

MINUTES
CHINO BASIN WATERMASTER
WATERMASTER BOARD MEETING

November 19, 2015

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 19, 2015.

WATERMASTER BOARD MEMBERS PRESENT

Steve Elie, Chair
Paul Hofer, Vice-Chair
Mark Kinsey
Geoffrey Vanden Heuvel
Jim Bowman
Bob Kuhn
Don Galleano
Ken Jeske for Bob Bowcock

Inland Empire Utilities Agency
Agricultural Pool – Crops
Monte Vista Water District
Agricultural Pool – Dairy
City of Ontario
Three Valleys Municipal Water District
Western Municipal Water District
California Steel Industries (CSI)

WATERMASTER BOARD MEMBERS ABSENT

J. Arnold Rodriguez
Bob Bowcock

Santa Ana River Water Company
Calmat Company (Vulcan Materials)

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
Brad Herrema
Mark Wildermuth
Andy Malone

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

OTHERS PRESENT

Chuck Fedak
Pete Hall
David DeJesus
Bob Feenstra
Ron Craig
Teri Layton
Manny Martinez
Rosemary Hoerning
Chris Berch
Marty Zvirbulis
Darron Poulsen
Raul Garibay
Dave Crosley
Marilyn Levin

Fedak & Brown, LLP
State of California – CIM
Three Valleys Municipal Water District
Agricultural Pool – Dairy
City of Chino Hills
San Antonio Water Company
Monte Vista Water District
City of Upland
Inland Empire Utilities Agency
Cucamonga Valley Water District
City of Pomona
City of Pomona
City of Chino
State of California, DOJ

CALL TO ORDER

Chair Elie called the Watermaster Board meeting to order at 11:03 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 22, 2015

B. FINANCIAL REPORTS

1. Cash Disbursements for the month of September 2015
2. Watermaster VISA Check Detail for the month of September 2015
3. Combining Schedule for the Period July 1, 2015 through September 30, 2015
4. Treasurer's Report of Financial Affairs for the Period September 1, 2015 through September 30, 2015
5. Budget vs. Actual Report for the Period July 1, 2015 through September 30, 2015

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

(0:00:48)

Motion by Mr. Ken Jeske, seconded by Mr. Jim Bowman, and carried unanimously
Moved to approve Consent Calendar as presented

II. BUSINESS ITEMS

A. CHINO BASIN WATERMASTER INTERIM 2015/2016 ASSESSMENTS

(0:01:06) Mr. Kavounas gave a report.

(0:02:06)

Motion by Mr. Mark Kinsey, seconded by Mr. Ken Jeske, and carried unanimously
Moved to approve Business Item II.A. as presented

B. LEVYING INTERIM 2015/2016 ASSESSMENTS

(0:02:19) Mr. Kavounas gave a report.

(0:02:41)

Motion by Mr. Ken Jeske, seconded by Mr. Jim Bowman, and carried unanimously
Moved to approve Business Item II.B. as presented

C. WATERMASTER REAPPOINTMENT

(0:03:02) Mr. Kavounas gave a report. A discussion ensued.

(0:05:30) Motion introduced by Mr. Kinsey. More discussion ensued.

(0:36:20) Roll call vote taken

Motion by Mr. Mark Kinsey, seconded by Mr. Geoffrey Vanden Heuvel, motion failed

Moved to approve Business Item II.C. as made by the Advisory Committee at the November 19, 2015 Advisory Committee meeting, approving a 3-year term and direct Watermaster staff to initiate an evaluation of Watermaster business operations including stakeholder input, Pool interaction, the role of the Board and other areas determined by the Parties, with the intent of looking for opportunities to maximize effective implementation of the Judgment, OBMP and related Court Orders.

Yes	No
Jeske	Galleano
Bowman	Kuhn
Kinsey	Hofer
Vanden Heuvel	Elie

(0:37:00) Roll call vote taken

Motion by Mr. Don Galleano, seconded by Mr. Bob Kuhn, motion failed

Moved to approve Business Item II.C., to reappoint the Board for a 5-year term.

Yes	No
Galleano	Jeske
Kuhn	Bowman
Hofer	Kinsey
Elie	

Director Vanden Heuvel abstained.

(0:42:02) Motion introduced by Mr. Kuhn

(0:42:17) Roll call vote taken

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

Moved to approve Business Item II.C. to reappointment the Board for a 3-year term and for a review process on the balance of the November 19, 2015 Advisory Committee motion.

Yes	No
Jeske	
Galleano	
Kuhn	
Hofer	
Bowman	
Kinsey	
Vanden Heuvel	
Elie	

(0:44:16) Motion introduced by Mr. Vanden Heuvel. A discussion ensued.

(0:56:03) Roll call vote taken

Motion by Mr. Geoffrey Vanden Heuvel, seconded by Mr. Mark Kinsey, and by majority vote
Direct Watermaster staff to initiate an evaluation of Watermaster business operations including stakeholder input, Pool interaction, the role of the Board and other areas determined by the Parties, with the intent of looking for opportunities to maximize effective implementation of the Judgment, OBMP and related Court Orders.

Yes	No
Jeske	Hofer
Bowman	Galleano
Kinsey	Kuhn
Vanden Heuvel	
Elie	

D. CBWM ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2015

(0:56:39) Mr. Kavounas introduced the item and handed off to Mr. Charles Fedak of Fedak & Brown to give a report on the Annual Financial Report for fiscal year ended June 30, 2015.

(0:57:02) Mr. Fedak gave a report. A discussion ensued.

(0:57:18) Mr. Galleano left the meeting.

(1:01:16)

Motion by Mr. Geoffrey Vanden Heuvel, seconded by Mr. Mark Kinsey, and carried unanimously
Moved to receive and file Business Item II.D. as presented

E. BASIN BOUNDARY REVISION RECOMMENDATION

(1:01:34) Mr. Herrema gave a report. A discussion ensued.

(1:12:10)

Motion by Mr. Geoffrey Vanden Heuvel, seconded by Mr. Jim Bowman, and carried unanimously
Moved to approve Business Item II.E., to direct staff to work with local agencies and pursue the basin boundary revision.

III. REPORTS/UPDATES

A. LEGAL COUNSEL REPORT

1. Motion for Approval of Temporary Substitute Rate, Receipt and File of OBMP Status Report
2. Motion re 2015 Safe Yield Reset Agreement, Amendment of Restated Judgment

(1:13:12) Mr. Slater gave a report. A discussion ensued.

B. ENGINEER REPORT

1. MZ3 Water Levels (Follow-Up on Director Galleano's Request)

Item deferred until February 2016 Board meeting.

C. CFO REPORT

None

D. GM REPORT

1. Proposed Change to the Nitrate Concentration Objective for the Chino-South Groundwater Management Zone
2. Exhibit "G" Physical Solution Transfers
3. Stormwater Recharge Update
4. Holiday Schedule
5. Other

(1:14:19) Mr. Kavounas gave a report. A discussion ensued.

IV. INFORMATION

1. Cash Disbursements for October 2015

V. BOARD MEMBER COMMENTS

(1:22:32) Mr. Kinsey commented regarding preparation for potential availability of water. He also thanked the Board for the time together during his two year term as a Board Member.

(1:24:22) Chair Elie asked for Storage to be agendized for the January 2016 meeting.

(1:24:58) Mr. Kuhn thanked Board members and audience.

(1:25:35) Mr. Vanden Heuvel commented on potential for supplemental storage. He also commented on JCSD's position with regard to the Safe Yield Reset.

(1:31:01) Mr. Hofer commended Mr. Kavounas, staff, and particularly Mr. Joswiak on a job well done with the Annual Financial Report.

(1:31:41) Chair Elie thanked staff, counsel, and, WEI staff, and stated that it was a pleasure to Chair the Board this year.

VI. OTHER BUSINESS

None

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

Chair Elie called for a confidential session at 12:35 p.m. to discuss the Safe Yield Reset. Confidential session concluded at 12:48 p.m. with no reportable action.

ADJOURNMENT

Chair Elie adjourned the Watermaster Board meeting at 12:48 p.m.

Secretary: _____

Approved: _____ January 28, 2016 _____