

MINUTES
CHINO BASIN WATERMASTER
APPROPRIATIVE POOL MEETING

November 10, 2016

The Appropriative Pool meeting was held at the offices of Chino Basin Watermaster located at 9641 San Bernardino Road, Rancho Cucamonga, CA on November 10, 2016.

APPROPRIATIVE POOL MEMBERS PRESENT

Darron Poulsen, Chair
Todd Corbin, Vice-Chair
Ron Craig
Justin Scott-Coe
John Bosler for Marty Zvirbulis
Van Jew
Teri Layton
Josh Swift
Cris Fealy
Rosemary Hoerning
Dave Crosley
Ben Lewis
Scott Burton

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

WATERMASTER STAFF PRESENT

Peter Kavounas
Joseph Joswiak
Anna Truong
Edgar Tellez Foster

General Manager
Chief Financial Officer
Executive Services Director/Board Clerk
Senior Environmental Engineer

WATERMASTER CONSULTANTS PRESENT

Brad Herrema
Mark Wildermuth
Andy Malone

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

OTHERS PRESENT

Curtis Paxton
Joel Ignacio
David De Jesus
Amanda Coker
Eric Tarango
Marsha Westropp
Shaun Stone
Eunice Ulloa
Katie Gienger
Sheri Rojo
Manny Martinez

Chino Basin Desalter Authority
Inland Empire Utilities Agency
Three Valleys Municipal Water District
City of Chino
Fontana Water Company
Orange County Water District
Inland Empire Utilities Agency
Chino Basin Water Conservation District
City of Ontario
Basin Creek Consulting
Monte Vista Water District

CALL TO ORDER

Chair Poulsen called the Appropriative Pool meeting to order at 9:04 a.m.

AGENDA - ADDITIONS/REORDER

None

A. MINUTES

1. Minutes of the Appropriative Pool Meeting held October 13, 2016

B. FINANCIAL REPORTS

1. Cash Disbursements for the month of September 2016
2. Watermaster VISA Check Detail for the month of September 2016
3. Combining Schedule for the Period July 1, 2016 through September 30, 2016
4. Treasurer's Report of Financial Affairs for the Period September 1, 2016 through September 30, 2016
5. Budget vs. Actual Report for the Period July 1, 2016 through September 30, 2016

C. ANNUAL FINDING OF SUBSTANTIAL COMPLIANCE WITH THE RECHARGE MASTER PLAN

Recommend to the Advisory Committee to recommend to the Watermaster Board to adopt the finding that Watermaster is in substantial compliance with the Recharge Master Plan.

D. CHINO BASIN WATERMASTER 38TH ANNUAL REPORT

Recommend that the Advisory Committee recommend to the Watermaster Board to adopt the 38th Annual Report, along with filing a copy with the Court, subject to any necessary non-substantive changes.

E. WATER TRANSACTION

Notice of Sale or Transfer – The purchase of 112.219 acre-feet of water from the City of Pomona by the City of Ontario. This purchase is made from the City of Pomona's Excess Carryover Account. Date of application: August 18, 2016.

(0:00:27)

Motion by Ms. Rosemary Hoerning, seconded by Mr. Scott Burton, and by unanimous vote

Moved to approve the Consent Calendar as presented

II. BUSINESS ITEMS**A. USE OF SB 222 FUNDS IN FISCAL YEAR 2016/17**

Recommend that the Advisory Committee direct the use of the SB 222 Funds of \$158,251 to pay for studies and investigations that aid in implementing the OBMP, and find that the proposed use is consistent with the original intent of the legislation.

(0:00:52) Mr. Joswiak gave a report. A discussion ensued.

(0:05:20) Motion introduced by Mr. Ron Craig. Additional discussion ensued.

(0:07:23) Vote taken

Motion by Mr. Ron Craig, seconded by Mr. Scott Burton, and by unanimous vote

Motion to approve Business Item II.A. as presented subject to concurrence by the Non-Agricultural and Agricultural Pools.

B. CHINO BASIN WATERMASTER FISCAL YEAR 2016/2017 ASSESSMENT PACKAGE

Recommend to the Advisory Committee to approve the Fiscal Year 2016/17 Assessment Package as presented, including no credit for Stormwater New Yield and postponing the assessment of Desalter Replenishment Obligation.

(0:07:38) Mr. Kavounas gave a report. A discussion ensued.

(0:15:26)

Motion by Mr. Ron Craig, seconded by Mr. Josh Swift, and by majority vote

Moved to recommend Advisory Committee approval of Business Item II.B. as presented

No vote by Mr. Dave Crosley – City of Chino

C. RESOLUTION TO LEVY REPLENISHMENT AND ADMINISTRATIVE ASSESSMENTS FOR FISCAL YEAR 2016/17

Review Resolution 2016-09 as presented, and offer advice to Watermaster.

(0:16:18) Mr. Kavounas gave a report.

D. 2013 RMPU AMENDMENT – PROPOSED YIELD ENHANCEMENT PROJECTS

Consider adopting the “Opt out” provisions from Section 5.1[c] of the Safe Yield Reset Agreement and make appropriate recommendation to the Advisory Committee.

Consider adopting the “Post-2014 Stormwater Recharge Program” as presented, and make appropriate recommendation to the Advisory Committee.

(0:16:55) Mr. Kavounas gave a report. A discussion ensued.

(0:21:05) Motion introduced by Ms. Hoerning. Additional discussion ensued.

(0:35:24) Vote taken

Motion by Ms. Rosemary Hoerning, seconded by Ms. Teri Layton, and by unanimous vote

Moved to adopt the “Post-2014 Stormwater Recharge Program without the “Opt out” provisions from Section 5.1[c] of the Safe Yield Reset Agreement” as presented and make appropriate recommendation to the Advisory Committee.

E. SUPPLEMENTAL WATER RECHARGE REVISED FORMS

Recommend approval of the revised Form 2, and its use instead of the existing Form 2.

(0:36:41) Mr. Kavounas gave a report. A discussion ensued.

(0:42:34)

Motion by Mr. Justin Scott-Coe, seconded by Mr. John Bosler, and by unanimous vote

Moved to approve Business Item II.E. as presented

F. CALENDAR YEAR 2017 APPROPRIATIVE POOL VOLUME VOTE

Approve the Calendar Year 2017 Appropriative Pool Volume Vote as presented subject to Advisory Committee and Board approval of the 2016/17 Assessment Package at the November 17, 2016 meetings.

(0:42:57) Mr. Kavounas gave a report. A discussion ensued.

(0:44:29)

Motion by Mr. Scott Burton, seconded by Ms. Rosemary Hoerning, and by unanimous vote

Moved to approve Business Item II.F. as presented

III. REPORTS/UPDATES

A. LEGAL COUNSEL REPORT

1. Responses to Questions for Clarification of Safe Yield Reset Tentative Orders
2. December 9, 2016 Court Hearing re Physical Solution Transfer Rate Substitution
3. Submittal of 2015 Ground-Level Monitoring Committee Annual Report

(0:44:49) Mr. Herrema gave a report. A discussion ensued.

B. ENGINEER REPORT

1. Prado Basin Habitat Sustainability Committee
2. Ground-Level Monitoring Committee
3. RMPU Project Support and MPI Analysis
4. Basin Monitoring Program Task Force

(0:48:37) Mr. Malone gave a report. A discussion ensued.

C. CFO REPORT

1. Fiscal Year 2016/17 Assessment Invoicing

(1:00:22) Mr. Joswiak gave a report, and also presented the Option to Purchase Portion of Desalter Replenishment Obligation. A discussion ensued.

D. GM REPORT

1. FY 2015/16 Replenishment Water Order
2. Water Use Efficiency With Farmers in the Chino Basin
3. Other

(1:06:07) Mr. Kavounas gave a report and introduced Watermaster's newest employee, Mr. Edgar Tellez Foster. A discussion ensued.

IV. INFORMATION

1. Cash Disbursements for October 2016

V. POOL MEMBER COMMENTS

None

VI. OTHER BUSINESS

None

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

Chair Poulsen called for a confidential session at 10:14 a.m. to hold the Appropriative Pool Strategic Planning Discussion. Confidential session concluded at 11:58 a.m. with no reportable action.

ADJOURNMENT

Chair Poulsen adjourned the Appropriative Pool meeting at 11:58 a.m.

Secretary: _____

Approved: _____ January 12, 2017 _____