



# CHINO BASIN WATERMASTER



## NOTICE OF MEETINGS

**Thursday, March 25, 2010**

11:00 a.m. – Watermaster Board Meeting

*(Lunch will be served)*

***AT THE CHINO BASIN WATERMASTER OFFICES***

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





# **CHINO BASIN WATERMASTER**

**Thursday, March 25, 2010**

11:00 a.m. – Watermaster Board Meeting

## **AGENDA PACKAGE**



**CHINO BASIN WATERMASTER  
WATERMASTER BOARD MEETING**

11:00 a.m. – March 25, 2010

WITH

*Mr. Ken Willis, Chair, Appropriative Pool  
Mr. Michael Camacho, Vice-Chair, Municipals*

At The Offices Of

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

**AGENDA**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**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 Watermaster Board meeting held February 25, 2010 *(Page 1)*

**B. FINANCIAL REPORTS**

1. Cash Disbursements for the month of January 2010 *(Page 11)*
2. Watermaster Visa Check Detail for the month of January 2010 *(Page 15)*
3. Combining Schedule for the Period July 1, 2009 through January 31, 2010 *(Page 17)*
4. Treasurer's Report of Financial Affairs for the Period January 1, 2010 through January 31, 2010 *(Page 19)*
5. Budget vs. Actual July 2009 through January 2010 *(Page 21)*

**C. INTERVENTION INTO THE AGRICULTURAL POOL**

Intervention of Rafael Treto into the Agricultural Pool *(Page 23)*

**II. REPORTS/UPDATES**

**A. WATERMASTER GENERAL LEGAL COUNSEL REPORT**

1. Peace II SEIR
2. Non-Agricultural Pool Information Requests Status
3. Database and Record Management

**B. ENGINEERING REPORT**

1. 2010 Basin Plan Amendment
2. Recharge Master Plan Update

**C. CEO/STAFF REPORT**

1. Legislative Update
2. Recharge Update
3. ALCOA Monitoring Wells
4. Turner Basins/Guasti Park Task Force

**III. INFORMATION**

1. Newspaper Articles (*Page 27*)

**IV. BOARD MEMBER COMMENTS**

**V. OTHER BUSINESS**

**VI. CONFIDENTIAL SESSION - POSSIBLE ACTION**

Pursuant to Article 2.6 of the Watermaster Rules & Regulations, a Confidential Session may be held during the Watermaster committee meeting for the purpose of discussion and possible action.

1. Non-Agricultural Pool Paragraph 31 Motion

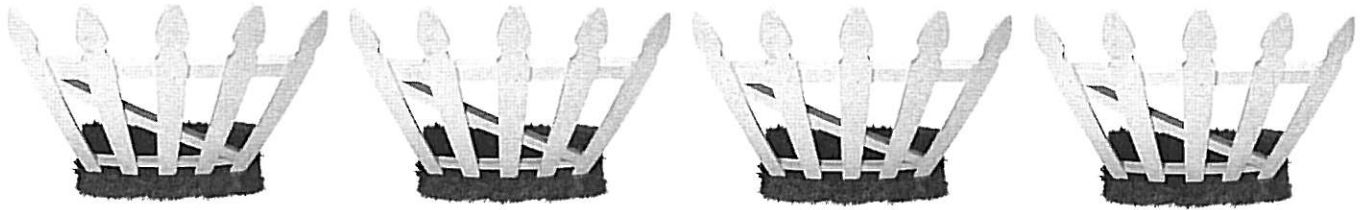
**VII. FUTURE MEETINGS**

Thursday, March 25, 2010	9:30 a.m.	Special Appropriative Pool Confidential Session Meeting @ CBWM
Thursday, March 25, 2010	11:00 a.m.	Watermaster Board Meeting @ CBWM
Thursday, March 25, 2010	1:00 p.m.	Recharge Master Plan Workshop @ CBWM
Thursday, April 8, 2010	9:00 a.m.	Agricultural Pool Meeting @ IEUA
* Thursday, April 8, 2010	1:00 p.m.	Appropriative Meeting @ CBWM
* Thursday, April 8, 2010	2:30 p.m.	Non-Agricultural Pool Meeting @ CBWM
Thursday, April 15, 2010	8:00 a.m.	IEUA DYY Meeting @ CBWM
Thursday, April 15, 2010	9:00 a.m.	Advisory Committee Meeting @ CBWM
Wednesday April 21, 2010	9:00 a.m.	RMP Half Day Workshop @ <b>Rancho Central Park</b>
Thursday, April 22, 2010	11:00 a.m.	Watermaster Board Meeting @ CBWM

\* Notes a different day than the regularly scheduled 1<sup>st</sup> Thursday of every month meeting and will return to the normal schedule on May 6, 2010

**Meeting Adjourn**



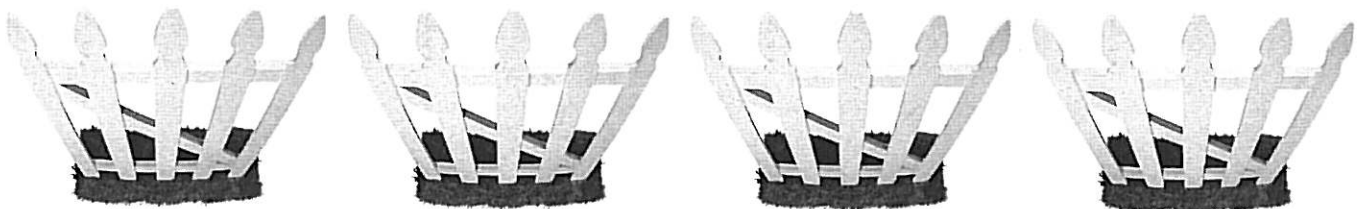


# CHINO BASIN WATERMASTER

## I. CONSENT CALENDAR

### A. MINUTES

1. Watermaster Board Meeting held on February 25, 2010



*Draft Minutes*  
**CHINO BASIN WATERMASTER  
WATERMASTER BOARD MEETING**

*February 25, 2010*

The Watermaster Board Meeting was held at the offices of the Chino Basin Watermaster, 9641 San Bernardino Road, Rancho Cucamonga, CA, on February 25, 2010 at 11:00 a.m.

**WATERMASTER BOARD MEMBERS PRESENT**

Ken Willis, Chair  
Terry Catlin  
Charles Field  
Bob Kuhn  
Michael Whitehead  
Bob Bowcock  
Tom Haughey  
Geoffrey Vanden Heuvel  
Paul Hofer

West End Consolidated Water Company  
Inland Empire Utilities Agency  
Western Municipal Water District  
Three Valleys Municipal Water District  
Fontana Water Company  
Vulcan Materials Company  
City of Chino  
Agricultural Pool  
Agricultural Pool

**ABSENT WATERMASTER BOARD MEMBERS**

Michael Camacho

Inland Empire Utilities Agency

**Watermaster Staff Present**

Kenneth R. Manning  
Ben Pak  
Danielle Maurizio  
Sherri Lynne Molino

Chief Executive Officer  
Senior Project Engineer  
Senior Engineer  
Recording Secretary

**Watermaster Consultants Present**

Scott Slater  
Michael Fife

Brownstein, Hyatt, Farber & Schreck  
Brownstein, Hyatt, Farber & Schreck

**Others Present**

Ken Al-Imam  
Mark Kinsey  
David DeJesus  
Rick Hansen  
Steve Kennedy  
Shaun Stone  
Karen Johnson  
Josh Swift  
Robert Young  
Tom Crowley  
Jeff Pierson  
Bob Feenstra  
Pete Hall  
Jennifer Novak  
Tom Harder  
Ron Craig  
Eunice Ulloa  
Ken Jeske  
Tim Hampton  
Gary Meyerhofer

Mayer Hoffman McCann P.C.  
Monte Vista Water District  
Three Valleys Municipal Water District  
Three Valleys Municipal Water District  
Three Valleys Municipal Water District  
City of Upland  
Water Resources Planning  
Fontana Water Company  
Fontana Union Water Company  
West Valley Water District  
Ag Pool – Crops  
Dairy  
State of California – CIM  
State of California Department of Justice  
Jurupa Community Services District  
City of Chino Hills  
Chino Basin Water Conservation District  
City of Ontario  
City of Pomona  
Carollo Engineers

Jack Safely  
Dave Penrice  
Brian Geye  
Dave Crosley  
Ben Lewis  
Steve Hoch

Western Municipal Water District  
Aqua Capital Management  
Auto Club Speedway  
City of Chino  
Golden State Water Company  
Brownstein, Hyatt, Farber & Schreck

Chair Willis called the Watermaster Board meeting to order at 11:05 a.m.

### **PLEDGE OF ALLEGIANCE**

### **AGENDA - ADDITIONS/REORDER**

Chair Willis stated there is an item added to the agenda. Chair Willis stated Sheri Rojo, who has been with Chino Basin Watermaster for eight years, has decided to leave Watermaster and start her own business. Ms. Rojo stated when she started with Watermaster she knew very little about water. However, over the past eight years she has learned a great deal about water and has grown a lot. Ms. Rojo thanked the Board members and parties present for the faith and confidence that was bestowed upon her to run the finances and the accounting aspect of Watermaster. Ms. Rojo noted she has a lot of respect for this Board and their positions because the decisions that the Board makes really do affect the lives of many people now and in the future. Mr. Manning stated Sheri has been an invaluable part of the Watermaster team and he thanked her and wished her well in her new business endeavor. The Board collectively thanked Ms. Rojo for a job well done.

Mr. Manning noted the revised agenda which was noticed to the parties added a closed session to discuss the Chino Airport water quality litigation and the potential Overlying Non-Agricultural Pool Paragraph 31 Motion.

### **I. CONSENT CALENDAR**

#### **A. MINUTES**

1. Minutes of the Annual Watermaster Board Meeting held January 28, 2010

#### **B. FINANCIAL REPORTS**

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

Mr. Bowcock asked that the Consent Calendar items be pulled from the agenda for discussion. Mr. Bowcock noted the minutes do not accurately reflect the meeting on January 28, 2010. Mr. Bowcock stated he wants the tape to that meeting preserved and verbatim minutes produced for the January 28, 2010 meeting. Mr. Bowcock stated he is going to vote no as he has consistently done during the Pool and Advisory Committee meetings to remain constant. Mr. Manning stated this item went to the Advisory Committee and Mr. Bowcock did vote no at that meeting. However, the rest of the parties present at the Advisory Committee meeting voted yes in a more than 80% vote. Mr. Vanden Heuvel inquired as to why Mr. Bowcock is voting no or what his actual objections are, as to make an informed vote himself today. Mr. Bowcock reviewed the sequence of events leading up to his decision for his no votes. Mr. Vanden Heuvel expressed his concern regarding the Non-Agricultural Pool voting no on items without a clear explanation being given and asked that the issues be dealt with prior to a vote being asked for. Mr. Field stated he would not vote no on an item unless he was given a clear and concise explanation as to why he should vote no. Mr. Bowcock stated it is too lengthy a process to be presented in its entirety and offered more information regarding the presented Financial Reports and the history on his no votes. A discussion regarding Mr. Bowcock's comments ensued and it

was noted that this will be discussed in greater detail during closed session. Counsel Slater acknowledged the Non-Agricultural Pool has asked questions and has received answers. However, the answers offered were not satisfactory to the Pool. Counsel Slater asked for direction from Mr. Bowcock as to what Watermaster and/or counsel should be doing to move this process forward. Mr. Kuhn commented that with Counsel Slater's statement, the question was answered, and the answers were given to the Non-Agricultural Pool. However, they were not satisfied with the answers. Mr. Bowcock stated not all questions were answered. Chair Willis inquired as to what will be the process to resolving this matter. Mr. Bowcock stated if the Board members want to postpone approving these items for a month, then he will commit to whatever time it takes to work with staff to get the answers needed. A discussion regarding this issue ensued. Counsel Slater stated Watermaster staff believes it has answered all the questions. Staff now needs an articulation, promptly, by the Overlying Non-Agricultural Pool as to which questions were not answered, and then, to which questions there is an unsatisfactory answer. Mr. Kuhn offered comment on negative votes. Mr. Manning assured the Non-Agricultural Pool that staff wants to work this situation out swiftly and felt that all questions were addressed. Mr. Kuhn stated the minutes need to reflect there are questions which the Non-Agricultural Pool feels are not answered and this was an item of discussion. Mr. Kuhn and Mr. Willis asked that an update on the progress of this particular situation be given at the next meeting.

*Motion by Kuhn, second by Willis and by majority vote – Bowcock, Vanden Heuvel, and Hofer voted no*

*Moved to approve Consent Calendar item A through B, as presented*

## II. BUSINESS ITEM

### A. CHINO BASIN WATERMASTER ANNUAL AUDIT

Mr. Manning stated Mr. Ken Al-Imam is here from Mayer Hoffman McCann P.C. who was the accounting firm which performed our annual audit to give a short presentation regarding the financial statements year ending June 30, 2009. Mr. Al-Imam gave the presentation which included topics on Financial Position, Replenishment Revenues, Administrative Assessments, Operating Expenses, Required Communications, and the Objectives of an Annual Audit. Mr. Al-Imam's conclusions were that Watermaster financial statements conform to government accounting standards. No questions were asked regarding the recent audit or Mr. Al-Imam's presentation

*Motion by Catlin, second by Haughey and by unanimous vote*

*Moved to approve filing the Chino Basin Watermaster Annual Audit, as presented*

### B. INFORMATION REQUESTS FROM HOGAN & HARTSON

Chair Willis asked Mr. John Mura to come to the podium. Mr. Mura, City of Chino Hills, stated he is the vice-chair of the Appropriative Pool and noted there was a special Appropriative Pool meeting today and he wanted to give the Watermaster Board the action items from that meeting: 1) Retained counsel and approved a representation agreement with John Schatz to represent the Appropriative Pool in the matter of the Non-Agricultural Pool, 2) Entered into a Consent and Waiver of Conflict of Interest, and 3) Asking Watermaster to establish a special Appropriative Pool Assessment to fund legal counsel expenses in the future in the amount of \$100,000.00. Mr. Schatz offered comment on his retention and the reasons for the need for legal retention. Mr. Schatz discussed the set budget, the special Appropriative Pool Assessment, and the parties' hopes for an expedient resolution.

Chair Willis stated I have spent a lot of years in the water arena and those of you who know me, know I have had the privilege of serving on the most important water board in the State of California; the State Water Resources Control Board. Chair Willis stated I also served on other agencies' boards here in the valley and Watermaster plays a much more important role than I realized when I first became acquainted with Watermaster. The role of Watermaster is to serve the interest of the public good and that is primarily in the area of water quality as well as fairly

sharing a resource which is absolutely necessary to the good order of the general public. The interest of the Overlying Non-Agricultural Pool, as presented to me thus far, are not in the interest to the general public but are more suited to be described as an attempt to raid the public treasury for the financial benefit of a very few number of people. This issue is not about justice, but as I see it, more in the interest of greed. The role of Watermaster must now protect the public from those of private interest who show no concern to the overall welfare of the general public who lives and works here in the Chino Basin. Let's be honest and face it, this is what we are really dealing with. I had to make that statement because I have been very displeased with things I have had to read about, and not only this matter but other issues surrounding the Chino Basin Watermaster and the Chino area in general, and public officials need to stand up and take charge; those of us who are elected to do so, need to do it.

Mr. Manning stated over the last few weeks Watermaster has received numerous requests from the law firm that has been retained by the Non-Agricultural Pool to help them better understand the situation, as they see it, relative to the notice that was filed for the Notice of Intent to Purchase. Mr. Manning reviewed the situation at hand and noted Watermaster staff and counsel has complied with the requests, copies of documents, copies of tapes, and information. Mr. Manning stated some requests that have been made are absolutely outside our boundary to approve for staff to supply to them, which is why Watermaster staff and counsel feel it necessary to present this matter to the Watermaster Board for direction. Those items are outlined in the staff report in the meeting package starting on page 55. Counsel Slater asked that the members of the Board turn to page 56 of the meeting packet to begin looking at item 1 which references a February 10, 2010, request to preserve evidence. Counsel Slater stated counsel has reviewed this request and noted it is unusual because no actual litigation has been filed by a party raising an issue. Counsel Slater stated there is an indication the Non-Agricultural Pool is intending to bring a motion under Paragraph 31. However, no copy has been received to date. The request effectively asks for preservation of electronic data to avoid the prospect that evidence or material information towards a pending case or a motion would be manipulated or destroyed in the intervening period between now and the date that the matter was heard. Such requests are not uncommon in some forms of litigation and are somewhat intrusive. In order for Watermaster to comply, it would need the retention of expertise beyond that which is possessed within the family. Counsel Slater stated that the recommendation, while we do not think Watermaster or its staff or its consultants are necessarily subjected to this, as a matter of law, or preference, would be to retain a consultant to engage a practice of preserving the requested evidence unless the board feels as if the effort is too intrusive or too expensive to comply with. Counsel Slater referenced the quotes given by outside consultants and in estimation, the cost would be approximately \$20,000.00 in excess of counsel and staffs time to comply. Counsel Slater acknowledged in the past the Watermaster Board has always encouraged the parties to meet with the propounding party to see if there is something that can be worked out which is less intrusive. In the event an agreement is not obtainable, the Watermaster has the power to appeal to the court for a protective order and a discovery order articulating what exactly should be produced, and under what circumstances. Counsel Slater expressed to the Board if they are not inclined to fund this, then the Board should tell counsel and staff to meet with the Non-Agricultural Pool and see if we can reduce the request. If we can't arrive at reasonable satisfaction, then we can seek a protective order from the court to define how it is we should comply. Counsel Slater inquired if the Board wanted to take each item separately or as one. Chair Willis stated to keep them individual and with separate motions. Counsel Slater stated the recommendation is to hire a consultant in order to appropriately comply with the request. A lengthy discussion regarding this matter ensued. Mr. Field stated he would move to approve the recommendation by counsel. Mr. Bowcock stated he heard counsel offer a resolution to possibly first have the parties meet and work things out, and he would accept that offer and encourages the Board members to do that first and take a less intrusive path. Mr. Bowcock acknowledged this all centers around the destruction of a meeting tape that was made on January 7, 2010. The argument between counsels is over whether it was destroyed according to Watermaster Policy or whether it was destroyed under the terms of the Brown Act. Mr. Bowcock offered comment regarding the meeting tape being



destroyed within a week of the meeting and its destruction being after Watermaster staff was verbally instructed on January 18, 2010, to not destroy any tapes. Mr. Bowcock stated many members of the Non-Agricultural Pool, including himself, believe the minutes of the meeting were prepared subsequent to January 18, 2010, and there is evidence of that if the parties would look at Watermaster's computers. Mr. Bowcock requested one of the Watermaster Board members go into the Watermaster computers and look for the evidence themselves so that the money does not have to be spent on an outside consultant. Counsel Slater stated counsel and staff would like to work with the Non-Agricultural Pool members to narrow the request in a way that is not unduly burdensome to Watermaster and its staff. This would need to be in the form of a motion.

*Motion by Field, second by Willis and by unanimous vote*

***Moved to direct Watermaster staff and counsel to work with the Non-Agricultural Pool members and their legal counsel to come up with an amicable mediation on narrowing their scope of requests and then report back to the Watermaster Board, as presented***

Counsel Slater stated the second item relates to the Public Records Act (PRA) request and it is Watermaster's position as the special master for the branch of the judiciary that the court and Watermaster are not subject to the Public Records Act. Watermaster has its own rules and procedures whereby Watermaster is already a transparent agency by allowing all documents to be inspected by the court. There are processes in place where virtually everything that is at Watermaster can be obtained by proper request. Counsel Slater stated Watermaster takes every effort to make available the Watermaster documents consistent with the PRA and consistent with our own internal Rules & Regulations. Counsel Slater stated some of the requests for documents are overbroad with regard to invoices which contain the attorney/client/counsel and a description of work product privileges. The attorneys' deliberations and the subject matter of communication with its client are deemed to be privileged and outside the Province of a Public Records Act request. However, there was a request for the attorneys' invoices, deliberations, and task descriptions. Counsel Slater stated counsel feels without direction from the Board, the request is too far. It was proposed to send redacted invoices which will only contain the individual items reviewed. Counsel Slater stated there is an expense related to this request for approximately 5 to 10 hours of attorney time to go through the invoices in the relevant time period. Staff and counsel are prepared to take on that effort if the Board gives that direction. Mr. Bowcock acknowledged the Non-Agricultural Pool members do not want redacted Brownstein invoices and they are entitled to review them in their entirety. Mr. Bowcock stated if they are to be redacted then Non-Agricultural Pool members would request an independent party conduct the redacting exercise. A lengthy discussion regarding this request ensued. Mr. Field stated the issue before us is for this Board to allow parties to view privileged and inappropriate information. Mr. Bowcock noted the Non-Agricultural Pool pays a portion of the legal bills and inquired whether or not they are entitled to see the bills. A discussion regarding Mr. Bowcock's comments ensued. Mr. Field noted these are not simple questions and have a lot of overlying considerations to them. We are going to either follow the advice of our legal counsel or we are not. Mr. Field stated he recommends we follow the advice of legal counsel in these proceedings because it is clear there are parties who are significantly disgruntled. Counsel Slater stated any time the parties are willing to work with counsel and staff to narrow the request, or to work with us to retain descriptions that do not invade attorney/client work product privileges, is a welcome solution. A discussion regarding this matter ensued and Mr. Field stated he believes there is a conflict of interest with regard to Mr. Bowcock's dual role, and he intends to support staff and legal counsel's recommendation.

*Motion by Field, second by Vanden Heuvel and by majority vote – Bowcock voted no*

***Moved to direct legal counsel to redact invoices consistent with the Public Records Act and proved invoices to Hogan & Hartson, as presented***

Counsel Slater stated the third item relates to information and document requests which were just discussed regarding the preservation of a meeting tape and Watermaster's response to the process. Counsel Slater stated a summary has been prepared by counsel and that summary was presented to the Non-Agricultural Pool members and counsel. It has been followed with a request to conduct a form of forensic analysis of the Watermaster computer system that gave rise to the generation of the document. Counsel Slater stated a member of the Watermaster staff who prepares the minutes provided a step-by-step process regarding the tape in question, the process followed to prepare minutes and the tape's destruction. This summary was not sufficient to the Non-Agricultural Pool, which led to the request to have access to electronic files to presumably challenge the veracity of the description. Counsel Slater stated there is no pending matter before the court, there is no discovery order, there is no statement of what is at issue, and counsel and staff attempted to make a supreme effort in providing a summary of actions regarding this matter. Counsel Slater stated turning over Watermaster computers for forensic analysis seems beyond the scope of where we presently are legally. Chair Willis acknowledged that if Watermaster computers were subject to these forensic analyses, then every member of the Non-Agricultural Pool should reciprocate in allowing our forensic analysis of all their computers. Mr. Kuhn stated it seems there is ultimately only one question to be asked and nobody has actually asked the question and has only skated around the question. A discussion regarding opening up Watermaster computers for all to go through without a law suit ensued. Mr. Vanden Heuvel stated he agrees with staff's recommendation to deny access to Watermaster's computer system. Mr. Vanden Heuvel asked when the minutes of the January 7, 2010 meeting were prepared. Mr. Manning referenced the handout that explains the process that his administrative assist uses as the process for preparing minutes and destroying meeting tapes. It was noted that the Watermaster Board members did not have the handout and a copy would be given to them shortly. Mr. Manning acknowledged the Non-Agricultural Pool is asserting that the tape was destroyed after the instruction was given to stop all destruction of tapes. The evidence the Non-Agricultural Pool is alluding to is the creation date of January 21, 2010, on the computer. However, that is the creation date of the final minutes that are placed in the meeting packet and not the date the draft minutes are started. The draft minutes are started the Friday or Monday after the Pool, Advisory Committee, or Watermaster Board meeting. Minutes are done every single week. After the meeting the draft document is created using both a series of notes taken during the meeting, and in listening to the tape to pair up who is talking. Sherri Lynne is the only one with the ability to decipher who is speaking on the tape. After the draft document is complete she destroys the tape while keeping the draft minutes, which are then given to a staff member and legal counsel for edits. Once the edited draft minutes are complete the final minutes are then put onto the hard drive, and that is the computer reflected created date. The date for the January 7, 2010, minutes is January 21, 2010. The draft minutes were started on January 10, 2010, and the tape was destroyed on January 12, 2010. This practice is absolutely consistent with policy developed by the Watermaster Board in 1993 and has been practiced by the recording secretary since that time. Mr. Manning vowed this particular incident has been investigated thoroughly and Ms. Molino's description of events which was put together in a summary and represents the facts accurately. Mr. Manning stated the only person who has access to that data is Sherri Lynne Molino and he does not appreciate that his assistant is being called something other than forthright in this incident. Mr. Manning commented on whether or not Watermaster should respond to the request of one Board member, as opposed to the majority of the Board members. Mr. Manning stated there is a question out there for when he receives information requests from one party, who he is actually responsible to, and what priority does he have according to policies versus single Board member requests. There are a lot of issues here. However, he is entirely satisfied with the answer he received from his administrative assistant, and would hope this Board and the Overlying Non-Agricultural Pool would be as well. Mr. Vanden Heuvel thanked Mr. Manning and staff for the thorough examination of this incident and inquired if those particular minutes were presented to the Non-Agricultural Pool for approval. Mr. Manning stated they were presented in the appropriate package. However, they were approved by the Appropriative Pool and were not approved by the Non-Agricultural Pool. Mr. Vanden Heuvel inquired if the Non-Agricultural Pool articulated what the concern is with the presented minutes. Mr. Manning stated the Non-

Agricultural Pool has not stated what the inaccuracies, or misstatements are, or if there is something missing from those particular minutes. Mr. Manning stated he reviewed the minutes and they captured what was discussed and presented at the meeting. A discussion regarding the minutes ensued.

*Motion by Vanden Heuvel, second by Field and by majority vote – Bowcock voted no  
Moved to deny the request to access Watermaster's computer system, as presented*

### III. REPORTS/UPDATES

#### A. WATERMASTER GENERAL LEGAL COUNSEL REPORT

1. Santa Ana Critical Habitat Comment Letter

Counsel Slater stated there is a copy of a comment letter submitted by Chino Basin Watermaster regarding the opposition of the potential new designation area for the Santa Ana critical habitat.

2. Chino Airport

Counsel Slater stated negotiations continue and this item will be discussed further in closed session.

#### B. ENGINEERING REPORT

1. Recharge Master Plan Progress Report

Mr. Wildermuth stated the Recharge Master Plan has been worked on for the past eighteen months with consultants other than Wildermuth Environmental working on this project. A draft report is going to be put out late March/early April. Several workshops have been held regarding this report and the only item that has not been discussed at the workshops has been the costs. At the end of the month the costs will be presented. Watermaster staff is scheduling two half day workshops to be held in April and May, offsite of Watermaster. Mr. Wildermuth stated this report should be ready to present to the court in June.

#### C. CEO/STAFF REPORT

1. Legislative Update

Mr. Manning commented on the recent polling on the bond measure with regard to the recent storms that have taken place in California.

2. Recharge Update

Mr. Manning stated the most recent recharge report is available on the back table and noted January was a good month and it appears February recharge numbers will also come in favorably. Mr. Manning stated Metropolitan Water District was able to release 17 acre-feet of water into our basin for recharge.

3. GAMA Report Summary

Mr. Manning stated this item was discussed about a year ago when the USGS was doing some work in the upper Santa Ana Watershed. The report from that work is now available online. After reading the lengthy report, Mr. Manning wrote a summary and noted that summary is available on the back table.

4. Dr. David Sunding

Mr. Manning stated at this point in time there is no new information to report on regarding this item and Dr. Sunding has not been authorized to do any work. Any decisions regarding his work will go through the Watermaster process.

5. Budget Update

Mr. Manning stated Watermaster is starting the budget process and staff is working with consultants and such to begin gathering budget numbers. Watermaster is planning a budget Workshop to take place in May, with final approval in June.

6. Basin Plan Amendments

Mr. Manning stated he received an email from Mr. Thibeault the executive director for the Santa Ana Regional Water Quality Control Board (RWQCB). In that email Mr. Thibeault is telling his staff and the Watermaster staff that he is not going to approve the Basin Plan Amendments that would allow Watermaster to reduce the testing of wells within the Hydraulic Control Monitoring Program as Watermaster has requested until he has satisfactory evidence that the Chino Desalter Authority (CDA) is catching up with the schedule the CDA originally provided to the RWQCB. Mr. Manning stated the schedule given to the RWQCB and the court is approximately fourteen to eighteen months off schedule right now which is due to negotiations and not technical issues. Mr. Manning stated Mr. Thibeault understands that reason and is basically fining the Watermaster \$200,000 to \$250,000 a year without actually assessing a fine. Staff has approved the change for Hydraulic Control monitoring, and the EIR has been completed and is ready to be approved by the executive director. He is holding that in abidance until he is satisfied that Hydraulic Control will be achieved by the CDA. Mr. Manning stated he just received this email recently and has asked Mr. Wildermuth, in the March meetings, to provide a more detailed report on all of the elements within the Basin Plan, including some of the river issues that are starting to be dealt with. A lengthy discussion regarding this matter ensued.

## Added Comments:

Mr. Bowcock stated he has two additional items that he would like discussed with the Watermaster Board today relating to information being requested from Watermaster staff that has not yet been answered. Chair Willis asked that Mr. Bowcock present the items. Mr. Bowcock stated the first item is from the Non-Agricultural Pool's counsel regarding the stored water which was moved out of the Non-Agricultural Pool's account. The questions that have been presented more than once are: where is the water, whose account is it in, and what is the date the water was transferred? Counsel Slater stated the request was received and Watermaster staff is in the process of referring out to each of the Pools the parameters of the accounting and the questions to be asked with regard to its ultimate disposition. This item will be noticed to each of the Pools and worked through the process. Counsel Slater stated there should be the ultimate exercise of discretion on the part of this Board and the Watermaster process as it relates to the accounting. Counsel Slater reiterated this will be presented in the meeting packets within the next month. Mr. Bowcock commented on interpretations made at this meeting regarding the Non-Agricultural Pool's issues and the fact that nobody can tell them where the asset is that was paid for. Mr. Manning offered comment and noted the water is still in the ground. Counsel Slater stated there is a potential application of policy, and Mr. Bowcock's characterization of Watermaster not being able to answer the Non-Agricultural Pool is not correct. The question that is trying to be raised is to present the full context of the questions presented in a way that the full impact of the accounting decision is described in a potential policy decision. Then the process can be secured with direction from the Board. A full presentation will be given next month.

Mr. Bowcock stated the second item is that the Non-Agricultural Pool was told that the Notice of Intent to Purchase the Non-Agricultural Pools water was sent out to all the parties of the Judgment by an email on August 21, 2009. On February 4, 2010 Watermaster counsel gave the Non-Agricultural Pool's counsel a copy of the August 21, 2009 email and the email does not show who the email was sent to, nor does it show any email addresses. On February 4, 2010 counsels exchanged emails and in one of the emails it states Watermaster's counsel provided a current service list and would also provide a list of the changes made to that service list since August 21, 2009. To date that has not been provided. In a subsequent email it was stated that this matter needs to be referred to the Watermaster Board and, since it was not on the agenda, it is being referred to the Board now. Mr. Manning stated he is surprised at this item being brought forward since this item has been taken care of. Mr. Manning stated Mr. Fife and Ms. Molino worked with Mr. Hubsch on this request. Counsel Slater stated he would like Mr. Fife to comment on this matter. However, with regard to the description by one Board member regarding the sequence of events for the Notice of Intent to Purchase the Non-Agricultural Pool water, it is just the opinion of one Board member and the



characterization of one Board member, and is not the opinion of counsel. Counsel Slater stated Watermaster staff or counsel has not been asked and has not provided a full summary of all of the elements of notice. If this Board desires to have an open accounting of that, counsel would be pleased to do that. Counsel Fife stated with regard to the service list item, Mr. Hubsch made the request at the February 4, 2010, meeting and directly after that meeting he met with Ms. Molino and Mr. Hubsch in the administrative office and discussed it thoroughly. Counsel Fife stated Mr. Hubsch agreed if a copy of the current service list was provided to him, and staff described the changes in writing that were made since August, 2009, that would be satisfactory. Staff provided a copy of the current service list to Mr. Hubsch and wrote out all the changes that had been made since August 21, 2009. That list was transmitted to Mr. Hubsch's office the next day or that following Monday. Counsel Slater offered Mr. Bowcock a copy of that transmittal resent to him. Mr. Manning stated he was under full understanding that this request had been satisfied and this is the first time hearing it was not done.

#### **IV. INFORMATION**

##### **1. Newspaper Articles**

No comment was made regarding this item.

#### **V. POOL MEMBER COMMENTS**

Mr. Hofer noted this is a very tenuous and fragile process and it works because we all work together. Mr. Hofer commented on the high value of water and expressed that Watermaster must maintain transparency which will be critical due to an asset that has slowly moved from essentially being private property to becoming public property and that is always a difficult situation.

#### **VI. OTHER BUSINESS**

No comment was made regarding this item.

#### **Added Comment:**

Mr. Bowcock asked that the instruction as to the confidential session and disclosure of information from the confidential session be repeated by counsel. Counsel Slater stated there are typically two instructions that relate to Board deliberations that may be pertinent in this instance. One would be the conflict of interest rules which are different at Watermaster than other boards because of our unique nature. It was noted if any Board member needs assistance with the application of those rules, counsel is available or the members can seek their own independent counsel. Counsel Slater stated with regard to the confidentiality in the attorney/client privilege of the deliberations, this is an independent entity and the members who participate in this discussion are not free to return their other businesses and/or boards and share the content of these closed sessions. Counsel Slater stated given the pending nature of a possible Paragraph 31 Motion, it has been suggested that an individual Board member should be excluded from the participation of the process on the basis that they have a conflict of interest and the subject. However, Watermaster has not taken that position and has instead relied on the fiduciary obligation of all people who are participating in the discussion to represent their interest and to honor the attorney/client and work product privileges that are contained and attached to the discussions in closed session. Counsel Slater stated, in summary, any person who participates in closed session is not to leave the closed session and have dialog with their constituent base, their employers, their employees, or unrelated parties. Mr. Bowcock stated he wants the part about the court order mentioned. Counsel Slater stated there is an ongoing set of Rules & Regulations and there is a Judgment upon which he is providing this advice. Chair Willis asked that an executive session be included on all agendas and then, if not needed, it can be removed under the agenda additions/reorder section.

The regular open Watermaster Board meeting was convened to hold its confidential session at 12:25 p.m.



**VII. CONFIDENTIAL SESSION - POSSIBLE ACTION**

Pursuant to Article 2.6 of the Watermaster Rules & Regulations, a Confidential Session may be held during the Watermaster committee meeting for the purpose of discussion and possible action.

1. Chino Airport Water Quality Litigation
2. Anticipated Non-Agricultural Pool Paragraph 31 Motion

The closed session was convened at 1:25 p.m.

Chair Willis stated the closed session is over and the Board will report there was a discussion on legal issues and gave advice to our counsel.

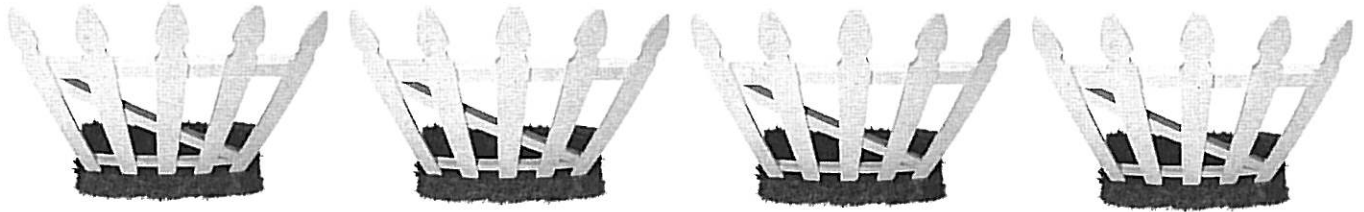
**VIII. FUTURE MEETINGS**

Thursday, February 25, 2010	9:30 a.m.	Special Appropriative Pool Meeting @ CBWM
Thursday, February 25, 2010	11:00 a.m.	Watermaster Board Meeting @ CBWM
Thursday, March 4, 2010	1:00 p.m.	Appropriative Meeting @ CBWM
Thursday, March 4, 2010	2:30 p.m.	Non-Agricultural Pool Meeting @ CBWM
Thursday, March 11, 2010	9:00 a.m.	Agricultural Pool Meeting @ IEUA
Thursday, March 18, 2010	8:00 a.m.	IEUA DYY Meeting @ CBWM
Thursday, March 18, 2010	9:00 a.m.	Advisory Committee Meeting @ CBWM
Thursday, March 25, 2010	11:00 a.m.	Watermaster Board Meeting @ CBWM
Thursday, March 25, 2010	1:00 p.m.	Recharge Master Plan Workshop @ CBWM

The Watermaster Board meeting was dismissed by Chair Willis at 1:27 p.m.

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

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

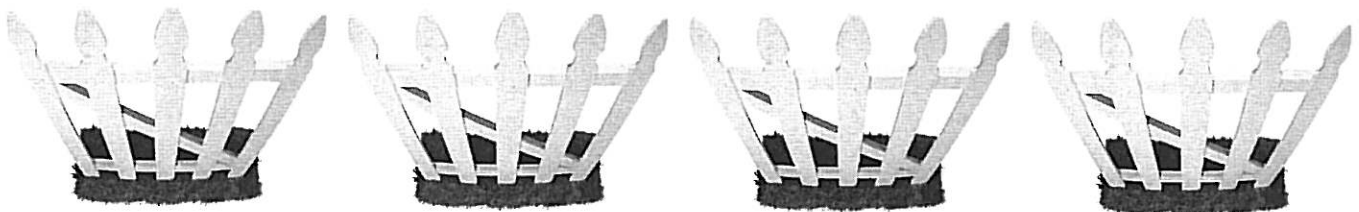


# CHINO BASIN WATERMASTER

## I. CONSENT CALENDAR

### B. FINANCIAL REPORTS

1. Cash Disbursements for the month of January 2010
2. Watermaster Check Detail for the month of January 2010
3. Combining Schedule for the Period July 1, 2009 through January 31, 2010
4. Treasurer's Report of Financial Affairs for the Period January 1, 2010 through January 31, 2010
5. Budget vs. Actual July 2009 through January 2010





# 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:** March 25, 2010  
**TO:** Watermaster Board Members  
**SUBJECT:** Cash Disbursement Report

### SUMMARY

**Issue** – Record of cash disbursements for the month of January 2010.

**Recommendation** – Staff recommends the Cash Disbursements for January 2010 be received and filed as presented.

**Fiscal Impact** – Funds disbursed were included in the FY 2009-2010 Watermaster Budget.

### BACKGROUND

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

### DISCUSSION

Total cash disbursements during the month of January 2010 were \$2,494,704.61. The most significant expenditures during the month were City of Ontario in the amount of \$691,085.73, Aqua Capital Management LP in the amount of \$459,138.34, and Reliant Energy, Etiwanda in the amount of \$304,980.88.

### Actions:

3-04-10 **Appropriative Pool** – Approved unanimously

3-04-10 **Non-Agricultural Pool** – Did not approve

3-11-10 **Agricultural Pool** – Approved unanimously with the caveat they are without any prejudice should the ongoing dispute between the Appropriative Pool and Non-Ag Pool determine that the payments made to the Non-Ag pool members for the sale of their water to watermaster was done improperly

3-18-10 **Advisory Committee** – Approved majority vote – Non-Agricultural Pool voted no

3-25-10 **Watermaster Board**

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CHINO BASIN WATERMASTER  
Cash Disbursement Detail Report  
January 2010

Type	Date	Num	Name	Amount
Jan 10				
Bill Pmt -Check	1/5/2010	13809	JAMES JOHNSTON	-810.00
Bill Pmt -Check	1/5/2010	13810	W.C. DISCOUNT MOBILE AUTO DETAILI...	-100.00
Bill Pmt -Check	1/7/2010	13811	APPLIED COMPUTER TECHNOLOGIES	-2,386.25
Bill Pmt -Check	1/7/2010	13812	AQUA CAPITAL MANAGEMENT LP	-6,826.14
Bill Pmt -Check	1/7/2010	13813	ARROWHEAD MOUNTAIN SPRING WATER	-44.33
Bill Pmt -Check	1/7/2010	13814	ASSOCIATION OF GOVERNMENT ACCO...	-175.00
Bill Pmt -Check	1/7/2010	13815	BOWCOCK, ROBERT	-375.00
Bill Pmt -Check	1/7/2010	13816	CALPERS	-4,094.99
Bill Pmt -Check	1/7/2010	13817	CAMACHO, MICHAEL	-250.00
Bill Pmt -Check	1/7/2010	13818	CINDY NAVAROLI	-712.50
Bill Pmt -Check	1/7/2010	13819	CITISTREET	-2,068.34
Bill Pmt -Check	1/7/2010	13820	CITY OF RANCHO CUCAMONGA	-21.00
Bill Pmt -Check	1/7/2010	13821	CLARK PLUMBING SPECIALTIES, INC.	-101.12
Bill Pmt -Check	1/7/2010	13822	DE BOOM, NATHAN	-250.00
Bill Pmt -Check	1/7/2010	13823	DELUXE BUSINESS FORMS & SUPPLIES	-76.95
Bill Pmt -Check	1/7/2010	13824	DURRINGTON, GLEN	-250.00
Bill Pmt -Check	1/7/2010	13825	FEENSTRA, BOB	-500.00
Bill Pmt -Check	1/7/2010	13826	HETTINGA, PETER	-125.00
Bill Pmt -Check	1/7/2010	13827	HSBC BUSINESS SOLUTIONS	-245.67
Bill Pmt -Check	1/7/2010	13828	HUITSING, JOHN	-375.00
Bill Pmt -Check	1/7/2010	13829	KONICA MINOLTA BUSINESS SOLUTIONS	-447.82
Bill Pmt -Check	1/7/2010	13830	KOOPMAN, GENE	-250.00
Bill Pmt -Check	1/7/2010	13831	KUHN, BOB	-125.00
Bill Pmt -Check	1/7/2010	13832	LOS ANGELES TIMES	-48.00
Bill Pmt -Check	1/7/2010	13833	MET LIFE SMALL BUSINESS CENTER	-50.00
Bill Pmt -Check	1/7/2010	13834	MIJAC ALARM	-141.00
Bill Pmt -Check	1/7/2010	13835	MWH LABORATORIES	-10,157.00
Bill Pmt -Check	1/7/2010	13836	OLEGARIO ROCHA	-220.00
Bill Pmt -Check	1/7/2010	13837	PARK PLACE COMPUTER SOLUTIONS, I...	-2,175.00
Bill Pmt -Check	1/7/2010	13838	PAYCHEX	-323.58
Bill Pmt -Check	1/7/2010	13839	PIERSON, JEFFREY	-1,125.00
Bill Pmt -Check	1/7/2010	13840	PRE-PAID LEGAL SERVICES, INC.	-103.60
Bill Pmt -Check	1/7/2010	13841	PREMIERE GLOBAL SERVICES	-153.08
Bill Pmt -Check	1/7/2010	13842	STANDARD INSURANCE CO.	-553.01
Bill Pmt -Check	1/7/2010	13843	STAPLES BUSINESS ADVANTAGE	-827.53
Bill Pmt -Check	1/7/2010	13844	STATE COMPENSATION INSURANCE FU...	-912.10
Bill Pmt -Check	1/7/2010	13845	STATE WATER RESOURCES CONTROL ...	0.00
Bill Pmt -Check	1/7/2010	13846	VANDEN HEUVEL, GEOFFREY	-125.00
Bill Pmt -Check	1/7/2010	13847	VANDEN HEUVEL, ROB	-125.00
Bill Pmt -Check	1/7/2010	13848	VERIZON	-427.56
Bill Pmt -Check	1/7/2010	13849	VILLEGAS, VICTORIA E.	-160.00
Bill Pmt -Check	1/7/2010	13850	VISION SERVICE PLAN	-64.98
Bill Pmt -Check	1/7/2010	13851	W.C. DISCOUNT MOBILE AUTO DETAILI...	-75.00
Bill Pmt -Check	1/7/2010	13852	WESTERN DENTAL SERVICES, INC.	-28.06
Bill Pmt -Check	1/7/2010	13853	WHITEHEAD, MICHAEL	-125.00
Bill Pmt -Check	1/7/2010	13854	WILLIS, KENNETH	-250.00
Bill Pmt -Check	1/7/2010	13855	YUKON DISPOSAL SERVICE	-142.88
Bill Pmt -Check	1/7/2010	13856	CALPERS	-226.80
General Journal	1/9/2010	10/01/03	PAYROLL	-8,513.31
General Journal	1/9/2010	10/01/03	PAYROLL	-25,670.30
Bill Pmt -Check	1/14/2010	13857	AMERON	-99,380.21
Bill Pmt -Check	1/14/2010	13858	AQUA CAPITAL MANAGEMENT LP	-459,138.34
Bill Pmt -Check	1/14/2010	13859	AUTO CLUB SPEEDWAY	-71,475.99
Bill Pmt -Check	1/14/2010	13860	CSI	-160,271.11
Bill Pmt -Check	1/14/2010	13861	MOBILE COMMUNITY MGMT	-133,343.29
Bill Pmt -Check	1/14/2010	13862	ONTARIO, CITY OF*	-691,085.73
Bill Pmt -Check	1/14/2010	13863	PRAXAIR	-226,243.71
Bill Pmt -Check	1/14/2010	13864	RELIANT ENERGY, ETIWANDA	-304,980.88
Bill Pmt -Check	1/14/2010	13865	SAN BERNARDINO COUNTY - DEPT. AIR...	-9,327.72
Bill Pmt -Check	1/14/2010	13866	SOUTHERN CALIFORNIA EDISON COMP...	-10,775.13
Bill Pmt -Check	1/14/2010	13867	AGWA	-1,000.00
Bill Pmt -Check	1/14/2010	13868	DIRECTV	-79.99
Bill Pmt -Check	1/20/2010	13869	ACWA SERVICES CORPORATION	-230.79
Bill Pmt -Check	1/20/2010	13870	BANC OF AMERICA LEASING	-3,215.74
Bill Pmt -Check	1/20/2010	13871	BANK OF AMERICA	-1,656.64
Bill Pmt -Check	1/20/2010	13872	GUARANTEED JANITORIAL SERVICE, INC.	-865.00
Bill Pmt -Check	1/20/2010	13873	INLAND EMPIRE UTILITIES AGENCY	-161,886.25
Bill Pmt -Check	1/20/2010	13874	MCI	-1,237.85



CHINO BASIN WATERMASTER  
Cash Disbursement Detail Report  
January 2010

Type	Date	Num	Name	Amount
Bill Pmt -Check	1/20/2010	13875	MWH LABORATORIES	-156.00
Bill Pmt -Check	1/20/2010	13876	NEVADA WATER RESOURCES ASSOCIA...	-80.00
Bill Pmt -Check	1/20/2010	13877	PETTY CASH	-380.84
Bill Pmt -Check	1/20/2010	13878	PITNEY BOWES CREDIT CORPORATION	-10.28
Bill Pmt -Check	1/20/2010	13879	REID & HELLYER	-9,254.20
Bill Pmt -Check	1/20/2010	13880	RUTH CAZDEN	-750.00
Bill Pmt -Check	1/20/2010	13881	SAFEGUARD DENTAL & VISION	-7.68
Bill Pmt -Check	1/20/2010	13882	SOURCE 1 PRINTING, PACKAGING & ME...	-4,397.78
Bill Pmt -Check	1/20/2010	13883	STAPLES BUSINESS ADVANTAGE	-97.07
Bill Pmt -Check	1/20/2010	13884	TELECOM SERVICES	-192.50
Bill Pmt -Check	1/20/2010	13885	THE STANDARD INSURANCE COMPANY	-156.56
Bill Pmt -Check	1/20/2010	13886	UNION 76	-47.18
Bill Pmt -Check	1/20/2010	13887	UNITED PARCEL SERVICE	-120.44
General Journal	1/23/2010	10/01/05	PAYROLL	-7,606.54
General Journal	1/23/2010	10/01/05	PAYROLL	-26,601.80
Bill Pmt -Check	1/27/2010	13888	CALPERS	-4,094.99
Bill Pmt -Check	1/27/2010	13889	CUCAMONGA VALLEY WATER DISTRICT	-5,792.00
Bill Pmt -Check	1/27/2010	13890	CUCAMONGA VALLEY IAAP	-50.00
Bill Pmt -Check	1/27/2010	13891	FIRST AMERICAN REAL ESTATE SOLUTI...	-125.00
Bill Pmt -Check	1/27/2010	13892	INLAND EMPIRE UTILITIES AGENCY	-662.74
Bill Pmt -Check	1/27/2010	13893	PRE-PAID LEGAL SERVICES, INC.	-103.60
Bill Pmt -Check	1/27/2010	13894	PUBLIC EMPLOYEES' RETIREMENT SYS...	-7,119.48
Bill Pmt -Check	1/27/2010	13895	SPAM SOAP, INC	-201.60
Bill Pmt -Check	1/27/2010	13896	STANDARD INSURANCE CO.	-553.01
Bill Pmt -Check	1/27/2010	13897	STAULA, MARY L	-136.61
Bill Pmt -Check	1/27/2010	13898	VERIZON WIRELESS	-529.48
Bill Pmt -Check	1/27/2010	13899	SOLINST CANADA LTD.	-416.00
Bill Pmt -Check	1/27/2010	13900	CITISTREET	-1,838.34
Bill Pmt -Check	1/27/2010	13901	PUBLIC EMPLOYEES' RETIREMENT SYS...	-6,576.14
Bill Pmt -Check	1/27/2010	13902	PUBLIC EMPLOYEES' RETIREMENT SYS...	-7,119.48
Jan 10				<u>-2,494,704.61</u>

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02/18/10

CHINO BASIN WATERMASTER  
Check Detail  
January 2010

Type	Num	Date	Name	Account	Paid Amount
Bill Pmt -Ch...	13871	1/20/2010	BANK OF AMER...	1012 · Bank of America Gen'l Ckg	
Bill	1024...	12/31/2009		6054 · Computer Software	-127.00
				6191 · Conferences	-111.30
				6112 · Subscriptions/Publications	-216.41
				7103.6 · Grdwtr Qual - Supplies	-26.08
				6312 · Meeting Expenses	-244.69
				6212 · Meeting Expense	-244.69
				6174 · Transportation	-30.00
				6909.1 · OBMP Meetings	-28.89
				6141.3 · Admin Meetings	-342.58
				6191 · Conferences	-285.00
TOTAL					-1,656.64

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CHINO BASIN WATERMASTER  
COMBINING SCHEDULE OF REVENUE, EXPENSES AND CHANGES IN WORKING CAPITAL  
FOR THE  
PERIOD JULY 1, 2009 THROUGH JANUARY 31, 2010

	WATERMASTER ADMINISTRATION	OPTIMUM BASIN MANAGEMENT	POOL APPROPRIATIVE	AGRICULTURAL NON-AGRIC.	POOL REPLENISHMENT	GROUNDWATER OPERATIONS	EDUCATION FUNDS	GRAND TOTALS	BUDGET 2009-2010
Administrative Revenues									
Administrative Assessments		7,115,654	-	225,016				7,340,670	\$7,340,839
Interest Revenue		18,677	1,425	842			3	20,947	191,540
Mutual Agency Project Revenue		-	-	-	-			-	148,410
Grant Income		188	-	-	-			-	0
Miscellaneous Income		-	-	-	-			-	0
Total Revenues	111,000	7,134,519	1,425	225,858	-	-	3	7,472,805	7,680,789
Administrative & Project Expenditures									
Watermaster Administration	347,974							347,974	580,238
Watermaster Board-Advisory Committee	31,923							31,923	61,901
Pool Administration				4,358				98,241	229,860
Optimum Basin Mgmt Administration		744,678	79,307					744,678	1,557,820
OBMP Project Costs		2,141,247						2,141,247	4,109,362
Debt Service		567,042						567,042	1,131,233
Educational Funds Use								-	375
Mutual Agency Project Costs								-	10,000
Total Administrative/OBMP Expenses	379,897	3,452,967	79,307	4,358				3,931,105	7,680,789
Net Administrative/OBMP Expenses	(268,897)	(3,452,967)						-	-
Allocate Net Admin Expenses To Pools		187,871	71,281	9,744				-	-
Allocate Net OBMP Expenses To Pools		2,016,321	765,024	104,581				-	-
Allocate Debt Service to App Pool		567,042						-	-
Agricultural Expense Transfer*		915,612	(915,612)					-	-
Total Expenses	3,701,422	118,583	-	118,583				3,931,105	7,680,789
Net Administrative Income	3,433,097	1,425	107,175				3	3,541,700	-
Other Income/(Expense)									
Replenishment Water Assessments					7,073,804			7,073,804	0
Interest Revenue					13,504			13,504	0
Water Purchases								-	0
Balance Adjustment								-	0
Other Water Purchases					(2,166,022)			(2,166,022)	0
Groundwater Replenishment					(1,019,746)			(1,019,746)	0
Net Other Income					3,901,540			3,901,540	0
Net Transfers To/(From) Reserves		7,443,240	1,425	107,175	3,901,540		3	7,443,240	-
Working Capital, July 1, 2009		5,942,967	470,719	256,577	4,166,457		995	10,995,966	
Working Capital, End Of Period		9,376,084	472,144	363,752	8,067,997		998	18,439,206	18,439,206
08/09 Assessable Production		84,716,450	32,142,764	4,393,990				121,253,204	
08/09 Production Percentages		69.867%	26.509%	3.624%				100.000%	

\*Fund balance transfer as agreed to in the Peace Agreement.

0: Financial Statements 09-1009 12X (Combining December adj)Sheet1

Prepared by Sheri Rojo, Chief Financial Officer /Assistant General Manager

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**CHINO BASIN WATERMASTER  
TREASURER'S REPORT OF FINANCIAL AFFAIRS FOR THE PERIOD  
JANUARY 1 THROUGH JANUARY 31, 2010**

<b>DEPOSITORIES:</b>		
Cash on Hand - Petty Cash	\$	500
Bank of America		
Governmental Checking-Demand Deposits	\$	1,334,376
Zero Balance Account - Payroll		
Local Agency Investment Fund - Sacramento		<u>17,394,199</u>
<b>TOTAL CASH IN BANKS AND ON HAND</b>		<b>\$ 18,729,075</b>
<b>TOTAL CASH IN BANKS AND ON HAND</b>		<b>15,517,786</b>
		<b>\$ 3,211,289</b>

**CHANGE IN CASH POSITION DUE TO:**

Decrease/(Increase) in Assets:		
Accounts Receivable	\$	-
Assessments Receivable	5,658,410	
Prepaid Expenses, Deposits & Other Current Assets	46,909	
Accounts Payable	(11,874)	
Accrued Payroll, Payroll Taxes & Other Current Liabilities	(25,537)	
Transfer to/(from) Reserves	(2,456,619)	
<b>PERIOD INCREASE (DECREASE)</b>		<b>\$ 3,211,289</b>

	Petty Cash	Gov't'l Checking Demand	Zero Balance Account Payroll	Local Agency Investment Funds	Totals
\$	500	\$ 623,087	\$ -	\$ 14,894,199	\$ 15,517,786
Deposits	-	5,705,994	-	-	5,705,994
Transfers	-	(2,568,392)	68,392	2,500,000	-
Withdrawals/Checks	-	(2,426,313)	(68,392)	-	(2,494,705)
Balances as of 1/31/2010	\$ 500	\$ 1,334,376	\$ -	\$ 17,394,199	\$ 18,729,075
<b>PERIOD INCREASE OR (DECREASE)</b>	\$ -	\$ 711,289	\$ -	\$ 2,500,000	\$ 3,211,289

**SUMMARY OF FINANCIAL TRANSACTIONS:**

Balances as of 12/31/2009	
Deposits	
Transfers	
Withdrawals/Checks	
Balances as of 1/31/2010	
<b>PERIOD INCREASE OR (DECREASE)</b>	

**CHINO BASIN WATERMASTER  
TREASURER'S REPORT OF FINANCIAL AFFAIRS FOR THE PERIOD  
JANUARY 1 THROUGH JANUARY 31, 2010**

**INVESTMENT TRANSACTIONS**

Effective Date	Transaction	Depository	Activity	Redeemed	Days to Maturity	Interest Rate(*)	Maturity Yield
1/20/2010	Deposit	L.A.I.F.	\$ 2,500,000				
<b>TOTAL INVESTMENT TRANSACTIONS</b>			<b>\$ 2,500,000</b>				

\* The earnings rate for L.A.I.F. is a daily variable rate; 0.6% was the effective yield rate at the Quarter ended December 31, 2009.

**INVESTMENT STATUS  
January 31, 2010**

Financial Institution	Principal Amount	Number of Days	Interest Rate	Maturity Date
Local Agency Investment Fund	\$ 17,394,199			
<b>TOTAL INVESTMENTS</b>	<b>\$ 17,394,199</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,



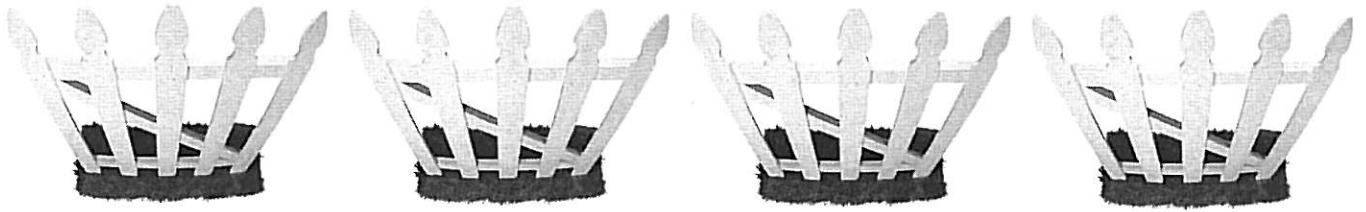
Sheri M. Rojo, CPA  
Chief Financial Officer & Assistant General Manager  
Chino Basin Watermaster

CHINO BASIN WATERMASTER  
Profit & Loss Budget vs. Actual  
July 2009 through January 2010

Ordinary Income/Expense	Jul '09 - Jan 10	Budget	\$ Over Budget	% of Budget
<b>Income</b>				
4010 · Local Agency Subsidies	111,000	148,410	-37,410	75%
4110 · Admin Asmnts-Approp Pool	7,115,654	7,185,411	-69,757	99%
4120 · Admin Asmnts-Non-Agri Pool	225,016	155,427	69,589	145%
4700 · Non Operating Revenues	20,947	191,540	-170,593	11%
4900 · Miscellaneous income	188			
<b>Total Income</b>	<b>7,472,805</b>	<b>7,680,788</b>	<b>-207,983</b>	<b>97%</b>
<b>Gross Profit</b>	<b>7,472,805</b>	<b>7,680,788</b>	<b>-207,983</b>	<b>97%</b>
<b>Expense</b>				
6010 · Salary Costs	270,708	487,838	-217,130	55%
6020 · Office Building Expense	56,632	102,500	-45,868	55%
6030 · Office Supplies & Equip.	18,816	43,500	-24,684	43%
6040 · Postage & Printing Costs	41,994	84,300	-42,306	50%
6050 · Information Services	74,407	148,500	-74,093	50%
6060 · Contract Services	79,036	98,000	-18,964	81%
6080 · Insurance	15,934	16,730	-796	95%
6110 · Dues and Subscriptions	17,455	17,000	455	103%
6140 · WM Admin Expenses	1,728	3,000	-1,272	58%
6150 · Field Supplies	271	2,800	-2,529	10%
6170 · Travel & Transportation	15,933	37,800	-21,867	42%
6190 · Conferences & Seminars	13,014	26,500	-13,486	49%
6200 · Advisory Comm - WM Board	11,097	18,078	-6,981	61%
6300 · Watermaster Board Expenses	20,826	43,823	-22,997	48%
8300 · Appr PI-WM & Pool Admin	14,577	23,069	-8,492	63%
8400 · Agri Pool-WM & Pool Admin	16,780	25,114	-8,334	67%
8467 · Ag Legal & Technical Services	55,777	98,000	-42,223	57%
8470 · Ag Meeting Attend -Special	6,750	12,000	-5,250	56%
8471 · Ag Pool Expense	0	65,000	-65,000	0%
8500 · Non-Ag PI-WM & Pool Admin	4,358	6,677	-2,319	65%
6500 · Education Funds Use Expens	0	375	-375	0%
9500 · Allocated G&A Expenditures	-257,954	-488,230	230,276	53%
	478,139	872,374	-394,235	55%
6900 · Optimum Basin Mgmt Plan	663,967	1,399,371	-735,404	47%
6950 · Mutual Agency Projects	0	10,000	-10,000	0%
9501 · G&A Expenses Allocated-OBMP	80,711	148,448	-67,737	54%
	744,678	1,557,819	-813,141	48%
7101 · Production Monitoring	57,010	107,047	-50,037	53%
7102 · In-line Meter Installation	20,440	56,179	-35,739	36%
7103 · Grdwtr Quality Monitoring	113,015	214,362	-101,347	53%

CHINO BASIN WATERMASTER  
Profit & Loss Budget vs. Actual  
July 2009 through January 2010

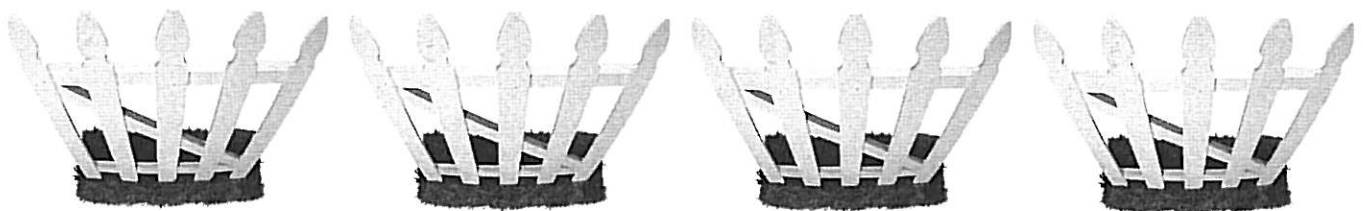
	<u>Jul '09 - Jan 10</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>% of Budget</u>
7104 · Gdwtr Level Monitoring	181,701	366,956	-185,255	50%
7105 · Sur Wtr Qual Monitoring	3,328	43,912	-40,584	8%
7107 · Ground Level Monitoring	85,367	550,059	-464,692	16%
7108 · Hydraulic Control Monitoring	200,227	567,022	-366,795	35%
7109 · Recharge & Well Monitoring Prog	2,413	9,152	-6,739	26%
7200 · PE2- Comp Recharge Pgm	1,096,286	1,478,560	-382,274	74%
7300 · PE3&5-Water Supply/Desalte	32,340	96,003	-63,663	34%
7400 · PE4- Mgmt Plan	65,844	91,985	-26,141	72%
7500 · PE6&7-CoopEfforts/SaltMgmt	76,819	163,727	-86,908	47%
7600 · PE8&9-StorageMgmt/Conj Use	29,214	29,550	-336	99%
7690 · Recharge Improvement Debt Pymt	567,041	1,131,233	-564,192	50%
7700 · Inactive Well Protection Prgm	0	5,066	-5,066	0%
9502 · G&A Expenses Allocated-Projects	177,243	339,782	-162,539	52%
	<u>2,708,288</u>	<u>5,250,595</u>	<u>-2,542,307</u>	<u>52%</u>
<b>Total Expense</b>	<u>3,931,105</u>	<u>7,680,788</u>	<u>-3,749,683</u>	<u>51%</u>
<b>Net Ordinary Income</b>	3,541,700		3,541,700	100%
<b>Other Income/Expense</b>				
<b>Other Income</b>				
4225 · Interest Income	13,504			
4210 · Approp Pool-Replenishment	4,887,364			
4220 · Non-Ag Pool-Replenishment	9,478			
4600 · Groundwater Sales	2,176,962			
<b>Total Other Income</b>	<u>7,087,308</u>			
<b>Other Expense</b>				
5010 · Groundwater Replenishment	475,884			
5100 · Other Water Purchases	2,709,884			
9999 · To/(From) Reserves	7,443,240			
<b>Total Other Expense</b>	<u>10,629,008</u>			
<b>Net Other Income</b>	<u>-3,541,700</u>			
<b>Net Income</b>	<u>0</u>		<u>0</u>	<u>0%</u>



# CHINO BASIN WATERMASTER

## I. CONSENT CALENDAR

### C. INTERVENTION INTO THE AGRICULTURAL POOL





# 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:** March 25, 2010  
**TO:** Watermaster Board Members  
**SUBJECT:** Intervention into Agricultural Pool

### SUMMARY

**Recommendation** – Staff recommends approval of the Intervention of Rafael Treto into the Agricultural Pool.

### BACKGROUND

According to Paragraph 60 of the Judgment:

"[Any] person newly proposing to produce water from the Chino Basin may become a party to this Judgment upon filing a petition in intervention. Said intervention must be confirmed by order of this Court. Such intervener shall thereafter be a party bound by this judgment and entitled to the rights and privileges accorded under the Physical Solution herein, through the pool to which the Court shall assign such intervener."

According to Watermaster's Rules and Regulations section 2.27:

"Watermaster will receive and make recommendations regarding petitions for intervention and accumulate them for filing with the Court from time to time (Judgment paragraph. 60 and Order re Intervention Procedures, July 14, 1978.)"

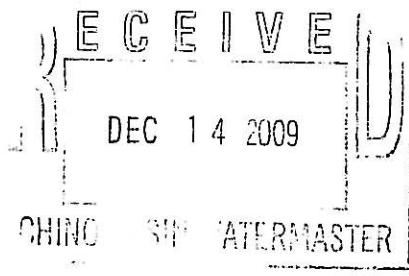
Watermaster received a petition to Intervene into the Judgment from Rafael Treto dated December 10, 2009. Treto recently drilled a well on his property at 13160 Bon View Avenue in Ontario. The City does not have a potable water line in this area. The five-acre farm at this address has five cows, 12 horses, approximately two acres of grass, and a small house. The estimated annual water production is approximately ten acre-feet, and as such, the well will be metered.

Staff recommends approval of the intervention into the Agricultural Pool.

**Actions:**

- 3-04-10 Appropriative Pool – Approved unanimously
- 3-04-10 Non-Agricultural Pool – Approved unanimously
- 3-11-10 Agricultural Pool – Approved unanimously
- 3-18-10 Advisory Committee – Approved majority vote – Non-Agricultural Pool voted no
- 3-25-10 Watermaster Board

Date: 12/10/2009



Chino Basin Watermaster  
9641 San Bernardino Road  
Rancho Cucamonga, CA 91730  
Attn: Kenneth R. Manning, CEO

Subject: Intervention into Chino Basin Watermaster

Dear Mr. Manning:

I, or the company I represent (see below), request intervention into the Chino Basin Watermaster Judgment. I/we request that the Watermaster attorneys process the Intervention paperwork through the Court.

Number of wells One

Permission is granted to obtain drilling logs from DeChenne Water Well Drilling Co.

Location(s) of wells (including addresses, parcel numbers, and landmarks): 13160 Bonview Ave. Ontario CA, 91761

Type of usage (Irrigation, Dairy, Domestic, etc.)

Domestic

Property Owner (Well Owner) Information:

Name: Rafael Treto  
Address: 14163 Peral Ct. Chino CA 91710  
Phone: (909) 393-9248 Email: treto@sbcglobal.net

Property Occupant (Well User) Information (if different from Owner):

Name: SAME  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Representative Handling Intervention:

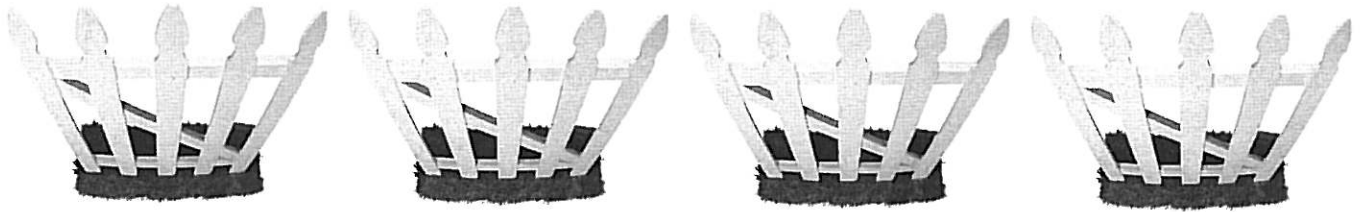
Name: \_\_\_\_\_ Title: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Sincerely,

Signed: Rafael Treto Print name Rafael Treto



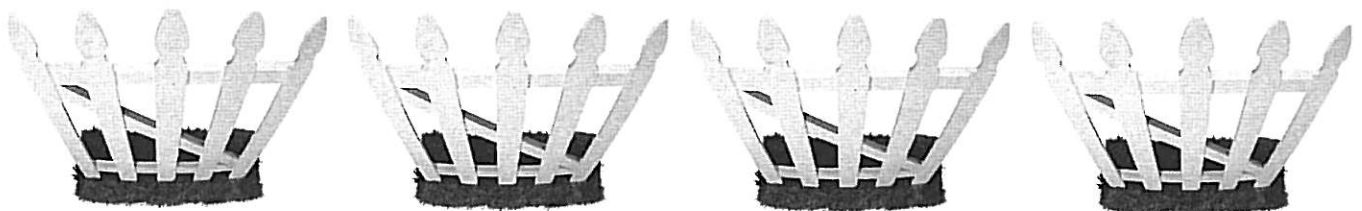
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# CHINO BASIN WATERMASTER

## III. INFORMATION

### 1. Newspaper Articles





# Old water deals haunt Mentone

Redlands' purchases of companies adds leverage in annexation efforts

Joy Juedes, Staff Writer

Created: 02/21/2010 06:02:18 AM PST

The history of Redlands' involvement in how Mentone residents receive water and sewer services is a complex and touchy subject.

In 1997, Redlands voters passed Measure U. The measure requires all noncity residents receiving water and sewer services from Redlands to sign an agreement saying they would not protest if Redlands wanted to annex the area.

Through annexation, Redlands would incorporate parts or all of Mentone into the city.

"Basically people in Mentone feel hijacked by the city of Redlands," said Cheryl Tubbs, a Mentone resident and water services consultant who served on the San Bernardino Valley Water Conservation District board for 16 years.

The problem for Mentone residents, she said, is both Redlands and San Bernardino County charge for services. And the possibility of annexation causes blood to rise as much as getting the services from Redlands.

"It's the higher cost and piece by piece they're

annexing Mentone into Redlands, and Mentone does not want to be part of Redlands," she said.

Redlands Water Resources Manager Chris Diggs said Mentone residents benefit from Redlands' presence there.

"There is no other water provider out there so we're not trying to be a big bully," he said.

Parts of Mentone are annexed if they are adjacent to Redlands, he said. Mentone and the Crafton area are considered in Redlands' sphere, so the city provides water and sewer services if residents request it, Diggs said.

He said Redlands charges Mentone residents the same as anyone else - they just have to pay a fee to the county's Local Agency Formation Commission, which must approve how they get services.

"They are all the standard fees any other customer would have," he said.

## History

The history of water supply in Mentone goes back to the 1800s. At one time, Mentone had several water companies. Mentone Water Co., Mentone Domestic Water Co., Greenspot Water Co., and Redlands Zanja were a few companies offering water.

In 1926, Redlands bought water rights in Mill Creek. A few years later, Redlands bought

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Mentone Water Co.

Mentone Domestic Water Co. has provided water to Mentone residents since 1900.

W.J. Tench dug the first well himself at what is now Mentone Boulevard and Agate Avenue. His company supplied water to residents and orange growers, and to the railroad for steam engines. His system covered a good chunk of Mentone, west of Agate and down to Wabash Avenue.

His descendent, William B. Tench, dug another well in 1972 and continued to sell water to residents of the Crafton and Mentone areas. His son, Duwayne Tench, inherited the company at his father's death in 1975, and sold it to the city of Redlands in 1978.

"What kind of angered old-timers up here was he didn't consult anyone," said George Everett, a minister who has lived in Mentone about 40 years. "There was a group that would have bought it for sure."

That began fueling Mentone residents' anger with Redlands, he said.

"But it was not Redlands' fault," Everett said. "They had the opportunity, and probably had to spend lot of money maintaining those old lines Tench put in 70, 80 years ago."

The city did have to replace pipes in what Redlands designated the Tench area, Diggs said.

A few longtime residents and business owners declined to comment on Redlands' supplying water and sewer, saying they did not want to cause more friction.

Ernie Givens, president of the Mentone Area Community Association, said there used to be a few water districts in Mentone.

"There were all these people who owned them, and they got old," he said. "(They said) 'Well, we'll sell out,' and who's the prime candidate? Redlands."

He said costs have gone up because water is treated and sent back.

"Now it's a \$12 household, and then you have your water use you pay for, so right off the top it costs \$12 more for anyone outside of Redlands city limits," he said.

"The Mentone people are saying Redlands is taking our water and shipping it back to them, which is true, but they were the only ones stepping up to the plate when Tench and others wanted to sell," he said.

"What can you do? They have control."

Getting services

Most of Mentone is on septic systems, and people can get a septic tank if the property is more than half an acre, Tubbs said. If a property owner not contiguous to Redlands wants sewer

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services, the owner must pay to be connected to the line, she said.

"So property owners feel it's unfair because they're in the jurisdiction of the county for water rights," she said.

Many cities provide services outside their boundaries, but Redlands and the county seem to double up in Mentone, she said.

"There is a problem in both the city and county requiring water and sewer services to be provided and people are paying twice," she said.

"To me that's the biggest part of the story - between the county and city, one hand does not know what the other is doing," she said.

Land-use entitlement is through the county and water and sewer are through the city, she said.

She said Redlands' and the county's involvement in Mentone affects development because of the cost of getting services.

"Getting everybody in the same room is what needs to be done so business owners don't get hijacked on costs," she said.

Diggs said Mentone is broken into service areas so there is not duplication. Residents must go through the county for approval to receive services, he said.

"Once they get approval from LAFCO and the

(city) council approves, we can offer them water," he said.

He said residents do not need to receive services from Redlands.

"They can drill a well or they can drill a septic system - it depends on the size of the lot or how close it is to existing sewer lines," he said. "If so they need approval by the local board."

He said Redlands needs county approval to offer services because areas like Mentone are in the county's jurisdiction.

Because the process of getting services is so complicated, city employees "walk them through the process and hold their hand," said city program manager Ross Wittman.

Whatever the case, the pro-annexation agreement is now part of Redlands' municipal code, Diggs said.

"We don't have the power to change that," he said.

Tubbs said people associate being in the county with being more rural. Redlands annexing Mentone might diminish that character, some residents might argue.

"Back in the '70s it was quite a community - we had a chamber, Rotary club - then it all died away," Everett said.

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## Bottleneck at Delta must be opened

Jeff Kightlinger

Created: 12/26/2009 07:37:59 PM PST

Heading into 2010, one thing is certain about the water situation for the Inland Valley and all of Southern California:

No matter how much it rains, the water shortage facing the region and much of the state will not be over. A tightening bottleneck exists at the hub of the statewide water system - Northern California's Sacramento-San Joaquin Delta. The problem is akin to a freeway with most of its lanes closed at rush hour. This statewide problem has only been getting worse in recent years. And it severely compromises Southern California's ability to take advantage of a wet winter and replenish our water storage network.

Local and regional water districts have taken aggressive actions to lower demand and to fairly distribute available supplies. Gov. Arnold Schwarzenegger and the state Legislature have approved sweeping legislation to address the Delta crisis and statewide water issues.

What is needed now is continued water efficiency in and around our homes and businesses and continued action by the Obama administration in Washington to address the Delta bottleneck, both short- and long-term. The interim federal action plan announced

Tuesday shows promise.

Eastern Los Angeles County and western San Bernardino County rely on supplies that come across the Delta, transported via the aqueduct system of the State Water Project to replenish the groundwater basins. The Metropolitan Water District of Southern California is in charge of importing this supply, as well as water from the Colorado River, for six counties with 19 million residents.

As a sign of the severity of the problem, the state has notified Metropolitan that the region's allocation of Northern California supplies through the Delta may be only 5 percent of a full, traditional delivery. This is the lowest initial prediction of available state project supplies in the history of this project.

It's still December. Much can change between now and the end of the rainy season. In April, Metropolitan will decide the extent of necessary mandatory conservation for the coming year needed by water districts in the Inland Valley and throughout the district's service area. This decision will signal the severity of any shortage.

The best Metropolitan can realistically hope for is an average supply of water from Northern California. Yet, because of restrictions in the Delta, it would take a very wet winter to provide an average amount of water supply. An average rain year would provide a below-average supply, and so on. Only so much supply can pass through the Delta bottleneck until something is done.

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The Delta is where the rivers of the Sierra Nevada merge before heading west into San Francisco Bay. It was once one of nature's great mixing zones, where tidal pulses from the Bay and river water would mingle in wetlands that provided food and habitat to countless fish and bird species.

Today's Delta is in an ecological free-fall. Ninety-five percent of the original wetlands are gone because of levees. Ninety-five percent of aquatic life in the Delta does not belong there, with various invasive species dominating the food chain.

Wastewater discharges by local communities may be contributing to the problem as well. So are water diversions both within and upstream of the Delta.

The outdated and inaccurate perception held by many is that Southern California drains the North's water. In reality, Southern California on average has diverted only 4 percent of the runoff from this massive Delta watershed. Four percent. This region, however, has been uniquely vulnerable to the problems in the Delta because of the regulatory response to the broader crisis in the ecosystem.

The State Water Project - along with the similar federal delivery system that serves the San Joaquin Valley, the Central Valley Project - have been the focus of enforcement actions under the state and federal endangered species acts. They

are the two large "knobs" in a very complicated ecosystem that invite adjustment.

New "biological opinions" to address various fish species (smelt, salmon, and sturgeon) have restricted the flow of supplies across the Delta to the aqueduct facilities in the southern Delta.

In dry years, the bottleneck isn't the primary problem. When traffic is light, a one-lane freeway can handle the load. It will be a wet winter - either this one or some year in the future - when the bottleneck will create its biggest impact. As much as 200 billion gallons of water that Metropolitan could normally count on will not be delivered because of these restrictions. As a comparison, that is roughly enough water to refill the now half-empty Diamond Valley Lake Reservoir in southwest Riverside County and have about 60 billion gallons left over to store somewhere else.

Short term, the Obama administration can build on the interim federal action plan for the Delta to help address this bottleneck in two important ways. There is considerable flexibility to operate the Delta water projects within the existing restrictions that federal agencies can exercise. There are also a number of experimental projects that await federal approval that should protect fisheries while allowing more pumping.

Long term, the Delta needs a different system to convey water that can operate in harmony with a recovering ecosystem. State agencies, water districts and key environmental groups have

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taken the lead in drafting a comprehensive solution through a process called the Bay Delta Conservation Plan. Ultimately, federal wildlife agencies must approve and implement this plan. Federal leadership and ownership of this process will be absolutely necessary.

Next year, Southern California's water supplies will depend on how much it rains and snows, particularly in Northern California; how the federal government regulates the Delta; and how much water is available from the Colorado River, which has its own set of legal challenges and supply limitations.

Metropolitan has reduced by nearly 20 percent the imported supplies it provided to communities and farmers compared to a few years ago. The district has also drawn down about half of its reserves in the process. This pattern is not sustainable; it cannot last indefinitely.

A combination of actions - expanding conservation, increasing local supplies through recycling and desalination and addressing the Delta bottleneck - can put the state and region on a much more reliable path in the years ahead.

*Jeffrey Kightlinger is general manager of the Metropolitan Water District of Southern California.*

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# San Antonio Heights resident places water stock on eBay

Sandra Emerson, Staff Writer

Created: 02/22/2010 03:50:50 PM PST

SAN ANTONIO HEIGHTS - A community resident's effort to determine what a fair price would be for water stock from San Antonio Water Company led him to an unusual destination - eBay.

Bob Taylor decided to put a quarter share on the online auction and shopping Web site because he was unsure what to sell it for.

"We wanted to sell it at a fair price and it seemed like the best way we could have set a price," Taylor said. "I never would have known if it was too high or too low."

Charles Moorrees, water company general manager, said he was surprised to hear that the share was put on eBay, but added there were no rules against the action.

"It's their personal property," Moorrees said. "It's like their IBM stock. They can take off with it."

San Antonio Water in October held a water stock auction for delinquent shares of water. Monte Vista Water Company in Montclair outbid San Antonio Heights residents and wound up with

four shares of stock for \$264,000.

Monte Vista Water's acquisition upset many residents who now can't get water to their property unless they own a share of San Antonio Water.

"I think people should know what's available and what other people are willing to pay for it," Taylor said. "I really prefer some residents to buy it."

**Link:** [eBay auction](#)

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## Being water-wise saves money, resources

Diana Sholley, Staff Writer

Created: 02/19/2010 07:15:46 PM PST

Though heavy rains have moistened Southern California's dry soil, it hasn't lessened the state's dehydrated condition or provided any long-term answers to its water woes.

"We're still in a drought," said Debby Figoni, conservation specialist/education coordinator for the Chino Basin Water Conservation District (CBWCD).

"Cutting back on water usage will conserve our resources, be better for the environment and benefit everyone. So many people want to conserve - they just don't know how," she said.

The CBWCD is taking people from just wanting to conserve water to conserving water - by showing them how.

Based in Montclair, the CBWCD is a public agency serving Chino, Montclair and parts of Chino Hills, Upland, Ontario and Rancho Cucamonga.

Its mission is to protect the Chino Groundwater Basin, educate individuals and organizations in water conservation and promote the efficient use of water resources.

In helping to meet its goal, the CBWCD has started free, user-friendly workshops that offer the public useful tips on being water wise. The workshops are open to anyone.

"Water Wise Gardening (The Basics) is like Water Wise Landscaping 101," Figoni said. "It sets a foundation and is a gateway to other workshops."

Those who attend Water Wise Gardening (The Basics) will leave with the knowledge and ability to go home and make changes that will have a positive impact on their water consumption.

The workshops are on site in the district's conference room and includes an informative tour of its beautifully maintained garden that's filled with many examples of drought-tolerant plants, ground cover and foliage.

Other workshops include:

- Water Wise Gardening: Irrigation, Soil and Fertilizers
- Water Wise Gardening: Plants and Planting
- Water Wise Gardening: Preparation and Design
- Water Wise Gardening: Maintenance, Pruning and Integrated Pest Management
- Backyard Composting.

Informative handouts will be provided with each

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workshop and there is always plenty of printed material available at the CBWCD office on water-saving tips, water-wise nurseries and a plant list.

"About 60 percent of the water the typical household uses comes from outside irrigation," Figoni said. "We can teach people how to remove their water-guzzling lawns and replace them with water wise wonderlands."

Attending the workshops will teach participants how to implement drought-tolerant landscaping that can reduce water consumption up to 40 percent.

Water wise gardening is also economical, Figoni said. "If you put in the right plants, the need and cost for pesticides and fertilizer goes way down," she said. "Everything will grow more naturally in the right environment."

Even if people want to keep their turf lawns, workshops can show them how to reduce their water consumption. "Just switching the sprinkler head makes a huge difference," she said.

Many people are hesitant to trade in their lush green because they associate "drought-tolerant" with succulents and cactus, but there are many types of ground cover, flowering plants and fragrant shrubs that make any landscape lively and interesting.

"Landscaping can be overwhelming. I try and make it easy to understand and clear," said

Water Wise workshop instructor Juan Zamora. "I want to show how to use water wisely and have a lot of fun."

Zamora's teaching style includes lots of show-and-tell paired with hands-on learning. When the workshop's over, participants can go home and apply the methods.

"Our goal is to get the message out and have those people in the workshops tell other people," he said. "It's not hard to be water wise, it just takes a little bit of education."

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### WATER WISE GARDENING WORKSHOPS

Where: Chino Basin Water Conservation District, 4594 San Bernardino St., Montclair

Information: 909-626-2711, [www.cbwcd.org](http://www.cbwcd.org)

Schedule:

- Feb. 27, 9 a.m. to 12:30 p.m.: Water Wise Gardening Workshop (The Basics)
- March 20, 9-11 a.m.: Backyard Composting Workshop
- April 24, 9 a.m. to 12:30 p.m.: Water Wise Gardening Workshop (The Basics)
- May 1, 9 a.m. to 12:30 p.m.: Water Wise

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Gardening Workshop (Irrigation, Soil and Fertilizers)

- May 22, 9 a.m. to 12:30 p.m.: Water Wise Gardening Workshop (Plants and Planting)
- June 12, 9 a.m. to 12:30 p.m.: Water Wise Gardening Workshop (Preparation and Design)
- June 26, 9 a.m. to 12:30 p.m. Water Wise Gardening Workshop (Maintenance, Pruning and Integrated Pest Management)
- July 17, 9-11 a.m.: Backyard Composting Workshop

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# Water agencies meet, discuss self-sufficiency

Liset Marquez, Staff Writer

Created: 02/08/2010 10:31:50 PM PST  
ONTARIO - With dwindling water supplies, agencies throughout California are grappling with how to survive under the current drought conditions.

Regional water experts convened Monday to discuss options to be more self-sufficient, such as groundwater, recycling and conservation.

"I don't know if there is one solution to self-sufficiency. There is no silver bullet, but you and your water agencies will have to figure out yourself," Chino Basin Watermaster CEO Ken Manning said to the others in attendance.

An issue of concern to many water agencies was "fixing the Delta" or paying for infrastructure investments needed in the Sacramento-San Joaquin Delta. A judge has halted much of the water pumping there to protect the tiny delta smelt fish.

A \$11.1 billion bond has been created to overhaul the state's water system and will be on the ballot in November.

"The whole idea on the bond and selling an \$11 billion bond in this environment is not going to be easy," Manning said.

If passed by voters, the Safe, Clean and Reliable Drinking Water Supply Act of 2010 would pay for new dams, groundwater cleanup, conservation and habitat restoration. A significant component of the bond is dedicating \$2.25 billion in funding to Delta sustainability.

The court order has already affected many water agencies, which have had their rates increased by their major supplier, said Chris Frahm, a San Diego-based attorney who lobbies for the California Groundwater Coalition, which represents groundwater managers from agencies across the state.

In some cases, farmers could no longer afford to water their crops and orchards, Frahm said. This has resulted in lost jobs, she said.

The bond has received support from several state water agencies but has been opposed by other groups, including the Planning and Conservation League, Frahm said.

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The bond, because of its environmental impacts and the current economy, will be hotly contested, Frahm said.

If it does not pass, Frahm said she believes the bond will not go away.

The water conference was organized by the Association of Ground Water Agencies and the American Ground Water Trust.

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# Water district seeks hikes

## Rising costs from MWD cited in proposal by Walnut Valley

By Jonathan Riggs Correspondent

The nearly 100,000 customers of the Walnut Valley Water District will likely pay higher rates for their water after March 1, officials said.

The increase is intended to offset rising supplier costs, pending final approval of a price-restructuring proposal to be discussed at a public hearing this month.

The district encompasses an area of about 29 square miles with over 26,000 service connections serving nearly 100,000 multi-use customers in six communities, including all of Diamond Bar and a portion of Pomona.

"Water is a precious commodity these days," district general manager Michael Holmes said. "And it's tough in our world now."

Single-family residential customers will move from a flat rate to a usage-based, three-tiered rate structure. Also included in the proposal: a pumping zone surcharge affecting half the district's customers, a size-based meter charge and a five-year plan for additional increases.

This is necessary, district officials said, because the district relies on imported water from the Metropolitan Water District of Southern California.

Because of dry conditions and reduced supplies, the MWD has raised rates 37 percent since January. Officials project an additional increase of 20 percent in January 2011.

"We're responding to their increases — 98 percent of this is based on their costs while 2 percent are internal costs," Holmes said. "If we only had to base the rate on the internal costs, we wouldn't have the increase."

Since the last time the Walnut Valley district raised rates, July 2005, it has absorbed a 58 percent increase in wholesale water costs from the MWD and the Three Valleys Municipal Water District.

Despite saving an estimated \$750,000 by capping departmental budgets and reducing full-time

employees, officials project an almost \$5 million deficit for the 2009-10 fiscal year.

"People are very concerned now that the cost of things are going up. We are very sympathetic to the issues our customers raised and are doing everything we can," Holmes said. "We have an affordable rate plan for people who meet the requirements to get a reduction."

A public hearing to consider the proposed rate increases will be held at 6 p.m. Feb. 18 at the South Coast Air Quality Management District main auditorium, 21865 Copley Drive, Diamond Bar.

Protests must be submitted in writing to the board secretary and received before the close of the meeting, but all will be considered by the

board of directors, an opportunity some citizens are already anticipating.

Officials stressed that the proposed rate hike is only being done out of necessity.

"We have attempted to hold this off for as long as we can," Holmes said. "These are our customers; they're the reason we exist. We are here to serve them in a positive way with a safe, reliable supply of water."

Customers have already received mailing detailing how their bill will be affected but can visit [www.wvd.com](http://www.wvd.com) for conservation tips, contact information and a table of current, proposed and projected average residential water rates. For more information or to request an additional copy of mailing, call 909-348-8219 from 8 a.m. to 4 p.m. Monday through Friday.

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