

MINUTES
CHINO BASIN WATERMASTER
APPROPRIATIVE POOL COMMITTEE MEETING

May 13, 2021

The Appropriative Pool Committee meeting was held via Zoom (conference call and web meeting) on May 13, 2021.

APPROPRIATIVE POOL COMMITTEE MEMBERS PRESENT

John Bosler, Chair	Cucamonga Valley Water District
Scott Burton, Vice-Chair	City of Ontario
Dave Crosley	City of Chino
Ron Craig	City of Chino Hills
Chris Diggs	City of Pomona
Steven Ledbetter for Rosemary Hoerning	City of Upland
Josh Swift	Fontana Union Water Company
Eric Tarango for Cris Fealy	Fontana Water Company
Chris Berch	Jurupa Community Services District
Justin Scott-Coe	Monte Vista Irrigation Company
Justin Scott-Coe	Monte Vista Water District
Josh Swift for Cris Fealy	Nicholson Family Trust
Brian Lee	San Antonio Water Company
John Lopez	Santa Ana River Water Company
Steven Ledbetter for Rosemary Hoerning	West End Consolidated Water Company

WATERMASTER BOARD MEMBERS PRESENT ON CALL

Bob Kuhn	Three Valleys Municipal Water District
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WATERMASTER STAFF PRESENT ON CALL

Peter Kavounas	General Manager
Joseph Joswiak	Chief Financial Officer
Edgar Tellez Foster	Water Resources Mgmt. & Planning Dir.
Anna Nelson	Executive Services Director
Justin Nakano	Water Resources Technical Manager
Frank Yoo	Water Resources Senior Associate
Janine Wilson	Senior Accountant
Vanessa Aldaz	Administrative Assistant

WATERMASTER CONSULTANTS PRESENT ON CALL

Brad Herrema	Brownstein Hyatt Farber Schreck, LLP
Andy Malone	West Yost
Emily McCord	West Yost

OTHERS PRESENT ON CALL

Amanda Coker	City of Chino
Courtney Jones	City of Ontario
Nicole deMoet	City of Upland
Braden Yu	City of Upland
Eduardo Espinoza	Cucamonga Valley Water District
Kevin Kenley	Cucamonga Valley Water District
Randall Reed	Cucamonga Valley Water District
Jiwon Seung	Cucamonga Valley Water District
Tarren Torres	Egoscue Law Group, Inc.
James Curatalo	Fontana Union Water Company
Joshua Aguilar	Inland Empire Utilities Agency
Jerry Burke	Inland Empire Utilities Agency

Joel Ignacio
Stephanie Reimer
Stephanie Reimer
Bill Schwartz
Pete Hall
David De Jesus
Richard Rees

Inland Empire Utilities Agency
Monte Vista Irrigation Company
Monte Vista Water District
Monte Vista Water District
State of California – CIM
Three Valleys Municipal Water District
Wood plc

CALL TO ORDER

Chair Bosler called the Appropriative Pool Committee meeting to order at 9:00 a.m.

ROLL CALL

(0:02:08) Ms. Nelson conducted the roll call and announced that a quorum was present.

AGENDA - ADDITIONS/REORDER

None

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

Approve as presented:

1. Minutes of the Appropriative Pool Committee Meeting held April 8, 2021
2. Minutes of the Appropriative Pool Committee Special Meeting held April 15, 2021

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of March 2021
2. Watermaster VISA Check Detail for the month of March 2021
3. Combining Schedule for the Period July 1, 2020 through March 31, 2021
4. Treasurer's Report of Financial Affairs for the Period March 1, 2021 through March 31, 2021
5. Budget vs. Actual Report for the Period July 1, 2020 through March 31, 2021
6. Cash Disbursements for April 2021 (Information Only)

C. APPLICATION: WATER TRANSACTION

Provide advice and assistance to the Advisory Committee on the proposed transaction:
The transfer of 500 acre-feet of water from the City of Chino to Monte Vista Water District.

D. APPLICATION: RECHARGE – CUCAMONGA VALLEY WATER DISTRICT

Recommend to Advisory Committee to recommend to the Watermaster Board to approve Cucamonga Valley Water District's Application for Recharge and direct Watermaster staff to account for this supplemental water recharged in Cucamonga Valley Water District's existing Local Supplemental Storage account.

E. APPLICATION: LOCAL STORAGE AGREEMENT (ONAP)

Recommend to the Advisory Committee to recommend to the Watermaster Board to approve the proposed agreements on the condition that Watermaster's approval of Storage Agreements authorizing storage in excess of 500,000 acre-feet Safe Storage Capacity beyond June 30, 2021 are subject to Watermaster's further exercise of discretion to limit and reduce storage in accordance with the Peace Agreement.

(0:05:40) A roll call vote was taken.

Motion by Mr. Ron Craig, seconded by Mr. Chris Diggs, and passed by unanimous roll call vote as attached to these minutes.

Moved to approve the Consent Calendar as presented.

II. BUSINESS ITEMS

A. FIRST AMENDMENT TO TASK ORDER NO. 9

Recommend Advisory Committee approval to amend Task Order No. 9 to increase the total budgeted cost.

(0:07:48) Mr. Kavounas introduced the item and invited Mr. Ignacio with Inland Empire Utilities Agency to give a presentation.

(0:17:40) A roll call vote was taken.

Motion by Mr. Scott Burton, seconded by Mr. Chris Berch, and passed by unanimous roll call vote as attached to these minutes.

Moved to recommend Advisory Committee approval of Business Item II.A., First Amendment of Task Order No. 9.

B. LOCAL STORAGE LIMITATION SOLUTION

Offer advice to the Advisory Committee on the Watermaster Board's consideration and potential adoption of a Watermaster Board Resolution recommending that a proposed order be filed with and adopted by the Court regarding the management and administration of volumes of stored water exceeding 500,000 acre-feet up to a maximum of 700,000 acre-feet.

(0:19:20) Mr. Kavounas gave a report. A discussion ensued.

C. FISCAL YEAR 2021/22 PROPOSED BUDGET

Recommend Advisory Committee approval of the Fiscal Year 2021/22 Proposed Budget as presented.

(0:25:30) Mr. Joswiak gave a presentation. A discussion ensued.

The Pool continued the discussion in Confidential Session and provided no reportable action.

D. OVERLYING (AGRICULTURAL) POOL EXPENSES PAID BY OVERLYING (NON-AGRICULTURAL) POOL

Provide direction regarding the ONAP request.

(0:28:52) Mr. Joswiak gave a report. A discussion ensued.

The Pool continued the discussion in Confidential Session and the reportable action is shown below.

III. REPORTS/UPDATES

A. LEGAL COUNSEL

1. San Bernardino County Superior Court Emergency Order
2. April 30, 2021 Hearing
3. May 28, 2021 Hearing
4. Kaiser Permanente Lawsuit

(0:31:27) Mr. Herrema gave a report. A discussion ensued.

B. ENGINEER

1. 2020 State of the Basin: Groundwater Levels

(0:41:06) Mr. Malone introduced the item and handed off to Ms. McCord (West Yost staff) who gave a presentation.

C. CHIEF FINANCIAL OFFICER

1. AP Request for Pool 1 and 3 Budget, Reserves, and Watermaster Admin Reserve Accounting Detail

(0:50:36) Mr. Joswiak gave a presentation. A discussion ensued.

D. GENERAL MANAGER

None

IV. POOL MEMBER COMMENTS

(1:30:06) Mr. Craig expressed his appreciation to Watermaster staff and counsel for their work on the Local Storage Limitation Solution.

V. OTHER BUSINESS

None

VI. CONFIDENTIAL SESSION - POSSIBLE ACTION

A Confidential Session may be held during the Pool Committee meeting for the purpose of discussion and possible action.

Chair Bosler called for a confidential session at 10:31 a.m. to discuss the following:

1. OBMP Update – Implementation Plan Agreement
2. FY 2021/22 Budget
3. Ag Pool Legal Expenses
4. Strategic Planning

(1:31:20) Confidential session concluded at 12:49 p.m. with the following reportable actions as provided by Vice-Chair Burton:

Business Item II.B.: AP is not opposed to the Watermaster storage solution but requests that the documents be available for all Pools to review prior to the Advisory meeting.

Business item II.C.: No reportable action

Business item II.D.: Request that Watermaster bring this item back next month for possible action and include the specific amount owed by each agency and how that was derived

ADJOURNMENT

Vice-Chair Burton adjourned the Appropriative Pool Committee meeting at 12:53 p.m.

Secretary: _____

Approved: _____ June 10, 2021

Attachments:

1. 20210513 Roll Call Vote Outcome
2. 20210513 Reportable Actions as provided by Pool Leadership

Attachment 1 to 20210513 Appropriative Pool Committee Meeting Minutes

May 13, 2021 Appropriative Pool Meeting Roll Call Vote Outcome

Agency	Member	Alternate	Consent Calendar	Business Item II.A.
Arrowhead Mnt. Spring Water Co.	Sage, Kevin			
		Bowcock, Bob		
CalMat Co.	Sage, Kevin			
		Bowcock, Bob		
City of Chino Hills	Craig, Ron		yes	yes
		Wiley, Mark		
City of Chino	Crosley, Dave		yes	yes
		Coker, Amanda		
		Jakher, Amer		
		Castro, Vivian		
Cucamonga Valley Water District	Bosler, John, Chair		yes	yes
		Espinoza, Eduardo		
		Krishnan, Praseetha		
Fontana Union Water Company	Swift, Josh		yes	yes
		Tarango, Eric		
		Zielke, Seth		
Fontana Water Company	Fealy, Cris			
		Tarango, Eric	yes	yes
City of Fontana	Kramer, Keith			
		Martinez, Armando		
Golden State Water Company	Lewis, Ben			
		Moore, Toby		
Jurupa Community Services District	Berch, Chris		yes	yes
		Letulle, Chander		
		Popelar, Steven		
Marygold Mutual Water Company	Andrews, Steven			
		Brokaw, Justin		
Monte Vista Irrigation Company	Scott-Coe, Justin		yes	yes
		Reimer, Stephanie		
Monte Vista Water District	Scott-Coe, Justin		yes	yes
		Reimer, Stephanie		
NCL Co., LLC	Bowcock, Bob			
		Sage, Kevin		
Niagara Bottling Company	Kamansky, Geoffrey			
		Hooks, Cassandra		
Nicholson Family Trust	Fealy, Cris			
		Swift, Josh	yes	yes
City of Norco	Blais, Chad			
		Nelson, Sam		
City of Ontario	Burton, Scott, Vice Chair		yes	yes
		Jones, Courtney		
City of Pomona	Diggs, Chris		yes	yes
		Horton, Nichole		
San Antonio Water Company	Lee, Brian		yes	yes
		Layton, Teri		
County of San Bernardino	Raughley, Steven			
		Meere, Amanda		
Santa Ana River Water Company	Lopez, John		yes	yes
		Minten, Todd		
City of Upland	Hoerning, Rosemary			
		Ledbetter, Steven	yes	yes
West End Consolidated Water Co.	Hoerning, Rosemary			
		Ledbetter, Steven	yes	yes
West Valley Water District	Manbahal, Rickey S.			
		Jew, Van		
		Chan, Joanne		
OUTCOME:			Passed Unanimously by those present	Passed Unanimously by those present

Attachment 2 to 20210513 Appropriative Pool Committee Meeting Minutes

From: Scott Burton <SBurton@ontarioca.gov>

Sent: Thursday, May 13, 2021 1:02 PM

To: Anna Nelson <atruongnelson@cbwm.org>; Peter Kavounas <PKavounas@cbwm.org>

Cc: John Bosler <johnb@cvwdwater.com>; Courtney Jones <CJJones@ontarioca.gov>

Subject: Reportable Action

Hi Anna and Peter,

Here is the reportable action I read from. Also I gave Non-Ag a heads up on 2d

- Reportable Action
 - Business Item 2B, AP is not opposed to the Watermaster storage solution but requests that the documents be available for all Pools to review prior to the Advisory meeting.
 - Business item 2c, on the proposed budget there is no reportable action
 - Business item 2d, Request that Watermaster bring this item back next month for possible action and include the specific amount owed by each agency and how that was derived

Sent from my iPad