

**MINUTES**  
**CHINO BASIN WATERMASTER**  
**APPROPRIATIVE POOL COMMITTEE MEETING**  
March 14, 2024

The Appropriative Pool committee meeting was held at the Watermaster offices located at 9641 San Bernardino Road, Rancho Cucamonga, CA, and via Zoom (conference call and web meeting) on March 14, 2024.

**APPROPRIATIVE POOL COMMITTEE MEMBERS PRESENT AT WATERMASTER**

Chris Diggs, Chair	City of Pomona
Chris Berch, Vice Chair	Jurupa Community Services District
Amanda Coker	Cucamonga Valley Water District
Dave Crosley	City of Chino
Ron Craig	City of Chino Hills
Courtney Jones	City of Ontario
Marty Zvirbulis	Fontana Union Water Company
Cris Fealy	Fontana Water Company
Justin Scott-Coe	Monte Vista Irrigation Company
Justin Scott-Coe	Monte Vista Water District
Marty Zvirbulis	Nicholson Family Trust
Brian Lee	San Antonio Water Company

**APPROPRIATIVE POOL COMMITTEE MEMBERS PRESENT ON ZOOM**

Braden Yu	City of Upland
Ben Lewis	Golden State Water Company
John Lopez	Santa Ana River Water Company
Braden Yu	West End Consolidated Water Company

**APPROPRIATIVE POOL COMMITTEE LEGAL COUNSEL PRESENT ON ZOOM**

John Schatz	John J. Schatz, Attorney at Law
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**WATERMASTER BOARD MEMBERS PRESENT ON ZOOM**

James Curatalo	Cucamonga Valley Water District
Jimmy Medrano	Agricultural Pool – State of CA
Mike Gardner	Western Water

**WATERMASTER STAFF PRESENT**

Edgar Tellez Foster	Acting General Manager
Anna Nelson	Director of Administration
Justin Nakano	Water Resources Technical Manager
Frank Yoo	Data Services and Judgment Reporting Mgr.
Daniela Uriarte	Senior Accountant
Alexandria Moore	Executive Assistant I/Board Clerk
Alonso Jurado	Senior Field Operations Specialist
Ruby Favela	Administrative Assistant
Jordan Garcia	Senior Field Operations Specialist
Erik Vides	Field Operations Specialist
Rudy Nunez	Office Specialist/Receptionist

**WATERMASTER CONSULTANTS PRESENT AT WATERMASTER**

Andy Malone	West Yost
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**WATERMASTER CONSULTANTS PRESENT ON ZOOM**

Brad Herrema  
Scott Nelsen  
Veva Weamer

Brownstein Hyatt Farber Schreck, LLP  
Eide Bailly, LLP  
West Yost

**OTHERS PRESENT AT WATERMASTER**

Hye Jin Lee  
Melissa Cansino  
Jimmie Moffatt  
Bryan Smith

City of Chino  
City of Pomona  
Cucamonga Valley Water District  
Jurupa Community Services District

**OTHERS PRESENT ON ZOOM**

Natalie Avila  
Nicole deMoet  
Michael Mayer  
Eduardo Espinoza  
Rob Hills  
Jiwon Seung  
Peter Dopulos  
Derek Hoffman  
Oscar Ramos  
Eddie Lin  
Manny Martinez  
Kevin O'Toole  
Alyssa Coronado  
Bill Wyat  
Carol Boyd  
Imelda Cadigal  
Lewis Callahan  
Diana Frederick  
David De Jesus  
Nicole deMoet  
Mallory O'Conner

City of Chino  
City of Upland  
County of San Bernardino  
Cucamonga Valley Water District  
Cucamonga Valley Water District  
Cucamonga Valley Water District  
Egoscue Law Group, Inc  
Fennemore Law  
Fontana Union Water Company  
Inland Empire Utilities Agency  
Monte Vista Water District  
Orange County Water District  
Santa Ana River Water Company  
Sheppard, Mullin, Richter & Hampton  
State of CA  
State of CA  
State of CA  
State of CA  
Three Valleys Municipal Water District  
West End Consolidated Water Company  
Western Water

**CALL TO ORDER**

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

**ROLL CALL**

(0:00:08) Ms. Moore conducted the roll call and announced that a quorum was present.

**AGENDA - ADDITIONS/REORDER**

None

**I. CONSENT CALENDAR**

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:

Minutes of the Appropriative Pool Committee Meeting held on February 8, 2024

**B. FINANCIAL REPORTS**

Receive and file as presented:  
Monthly Financial Report for the Period Ended January 31, 2024

**C. OBMP SEMI-ANNUAL STATUS REPORT 2023-2**

Recommend to the Advisory Committee to recommend to the Watermaster Board to adopt the Semi-Annual OBMP Status Report 2023-2, and direct staff to file a copy with the Court, subject to any necessary non-substantive changes.

**D. SGMA REPORTING FOR WATER YEAR 2023**

Recommend to the Advisory Committee to recommend to the Watermaster Board to approve and direct staff to file the information/reports with the DWR.

(0:02:23)

*Motion by Mr. Marty Zvirbulis, seconded by Ms. Amanda Coker, there being no dissent, the item passed unanimously.*

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

**II. BUSINESS ITEMS**

None

**III. REPORTS/UPDATES**

**A. WATERMASTER LEGAL COUNSEL**

1. Watermaster Court Department Change
2. May 31, 2024 Court Hearing (Watermaster 46th Annual Report)
3. Court of Appeal Case No. E079052 (City of Chino, MVIC, MVWD, City of Ontario appeal re OAP Expenses and Attorney Fees)
4. Court of Appeal Consolidated Cases No. E080457 and E082127 (City of Ontario appeal re 2021- 22 and 2022-23 Assessment Packages)
5. Court of Appeal Case No. E080533 (Cities of Chino, Ontario appeal re 2022-23 Watermaster budget expenses to support CEQA analysis)
6. Kaiser Permanente Lawsuit

(0:02:58) Mr. Herrema gave a report and stated that Judge Ochoa has transitioned from the San Bernardino courthouse to Department R17 of the Rancho Cucamonga courthouse effective immediately.

**B. ENGINEER**

1. SGMA Reporting for Water Year 2023
2. Ground-Level Monitoring Program
3. Data Collection and Evaluation
4. 2025 Safe Yield Reevaluation
5. Emerging Contaminants Monitoring Plan

(0:06:13) Mr. Malone gave a report on items 1-4, and Ms. Weamer gave a report on item 5. A discussion ensued.

**C. GENERAL MANAGER**

1. Fiscal Year 2024/25 Budget Release
2. Status Report: Exhibit G Physical Solution Transfers
3. Other

(0:29:46) Mr. Tellez Foster commented that the budget process is different this year; staff streamlined the process and thoroughly reviewed all line items to ensure the most cost savings to the parties. He invited Ms. Uriarte to give a report on item 1, Mr. Yoo. On item 2. Mr. Tellez Foster mentioned the Engineering contract expires in June 2024, and that a resources consultant, PSMJ, is helping Watermaster to review the services performed and compare for budget alignment.

**IV. POOL MEMBER COMMENTS**

(00:37:27) Mr. Scott-Coe thanked Mr. Tellez Foster for stepping in as the Acting General Manager.

**V. OTHER BUSINESS**

(00:37:40) Mr. Tellez Foster indicated that the Board has selected Mr. Todd Corbin as Watermaster's new General Manager and will be extending the contract at this month's Board meeting.

**VI. CONFIDENTIAL SESSION – POSSIBLE ACTION**

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

The Pool convened into confidential session at 9:38 a.m. to discuss AP Business.

(0:37:59) Confidential session concluded at 10:42 a.m. with the reportable action as shown below:

1. *Motion: To approve AG legal bill as follows:  
\$18,310.50 for general counsel – February 2024 Invoice (Jan. 2024 billing)  
**Motion made by Martin Zvirbulis, (FUWC), and seconded by Ron Craig, (City of Chino Hills): Passed by 64.237% volume votes in favor.***

**ADJOURNMENT**

Chair Diggs adjourned the Appropriative Pool Committee meeting at 10:48 a.m.

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

Approved: \_\_\_\_\_ April 11, 2024

Attachment:

1. 20240314 Appropriative Pool Committee Meeting (Reportable Action from Confidential Session as provided by Pool Leadership.)


From: [Cansino, Melissa](#)  
 To: [Alexandria Moore](#)  
 Cc: [Diggs, Chris](#)  
 Subject: AP Closed Session Meeting - Motion To Approve Feb. 2024 AG Legal Bill  
 Date: Thursday, March 14, 2024 1:32:40 PM  
 Attachments: [image002.png](#)  
[Zoom meeting attendance 3-14-24.pdf](#)  
[3-14-24 Sign-in Sheet.pdf](#)

Hi Alex,

The AP held its closed session meeting at 9:40 AM, concluding at 10:42 AM. I've attached the sign-in sheet for your convenience.

**Motion:** To approve the AG legal bill as follows:

\$18,310.50 for general counsel - Feb. 2024 Invoice (Jan. 2023 billing)  
 Motion made by Martin Zvirbulis (FUWM), seconded by Ron Craig (CHNH): Passed with 64.237% in favor.



**2024 APPROPRIATIVE POOL VOLUME VOTE**  
 Assessment Year 2023-2024 (Production Year 2022-2023)

**QUORUM MET?**  
**YES**

Enter Y or N in Each Cell

Party	Present (Y/N)	Vote (Y/N)	Assigned	Avail Votes	Quorum	Total Yes
BlueTriton Brands, Inc.	N	N	2.071	0.000	0.000	0.000
CallMat Co. (Appropriative)	N	N	0.000	0.000	0.000	0.000
Chino Hills, City Of	Y	Y	35.552	35.552	35.552	35.552
Chino, City Of	Y	N	60.087	60.087	60.087	0.000
Cucamonga Valley Water District	Y	Y	134.181	134.181	134.181	134.181
Fontana Union Water Company	Y	Y	58.285	58.285	58.285	58.285
Fontana Water Company	Y	Y	65.299	65.299	65.299	65.299
Fontana, City Of	N	N	0.000	0.000	0.000	0.000
Golden State Water Company	Y	Y	10.650	10.650	10.650	10.650
Jurupa Community Services District	Y	Y	72.381	72.381	72.381	72.381
Marygold Mutual Water Company	N	N	10.165	0.000	0.000	0.000
Monte Vista Irrigation Company	Y	N	6.170	6.170	6.170	0.000
Monte Vista Water District	Y	N	82.656	82.656	82.656	0.000
NCL Co, LLC	N	N	0.000	0.000	0.000	0.000
Niagara Bottling, LLC	N	N	10.492	0.000	0.000	0.000
Nicholson Family Trust	Y	Y	0.035	0.035	0.035	0.035
Norco, City Of	N	N	1.840	0.000	0.000	0.000
Ontario, City Of	Y	N	197.785	197.785	197.785	0.000
Pomona, City Of	Y	Y	178.611	178.611	178.611	178.611
San Antonio Water Company	Y	Y	17.176	17.176	17.176	17.176
San Bernardino, County of (Shooting Park)	N	N	0.132	0.000	0.000	0.000
Santa Ana River Water Company	Y	Y	11.865	11.865	11.865	11.865
Upland, City Of	Y	Y	30.053	30.053	30.053	30.053
West End Consolidated Water Co	Y	Y	8.640	8.640	8.640	8.640
West Valley Water District	N	N	5.875	0.000	0.000	0.000
<b>1,000.000</b>			<b>969.425</b>	<b>969.425</b>	<b>622.729</b>	

CALCULATE QUORUM

CALCULATE VOTES

**"YES" VOTES**  
64.237%

**"NO" VOTES**  
35.763%

PASSED

Thank you,  
 Melissa Cansino  
 City of Pomona - Water Resources Department  
 (909) 620-2236  
[Melissa.Cansino@pomona.gov](mailto:Melissa.Cansino@pomona.gov)