

**MINUTES**  
**CHINO BASIN WATERMASTER**  
**APPROPRIATIVE POOL MEETING**

October 9, 2014

The Appropriative Pool meeting was held at the offices of Chino Basin Watermaster located 9641 San Bernardino Road, Rancho Cucamonga, CA, on October 9, 2014.

**APPROPRIATIVE POOL MEMBERS PRESENT**

Marty Zvirbulis, Chair  
Scott Burton, Vice-Chair  
Justin Scott-Coe  
Teri Layton, for Charles Moorrees  
Van Jew  
Darron Poulsen, for Rene Salas  
Robert Young  
Seth Zielke  
Dave Crosley  
Ben Lewis  
Ron Craig  
Todd Corbin  
Rosemary Hoerning

Cucamonga Valley Water District  
City of Ontario  
Monte Vista Water District  
San Antonio Water Company  
Monte Vista Irrigation Company  
City of Pomona  
Fontana Union Water Company  
Fontana Water Company  
City of Chino  
Golden State Water Company  
City of Chino Hills  
Jurupa Community Services District  
City of Upland

**WATERMASTER BOARD MEMBERS PRESENT**

Robert "Bob" Craig  
Steve Elie  
J. Arnold Rodriguez  
Bob Kuhn  
Mark Kinsey

Jurupa Community Services District  
Inland Empire Utilities Agency  
Santa Ana River Water Company  
Three Valleys Municipal Water District  
Monte Vista Water District

**WATERMASTER STAFF PRESENT**

Peter Kavounas  
Danielle Maurizio  
Joseph Joswiak  
Anna Truong  
Frank Yoo

General Manager  
Assistant General Manager  
Chief Financial Officer  
Recording Secretary  
GIS & Database Specialist

**WATERMASTER CONSULTANTS PRESENT**

Brad Herrema  
Andy Malone

Brownstein Hyatt Farber Schreck, LLP  
Wildermuth Environmental, Inc.

**OTHERS PRESENT**

Pete Hall  
Curtis Paxton  
John Bosler  
Marsha Westropp  
Raul Garibay  
Sheri Rojo  
Nadeem Majaj  
Ryan Shaw  
Tom Harder  
Liz Hurst

State of California – CIM  
Chino Basin Desalter Authority  
Cucamonga Valley Water District  
Orange County Water District  
City of Pomona  
Fontana Water Company  
City of Chino Hills  
City of Ontario  
Thomas Harder & Company  
Inland Empire Utilities Agency

Paula Lantz  
Jo Lynne Russo-Pereyra  
John Lopez  
Manny Martinez  
Eunice Ulloa  
Jimmy Gutierrez

City of Pomona  
Cucamonga Valley Water District  
Santa Ana River Water Company  
Monte Vista Water District  
Chino Basin Water Conservation District  
Law Offices of Jimmy Gutierrez

**CALL TO ORDER**

Chair Zvirbulis called the Appropriative Pool meeting to order at 9:02 a.m.

**AGENDA - ADDITIONS/REORDER**

None

**I. CONSENT CALENDAR**

**A. MINUTES**

1. Minutes of the Appropriative Pool Special Meeting held September 4, 2014
2. Minutes of the Appropriative Pool Meeting held September 11, 2014
3. Minutes of the Appropriative Pool Special Meeting held September 18, 2014

**B. FINANCIAL REPORTS**

1. Cash Disbursements for the month of August 2014
2. Watermaster VISA Check Detail for the month of August 2014
3. Combining Schedule for the Period July 1, 2014 through August 31, 2014
4. Treasurer's Report of Financial Affairs for the Period August 1, 2014 through August 31, 2014
5. Budget vs. Actual Report for the Period July 1, 2014 through August 31, 2014

**C. AMENDMENT TO MWD DRY YEAR YIELD AGREEMENT**

Recommend Advisory Committee approval of Amendment No. 8 to the MWD Dry Year Yield Agreement

(0:00:26)

*Motion by Mr. Scott Burton, second by Mr. Robert Young and by unanimous vote*

***Moved to approve Consent Calendar as presented.***

**II. BUSINESS ITEMS**

**A. PHYSICAL SOLUTION TRANSFER RATE SUBSTITUTION**

Consideration of Physical Solution transfer rate

(0:00:53) Chair Zvirbulis stated that he and the Non-Agricultural Pool Chair, Mr. Brian Geye have spoken and that the Non-Agricultural Pool is firm on their price of \$500.52 per acre-foot which is 86% of MWD's 2015 Tier 1 Untreated Rate of \$582 for fiscal year 2014/15. A brief discussion ensued.

(0:03:14)

*Motion by Mr. Robert Young, second by Mr. Justin Scott-Coe and by unanimous vote*

***Moved to recommend to the Advisory Committee to approve the proposed Physical Solution Transfer Rate of 86% of MWD's 2015 Tier 1 Untreated Rate and authorize the Pool counsel to sign any stipulation as necessary and approve Watermaster legal counsel to file a motion with the Court, as presented.***

**B. SAFE YIELD RECALCULATION (DISCUSSION ONLY)**

Review and advise on Watermaster staff proposal; proposal to be presented during the Pool meeting

(0:06:00) Mr. Kavounas gave a report and introduced Mr. Herrema's presentation.

(0:07:16) Mr. Ron Craig joined the meeting.

(0:11:50) Mr. Todd Corbin joined the meeting.

(0:13:39) Mr. Herrema gave a presentation. A discussion ensued.

(0:14:51) Ms. Rosemary Hoerning joined the meeting.

**III. REPORTS/UPDATES**

**A. LEGAL COUNSEL REPORT**

1. West Venture
2. Waters of the United States Rulemaking

(0:37:41) Mr. Herrema gave a report.

**B. CFO REPORT**

1. None

**C. ENGINEER REPORT**

1. Proposition 1E Grant Transfer Support
2. Prado Basin Habitat Sustainability Program

(0:42:12) Mr. Malone gave a presentation and report.

**D. GM REPORT**

1. November Meeting Schedule

(0:46:59) Mr. Kavounas added his comments to the Prado Basin Habitat Sustainability Program item discussion to make the Pool aware that the item was budgeted.

Mr. Kavounas gave a brief report indicating that in November 2014, the Pool meetings will be taking place on November 13, 2014 as regularly scheduled and the Advisory Committee and Board meetings will both be taking place on November 20, 2014 due to the upcoming Thanksgiving holiday.

**IV. INFORMATION**

1. Cash Disbursements for September 2014
2. Joint IEUA/CBWM Recharge Improvement Projects
3. Recharge Master Plan Update Amendment Status Report
4. 2014-15 First Interim Organization Performance Report

**V. POOL MEMBER COMMENTS**

(0:48:24) Mr. Burton stated he appreciated the proposal staff put together on the Safe Yield Recalculation.

**VI. OTHER BUSINESS**

None

**VII. CONFIDENTIAL SESSION - POSSIBLE ACTION**

Chair Zvirbulis called for a closed session at 9:50 a.m. to discuss the following:

- 1. Physical Solution Transfer Rate Substitution
- 2. Safe Yield Recalculation

Closed session concluded at 11:20 a.m. with the following reportable actions:

- 1. In light of Watermaster’s proposal today, the Pool wishes to cancel the Safe Yield Recalculation and Related Matters meeting next Thursday, and in its place, the Pool would like to hold a special meeting next Thursday, October 16, 2014 at 10:00 a.m. to discuss the Safe Yield Recalculation and reset.
- 2. The Pool will provide Watermaster with a Safe Yield reset proposal prior to the October 23, 2014 Board meeting.

**VIII. FUTURE MEETINGS AT WATERMASTER**

- 10/09/14 Thu 9:00 a.m. Appropriative Pool
- 10/09/14 Thu 11:00 a.m. Non-Agricultural Pool
- 10/09/14 Thu 1:30 p.m. Agricultural Pool
- 10/16/14 Thu 8:00 a.m. Joint IEUA/CBWM Recharge Improvement Projects
- 10/16/14 Thu 9:00 a.m. Advisory Committee
- 10/16/14 Thu 10:00 a.m. Safe Yield Recalculation and Related Matters
- 10/21/14 Tue 2:00 p.m. Assessment Package Workshop
- 10/23/14 Thu 9:00 a.m. Land Subsidence Committee
- 10/23/14 Thu 11:00 a.m. Watermaster Board
- 10/28/14 Tue 9:00 a.m. Groundwater Recharge Coordinating Committee (at CBWCD)

**ADJOURNMENT**

Chair Zvirbulis adjourned the Appropriative Pool meeting at 11:22 a.m.

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

Approved: November 13, 2014