
| <b>TOTAL CASH IN BANKS AND ON HAND</b> | 5/31/2006 |  | <b>\$ 9,183,511</b> |
| TOTAL CASH IN BANKS AND ON HAND        | 4/30/2006 |  | 11,138,076          |

**PERIOD INCREASE (DECREASE) \$ (1,954,565)**

**CHANGE IN CASH POSITION DUE TO:**

|  |  |    |                    |
|--|--|----|--------------------|
| Decrease/(Increase) in Assets: Accounts Receivable         |  | \$ | (32,022)           |
| Assessments Receivable                                     |  |    | -                  |
| Prepaid Expenses, Deposits & Other Current Assets          |  |    | -                  |
| (Decrease)/Increase in Liabilities: Accounts Payable       |  |    | 384,892            |
| Accrued Payroll, Payroll Taxes & Other Current Liabilities |  |    | (16,040)           |
| Transfer to/(from) Reserves                                |  |    | <u>(2,291,395)</u> |

**PERIOD INCREASE (DECREASE) \$ (1,954,565)**

**SUMMARY OF FINANCIAL TRANSACTIONS:**

|                                      | Petty Cash |          | Gov't Checking Demand |           | Zero Balance Account Payroll |           | Savings  |           | Vineyard Bank |           | Local Agency Investment Funds |           | Totals             |
|--------------------------------------|------------|----------|-----------------------|-----------|------------------------------|-----------|----------|-----------|---------------|-----------|-------------------------------|-----------|--------------------|
| Balances as of 4/30/2006             | \$         | 500      | \$ 152,857            | \$        | -                            | \$        | 9,697    | \$        | 419,039       | \$        | 10,555,983                    | \$        | 11,138,076         |
| Deposits                             | -          |          | -                     |           | -                            |           | -        |           | 1,454         |           | -                             |           | 1,454              |
| Transfers                            | -          |          | 1,948,138             |           | 51,862                       |           | -        |           | -             |           | -                             |           | -                  |
| Withdrawals/Checks                   | -          |          | (1,904,157)           |           | (51,862)                     |           | -        |           | -             |           | (2,000,000)                   |           | -                  |
|                                      |            |          |                       |           |                              |           |          |           |               |           |                               |           | <u>(1,956,019)</u> |
| Balances as of 5/31/2006             | \$         | 500      | \$ 196,838            | \$        | -                            | \$        | 9,697    | \$        | 420,493       | \$        | 8,555,983                     | \$        | 9,183,511          |
| <b>PERIOD INCREASE OR (DECREASE)</b> | <b>\$</b>  | <b>-</b> | <b>\$ 43,981</b>      | <b>\$</b> | <b>-</b>                     | <b>\$</b> | <b>-</b> | <b>\$</b> | <b>1,454</b>  | <b>\$</b> | <b>(2,000,000)</b>            | <b>\$</b> | <b>(1,954,565)</b> |

**CHINO BASIN WATERMASTER  
TREASURER'S REPORT OF FINANCIAL AFFAIRS FOR THE PERIOD  
MAY 1 THROUGH MAY 31, 2006**

**INVESTMENT TRANSACTIONS**

| Effective Date                       | Transaction | Depository | Activity            | Redeemed | Days to Maturity | Interest Rate(*) | Maturity Yield |
|--------------------------------------|-------------|------------|---------------------|----------|------------------|------------------|----------------|
| 4/15/2006                            | Withdrawal  |            | \$ (500,000)        |          |                  |                  |                |
| 4/13/2006                            | Interest    |            | \$ 110,417          |          |                  |                  |                |
| <b>TOTAL INVESTMENT TRANSACTIONS</b> |             |            | <b>\$ (389,583)</b> | <b>-</b> |                  |                  |                |

\* The earnings rate for L.A.I.F. is a daily variable rate; 4.03% was the effective yield rate at the Quarter ended March 31, 2006

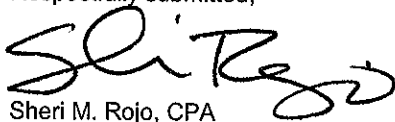
**INVESTMENT STATUS  
May 31, 2006**

| <u>Financial Institution</u> | <u>Principal Amount</u> | <u>Number of Days</u> | <u>Interest Rate</u> | <u>Maturity Date</u> |
|------------------------------|-------------------------|-----------------------|----------------------|----------------------|
| Local Agency Investment Fund | \$ 8,555,983            |                       |                      |                      |
| <b>TOTAL INVESTMENTS</b>     | <b>\$ 8,555,983</b>     |                       |                      |                      |

Funds on hand are sufficient to meet all foreseen and planned Administrative and project expenditures during the next six months.

All investment transactions have been executed in accordance with the criteria stated in Chino Basin Watermaster's Investment Policy.

Respectfully submitted,



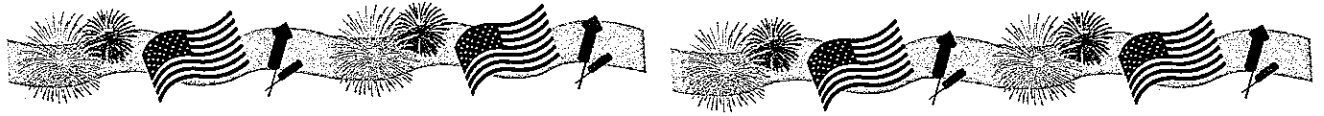
Sheri M. Rojo, CPA  
Chief Financial Officer & Assistant General Manager  
Chino Basin Watermaster

CHINO BASIN WATERMASTER  
Profit & Loss Budget vs. Actual  
July 2005 through May 2006

| Ordinary Income/Expense                     | Jul '05 - May 06    | Budget              | \$ Over Budget    | % of Budget    |
|---|---------------------|---------------------|-------------------|----------------|
| <b>Income</b>                               |                     |                     |                   |                |
| 4010 · Local Agency Subsidies               | 61,456.14           | 132,000.00          | -70,543.86        | 46.56%         |
| 4110 · Admin Asmnts-Approp Pool             | 4,781,346.88        | 4,804,121.00        | -22,774.12        | 99.53%         |
| 4120 · Admin Asmnts-Non-Agri Pool           | 66,160.17           | 73,425.00           | -7,264.83         | 90.11%         |
| 4700 · Non Operating Revenues               | 228,730.59          | 78,330.00           | 150,400.59        | 292.01%        |
| <b>Total Income</b>                         | <b>5,137,693.78</b> | <b>5,087,876.00</b> | <b>49,817.78</b>  | <b>100.98%</b> |
| <b>Gross Profit</b>                         | <b>5,137,693.78</b> | <b>5,087,876.00</b> | <b>49,817.78</b>  | <b>100.98%</b> |
| <b>Expense</b>                              |                     |                     |                   |                |
| 6010 · Salary Costs                         | 410,949.81          | 404,153.00          | 6,796.81          | 101.68%        |
| 6020 · Office Building Expense              | 80,230.75           | 97,850.00           | -17,619.25        | 81.99%         |
| 6030 · Office Supplies & Equip.             | 44,306.97           | 47,500.00           | -3,193.03         | 93.28%         |
| 6040 · Postage & Printing Costs             | 74,328.36           | 75,700.00           | -1,371.64         | 98.19%         |
| 6050 · Information Services                 | 96,169.23           | 103,500.00          | -7,330.77         | 92.92%         |
| 6060 · Contract Services                    | 34,839.69           | 130,500.00          | -95,660.31        | 26.7%          |
| 6080 · Insurance                            | 18,676.80           | 24,210.00           | -5,533.20         | 77.15%         |
| 6110 · Dues and Subscriptions               | 10,811.35           | 14,000.00           | -3,188.65         | 77.22%         |
| 6140 · WM Admin Expenses                    | 2,824.65            | 6,500.00            | -3,675.35         | 43.46%         |
| 6150 · Field Supplies                       | 1,003.17            | 4,050.00            | -3,046.83         | 24.77%         |
| 6170 · Travel & Transportation              | 52,657.12           | 45,200.00           | 7,457.12          | 116.5%         |
| 6190 · Conferences & Seminars               | 17,130.13           | 17,500.00           | -369.87           | 97.89%         |
| 6200 · Advisory Comm - WM Board             | 11,909.74           | 14,082.00           | -2,172.26         | 84.57%         |
| 6300 · Watermaster Board Expenses           | 39,050.15           | 29,782.00           | 9,268.15          | 131.12%        |
| 8300 · Appr PI-WM & Pool Admin              | 18,131.56           | 15,347.00           | 2,784.56          | 118.14%        |
| 8400 · Agri Pool-WM & Pool Admin            | 18,132.43           | 18,756.00           | -623.57           | 96.68%         |
| 8467 · Agri-Pool Legal Services             | 93,187.98           | 45,000.00           | 48,187.98         | 207.08%        |
| 8470 · Ag Meeting Attend -Special           | 8,650.00            | 10,000.00           | -1,350.00         | 86.5%          |
| 8500 · Non-Ag PI-WM & Pool Admin            | 3,877.36            | 7,423.00            | -3,545.64         | 52.23%         |
| 6500 · Education Funds Use Expens           | 375.00              | 375.00              | 0.00              | 100.0%         |
| 9500 · Allocated G&A Expenditures           | -338,190.57         | -378,284.00         | 40,093.43         | 89.4%          |
| <b>Subtotal Administrative Expenditures</b> | <b>699,051.68</b>   | <b>733,144.00</b>   | <b>-34,092.32</b> | <b>95.35%</b>  |
| 6900 · Optimum Basin Mgmt Plan              | 1,233,758.60        | 996,767.00          | 236,991.60        | 123.78%        |
| 6950 · Mutual Agency Projects               | 29,363.00           | 75,000.00           | -45,637.00        | 39.15%         |
| 9501 · G&A Expenses Allocated-OBMP          | 116,468.60          | 109,541.00          | 6,927.60          | 106.32%        |
| <b>Subtotal OBMP Expenditures</b>           | <b>1,379,590.20</b> | <b>1,181,308.00</b> | <b>198,282.20</b> | <b>116.79%</b> |
| 7101 · Production Monitoring                | 71,355.54           | 68,755.00           | 2,600.54          | 103.78%        |
| 7102 · In-line Meter Installation           | 56,381.66           | 97,954.00           | -41,572.34        | 57.56%         |
| 7103 · Grdwtr Quality Monitoring            | 73,777.96           | 66,503.00           | 7,274.96          | 110.94%        |
| 7104 · Gdwtr Level Monitoring               | 143,828.45          | 184,812.00          | -40,983.55        | 77.82%         |
| 7105 · Sur Wtr Qual Monitoring              | 13,223.48           | 90,223.00           | -76,999.52        | 14.66%         |
| 7106 · Wtr Level Sensors Install            | 0.00                | 5,734.00            | -5,734.00         | 0.0%           |
| 7107 · Ground Level Monitoring              | 449,870.86          | 554,825.00          | -104,954.14       | 81.08%         |
| 7108 · Hydraulic Control Monitoring         | 319,953.12          | 495,368.00          | -175,414.88       | 64.59%         |
| 7109 · Recharge & Well Monitoring Prog      | 263,450.56          | 133,061.00          | 130,389.56        | 197.99%        |
| 7200 · PE2- Comp Recharge Pgm               | 795,574.14          | 759,105.00          | 36,469.14         | 104.8%         |

CHINO BASIN WATERMASTER  
Profit & Loss Budget vs. Actual  
July 2005 through May 2006

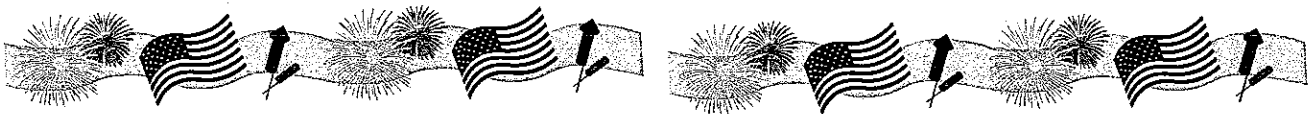
|  | <u>Jul '05 - May 06</u> | <u>Budget</u>       | <u>\$ Over Budget</u> | <u>% of Budget</u> |
|--|-------------------------|---------------------|-----------------------|--------------------|
| 7300 · PE3&5-Water Supply/Desalte      | 338.93                  | 12,548.00           | -12,209.07            | 2.7%               |
| 7400 · PE4- Mgmt Plan                  | 211,420.96              | 1,081,014.00        | -869,593.04           | 19.56%             |
| 7500 · PE6&7-CoopEfforts/SaltMgmt      | 91,136.57               | 255,769.00          | -164,632.43           | 35.63%             |
| 7600 · PE8&9-StorageMgmt/Conj Use      | 7,547.37                | 77,268.00           | -69,720.63            | 9.77%              |
| 7690 · Recharge Improvement Debt Pymt  | 399,761.00              | 300,000.00          | 99,761.00             | 133.25%            |
| 7700 · Inactive Well Protection Prgm   | 1,303.50                | 12,128.00           | -10,824.50            | 10.75%             |
| 9502 · G&A Expenses Allocated-Projects | 221,721.94              | 268,742.00          | -47,020.06            | 82.5%              |
| <b>Subtotal G&amp;A Expenditures</b>   | <u>3,120,646.04</u>     | <u>4,463,809.00</u> | <u>-1,343,162.96</u>  | <u>69.91%</u>      |
| <b>Total Expense</b>                   | <u>5,199,287.92</u>     | <u>6,378,261.00</u> | <u>-1,178,973.08</u>  | <u>81.52%</u>      |
| <b>Net Ordinary Income</b>             | -61,594.14              | -1,290,385.00       | 1,228,790.86          | 4.77%              |
| <b>Other Income/Expense</b>            |                         |                     |                       |                    |
| <b>Other Income</b>                    |                         |                     |                       |                    |
| 4231 · MZ1 Assigned Water Sales        | 0.00                    | 600,000.00          | -600,000.00           | 0.0%               |
| 4210 · Approp Pool-Replenishment       | 6,635,065.45            | 0.00                | 6,635,065.45          | 100.0%             |
| <b>Total Other Income</b>              | <u>6,635,065.45</u>     | <u>600,000.00</u>   | <u>6,035,065.45</u>   | <u>1,105.84%</u>   |
| <b>Other Expense</b>                   |                         |                     |                       |                    |
| 5010 · Groundwater Replenishment       | 7,687,990.60            | 699,000.00          | 6,988,990.60          | 1,099.86%          |
| 9999 · To/(From) Reserves              | -1,114,519.29           | -1,389,385.00       | 274,865.71            | 80.22%             |
| <b>Total Other Expense</b>             | <u>6,573,471.31</u>     | <u>-690,385.00</u>  | <u>7,263,856.31</u>   | <u>-952.15%</u>    |
| <b>Net Other Income</b>                | <u>61,594.14</u>        | <u>1,290,385.00</u> | <u>-1,228,790.86</u>  | <u>4.77%</u>       |
| <b>Net Income</b>                      | <u>0.00</u>             | <u>0.00</u>         | <u>0.00</u>           | <u>0.0%</u>        |



# **CHINO BASIN WATERMASTER**

## **II. BUSINESS DISCUSSION ITEM – NO ACTION**

### **A. DATA REQUEST PROCEDURE**







# CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, Ca 91730  
Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

**KENNETH R. MANNING**  
Chief Executive Officer

## STAFF REPORT

**DATE:** July 18, 2006  
**TO:** Agricultural Pool  
**SUBJECT:** Discussion on Data Requests

### Summary

*Issue – Discussion item only.*

**Watermaster would like to have a discussion on ways to expedite data requests amongst Watermaster parties who are responding to public agencies for information or complying with Cleanup and Abatement Orders.**

**Recommendation – None**

**Fiscal Impact – None**

### Background

Current Watermaster policy requires that before it releases data for private agricultural wells, it first take the data request to the Ag Pool for clearance and direction. Only after clearance is received, is Watermaster authorized to send out the standard letter to private well owners asking for permission to release information. Included in the package that accompanies the data request letter, is a pre-addressed, postage-paid card that the owner can return requesting the data not be released. If Watermaster has confirmation that the owner has received the data request letter and we do not receive a card in the prescribed timeframe, we will release the data to the requesting party.

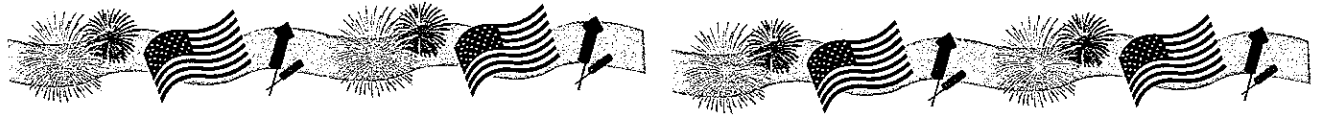
All data released is in a "sanitized" form. A map is created that shows the general location of the wells. Each is assigned a local or generic number, with corresponding tables showing the data. Watermaster does not release exact locations or well numbers to any party.

The discussion that Watermaster would like to engage in is a dialogue about ways that the process can be sped up to assist public agencies complying with the Department of Health Services or parties responding to the Regional Boards requests for information. In both cases the release of information is critical to the development of a well for production or basin cleanup. Depending on the timing of the request, the review by the Ag Pool can delay the process for up to a month or more.

Watermaster would like the Ag Pool to consider modifying the process to allow it to send the data request letter to private agricultural well owners before it presents it to the Ag Pool under conditions developed by the Ag Pool.

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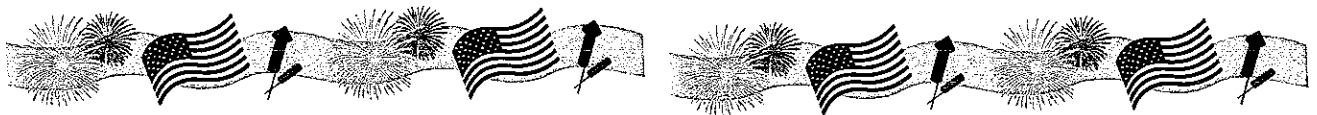


# CHINO BASIN WATERMASTER

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## IV. INFORMATION

1. Newspaper Articles



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## Water agencies complain of illegal dumping

### Rock company denies charge of clogging channel

By Edward Barrera, Staff Writer  
Inland Valley Daily Bulletin

RANCHO CUCAMONGA -- A rock and gravel company has been accused of illegally dumping debris into the Day Creek flood control channel, choking off attempts to restock water supplies.

#### Photo Gallery: [Dumping in Day Creek Channel, 07/05](#)

**May 17 2006 letter:** [From Hanson Aggregates West acknowledging complaints about the silt but blaming the majority of the problem on natural causes.](#)

**June 5 2006 letter:** [From Inland Empire Utilities Agency to Hanson Aggregates West accusing it of dumping debris into Day Creek channel and the monetary damages.](#)

Two local agencies that oversee water supplies in the Inland Empire said they believe Hanson Aggregates West Inc. has been allowing silt to be washed south beyond its boundaries on the east side of the Day Creek spreading grounds.

This problem -- which may have gone on for months, if not years -- could cost more than \$1 million to fix, water officials said. "Hanson did not dump anything anywhere," said Marvin Howell, the company's director of land-use planning and permitting. "I don't know whether or not we contributed to it, and we are working on investigating it now. I think Hanson has an excellent record with both the community and regulators. If we find that it has come from our property, we will of course take care of it."

But the two agencies -- the Chino Basin Watermaster and the Inland Empire Utilities Agency -- said Hanson is clearly at fault and hasn't done anything about the matter even after being notified.

"This is pretty outrageous," said Andy Campbell, groundwater-recharge coordinator for the Inland Empire Utilities Agency. "This could have been going for the last six months or it could have been going on much longer than that."

The Hanson facility is on land leased from the San Bernardino County Flood Control District north of Banyan Street and east of Milliken Avenue, just outside the city limits of Rancho Cucamonga.

The property is part of 1,000 acres that might be developed for low-density housing and open space as part of a proposed San Bernardino County-planned project.

According to the two agencies, the muddy water is coming from Hanson's silt ponds, which is created by a process that washes unusable sediment from rock and gravel.

Hanson is prohibited from allowing this type of runoff from leaving its property.

A walk-through Wednesday on land south of the plant around Banyan Street revealed dried, caked mud sections dotting the landscape. At one dried portion, the cracked layers of debris appeared to show that the mud was several feet thick.

The depth of the layers backs the assertion that debris dumping may have been going on well before water officials discovered the problem, said Kenneth Manning, Chino Basin Watermaster chief executive officer.

"It's like a tree ring," Manning said. "Every level is a breach. The depth shows that it would have happened over years rather than six months."

Water officials said they discovered the problem in September after Day Creek basin and channel were inspected.

As part of an aggressive plan to conserve water by Inland Valley agencies, water flowing in the Day Creek channel north of the 210 Freeway would be diverted into the lower Day Creek basin to be sunk into the ground for water storage.

The basin was expected to absorb 22.5 acre-feet per day, said Campbell. But a buildup of mud ruined the quality of water coming south and coated the floor of the 15-acre basin, essentially sealing off the ground's ability to absorb the water, he said.

Howell said he wasn't aware of the problem until a few weeks ago, which was confirmed by Kenneth Ehrlich, a company lawyer, who was at the plant's site Wednesday.

But the Flood Control District passed along the complaints in April, and in a May 17 letter the company blamed the majority of the problem on the debris caused by the 2003 wildfires and major storms in the past several years.

Water officials dismissed the claim, pointing to the thick deposits of dried mud in the general flow path from the Hanson site.

The water agencies said \$1.2 million is the estimated cost to clean up the debris from the channel and basin as well as buying the imported water needed to replace the amount that would have sunk into the ground.

A spokesman for the state's Regional Quality Control Board said the agency is investigating the complaints. Campbell said the state's Department of Fish and Game is also reviewing the claims, though no Fish and Game official could be reached for the comment.

Hanson is already battling the Flood Control District in court over a breach of contract dispute. According to the county, the company's lease expired, a contention that Hanson disputes. The company said the county failed to acknowledge a written renewal notice and that an increase in lease payments were inaccurately calculated.

Meanwhile, Howell said there may have been some miscommunication between the water agencies and the company.

"It appears communication with Hanson and (the agencies) isn't what it should be at this point," Howell said. "I want to sit down with them and fix this. Even if we are not the responsible party, we probably can help them with this problem."

Edward Barrera can be reached by e-mail at [edward.barrera@dailybulletin.com](mailto:edward.barrera@dailybulletin.com) or by phone at (909) 483-9356.

dailybulletin.com

### Dumping in Day Creek Channel, 07/05/06

Andy Campbell, a groundwater recharge coordinator for the Inland Empire Utilities Agency, checks the depth of caked mud deposits near Day Creek Channel Wednesday morning, July 5th, near Rancho Cucamonga. *(Mediha Fejzagic DiMartino/Staff Photographer)*



More Photo Galleries:

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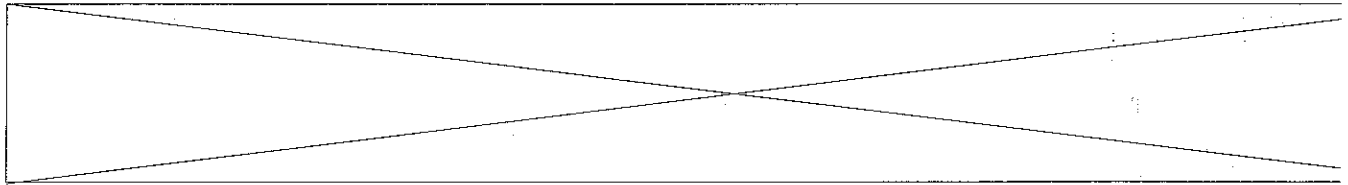
### Dumping in Day Creek Channel, 07/05/06

Gordon Treweek, a project engineer for Chino Basin Watermaster, holds a piece of dried clay and silt he picked up from the bottom of the lower Day Creek basin, Wednesday morning, July 5th near Rancho Cucamonga. *(Mediha Fejzagic DiMartino/Staff Photographer)*



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### Dumping in Day Creek Channel, 07/05/06

The 15-acre Lower Day Creek basin was expected to hold water 6 to 10 feet deep but now sits nearly empty, Wednesday morning, July 5th near Rancho Cucamonga. *(Mediha Fejzagic DiMartino/Staff Photographer)*



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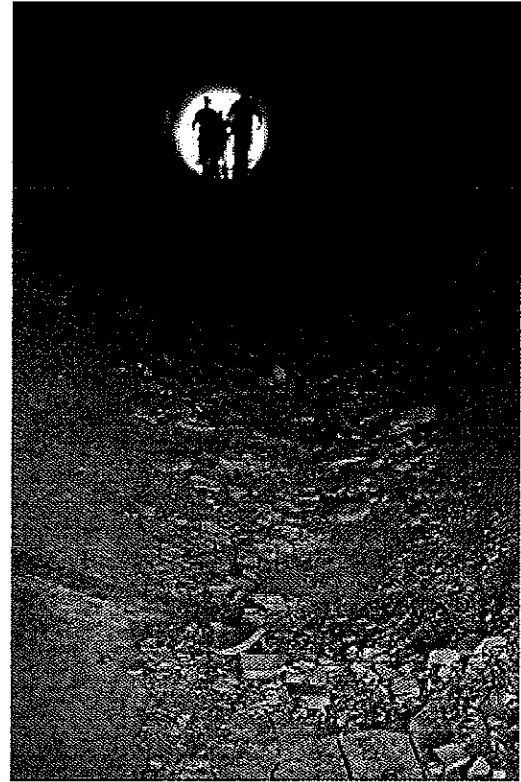
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### Dumping in Day Creek Channel, 07/05/06

Caked debris covers one of the four culverts running under Banyan Street near Rancho Cucamonga. *(Mediha Fejzagic DiMartino/Staff Photographer)*

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### Dumping in Day Creek Channel, 07/05/06

Caked mud deposits line the Day Creek Channel Wednesday morning, July 5th near Rancho Cucamonga. *(Mediha Fejzagic DiMartino/Staff Photographer)*



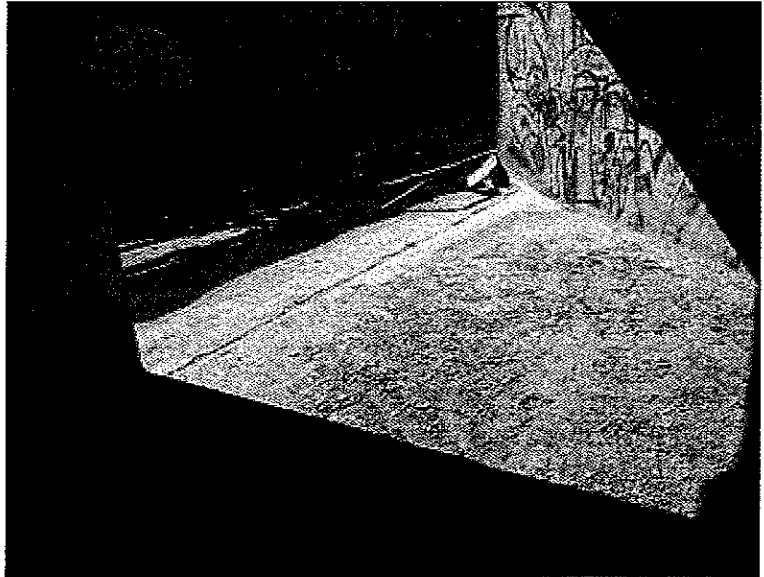
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### Dumping in Day Creek Channel, 07/05/06

Caked mud deposits cover one leg of the Day Creek Channel Wednesday morning, July 5th near Rancho Cucamonga. *(Mediha Fejzagic DiMartino/Staff Photographer)*



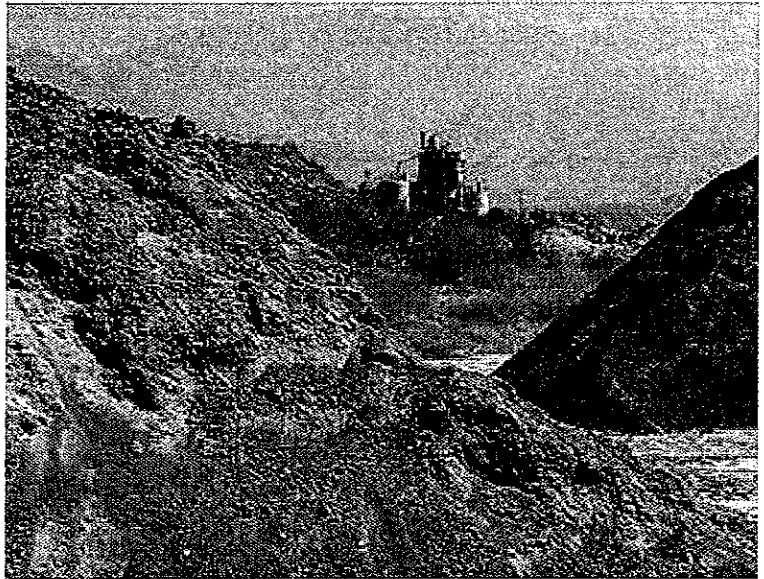
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### Dumping in Day Creek Channel, 07/05/06

Hanson Aggregates West, Inc., is being accused by local water agencies of illegally dumping debris into the Day Creek Channel. *(Mediha Fejzagic DiMartino/Staff Photographer)*



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June 5, 2006

Mr. Peter G. Zagar  
Environmental/Regulatory Affairs Manager  
Hanson Aggregates West Region  
9229 Harris Plant Road  
San Diego, Ca 92145

RE: Recovery of Damages to Inland Empire Utilities Agency  
for Illegal Discharges to Day Creek by Hanson Aggregates Inland Plant  
1200 Banyon Street, Rancho Cucamonga, CA 91730

Dear Mr. Zagar:

This letter is to inform Hanson Aggregates (Hanson) of the extent and magnitude of the physical and monetary damages to Inland Empire Utilities Agency (IEUA) and Chino Basin Watermaster (CBWM) caused by Hanson due to regular, illegal, muddy water discharges from the Hanson Inland Plant into Day Creek. IEUA and CBWM will initiate the legal recovery of these damages within 10 business days unless an adequate and direct response is received by IEUA from Hanson.

Following several complaints by IEUA directly to the Ernie Garcia (the plant manager at the Hanson Inland Plant) and to the Regional Water Quality Control Board regarding the discharges, Hanson was notified on April 27, 2006 by San Bernardino County Flood Control District (SBCFCD), the leasor of the Inland Plant site to Hanson, to provide a written plan to cooperate with IEUA to remediate the damages. Your response to SBCFCD did not address your responsibility for the damages, but chose to deflect responsibility to natural causes. Natural causes are not responsible as can readily be ascertained by observation of thick deposits of dried mud in the main drainage wash heading south from the Hanson Inland Plant, and contrasting with the absence of these mud deposits in adjacent washes. As is documented by enclosed photographs and observations by IEUA, Hanson is directly responsible for the damages and not rainfall runoff of marginally silty water through these channels.

The physical damage to IEUA and CBWM has been the result of intentional and repeated discharges of muddy water from the Hanson Inland Plant from silt ponds. Intentional breaches of silt ponds and siphoning of muddy water from these ponds cause muddy discharges to flow from the Plant site into Day Creek near the 210 Freeway. Photographs included with this letter show an intentional breach and siphon of a Hanson silt settling

pond on a clear sunny day in March 2006. These discharges are illegal as they are in violation of Hanson's operational permit and the Clean Water Act, and may be in violation of other environmental regulations.

### **Physical Damages**

Adjacent Day Creek immediately down stream of the 210 Freeway, IEUA and CBWM operate a groundwater recharge facility at SBCFCD's Lower Day basin (Basin). Water in Day Creek can be selectively diverted by IEUA and is recharged at this Basin to replenish groundwater needs of Rancho Cucamonga and surrounding groundwater users. IEUA manages rainfall runoff to recharge basins by not diverting flows until they are observed to be of acceptable quality. Diverted water includes clear snow melt from the local mountains and imported water purchased from the Metropolitan Water District of Southern California. Imported water is delivered to Day Creek at Banyon Street, upstream of the 210 freeway. During rain events, IEUA does not divert water from Day Creek as it is typically observed to be too sediment laden. Prior to initiating diversion of any water into the Basin, IEUA conducts field inspections and sampling to determine if local mountain runoff should be diverted or if imported water should be delivered. As is readily observable on the enclosed photographs, Hanson Inland Plant muddy discharges occurred during clear weather and were traced directly back to the Hanson Inland Plant. In fact, these photographs document Hanson muddy discharges when snow melt runoff in Day Creek is of very high clarity.

On the occasions when IEUA has observed muddy discharges by Hanson, the local mountain runoff cannot be captured as the commingled Hanson muddy discharges will increase damage to the Basin's recharge capacity and basin restoration costs. The lost opportunity to capture and recharge the high quality local run off must later be made up through the purchase of imported water. Additionally, the cumulative damage from repeated Hanson muddy discharges have reduced the basin recharge capacity, which must be made up at other or new facilities.

Hanson Inland Plant muddy discharges to Day Creek have resulted in coating the floor and as high as 10 feet up the basin slopes with 1/4 to 1/2 inches of mud. Photographs are enclosed of clear weather Hanson muddy discharges entering the Basin and of the resultant coating of mud on the basin floor. The regular discharge of muddy water to the basin gradually decreases the infiltration capacity of the 15-acre Basin. Since July 2005, IEUA has observed the Basin's infiltration rates decline from 1.5 feet per day to 0.3 feet per day. Thus the Basin recharge capacity as decreased from 22.5 acre-feet per day to 4.5 acre-feet per day.

To restore the Basin's recharge capacity, the Basin must be taken out of service for approximately 2 months to dry and excavate the mud. During this time IEUA and CBWM not only incur the cost of basin restoration, but the mud disposal costs, and the cost of lost basin use.

### **Monetary Damages**

The monetary damages to IEUA and CBWM are estimated at this time to be \$1,203,600 and are estimated in the following paragraphs. These damages are accruing daily and are exclusive of our efforts to document and recover these damages.

The lost use of this Basin during restoration is valued at 22.5 acre-feet per day at the differential cost of \$250 per acre-foot to buy treated import water for direct potable use at \$500 per acre-foot rather than buying untreated replenishment water at \$250 per acre foot. Over a 60-day restoration period, the lost recharge opportunity is \$377,500.

Based on its historic costs of basin remediation projects, IEUA estimates the costs to remove the mud discharged by Hanson to be \$520,000. Of this total, approximately \$380,000 is for hauling and disposal.

The value of the lost snow melt recharge is valued at the imported water replenishment rate of \$250 per acre-foot. Between March and April 2006, the value of the lost recharge of snow melt in terms of imported water purchases is \$45,000. The value of the snow melt is approximately 3 times that of imported water due to its much lower salt content. Thus the lost snow melt runoff is actually valued at \$135,000.

Since August 2005, the documented muddy accumulations during dry weather at the Basin have decreased the recharge rates from 1.5 to 0.3 feet per day. These previous undocumented dry weather mud discharges in 2005 are now attributed to Hanson based on documentation of repeated discharges in 2006. Assuming a linear decrease in infiltration rate due to periodic Hanson muddy discharges, a 7-month loss of recharge potential is estimated at \$170,100 and is calculated from 210 days of lost opportunity at an average lost infiltration rate loss of 0.6 feet per day over 15 acres at a new recharge facilities development cost of \$90 per acre-foot.



Recovery of Damages to Inland Empire Utilities Agency  
for Illegal Discharges to Day Creek by Hanson Aggregates Inland Plant  
1200 Banyon Street, Rancho Cucamonga, CA 91730  
June 5, 2006  
Page 4

### Summation

IEUA and CBWM will initiate legal recourse if Hanson does not provide an adequate response within 10 business days which outlines the means of making whole the specified \$1,203,600 damages incurred by IEUA and CBWM to date due to the illegal actions of Hanson.

Sincerely,

---

Ken Manning  
Chief Executive Officer  
Chino Basin Watermaster

---

Richard Atwater  
Chief Executive Officer/General Manager  
Inland Empire Utilities Agency

*Enclosures:*

Map of discharge path  
Photographs of muddy discharges, recharge basin damage, and dried mud in flow path

CC: Mr. Ken Eke – Chief of Operations Division, SBCFCD  
Mr. Gordon Treweek - Recharge Operations Manager, CBWM  
Mr. Patrick Shields - Executive Manager of Operations, IEUA  
Mr. Andy Campbell - Groundwater Recharge Coordinator, IEUA  
Mr. Chuck Riffin - Enforcement Division, RWQCB  
Mr. Nam Nguyen - Stormwater Division, RWQCB  
Mr. Jean Cihigoyenette - Cihigoyenette, Grossberg & Clouse

May 17, 2006



County of San Bernardino  
Department of Public Works  
Flood Control Operations Division  
825 East Third Street  
San Bernardino, CA 92415-0835  
Attn: Kenneth C. Eke, P.E. Chief

**RECEIVED**

MAY 23 2006

FLOOD CONTROL OPNS.

Hanson Aggregates  
West Region  
P.O. Box 639069  
San Diego, CA 92163-9069  
9229 Harris Plant Road  
San Diego, CA 92145  
Tel 858-277-5481  
Fax 858-277-4517  
www.hanson.biz

RE: Hanson Aggregates West, Inc.  
Inland Rock Facility  
1200 Banyon Street  
Rancho Cucamonga, CA 91730

Dear Mr. Eke:

In response to the San Bernardino County Flood Control Operations Division letter dated April 27<sup>th</sup>, 2006, Hanson Aggregates West, Inc. would like to address the Divisions concerns.

The majority of the watershed immediately north and east of the Hanson facility consists of natural alluvial outwash surfaces between the Deer Creek and Day Creek drainages. Historically, sediment transport has been a naturally occurring process within the watershed. Within the past three years, this watershed has experienced both catastrophic wild fires followed by several unprecedented 100 year rainfall events. The obvious result of these natural phenomena on the surrounding watershed has significantly increased the volume of sediment and fire debris flowing down the various drainages. This is evidenced by the on going removal of silt from the flood control channel just north of the Hanson facility.

The District contends that a release from on-site settling ponds on April 19, 2006 has had an adverse impact on the Inland Empire Utilities Agency (IEUA) water spreading grounds. We respectfully disagree.

The actual impact of silt loading into the Day Creek channel from its on going operations is negligible in comparison to the volume which is conveyed in drainages and washes north and east of our facility. On a site visit conducted on May 1, 2006, it was observed that the development immediately east of the Day Creek channel access road had no BMP's in place. Recently excavated ground was observed to be sloping towards the access road with no silt fencing or straw wattles in place. Based upon my observations at this location, even a moderate rain event would cause a significant discharge of silt into the creek. Additionally, at this same location, very silty water was observed to be flowing in the concrete lined Day Creek channel.

It appears that a majority of the silt observed in the wash located south of Hanson's settling ponds and north of Banyon Street, which discharges through the culvert under



Banyon Street and eventually into the Day Creek channel has come from the watershed area below the Hanson settling ponds. Due to the fact that this area was heavily impacted by the fires, erosion from rainfall events has likely been accelerated into this wash.

Despite our firm understanding that the vast majority of silt loading into the Day Creek channel originates at third-party sites to the north and east of the Hanson facility, Hanson has either implemented, or will implement the following BMP's to further minimize both the potential for process water entering the wash south of the settling ponds, and the silt coming from the burned area south of the Plant processing areas:

- Hanson has installed silt fencing and gravel bags along the east-west access road immediately south of the settling ponds.
- Hanson has established a market for a percentage of the silt being excavated from the settling ponds. Thus, Hanson has every incentive to minimize off-site silt migration.
- Remaining silt which has been adequately dried will be placed as reclamation material in an on-site 10 acre area that recently has been mined. This will minimize the volume of silt stockpiled adjacent to the settling ponds.
- Hanson will remove the silt located behind several man made structures in the wash near the Banyon Street culvert. This material will be placed as reclamation material in the mined out area.
- Hanson will improve the man-made structures which appear to function as sediment traps, and install several more to minimize the potential for silt to exit the site.

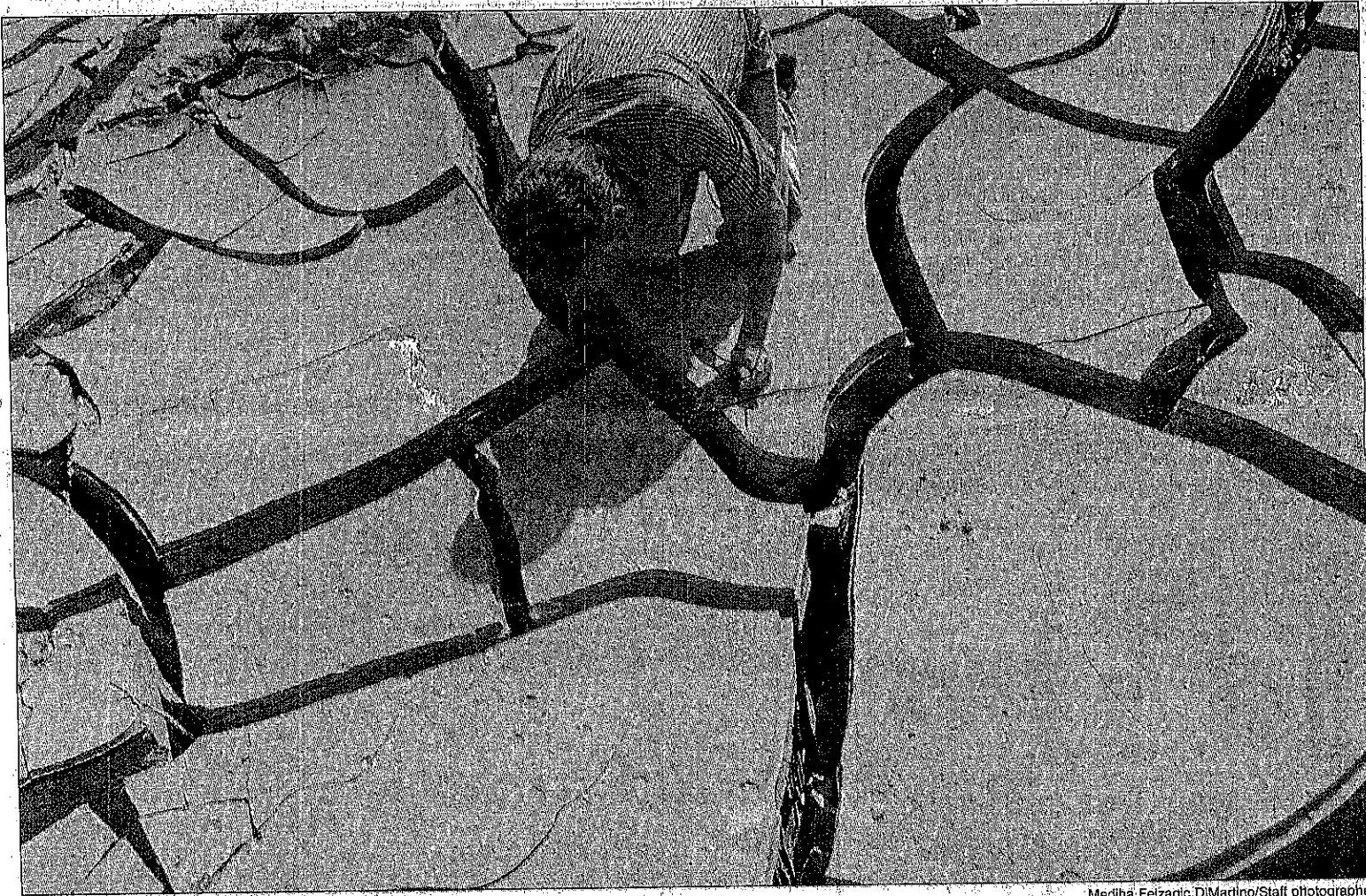
Hanson appreciates the District's concern in this matter. As previously stated, it is our contention that our contribution to the siltation problem is minor in comparison to other sources from the surrounding watershed. Nonetheless, we will continue our efforts to minimize or even eliminate silt releases from Hanson's facility.

If you require any additional information, or would like to discuss this issue further, please contact me at your convenience.

Best Regards,

Peter G. Zagar  
Environmental/Regulatory Affairs Manager  
Hanson Aggregates PSW and West

# Water agencies complain about illegal dumping



Mediha Fejzagic DiMartino/Staff photographer

Andy Campbell of the Inland Empire Utilities Agency checks the depth of caked mud deposits near the Day Creek Channel on Wednesday.

## Rock company denies clogging water basin

By Edward Barrera  
Staff Writer

**RANCHO CUCAMONGA** — A rock and gravel company has been accused of illegally dumping debris into the Day Creek flood control channel, choking off attempts to restock water supplies.

Two local agencies that oversee water supplies in the Inland Empire said they believe Hanson Aggregates West Inc. has been allowing silt to be washed south beyond its boundaries on the east side of the Day Creek spreading grounds.

This problem — which may have gone on for months, if not years — could cost more than \$1 million to fix, water officials said.

"Hanson did not dump anything anywhere," said Marvin Howell, the company's director of land-use planning and permitting. "I don't know whether or not we contributed to it, and we are working on investigating

### ONLINE EXTRA

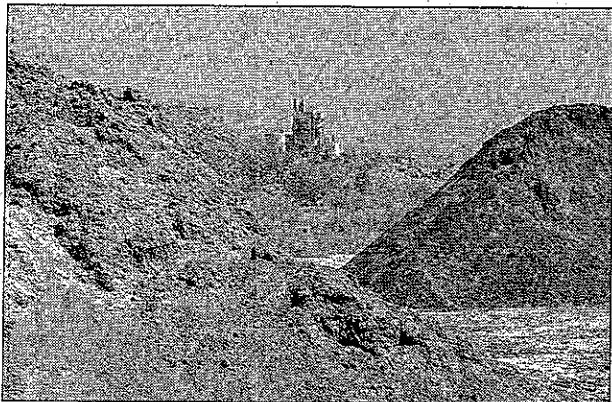
Visit our Web site for a photo gallery and related documents.

it now. I think Hanson has an excellent record with both the community and regulators. If we find that it has come from our property, we will of course take care of it."

But the two agencies — the Chino Basin Watermaster and the Inland Empire Utilities Agency — said Hanson is clearly at fault and hasn't done anything about the matter even after being notified.

"This is pretty outrageous," said Andy Campbell, groundwater recharge coordinator for the Inland

See HANSON / page A8



Mediha Fejzagic DiMartino/Staff photographer

Two local agencies that oversee water supplies in the Inland Empire said they believe Hanson Aggregates West Inc. has been allowing silt to be washed south beyond its boundaries on the east side of the Day Creek spreading grounds.

## Hanson

continued from page A1

Empire Utilities Agency. "This could have been going for the last six months or it could have been going on much longer than that."

The Hanson facility is on land leased from the San Bernardino County Flood Control District north of Banyan Street and east of Milliken Avenue, just outside the city limits of Rancho Cucamonga.

The property is part of 1,000 acres that might be developed for low-density housing and open space as part of a proposed San Bernardino County-planned project.

According to the two agencies, the muddy water is coming from Hanson's silt ponds, which is created by a process that washes unusable sediment from rock and gravel.

Hanson is prohibited from allowing this type of runoff from leaving its property.

A walk-through Wednesday on land south of the plant around Banyan Street revealed dried, caked mud sections dotting the landscape. At one dried portion, the cracked layers of debris appeared to show that the mud was several feet thick.

The depth of the layers backs the assertion that debris dumping may have been going on well before water officials discovered the problem, said Kenneth Manning, Chino Basin Watermaster chief executive officer.

"It's like a tree ring," Manning said. "Every level is a breach. The depth shows that it would have happened over years rather than six months."

Water officials said they discovered the problem in September after Day Creek basin and channel were inspected.

As part of an aggressive plan to conserve water by Inland Valley agencies, water flowing in the Day Creek channel north of the 210 Freeway would be diverted

into the lower Day Creek basin to be sunk into the ground for water storage.

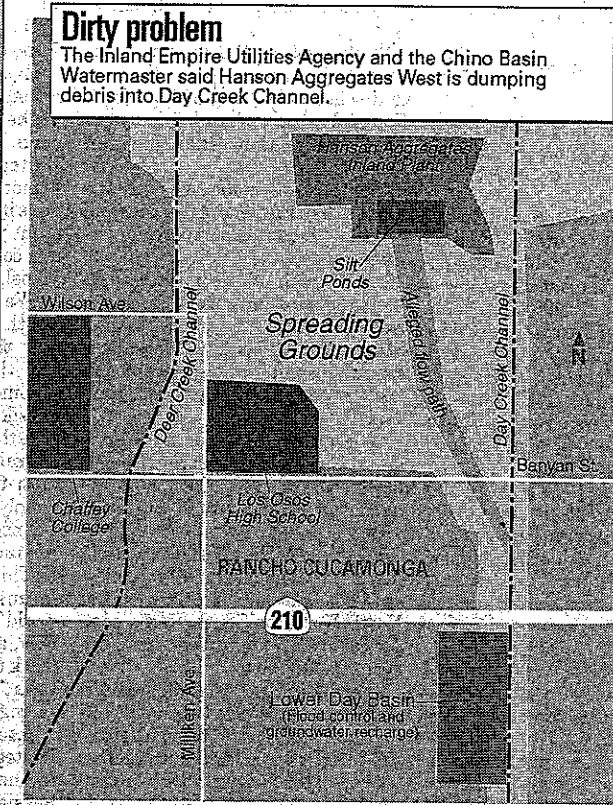
The basin was expected to absorb 22.5 acre-feet per day, said Campbell. But a buildup of mud ruined the quality of water coming south and coated the floor of the 15-acre basin, essentially sealing off the ground's ability to absorb the water, he said.

Howell said he wasn't aware of the problem until a few weeks ago, which was confirmed by Kenneth Ehrlich, a company lawyer, who was at the plant's site Wednesday.

But the Flood Control District passed along the complaints in April, and in a May 17 letter the company blamed the majority of the problem on the debris caused by the 2003 wildfires and major storms in the past several years.

Water officials dismissed the claim, pointing to the thick deposits of dried mud in the general flow path from the Hanson site.

The water agencies said \$1.2 million is the estimated cost to clean up the debris from the channel and basin as well as buying the imported water needed



ANDREW LANDEROS • Staff artist

### Dirty problem

The Inland Empire Utilities Agency and the Chino Basin Watermaster said Hanson Aggregates West is dumping debris into Day Creek Channel.

to replace the amount that would have sunk into the ground.

A spokesman for the state's Regional Quality Control Board said the agency is investigating the complaints. Campbell said the state's Department of Fish and Game is also reviewing the claims, though no Fish and Game official could be reached for comment.

Hanson is already battling the Flood Control District in court about a breach of contract dispute. According to the county, the company's lease expired, a contention that Hanson disputes. The company said the county failed to acknowledge a written renewal notice and that an in-

crease in lease payments were inaccurately calculated.

Meanwhile, Howell said there may have been some miscommunication between the water agencies and the company.

"It appears communication with Hanson and (the agencies) isn't what it should be at this point," Howell said. "I want to sit down with them and fix this. Even if we are not the responsible party, we probably can help them with this problem."

*Edward Barrera can be reached by e-mail at [edward.barrera@dailybulletin.com](mailto:edward.barrera@dailybulletin.com) or by phone at (909) 483-9356.*

Article Launched: 7/05/2006 01:12 PM

## Rancho company accused of illegal dumping

By Edward Barrera  
Inland Valley Daily Bulletin

RANCHO CUCAMONGA - An embattled rock and gravel company is now being accused of illegally dumping debris into the Day Creek channel and choking off attempts to restock local water supplies.

Inland Empire water agency officials believe that Hanson Aggregates West Inc. has been allowing clay and silt to flow south from its site on the east side of the Day Creek spreading grounds for months if not years. It could cost more than \$1 million to remedy the problem, officials said.

Hanson officials said they are still reviewing the claims but that the debris could have come from other sources.

"Hanson did not dump anything anywhere," said Marvin Howell, the company's director of land-use planning and permitting. "I don't know whether or not we contributed to it. We are working on investigating it now. I think Hanson has an excellent record with both the community and regulators. If we find that it has come from our property, we will of course take care of it."

Hanson is also involved in a legal battle with the San Bernardino County Flood Control District that leased the company the land. The county says its lease has expired.

Edward Barrera can be reached by e-mail at [edward.barrera@dailybulletin.com](mailto:edward.barrera@dailybulletin.com) or by phone at (909) 483-9356.

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Article Launched: 7/02/2006 12:00 AM

## Assure safety of basin before any development

Inland Valley Daily Bulletin

A couple of things are clear to us about the San Bernardino County flood-control land south of Deer Canyon.

- Enough questions have been raised about the design and capacity of the Deer Canyon debris basin to warrant a thorough re-evaluation of its safety before any development proceeds on that land.
- Rancho Cucamonga, not the county, should have final say over any development there.

Several other things revolving around the land are less clear. We'll get to some of those later.

County Supervisor Paul Biane said last week that he wants a thorough review of the basin as county and Rancho Cucamonga officials work on proposals to develop the 1,137-acre parcel and annex it to the city. The county has said the land is no longer needed as a water-settling ground for flood protection, even though it lies within special flood hazard zones.

Nor is the land still in play as part of a potential lawsuit settlement between the county and Colonies Partners L.P., apparently, but it may be that Biane is anxious to sell the land to a developer so that the flood-control district would have some money to use in a settlement or to pay off a possible loss in court.

Questions about the debris basin's design resurfaced last year when the land below was in play as part of a potential Colonies settlement.

U.S. Sens. Dianne Feinstein and Barbara Boxer called then for the U.S. Army Corps of Engineers to evaluate the public safety threat. California's two senators had prompted a 2002 study that resulted in a state recommendation that the Corps work with the county's flood-control district to enlarge the basin, but it didn't happen.

~~The Corps stands by the adequacy of the basin, which the Corps designed and built in 1983, but has said it would re-evaluate the facility's safety if authorized by Congress and if a local sponsor shares the cost. Biane is proposing that Rancho Cucamonga and the flood-control district co-sponsor the cost of a Corps study.~~

Several independent scientists and engineers have raised questions about whether the land parcel could safely be developed with the debris basin in its current state. Some studies have found that the basin is undersized to handle a 50- or 100-year flood. The basin has never failed, but there were reports that it was filled to the brim after heavy rainstorms in December 2004.

It seems to us that one possible outcome of a safety study would be that the basin is adequate to protect existing development downstream so long as the land in question remains in use as a settling grounds and is not developed. Thus, the safety study must take place before development plans get too far along.

Biane said he'd like to see a master-planned community with a lot of open space on the land. Rancho Mayor Bill Alexander said he'd like a master-planned community with low-density housing and open space that takes water issues into consideration. Sounds good, assuming any development is deemed safe.

Supervisor Dennis Hansberger cautioned that supervisors should not get too involved in the details of a project, and with that we agree. The county will want to maximize the price for its land certainly, but Rancho Cucamonga should be at the table through the whole process.

Of course, the county could unilaterally rezone the land for development before the city completes annexation. But the good news is that Biane was on the Rancho council when the city had to sue the county over zoning changes on county land adjacent to the city, so he's sensitive to the city's point of view.

As promised, here are some things that are not clear:



- How much confidence should we have in any safety evaluation by the Corps, given what we saw in New Orleans last year when the Corps' levees failed? Would a positive re-evaluation by the Corps of its own work give us any more confidence in the original design?
- We'd prefer to see another independent analysis of the basin's adequacy. But the Corps has been unmoved by past studies that found its work inadequate. If the local agencies were to hire independent scientists instead of the Corps to evaluate the basin and they found it lacking, how much weight would that carry with the Corps and with Congress? Would they still insist that the Corps do its own evaluation before any federal money went into an upgrade? Probably so. Would it be possible for the local agencies and the Corps to agree ahead of time on an independent reviewer whose evaluation would be taken seriously?
- What really is the county's position on the basin's safety? County officials, as recently as 10 days ago, have said they back the Corps' evaluation that the basin is safe. Yet the county flood-control district stated in a 2004 grant application that the basin needs to be enlarged to protect the public, and supervisors voted last summer to seek federal funding to improve the basin. Now Biane wants a review. On safety, the county seems to be on both sides of the basin wall.

In our view, the safety issue has to be settled before anything else happens.

Article Launched: 6/28/2006 12:00 AM

## Homes near Cable Airport mulled

Maria Hsin, Staff Writer  
Inland Valley Daily Bulletin

UPLAND - More than 350 homes slated for development near Cable Airport could transform the area with street improvements and additional residents, planners say. The 30-acre project, called Upland Crossing, is roughly bounded by Foothill Boulevard, Monte Vista Avenue and new extensions of 11th Street and Dewey Way.

The proposal from developer Lewis Operating Corp. will be considered by the city's Planning Commission tonight.

The land where the project is proposed was originally used as a water basin. The basin was filled in when the Chino Basin Water Conservation District decided it was no longer needed, said Community Development Director Jeff Bloom.

"We think this is exciting for the city of Upland," said Randall Lewis, Lewis' executive vice president. "It will provide much needed housing at pricing that is very attractive."

Sales of the townhomes and single-family homes could begin as early as mid-2007. The homes will range from 1,100 to 1,700 square feet and could sell from the low \$400,000s to the mid-\$500,000s, Lewis said.

A public trail along the San Antonio Channel may be constructed as part of the development.

Perhaps the most significant changes, if the project is approved, would be the extension of 11th west to Monte Vista and Dewey south of Foothill to 11th, Bloom said.

Also, the project would include street improvements on Foothill, such as landscaping and a raised median, Bloom said.

He also hopes the pedestrian trail along the San Antonio Channel would see improvements.

The costs would be shared by the developer and future residents as part of their tax bill.

The city would help pay for an additional water line, however, on 11th, which Bloom said was part of the city's plan to improve water services and would eventually have to be done. Since there would be construction on 11th with the street improvements, city officials would like to take advantage of that to install the second water line.

The City Council could review the project in mid-July.

The 6:30 p.m. commission meeting is at City Hall, 460 N. Euclid Ave.

Maria Hsin can be reached by phone at (909) 483-9391 or by e-mail at maria.hsin

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Chino  
Champion  
6/24/06

Champion photo by Richard Block  
Inside Chino's new water treatment plant, these vessels filter nitrates and perchlorate from well water.

## Water treatment plant helps keep city flush

By Richard Block

A new plant in Chino is removing potentially harmful nitrates and perchlorate from enough well water to fill a backyard swimming pool every five minutes.

The plant draws water from two wells, up to 1,000 feet below ground. That water is pumped through filters to remove large particles, and then through a vessel containing free-floating resin.

The resin attracts and absorbs nitrates and perchlorate particles, and cleaned water is pumped over to the reservoir on site. There, it is mixed with imported water or water from other wells, but it could be used without being blended, said Dave Crosley, the city's water and environment manager.

When the resin has absorbed as much material as it can, the vessel is rinsed, and the resulting brine is pumped to the Los Angeles County sanitation district, which disposes of it, Mr. Crosley said.

Nitrates are generated from agricultural activities, including fertilizer used in orchards and row crops, as well as waste produced by cattle. Perchlorate is found in some propellants such as rocket fuel and some fertilizers.

Chino suspects its perchlorate came from Chilean fertilizer that was used years ago, Mr. Crosley said.

The plant brings nitrate levels well below the federal standard of 38 parts per million, said Gil Aldaco, water utilities supervisor at Chino.

The plant, located on Benson Avenue just north of Philadelphia Avenue, is processing 4,000 gallons per minute, which would total more than 2 billion gallons per year. It has the capacity to produce 5,000 gallons per minute.

The city's annual water usage is 5.2 billion gallons.

According to Mr. Crosley, the city is developing more water-production projects in southern Chino, some of which may use filtration methods like the ones at the Benson plant.

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# Commentary • Opinion •

## Fire water policy needs change

**I**t's a tough sell this year to convince the public that water conservation is needed. In Northern California, there is still snow on the Sierras, the reservoirs are full and only in the past three weeks have rivers receded to the point where flood worries have been set aside.

Late rains benefited the state and wiped out worry about drought conditions—for this year.

But the state, after 25 years since the Peripheral Canal was shot down by a public vote, has bumbled and struggled to come up with good water policies to prevent economy-busting draught conditions that have been experienced in the past and we know are ahead.

Putting a cap on development is not one of those policies. All the new construction taking place in this valley and elsewhere is taking a share of water that prior residents and businesses have depended on. One would think that there is no end to the availability of our water supply, even as our use of Colorado River water is reduced and ecological clamps are put on other sources, such as the Owens Valley supply that feeds the Los Angeles area.

Long range water planning is alive. But the will of the governor and legislative leaders to advocate and finance new projects seems to be dry. Politics have forestalled planning that should have been in place 20 years ago.

However, there exists two methods of bolstering water supplies to meet the needs of the Southern California region without great expense. The first is conservation—getting people to use less, by reforming their household and landscape practices. People have done well to conserve in their homes. They have installed low flush systems and appliances. They brush teeth without leaving the water running, and adjust sprinklers to reduce waste. Water agencies are demon-

strating gardens that require less water. Such change of habits has saved the region from shortages, and made it possible for development to flourish.

The second method has been to develop water recycling and distribution systems—nitrate removal tertiary (3 stage) treatment plants and those purple mains and hydrants you see appearing throughout the area. This has reduced the need to use “potable” (drinkable) water for such things as irrigation, land development, car washing, commercial laundries, decorative fountains, ponds and so forth.

The tough part has been to gain public acceptance of such water. People feel unsure of “reclaimed” water, worried that they might be infected by it somehow if they use it for cooking, bathing, drinking or swimming pools. Water scientists and agencies have a way to go to convince people otherwise.

Apparently both education and consultation needs to be done among agencies. The Chino Valley Fire Department refuses to use water from purple pipes to fight fires. There is a great deal of water poured on structure fires and grass fires, water that should not require the same standard as potable household water. New developments can be required to have dual water systems, for construction and irrigation, and fire fighting, if departments will accept it.

Our fire department's answer to our queries has been “we've always done it that way.” Apparently fire fighting has been overlooked in the “save water” campaign, and there has been little discussion among local agencies regarding this.

Conserving water (even to fight fires) is an essential component of our future planning. Hopefully the agencies concerned will pursue this effort.

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Article Launched: 6/24/2006 12:00 AM

## Army Corps open to basin study

By Edward Barrera, Staff Writer  
Inland Valley Daily Bulletin

RANCHO CUCAMONGA - The Army Corps of Engineers' stance on reviewing the safety of the Deer Canyon basin doesn't appear to be set in stone.

Last week, Corps officials said they had no plans to re-evaluate the debris basin north of Rancho Cucamonga because it provides 100-year storm protection to the communities to the south.

Army Corps officials in September sent a letter in response to this past summer's inquiries by U.S. Sens. Barbara Boxer and Dianne Feinstein regarding the safety of the basin. In the letter, Corps officials said that while they believe the basin is adequate, they would study the safety issue if authorized by Congress and a local government agency requests and shares the cost of a review.

### **PDF Documents Download: Army Corp of Engineers and Senators' letters**

"If that is the case, then the very least I would like to do is look at this further," Rancho Cucamonga Mayor Bill Alexander said. "I don't have the foggiest idea how much it would cost, but I don't want to let it rest until we can ensure the community that is not going to be in jeopardy."

Concerns about the basin's safety surfaced after revelations a year ago that part of the 1,137 acres of San Bernardino County-owned land near the flood control facility might be developed. The county has appraised the land but refuses to reveal how much it is worth.

Greg Fuderer, Corps spokesman, said he couldn't estimate how much a study would cost and additional federal funding would be needed.

Steven Stockton, deputy director of civil works for the Corps, wrote to the senators that "the Corps is sensitive to the differences of opinion that have arisen over Deer Creek debris basin, and your wish to ... resolve (the) issues."

Stockton added that a local agency would also have to share the cost of "the construction of any resultant modifications to the system." In statements this week, Feinstein and Boxer said they would back a study if a local agency requested it.

"I believe the best way to resolve remaining questions about the basin's flood protection capability would be an additional study," Feinstein said. "But the rules of the (Corps) require a local sponsor, and no local agency has requested any further study or been willing to serve in that role."

County spokesman David Wert reiterated the county's position that it backed the Corps evaluation that the basin was safe. He couldn't comment on the agency's response to the senators because he hadn't seen the letter.

Meanwhile, Corps officials said it would be up to elected leaders to decide what they want.

"We are confident that it provides 100-year flood protection, but we take our marching orders from Congress," Fuderer said. "If Congress funds the study and a local sponsor shares the cost of that study, the Corps will conduct it."

*Edward Barrera can be reached by e-mail [edward.barrera@dailybulletin.com](mailto:edward.barrera@dailybulletin.com) or by phone at (909) 483-9356.*



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Article Launched: 6/20/2006 12:00 AM

## REQUEST DENIED

### Army engineers minimize Rancho flood worries

**"We are confident the debris basin provides 100-year storm protection"**

By Edward Barrera, Staff Writer  
Inland Valley Daily Bulletin

RANCHO CUCAMONGA -- The Army Corps of Engineers has ignored a request made 10 months ago by the state's two U.S. senators to review safety issues below a debris basin just north of the city.

Corps officials said the Deer Canyon basin has not failed since it was completed in 1983 and adequately protects Rancho Cucamonga developments to the south.

Questions about the basin's safety surfaced this past year after revelations that part of the 1,137 acres nearby might be developed. San Bernardino County, which owns the land, has appraised its value, but will not disclose the amount.

Sens. Dianne Feinstein and Barbara Boxer this past summer sent a letter to Lt. Gen. Carl A. Strock, the Corps' commanding general, asking the agency to evaluate the basin and resolve any safety concerns voiced over the years.

"We are asking that the U.S. Army Corps of Engineers evaluate the full range of possible threats to public safety from Deer Creek basin flooding and what remedial action should be taken," Feinstein and Boxer wrote in the August letter.

But a Corps official said no further analysis is needed.

"We are confident the debris basin provides 100-year storm protection, and in fact, it was evident through the wildfires and rain from 2003 through 2005," said Jay Field, Army Corps spokesman. "No evaluation has been done, and we have no plans to do one at this time."

~~Boxer did not return phone calls, and a Feinstein spokesman, Howard Gantman, said the senator's office is "exploring the questions you have raised and will get back to you as soon as possible."~~

Rancho Cucamonga Mayor Bill Alexander said he was slightly surprised by the Corps' position, especially in light of the major flooding problems that other parts of the country have endured.

"I'm not trying to tell (the Corps) what to do, but I think at the very least they would have looked at all the available information again ... so they can say they feel comfortable that there is no problem," Alexander said.

San Bernardino County spokesman David Wert said the county agrees with the Army Corps that the basin is safe.

But others have raised questions about the basin, and even county officials, in a 2004 grant application, asked for funds to refurbish the basin.

The county's Flood Control District submitted a request to the state for \$330,000 to enlarge it.

"Debris carried over the dam's spillway can block channel road crossings, causing overflow in those areas," wrote officials in the application to the state Office of Emergency Services.

The state denied the request, and in 2005 the county Board of Supervisors decided to pursue federal funding to make improvements.

Doug Hamilton, a consulting engineer and debris flow specialist, said in an earlier interview that the flood-control facilities have not been tested by high-intensity pounding of worst-case storms.

"There's a problem with the design of the basin," Hamilton said at the time. "There is still a significant hazard that affects the value and possible uses of the land."

Hamilton could not be reached for comment Tuesday on the Corps' decision.

**Related Articles:**

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- **Lawyer still questioning basin**

Staff Writers Megan Blaney and Guy McCarthy contributed to this story.

Article Launched: 6/25/2006 12:00 AM

## Chino water facility debuts

### \$6M plant will remove nitrates

By Joanna Parsons, Staff Writer  
Inland Valley Daily Bulletin

CHINO - A new water treatment facility will allow the city to use more local groundwater and save money on imported water from Northern California.

City officials welcomed the opening of the public works water treatment facility on Benson Avenue Wednesday:

Technology in place at the \$6-million plant will remove many unhealthy nitrates from water in the Chino Basin aquifer, which means the city will be able to draw 10 percent more local water instead of importing it, said Jim Hill, assistant director of the city's public works department.

"It's a state-of-the-art facility that will be a tremendous asset to the people of Chino," said Ken Manning, chief executive officer of the Chino Basin Watermaster, which manages the pumping of water from the Chino Basin.

"The city's groundwater is cheaper, and it's of good quality."

Much of Chino's water, 65 percent, already comes from the aquifer. The remaining 35 percent is imported from Northern California via the California Aqueduct.

The imported water is blended with local water to help reduce unhealthy levels of nitrates that have accumulated in the groundwater from years of agricultural activity.

According to Hill, the state considers nitrate levels of 45 parts per million or higher harmful. Water pumped from the aquifer can contain nitrates ranging from 45 to 85 parts per million.

Hill said the water treated at the new facility will contain less than 10 parts per million in nitrates.

The technology in place at the plant will also enable water to be used from two wells that were not in operation because of their high level of nitrates, said Richard Atwater, general manager of the Inland Empire Utilities Agency.

If Chino's water demand doesn't go up, Hill said, decreasing imported water would save the city about \$1 million annually.

Manning said that using more local water also is important because the Northern California water supply could be cut off in the event of an earthquake or other major disaster.

Atwater said the overall goal is to increase groundwater pumping, and that without the facility, bringing in imported water on an annual basis would be 50 percent more expensive for Chino.

The nitrate-removing technology has been around for 20 years, but the Benson Avenue treatment plant is the first one Chino owns and operates.

The city receives some water treated at the Chino Desalter Facility, which is IEUA-operated, Hill said.

Atwater said the process, which is also being used in facilities in Upland and Pomona, will become more common in the Inland Valley, with Ontario designing a similar treatment facility.

"We'll have many more of these type of treatment plants," Atwater said.

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# Recycled water finds no role in firefighting

By Melodie Henderson



Champion file photo by Josh Thompson

Chino Valley firefighter Mike O'Toole pumps water onto a blaze in January on Netzley Place in Chino.

Even as the Inland Empire Utilities Agency encourages the use of recycled water, particularly for new developments such as College Park, the fire district and city of Chino have no plans to utilize recycled water for fighting fires in College Park, or anywhere else, according to Division Chief Tom Maxham.

"The custom for fighting fires is regular, potable water—always has been, all over the city," Chief Maxham said. "There are no plans to use reclaimed water."

According to City Planner Chuck Coe, Chino Valley Independent Fire District responded to the College Park Environmental Impact Report with a letter specifying that recycled water would not be used for fire protection systems.

The city's reply to the district was, "Thank you for your comments; the use of recycled water is not planned for fire protection services," Mr. Coe said.

According to the utilities agency, recycled water is already used for irrigation on the beltways in Chino Hills and several parks, including Ayala Park, golf courses at Los Serranos, Empire Lakes and El Prado. And a line is in place to carry the water to College Park.

"It can be used for cooling towers, decorative fountains, commercial laundries, car washes — anything you don't need potable water for," said Sondra Elrod of the IEUA. "If the fire district wanted to use it, we could probably get it to them."

Chief Maxham cites unfamiliarity as the reason the district does not use the water.

"We don't have any experience with the use of that water. The norm throughout the state is not to use reclaimed water. In the event of a disaster, if it was available to use, we would," he said.

"I know there have been conversations with the fire district in the past, about using recycled water," Ms. Elrod said. "We would love to see it being used."

Hydrants could be connected to existing recycled water pipes, she said. "We would run recycled water pipes just for

our fire department. We have pipes all over, we would just have to connect them," Ms. Elrod said.

Whether the fire district decides to use recycled water or not, the IEUA will continue to encourage others to utilize the resource.

"We will look for as many recycled water users as we can," Ms. Elrod said.

Joe Garcia of the state fire marshal's office referred questions about the use of recycled water for fire suppression to the Department of Forestry and Fire Protection.

Jesse Estrada, public information and education officer for the department, said the state has no policy regarding the use of such water in firefighting.

The department is not in the water

See WATER, Page A-2

## Water

Continued from Page A-1

business, Mr. Estrada said. Firefighters use water supplied by the local water utility in fighting structure fires or the closest alternative water source to fight range fires.

"The sources where we get water depends on where the fire is," he said.

The amount of water consumed in fighting a structure fire also varies too much to be estimated or averaged, Mr. Estrada said.

Variables include whether the structure is residential or commercial, its contents and their volatility and what portion of it is burning.

"Burn the same house three times, and it'll be three different fires," he said.

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Article Launched: 6/15/2006 08:47 PM

## Out with the old, in with the new

Inland Valley Daily Bulletin

Lawns all over the Inland Empire will be much smarter come the end of July, due in no small part to the advancement of technology.

The Inland Empire Utilities Agency is offering area residents a new SmarTimer irrigation controller in exchange for their old irrigation unit. The timer can tell when it is rainy or wet outside, as well as how much water is necessary for maximum coverage and minimum water usage.

Single family residential water service customers from Monte Vista Water District; cities of Chino, Chino Hills, Upland, Ontario; Fontana Water Company; Cucamonga Valley Water District; and San Antonio Water Company are eligible to receive a free controller.

Training will be offered at the event on how to install and use the controller. It is being sponsored in part the Department of Water Resources and the Metropolitan Water District. The IEUA SmarTimer irrigation controller exchange event is to be held July 22 in the Demonstration Garden at the Chino Basin Water Conservation District in Montclair.

Mary Ann Melle said the event is a partnership of area agencies promoting water conservation. She said that while the event is free, reservations are required.

"The timer helps to prevent run off and water waste but more than that it is literally a state of the art controller," Melle said. "It can tell the difference between a hot and sunny day or rainy one and whether or not the area needs to be watered. Since it's on a timer, there is no risk of over-watering." There is limit of one controller per household, Melle said. Eunice Ulloa, general manager of the Chino Basin Water Conservation District, which is located in Montclair and serves the surrounding cities, said that the event is good way to bring residents to the gardens that is water conservation related.

"It's free, simple to use, can help to reduce water use up to 25 percent, and it also helps the overall health of the landscape in our area -- what's not to like," Ulloa said.



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Article Launched: 6/17/2006 12:00 AM

## Colonies says no to talks

By Jeff Horwitz, Staff Writer  
Inland Valley Daily Bulletin

An attempt by the county to restart settlement talks in the high-stakes Colonies Partners LP flood control lawsuit has been rejected.

Officials for the Colonies said Friday they would rather see immediate, binding arbitration.

After discussing the case with the San Bernardino County Board of Supervisors earlier this week, Interim County Counsel Dennis Wagner contacted the Colonies to explore potential settlement talks under the auspices of San Bernardino County Superior Court Judge Christopher J. Warner. His expertise in the case, he said, would likely smooth any talks.

"I was surprised that if the Colonies really wanted to talk settlement, that they wouldn't consider using the trial judge for that endeavor," Wagner said.

Colonies officials, however, said Friday they would be willing to talk about a financial settlement after the judge decides the land-use issues.

The proposal was tendered a little more than a week after Warner heard closing arguments in a six-week trial intended to resolve whether San Bernardino County hijacked Colonies' land for flood control purposes. Both sides in the Colonies' trial are preparing to submit their final papers to the judge, who has said he will reach a verdict within six weeks.

Jeff Burum, co-managing partner of the Colonies hadn't objected to either Warner or a possible settlement. The problem was that asking the judge to step into settlement talks before issuing a verdict would provide grounds for the whole trial to be thrown out on appeal, Burum said.

The Colonies is happy to have Warner overseeing the trial, Burum said, "and we don't want to lose two months of his hard work and our hard work because of a sleight of hand move by the county." "To prove they are playing games, if they would agree to go to binding arbitration on damages in the next 30 days outside of the normal court process with Judge Warner and live with whatever he rules, I will absolutely agree to that," Burum said. "They're never going to submit to that."

"Completely not true," Wagner responded to allegations the county wasn't sincere. "They can put whatever spin on it they want."

Wagner said any decision about settlement talks would need to be made by the county Board of Supervisors.

Earlier Friday afternoon, two county supervisors said they were willing to see what the judge decides before taking their next step.

"I don't have a problem with that at this point," the 4th District's Gary Ovitt said. "We're obviously interested in going to the settlement table with them. Obviously the Colonies wanted to wait until after the judge made his decision."

Third District Supervisor Dennis Hansberger said he'd also support settlement talks - assuming the Colonies was willing to make more compromises than it has in the past.

"They're entitled to have their own judgment as to whether that's the right decision," Hansberger said of the Colonies' rejection of the county proposal. "Personally, I feel good about the county's position."

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Article Launched: 6/17/2006 12:00 AM

## Lobbying firm with ties to Lewis splits in two

By Guy McCarthy, Staff Writer  
Inland Valley Daily Bulletin

A lobbying firm in the nation's capital whose ties to Rep. Jerry Lewis, R-Redlands, are the subject of a federal criminal investigation abruptly announced Friday it is splitting into two groups.

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- [Lewis accused of offering illicit influence](#)
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Copeland Lowery Jacquez Denton & White has more than two dozen government and private business clients in San Bernardino and Riverside counties. They paid the firm \$1.7 million in lobbying fees in 2005.

Since June 1, at least seven Copeland Lowery clients in the Inland region including San Bernardino County have confirmed receiving federal subpoenas seeking records relating to the firm and Lewis.

A spokesman for San Bernardino County said someone from Copeland Lowery contacted the county about the same time the lobbying firm released a statement to the media.

"It's really too soon for the county to digest this and try to determine what it means," said David Wert, county spokesman. "Our legislative director, Jim Lindley, was contacted about 4 p.m. Copeland Lowery assured us this would have no impact on its contract with the county."

The Copeland Lowery statement was issued by Patrick Dorton, a spokesman for the firm.

"Given the current media focus on the firm, Copeland Lowery Jacquez Denton & White has made a strategic and mutually-agreed upon decision to separate its partnership into two groups," the statement began.

The FBI and a federal grand jury have also focused on the firm and its ties to Lewis, chairman of the House Appropriations Committee who oversees about \$900 billion in federal spending. No one on Lewis' staff or with Copeland Lowery has been formally accused of any wrongdoing.

The firm's three Republican named partners including Lewis' friend and former California congressman Bill Lowery will continue to lead the existing firm, while the two Democratic partners will form a separate partnership.

"All the partners remain focused on their client work, discussing issues on Capitol Hill, and working with regulatory agencies every single day," the statement said. "We continue to work on normal routine legislative funding issues, as well as other federal consulting and strategic advocacy on behalf of our clients."

The firm has 19 employees including 14 registered lobbyists.

The announcement of Copeland Lowery's split came three days after officials with one of its local clients, the city of Redlands, suggested cutting ties with the firm. Earlier this month, Redlands officials confirmed receiving a federal grand jury subpoena ordering city officials to turn over all communications between the city, Copeland Lowery and Lewis.

Lewis, reached Friday evening at his home in Washington, said he didn't know anything about the Copeland Lowery split.

"Why should I know about it?" Lewis said. "I know no more about it than you."

In 2005, Copeland Lowery Jacquez Denton & White had more than two dozen clients in San Bernardino and Riverside counties.

Advatech Pacific Inc., Redlands, \$80,000

Cal State San Bernardino Foundation, \$120,000  
 City of Highland, \$40,000  
 City of Loma Linda, \$20,000  
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 City of Redlands, \$20,000  
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 March Joint Powers Authority, \$40,000  
 Mojave Water Agency, Apple Valley, \$60,000  
 Riverside County, \$120,000  
 San Bernardino Associated Governments, \$60,000  
 San Bernardino County, \$160,000  
 San Bernardino Valley Municipal Water District, \$40,000  
 Santa Ana Watershed Project Authority, Riverside, \$40,000  
 St. Bernardine Medical Center, \$80,000  
 Tactical Survey Group, San Bernardino, San Diego, \$80,000  
 Town of Yucca Valley, \$40,000  
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*Source: Center for Responsive Politics. For more information, visit [www.opensecrets.org](http://www.opensecrets.org) on the Internet.*

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The Associated Press contributed to this report. Contact Guy McCarthy at (909) 386-3872 or via e-mail at [guy.mccarthy@sbsun.com](mailto:guy.mccarthy@sbsun.com).