

Minutes
CHINO BASIN WATERMASTER
APPROPRIATIVE POOL MEETING
November 13, 2003

A meeting of the Appropriative Pool and Non-Agricultural was held at the offices Chino Basin Watermaster 9641 San Bernardino Road, Rancho Cucamonga, California, on November 13, 2003 at 3:00 p.m.

APPROPRIATIVE POOL MEMBERS PRESENT

Ken Jeske, Chair	City of Ontario
Robert DeLoach, Vice Chair	Cucamonga County Water District
Rich Atwater	Inland Empire Utilities Agency
Gerald J. Black	Fontana Union Water Company
Ray Wellington	San Antonio Water Company
J. Arnold Rodriguez	Santa Ana River Water Company
Mark Kinsey	Monte Vista Water District
Dave Crosley	City of Chino
Raul Garibay	City of Pomona
Mike McGraw	Fontana Water Company

NON-AGRICULTURAL POOL MEMBERS PRESENT

Bob Bowcock	Vulcan Materials Company
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Watermaster Staff Present

John Rossi	Chief Executive Officer
Sheri Rojo	Finance Manager
Danielle Maurizio	Senior Engineer
Gordon Treweek	Project Engineer
Sheri Lynne Molino	Recording Secretary

Watermaster Consultants Present

Mark Wildermuth	Wildermuth Environmental, Inc.
Michael Fife	Hatch & Parent

Others Present

Josephine Johnson	Monte Vista Water District
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Chair Jeske called the meeting to order at 3:10 p.m.

AGENDA - ADDITIONS/REORDER

I. CONSENT CALENDAR

A. MINUTES

1. Joint Meeting of the Appropriative and Non-Agricultural Pools held October 9, 2003

B. FINANCIAL REPORT

1. Cash Disbursements for the month of October 2003

2. Treasurer's Report of Financial Affairs for September 1, 2003 through September 30, 2003
3. Combining Schedule of Revenue, Expenses and Changes in Working Capital for the Period July 1, 2003 through September 30, 2003
4. Profit & Loss Budget vs. Actual July through September 2003

C. WATER TRANSACTIONS

1. Notice of Sale or Transfer – the transfer of Monte Vista Irrigation Company FY 2003-04 Annual Production Rights to the Monte Vista Water District. The total quantity of water to be transferred is estimated at 1,040 acre-feet. (*Notice mailed November 7, 2003*)
2. Notice of Sale or Transfer – the lease and/or purchase of 2,500 acre-feet of water from the City of Pomona's production rights to the Monte Vista Water District. This lease is made first from the City's net under production, if any, in FY 2003-04, with any remainder to be recaptured from storage. (*Notice mailed November 7, 2003*)

Motion by DeLoach, second by Wellington, and by unanimous vote

Moved, to approve Consent Calendar Items A through C, as presented.

II. BUSINESS ITEMS - POSSIBLE ACTION

A. PRESENT DRAFT 2003/2004 ASSESSMENT PACKAGE

Mr. Rossi reviewed in detail the draft 2003/2004 assessment package handout which is requiring no action at this meeting. Mr. Rossi made mention of the various trends across the board and perceived we were continuing to hold the line on costs. Mr. Rossi reviewed production levels and noted the downward trend and in production by the agricultural users. Mr. Rossi explained the new data gathering process and how it will help gather more accurate data and facilitate the assessment process. He also noted that if any person needed a more detailed description of this process to contact him directly. Mr. Rossi commented that the final 2003/2004 Assessment Package will be brought back to the pools in January for final approval due to the fact that there will be no meetings scheduled for December.

No action taken.

B. PRESENTATION ON CONSTRUCTION ACTIVITIES FOR RECHARGE IMPROVEMENT PROJECT

Mr. Gordon Treweek, Project Engineer for Chino Basin Watermaster gave two status reports and one improvement project presentation. Mr. Treweek's first status report was on the GE Test Cell Facility, this presentation included a site environmental history, Ground Water (GW) contaminants of concern, and lastly site remedial actions. The second status report was on the GE Flat Iron Facility, this presentation included site history, site environmental history, GW contaminants of concern, soil contaminants of concern, and lastly site remedial actions. Mr. Treweek's final presentation was on the Chino Basin Facilities Improvement Project which included construction activities from 3/19/03 through 10/15/03. This thorough presentation reviewed the Lower Day Basin, Victoria Basin, Banana Basin, RP3 Basin, Declez Basin, Turner 1, 2, 3 & 4 Basins, Brooks Basin, and the College Heights Basin and detailed construction modifications and upgrades. Discussion ensued in regards to these basin projects and how the enhancements will affect the basins water flow and testing.

No action taken.

C. MEMORANDUM OF UNDERSTANDING BETWEEN CASTAIC LAKE WATER AGENCY AND CHINO BASIN WATERMASTER

Mr. Rossi commented that staff has been discussing the potential for the Castaic Lake Water Agency to participate in a storage and recovery project with the Chino Groundwater Basin. Mr. Rossi reviewed the Memorandum of Understanding (MOU) between the Castaic Lake Water Agency and the Chino Basin Watermaster. This MOU puts in motion Chino Basin Watermaster to begin preliminary non-binding negotiations for Castaic Lake Water Agencies possible participation in the Chino basin Storage and Recovery Program. Mr. Rossi noted that Castaic Lake Water Agency would be bringing water to the table and this is something that he believes should be pursued.

Motion by Wellington, second by DeLoach, and by unanimous vote

Moved, to approve draft Memorandum of Understanding with Castaic Lake Water Agency and authorized staff and legal counsel to make minor edits, as necessary, in addition authorizing staff to begin the negotiation process.

III. REPORTS/UPDATES

A WATERMASTER GENERAL LEGAL COUNSEL REPORT

1. Chino Land & Water Lawsuit Update regarding filing of Amicus Brief

Counsel Fife reported on the Chino Land & Water lawsuit regarding filing of Amicus Brief. Counsel Fife handed out the draft *APPLICATION FOR LEAVE TO FILE AMICUS CURIAE BRIEF AND AMICUS CURIAE BRIEF OD CHINO BASIN WATERMASTER IN SUPPORT OF LEWIS INVESTMENT CO., L.L.C.* Counsel Fife commented it would be approximately 60 days out for seeing this venture completed and that he was seeking approval to forward this draft to the Board for direction.

Motion by DeLoach, second by Crosley, and by unanimous vote

Moved, to approve draft Amicus Brief to be presented to the Board members.

2. Metropolitan Water District Dry Year Yield Storage Transmittal to Court

Counsel Fife distributed the draft *MOTION FOR APPROVAL OF METROPOLITAN DRY YEAR YIELD FUNDING AGREEMENT APPLICATION*. Counsel Fife stated that this was a long process and that this motion was the final step and anticipated no trouble. Counsel Fife noted that no action was required to file this brief.

No action taken.

B. CEO REPORT/UPDATES

1. Update regarding DWR Grant Request for Conjunctive Use Project

Mr. Rossi expressed enthusiasm in Watermasters DWR grant approval which was obtained with the assistance of IEUA, who filed on our behalf. Many thanks were given to Rich Atwater for pursuing this for us. Mr. Rossi stated by means of this grant we will have the opportunity to work on the expansion of the Desalters, the Upland Recharge Project, Imported Water Projects and Perchlorate treatments. Mr. Rossi anticipates final word on the amount of the grant in January/February 2004. Mr. Atwater commented that he felt it would be appropriate that a letter of appreciation be forwarded to congress thanking them for their help.

2. Update regarding Water Quality Committee Meeting of Wednesday November 12
Mr. Rossi gave a brief overview on the potential work on the plumes. Mr. Wildermuth gave the same presentation that was presented to the Water Quality Committee the day prior and shared comments made and received at the meeting.

Discussion ensued in regards to the Regional Boards need for help in writing orders for potential responsible parties (PRP's) and the request for this assistance. It was noted that with this 2 to 3 week assistance it could take months or even years off the order writing process and investigation and be a valuable asset to this project. Dialogue on putting relationships and costs in line prior to the decision continued. Conversation on the costs of the desalters and the diversion of cost to the possible PRP's once identified prolonged. It was noted that the possibility of responsible parties cost involvement would impact the whole desalter project and a possibility of lowering desalter costs. Comments on desalter capacity and estimated detrimental impacts were noted. Mr. Wildermuth commented that there were pretty good historical records on this and he would investigate this complex situation further and report back.

3. New Watermaster Brochure
Mr. Rossi made mention of the new Watermaster brochure hand out and that it would be a useful tool for a brief synopsis when meeting people and a quick source of reference as to who and what Chino Basin Watermaster is all about.
4. Discuss holiday meeting schedules
It was noted that no meetings are scheduled for the month of December and all regular Pool, Committee and Board meetings will reconvene in January 2004.

C. INFORMATION

1. MWD Rialto Pipeline "Planned Shutdown" for January 12-16, 2004
No comment made – please refer to the September 15, 2003 memo from Rich Atwater.
2. Letter from Robert DeLoach, Cucamonga County Water District, regarding Perchlorate Remediation – Department of Defense
Mr. Rossi briefly reviewed the October 9, 2003 letter regarding Perchlorate Remediation and received no comment in return.

D. OTHER AGENCY REPORTS

None

IV. COMMITTEE MEMBER COMMENTS

Mr. Kinsey inquired as to the progress of the work group for salt credits. It was noted that the work group had met twice and no new recommendations had come out of either of the meetings. Their next workshop is to be held on November 21, 2003 and the findings will be reported back to the pools in January 2004.

V. OTHER BUSINESS

An additional comment was offered on the water transactions from the Agricultural pool meeting on November 13, 2003 that all water transactions in the MZ1 area would be reviewed by the MZ1 Technical Committee.

VI. FUTURE MEETINGS AND EVENTS

November 12, 2003	2:00 p.m.	Water Quality Committee Meeting
November 13, 2003	1:00 p.m.	Agricultural Pool Meeting
	3:00 p.m.	Appropriative & Non-Agricultural Pool Meeting
November 19, 2003	9:00 a.m.	MZ1 Technical Committee Meeting
November 20, 2003	10:00 a.m.	Advisory Committee Meeting
	1:00 p.m.	Watermaster Board Meeting

Notes: All meetings will be held at the Watermaster offices, 9641 San Bernardino Road, Rancho Cucamonga, California (909) 484-3888

No meetings are currently planned for the month of December 2003

Chair Jeske adjourned the meeting at 4:11 p.m.

Secretary

Minutes Approved: January 15, 2004