

MINUTES
CHINO BASIN WATERMASTER
APPROPRIATIVE POOL MEETING

November 17, 2015

The Appropriative Pool meeting was held at the offices of Chino Basin Watermaster located at 9641 San Bernardino Road, Rancho Cucamonga, CA on November 17, 2015.

APPROPRIATIVE POOL MEMBERS PRESENT

Rosemary Hoerning, Chair
Darron Poulsen, Vice-Chair
Bob Page
Dave Crosley
Teri Layton
Justin Scott-Coe
Van Jew
Ron Craig
Jo Lynne Russo-Pereyra for Marty Zvirbulis
Josh Swift
Cris Fealy
Ryan Shaw for Scott Burton
Todd Corbin

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

WATERMASTER BOARD MEMBER PRESENT

Bob Kuhn

Three Valleys Municipal Water District

WATERMASTER STAFF PRESENT

Peter Kavounas
Danielle Maurizio
Joseph Joswiak
Anna Truong

General Manager
Assistant General Manager
Chief Financial Officer
Recording Secretary

WATERMASTER CONSULTANTS PRESENT

Brad Herrema
Mark Wildermuth
Andy Malone

Brownstein Hyatt Farber Schreck, LLP
Wildermuth Environmental, Inc.
Wildermuth Environmental, Inc.

OTHERS PRESENT

Scott Burton
David DeJesus
Eunice Ulloa
Curtis Paxton
Sheri Rojo
Marsha Westropp
Keith Person
Mark Norton
Rick Hansen
Andy Campbell

City of Ontario
Three Valleys Municipal Water District
Chino Basin Water Conservation District
Chino Basin Desalter Authority
Fontana Water Company
Orange County Water District
Regional Water Quality Control Board
Santa Ana Watershed Project Authority
Three Valleys Municipal Water District
Inland Empire Utilities Agency

CALL TO ORDER

Chair Hoerning called the Appropriative Pool meeting to order at 1:31 p.m.

AGENDA - ADDITIONS/REORDER

(0:00:24) Chair Hoerning requested Business Items II.D. and II.E. be moved to follow Confidential Session. The Pool had no objections.

(0:01:17) Mr. Corbin requested Consent Calendar Item I.C. is pulled for separate discussion.

I. CONSENT CALENDAR**A. MINUTES**

1. Minutes of the Appropriative Pool Meeting held October 8, 2015

B. FINANCIAL REPORTS

1. Cash Disbursements for the month of September 2015
2. Watermaster VISA Check Detail for the month of September 2015
3. Combining Schedule for the Period July 1, 2015 through September 30, 2015
4. Treasurer's Report of Financial Affairs for the Period September 1, 2015 through September 30, 2015
5. Budget vs. Actual Report for the Period July 1, 2015 through September 30, 2015

C. ANNUAL FINDING OF SUBSTANTIAL COMPLIANCE WITH THE RECHARGE MASTER PLAN**D. WATER TRANSACTION**

Notice of Sale or Transfer – The purchase of 100.000 acre-feet of water from the City of Pomona by Monte Vista Water District. This purchase is made from the City of Pomona's Excess Carryover Account and is to be placed in Monte Vista Water District's storage account. Date of application: October 15, 2015

(0:01:39)

Motion by Mr. Ron Craig, seconded by Mr. Dave Crosley, and by unanimous vote

Moved to approve Consent Calendar Item with the exception of I.C. as presented

(0:01:57) Mr. Corbin raised a question regarding Consent Calendar Item I.C., the Annual Finding of Substantial Compliance with the Recharge Master Plan. A discussion ensued.

(0:09:15)

Motion by Mr. Todd Corbin, seconded by Mr. Josh Swift, and by unanimous vote

Moved to approve Consent Calendar Item I.C. as presented

II. BUSINESS ITEMS**A. CHINO BASIN WATERMASTER INTERIM 2015/2016 ASSESSMENTS**

(0:09:43) Mr. Kavounas gave a report. A discussion ensued. Mr. Crosley from the City of Chino read a letter from the City Attorney; the letter is attached to these minutes at Mr. Crosley's request.

(0:17:46)

Motion by Mr. Ron Craig, seconded by Ms. Jo Lynne Russo-Pereyra, and by majority vote

Moved to approve Business Item II.A. as presented

No vote: Todd Corbin – Jurupa Community Services District

B. LEVYING INTERIM 2015/2016 ASSESSMENTS

(0:19:00) Mr. Kavounas gave a report. The Pool had no comments.

C. 2016 APPROPRIATIVE POOL VOLUME VOTE

(0:20:31) Mr. Kavounas gave a report. A discussion ensued.

(0:23:04)

Motion by Ms. Teri Layton, seconded by Mr. Justin Scott-Coe, and by unanimous vote

Moved to approve Business Item II.C. using option 2 from staff's recommendation, using actual data to compute the volume vote.

D. WATERMASTER REAPPOINTMENT

This item was reordered following Confidential Session

E. 2015 SAFE YIELD RESET AGREEMENT

This item was reordered following Confidential Session

F. PREPARATION FOR WINTER WATER AVAILABILITY (Discussion Only)

(0:23:54) Mr. Kavounas gave a report. A discussion ensued.

III. REPORTS/UPDATES

A. LEGAL COUNSEL REPORT

1. Motion for Approval of Temporary Substitute Rate, Receipt and File of OBMP Status Report
2. Motion re 2015 Safe Yield Reset Agreement, Amendment of Restated Judgment
3. Recommendation re Basin Boundary Revision Request

(0:31:53) Mr. Herrema gave a report and also gave a presentation regarding the basin boundary revision request. A discussion ensued.

B. ENGINEER REPORT

1. Proposed Change to the Nitrate Concentration Objective for the Chino-South Groundwater Management Zone

(0:49:29) Mr. Kavounas gave a preface to the item and handed off to Mr. Malone to give a presentation. A discussion ensued.

C. CFO REPORT

1. Chino Basin Watermaster Annual Financial Report For the Fiscal Years Ended June 30, 2015 and 2014

(1:12:41) Mr. Joswiak gave a report.

D. GM REPORT

1. Exhibit "G" Physical Solution Transfers
2. Holiday Schedule
3. Other

(1:13:30) Mr. Kavounas and Ms. Truong gave a report. A discussion ensued.

IV. INFORMATION

- 1. Cash Disbursements for October 2015
- 2. Recharge Investigations and Projects Committee (RIPCom)

(1:15:06) Mr. Jew gave an update on the Recharge Investigations and Projects Committee.

V. POOL MEMBER COMMENTS

None

VI. OTHER BUSINESS

(1:16:55) Mr. Shaw requested a future agenda item regarding Watermaster's role in interpreting agreements. Mr. Kavounas replied that staff would be happy to assist the Pool, and recommended Mr. Shaw provide further direction to the Pool Chair as to Ontario's specific questions; Mr. Kavounas stated he would work with the Chair and that there is an existing Resolution 01-03 on the bottom of the Contact Us tab of Watermaster's website that addresses Watermaster's procedures and guidelines.

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

Chair Hoerning called for a confidential session at 2:50 p.m. to discuss the Watermaster Reappointment and 2015 Safe Yield Reset Agreement.

The Pool came out of confidential session at 4:25 p.m. with the following reportable action:

- 1. Watermaster Reappointment:
 - The Appropriative Pool recommends Watermaster perpetuate the Board's rotation schedule as attached to these minutes.
 - The Appropriative Pool recommends the Advisory Committee reappoint the Chino Basin Watermaster Board for an additional 3 year term.
- 2. 2015 Safe Yield Reset Agreement
 - No reportable action

ADJOURNMENT

Chair Hoerning adjourned the Appropriative Pool meeting at 4:26 p.m.

Secretary: _____

Approved: _____ January 14, 2016

ATTACHMENTS:

- 1. City of Chino Letter re Proposed WM Assessment dated 11/17/2015
- 2. Chino Basin Watermaster Board Rotation Schedule 2016 – 2030