

MINUTES
CHINO BASIN WATERMASTER
WATERMASTER BOARD MEETING

November 25, 2014

The Watermaster Board meeting was held at the offices of the Chino Basin Watermaster located at 9641 San Bernardino Road, Rancho Cucamonga, CA on November 25, 2014.

WATERMASTER BOARD MEMBERS PRESENT

Robert "Bob" Craig, Chair
Steve Elie, Vice-Chair
J. Arnold Rodriguez
Bob Kuhn
Bob Bowcock
Geoffrey Vanden Heuvel
Paul Hofer
Manny Martinez, for Mark Kinsey
Don Galleano

Jurupa Community Services District
Inland Empire Utilities Agency
Santa Ana River Water Company
Three Valleys Municipal Water District
Calmat Company
Agricultural Pool – Dairy
Agricultural Pool – Crops
Monte Vista Water District
Western Municipal Water District

WATERMASTER BOARD MEMBER ABSENT

Mark Kinsey

Monte Vista 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

Scott Slater
Mark Wildermuth

Brownstein Hyatt Farber Schreck, LLP
Wildermuth Environmental, Inc.

OTHERS PRESENT WHO SIGNED IN

Todd Corbin
Ron Craig
Eunice Ulloa
Justin Scott-Coe
Van Jew
Curtis Paxton
Sheri Rojo
Larry Dimock
Darron Poulsen
Raul Garibay
Bob Feenstra
Brian Geye
Craig Miller
Tracy Egoscue
Art Kidman
Richard Rees
Scott Burton
Dave Crosley
Jimmy Gutierrez
Ken Jeske

Jurupa Community Services District
City of Chino Hills
Chino Basin Water Conservation District
Monte Vista Water District
Monte Vista Irrigation Company
Chino Basin Desalter Authority
Fontana Water Company
State of California – CIM
City of Pomona
City of Pomona
Agricultural Pool – Dairy
Auto Club Speedway
Western Municipal Water District
Egoscue Law Group
Kidman Law, LLP
AMEC
City of Ontario
City of Chino
Law Offices of Jimmy Gutierrez
California Steel Industries (CSI)

Marty Zvirbulis
David DeJesus
Ben Lewis
Chris Brown
Jeff Pierson

Cucamonga Valley Water District
Three Valleys Municipal Water District
Golden State Water Company
Charles Z. Fedak & Company
Agricultural Pool – Crops

CALL TO ORDER

Chair Craig called the Watermaster Board meeting to order at 11:02 a.m.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS

None

AGENDA - ADDITIONS/REORDER

None

I. CONSENT CALENDAR

A. MINUTES

1. Minutes of the Watermaster Board meeting held October 23, 2014

B. FINANCIAL REPORTS

1. Cash Disbursements for the month of September 2014
2. Watermaster VISA Check Detail for the month of September 2014
3. Combining Schedule for the Period July 1, 2014 through September 30, 2014
4. Treasurer's Report of Financial Affairs for the Period September 1, 2014 through September 30, 2014
5. Budget vs. Actual Report for the Period July 1, 2014 through September 30, 2014

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

Adopt the finding in the Wildermuth Report that Watermaster is in substantial compliance with the Recharge Master Plan.

D. BUDGET TRANSFER FORM T-14-10-01

Approve Budget Transfer Form T-14-10-01 for FY 2014/15 as presented and authorize the Watermaster General Manager to amend the Task Order(s) between IEUA and CBWM as required.

(0:00:47)

Motion by Mr. Steve Elie, second by Mr. Bob Kuhn, and carried unanimously

Moved to approve Consent Calendar as presented

II. BUSINESS ITEMS

A. CHINO BASIN WATERMASTER 2014/2015 ASSESSMENT PACKAGE

Approve the Fiscal Year 2014-2015 Assessment Package as presented, including no credit for Stormwater New Yield and postponing the assessment of desalter replenishment.

(0:01:35) Mr. Kavounas gave a report.

(0:02:29)

Motion by Mr. J. Arnold Rodriguez, second by Mr. Bob Bowcock, and carried unanimously

Moved to approve Business Item II.A. as presented

B. LEVYING REPLENISHMENT AND ADMINISTRATIVE ASSESSMENTS

Approve Resolution 2014-05 as presented.

(0:02:49) Mr. Kavounas gave a report.

(0:03:16)

Motion by Mr. Steve Elie, second by Mr. Bob Kuhn, and carried unanimously

Moved to approve Business Item II.B. as presented

C. WATERMASTER ANNUAL AUDIT PRESENTATION BY CHARLES Z. FEDAK & COMPANY

Receive and file (1) The Chino Basin Watermaster Annual Financial Report For the Fiscal Years Ended June 30, 2014 and 2013 dated November 20, 2014; and (2) the Chino Basin Watermaster Management Report for June 30, 2014 dated November 20, 2014.

(0:03:35) Mr. Kavounas gave an introduction and passed the item to Watermaster's auditor, Mr. Chris Brown of Charles Z. Fedak & Company.

(0:04:00) Mr. Brown gave a presentation. A discussion ensued.

(0:13:02)

Motion by Mr. Bob Kuhn, second by Mr. Geoffrey Vanden Heuvel, and carried unanimously

Moved to approve Business Item II.C. as presented

D. SAFE YIELD RECALCULATION AND RESET – WATERMASTER MOTION

Consider the Advisory Committee recommendation to initiate a mediation process instead of filing the motion; and/or consider the advice and counsel of the Pools and Advisory Committees and take action on the draft motion.

(0:13:24) Mr. Kavounas gave a report. A discussion ensued.

(0:35:30) Motion presented by Steve Elie.

(0:38:17) Second by Bob Kuhn with comments.

(0:48:40) Approved by unanimous vote.

Motion by Steve Elie, second by Bob Kuhn, and by unanimous vote

Moved to adopt the Advisory Committee's recommendation with clarifications as shown herein: moved to approve that no motion or status report shall be filed with the Court yet; Watermaster Parties shall immediately start a facilitated process to identify and resolve all issues related to the successful completion of the Safe Yield reset by April 1, 2015 for Pools, Advisory and Board action in May 2015. The Safe Yield shall be filed with the Court no later than May 29, 2015. The Parties shall start a mediation selection process and select a mediator by 5pm December 11, 2014 through the Advisory Committee; there will be a Watermaster Board meeting on December 12, 2014 to either ratify the Advisory Committee selection or, in case the Advisory Committee is unable to agree on a mediator, to select a mediator for this process. In the event the Parties cannot reach an agreement on the Safe Yield reset, Watermaster shall implement the reset consistent with the agreements and that process would start in April 2015 and go through Pools, Advisory and Board for discussion in April so it can go to the Board for action in May 2015.

III. REPORTS/UPDATES

A. LEGAL COUNSEL REPORT

1. Motion for Approval of Physical Solution Transfer Rate Substitution
2. City of Ontario Request
3. West Venture
4. Basin Boundary – SGMA

(0:52:53) Mr. Slater gave a report. A discussion ensued.

B. CFO REPORT

1. Assessment Invoicing

(1:10:47) Mr. Joswiak gave a report.

C. ENGINEER REPORT

1. None

D. GM REPORT

1. RMPU Amendment
2. Vulcan Materials Company – Recharge Application
3. December Meeting Schedule and Holiday Office Closure

(1:11:37) Mr. Kavounas gave a report. A discussion ensued.

IV. INFORMATION

1. Cash Disbursements for October 2014

V. BOARD MEMBER COMMENTS

(1:30:13) Chair Craig stated that it has been an honor to serve on the Board over the past year and wished everyone a happy holidays.

VI. OTHER BUSINESS

None

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

Chair Craig called for a closed session at 12:33 p.m. to discuss the following:

1. Alvarez CalPERS Appeal

Closed session concluded at 12:43 p.m. with no reportable action.

VIII. FUTURE MEETINGS AT WATERMASTER

11/25/14 Tue 11:00 a.m. Watermaster Board

~~11/27/14 Thu 11:00 a.m. Watermaster Board (Rescheduled to 11/25/14)~~

DECEMBER 2014:

~~12/04/14 Thu 10:00 a.m. Safe Yield Recalculation and Related Matters (Cancelled)~~

~~12/11/14 Thu 9:00 a.m. Appropriative Pool (Cancelled)~~

~~12/11/14 Thu 11:00 a.m. Non-Agricultural Pool (Cancelled)~~

~~12/11/14 Thu 1:30 p.m. Agricultural Pool (Cancelled)~~

~~12/18/14 Thu 8:00 a.m. Joint IEUA/CBWM Recharge Improvement Projects (Cancelled)~~

~~12/18/14 Thu 9:00 a.m. Advisory Committee (Cancelled)~~

~~12/18/14 Thu 10:00 a.m.* Safe Yield Recalculation and Related Matters (Cancelled)~~

~~12/25/14 Thu 11:00 a.m. Watermaster Board (Cancelled)~~

ADJOURNMENT

Chair Craig adjourned the Watermaster Board meeting at 12:43 p.m.

Secretary: _____

Approved: January 22, 2015 _____