

MINUTES
CHINO BASIN WATERMASTER
APPROPRIATIVE POOL COMMITTEE MEETING
April 11, 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 April 11, 2024.

APPROPRIATIVE POOL COMMITTEE MEMBERS PRESENT AT WATERMASTER

Chris Diggs, Chair	City of Pomona
Bryan Smith for Chris Berch	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
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	Water Resources Associate
Ruby Favela	Administrative Assistant
Jordan Garcia	Senior Field Operations Specialist
Erik Vides	Field Operations Specialist
Rudy Nunez	Office Specialist/Receptionist

WATERMASTER CONSULTANTS PRESENT ON ZOOM

Brad Herrema	Brownstein Hyatt Farber Schreck, LLP
Scott Nelsen	Eide Bailly, LLP
Garrett Rapp	West Yost

OTHERS PRESENT AT WATERMASTER

Natalie Avila	City of Chino
Chad Nishida	City of Ontario
Melissa Cansino	City of Pomona
Eduardo Espinoza	Cucamonga Valley Water District
Jimmie Moffatt	Cucamonga Valley Water District
Oscar Ramos	Fontana Union Water Company

OTHERS PRESENT ON ZOOM

Curtis Burton	City of Chino
Hye Jin Lee	City of Chino
Nichole Horton	City of Pomona
Nicole deMoet	City of Upland
Michael Mayer	County of San Bernardino
Rob Hills	Cucamonga Valley Water District
Peter Dopulos	Egoscue Law Group, Inc
Shawnda Grady	Ellison, Schneider, Harris, & Donlan LLP
Derek Hoffman	Fennemore Law
Eddie Lin	Inland Empire Utilities Agency
John Russ	Inland Empire Utilities Agency
Manny Martinez	Monte Vista Water District
Kevin O'Toole	Orange County Water District
John Lopez	Santa Ana River Water Company
Imelda Cadigal	Agricultural Pool – State of CA
Lewis Callahan	Agricultural Pool – State of CA
Diana Frederick	Agricultural Pool – State of CA
David De Jesus	Three Valleys Municipal Water District
Nicole deMoet	West End Consolidated Water Company
Zach Bowers II	

CALL TO ORDER

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

ROLL CALL

(0:00:11) Ms. Moore conducted the roll call and announced that a quorum was present.

AGENDA - ADDITIONS/REORDER

(00:04:24) Mr. Tellez Foster suggested the Fiscal Year 2024/25 budget be presented as an informational item under Business Items.

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 March 14, 2024

B. FINANCIAL REPORTS

Receive and file as presented:

Monthly Financial Report for the Period Ended February 29, 2024

C. APPLICATION: RECHARGE – FONTANA WATER COMPANY (MAR)

Recommend to the Advisory Committee to recommend to the Watermaster Board to approve Fontana Water Company's Application for Recharge and direct Watermaster staff to account for this supplemental water recharge in Fontana Water Company's existing Local Supplemental account.

(00:04:04)

Motion by Mr. Marty Zvirbulis, seconded by Mr. Justin Scott-Coe, there being no dissent, the item passed unanimously.

Moved to approve the Consent Calendar as presented.

II. BUSINESS ITEMS

A. FISCAL YEAR 2024/25 BUDGET PRESENTATION (INFORMATION ONLY)

(00:04:43) Mr. Tellez Foster and Ms. Uriarte gave a presentation. A discussion ensued.

III. REPORTS/UPDATES

A. WATERMASTER LEGAL COUNSEL

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

(00:56:08) Mr. Herrema gave a report.

B. ENGINEER

1. Data Collection and Evaluation
2. 2025 Safe Yield Reevaluation
3. Maximum Benefit Annual Report

(00:59:40) Mr. Rapp gave a report. A discussion ensued.

C. GENERAL MANAGER

1. SWP Allocation
2. Other

(01:03:28) Mr. Tellez Foster mentioned that the State Water Project allocation is increasing to 30%, and MWD may store more DYY water as a result. A discussion ensued.

IV. INFORMATION

1. Chino Airport and South Archibald Plumes Semi-Annual Status Reports

V. POOL MEMBER COMMENTS

None

VI. OTHER BUSINESS

None

VII. CONFIDENTIAL SESSION – POSSIBLE ACTION

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

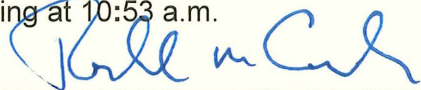
The Pool convened into confidential session at 10:04 a.m. to discuss AP Business.

(01:04:48) Confidential session concluded at 10:47 a.m. with the reportable action as shown below:

1. *Motion: To approve AG legal bill as follows:
\$14,350.00 for general counsel – March 2024 Invoice (Feb. 2024 billing)
A motion to pass was initiated by Justin Scott-Coe (MVWD/MVIC) and subsequently announced by Chair Chris Diggs (Pomona). The motion passed unanimously with 100% in favor.*

ADJOURNMENT

Chair Diggs adjourned the Appropriative Pool Committee meeting at 10:53 a.m.

Secretary: 

Approved: May 9, 2024

Attachment:

1. 20240411 Appropriative Pool Committee Meeting (Reportable Action from Confidential Session as provided by Pool Leadership.)

ATTACHMENT 1

From: [Cansino, Melissa](#)
To: [Alexandria Moore](#)
Cc: [Diggs, Chris](#)
Subject: AP Closed Session Meeting - Motion To Approve March 2024 AG Legal Bill
Date: Thursday, April 11, 2024 5:26:56 PM
Attachments: [image003.png](#)
[Zoom sign-in 4-11-24.pdf](#)
[Sign-in sheet 4-11-24.pdf](#)

Hi Alex,

The AP conducted its closed session meeting from 9:58 AM to 10:47 AM. Attached, you'll find the sign-in sheet for your reference.

Motion: Approval of the AG legal bill as outlined below:

\$14,350.00 for general counsel - March 2024 Invoice (Feb. 2024 billing)
A motion for a descending vote was initiated by Justin Scott-Coe (MVWD/MVIC) and subsequently announced by Chair Chris Diggs (Pomona). The motion passed unanimously with 100% in favor.

Regarding the CBWM Budget, there are no updates to report at this time.

Thank you,

Melissa Cansino
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