

MINUTES
CHINO BASIN WATERMASTER
WATERMASTER BOARD MEETING
May 28, 2020

The Watermaster Board meeting was held via GoToMeeting (conference call and web meeting) only on May 28, 2020.

WATERMASTER BOARD MEMBERS PRESENT ON CALL

Jeff Pierson, Chair	Agricultural Pool – Crops
James Curatalo, Vice-Chair	Fontana Union Water Company
Bob Kuhn, Secretary/Treasurer	Three Valleys Municipal Water District
Bob Bowcock	CalMat Co.
Steve Elie	Inland Empire Utilities Agency
Don Galleano	Western Municipal Water District
Paul Hofer	Agricultural Pool – Crops
Victor Preciado	City of Pomona
Peter Rogers	City of Chino Hills

WATERMASTER STAFF PRESENT AT WATERMASTER

Peter Kavounas	General Manager
Janine Wilson	Senior Accountant
Vanessa Aldaz	Administrative Assistant

WATERMASTER STAFF PRESENT ON CALL

Joseph Joswiak	Chief Financial Officer
Edgar Tellez Foster	Water Resources Mgmt. and Planning Dir.
Anna Nelson	Executive Services Director/Board Clerk
Justin Nakano	Water Resources Technical Manager

WATERMASTER CONSULTANTS PRESENT ON CALL

Scott Slater	Brownstein Hyatt Farber Schreck, LLP
Brad Herrema	Brownstein Hyatt Farber Schreck, LLP
Mark Wildermuth	Wildermuth Environmental, Inc.
Andy Malone	Wildermuth Environmental, Inc.

OTHERS PRESENT ON CALL

Ron Craig	City of Chino Hills
Chris Berch	Jurupa Community Services District
Betty Anderson	Jurupa Community Services District
Chris Diggs	City of Pomona
David De Jesus	Three Valleys Municipal Water District
Gino Filippi	Agricultural Pool – Crops
Sylvie Lee	Inland Empire Utilities Agency
Pete Hall	Agricultural Pool – State of CA – CIM/CDCR
Shivaji Deshmukh	Inland Empire Utilities Agency
Brian Geye	California Speedway Corporation
Christiana Daisy	Inland Empire Utilities Agency
Katie Gienger	City of Ontario
Praseetha Krishnan	Cucamonga Valley Water District
Eduardo Espinoza	Cucamonga Valley Water District
Bob Feenstra	Agricultural Pool – Dairy
Ben Lewis	Golden State Water Company
Brian Lee	San Antonio Water Company
Marilyn Levin	Agricultural Pool – State of CA – DOJ
Michael Camacho	Inland Empire Utilities Agency

John Bosler
Arthur Kidman
Carol Boyd
Christina Valencia
Courtney Jones
Dave Crosley
Eunice Ulloa
John Mendoza
Joshua Aguilar
Justin Scott-Coe
Marty Zvirbulis
Matthew Litchfield
Richard Rees
Ryan Shaw
Scott Burton
Shawnda Grady
Steven Ledbetter
Tracy Egoscue
Van Jew
Darren Hodge

Cucamonga Valley Water District
Kidman Gagen Law, LLP
Agricultural Pool – State of CA – CIM
Inland Empire Utilities Agency
City of Ontario
City of Chino
City of Chino
Three Valleys Municipal Water District
Inland Empire Utilities Agency
Monte Vista Water District
San Gabriel Valley Water Company
Three Valleys Municipal Water District
Wood plc
Western Municipal Water District
City of Ontario
Ellison Schneider Harris & Donlan LLP
West End Consolidated Company
Egoscue Law Group, Inc.
Monte Vista Water District
pfm

CALL TO ORDER

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

(0:01:10) Ms. Nelson conducted the roll call and announced that all Board members were present.

PUBLIC COMMENTS

None

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 Watermaster Board Meeting held April 23, 2020

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of March 2020
2. Watermaster VISA Check Detail for the month of March 2020
3. Combining Schedule for the Period July 1, 2019 through March 31, 2020
4. Treasurer's Report of Financial Affairs for the Period March 1, 2020 through March 31, 2020
5. Budget vs. Actual Report for the Period July 1, 2019 through March 31, 2020
6. Cash Disbursements for April 2020 (Information Only)

C. APPLICATION: WATER TRANSACTION

Approve the proposed transaction:

The transfer of 7,500.0 acre-feet of water from Cucamonga Valley Water District to Fontana Water Company. This transfer is made from Cucamonga Valley Water District's Annual Production Right. Date of application: February 25, 2020.

D. APPLICATION: WATER TRANSACTION

Approve the proposed transaction:

The transfer of 1,000.0 acre-feet of water from Santa Ana River Water Company to Fontana Water Company. This transfer is made from Santa Ana River Water Company's Annual Production Right. Date of application: February 21, 2020.

E. FIRST AMENDMENT TO TASK ORDER NO. 2 UNDER MASTER AGREEMENT FOR COLLABORATIVE PROJECTS (TECHNICAL SUPPORT FOR THE UPPER SANTA ANA RIVER GROUNDWATER INTEGRATED MODEL)

Approve the First Amendment to Task Order No. 2 (Technical Support for Analysis of the Upper Santa Ana River Groundwater Integrated Model) and authorize the General Manager to execute the agreement on behalf of Watermaster.

(0:04:35)

Motion by Mr. Elie, seconded by Mr. Kuhn, and by unanimous roll call vote as attached to these minutes

Moved to approve the Consent Calendar as presented.

II. BUSINESS ITEMS**A. WATERMASTER FISCAL YEAR 2020/21 PROPOSED BUDGET**

Adopt the approved FY 2020/21 budget as presented.

(0:06:15) Mr. Joswiak gave a presentation, and Mr. Kavounas commented on evaluating the efficacy of Watermaster's budget outreach approach in the future.

(0:11:12) A motion was made by Mr. Kuhn and seconded by Mr. Preciado to approve Business Item II.A.

(0:13:08) A roll call vote was taken.

Motion by Mr. Kuhn seconded by Mr. Preciado, and by unanimous roll call vote as attached to these minutes

Moved to approve Business Item II.A. as presented.

B. FIXED RATE REFUNDING OF SERIES 2008B VARIABLE RATE DEMAND BONDS

Adopt Resolution 2020-04 as presented, and authorize and direct the General Manager or Chief Financial Officer to execute and deliver any and all documents and instruments and to do and cause to be done any and all acts and things necessary or proper for carrying out the transactions contemplated by the Preliminary Official Statement, the final Official Statement, and this resolution.

(0:14:45) Mr. Joswiak and Mr. Hodge of PFM, gave a presentation. A discussion ensued.

(0:26:07) A motion was made by Vice-Chair Curatalo and seconded by Mr. Rogers to approve Business Item II.B.

(0:27:03) A roll call vote was taken.

Motion by Vice-Chair Curatalo seconded by Mr. Rogers, and by unanimous roll call vote as attached to these minutes

Moved to approve Business Item II.B. as presented.

Mr. Hofer left the meeting 12:03 p.m. and Mr. Feenstra replaced him.

C. 2020 STORAGE MANAGEMENT PLAN

- Approve the 2020 Storage Management Final Report Sections 2.1-2.6 as the Storage Management Plan providing direction as an incremental step towards the preparation of the required documentation for storage management in a manner that is consistent with Watermaster's responsibilities under the Judgment.
- Direct staff and Counsel to support the Parties' efforts to develop an update to the OBMP Implementation Plan and Peace Agreement Amendment for Program Elements 8 and 9 (Storage and Storage & Recovery Programs) in a manner that is consistent with Watermaster's responsibilities to manage storage under the Judgment; with the objective to complete the update effort by July 30, 2020; and report progress to the Board monthly.
- Direct staff to concurrently complete a plan, with advice and assistance of the Pools and the Advisory Committee, to address the risk of potential quantities of stored water exceeding the cumulative amount authorized by the Peace Agreement and accounts for orderly use and distribution of excess quantities in a manner that comports with the directives of the Judgment.
- Direct staff to bring the entire 2020 OBMP for Board approval in September, after seeking advice and assistance from the Pool and Advisory Committee.

(0:27:19) Mr. Kavounas gave a presentation. A discussion ensued.

(0:48:20) A motion was made by Mr. Elie and seconded by Vice-Chair Curatalo to approve Business Item II.C.

(1:02:17) A roll call vote was taken.

Motion by Mr. Elie seconded by Vice-Chair Curatalo, and by majority roll call vote as attached to these minutes

Moved to approve Business Item II.C. as presented.

Mr. Feenstra, on behalf of Mr. Hofer, voted against the motion.

III. REPORTS/UPDATES

A. LEGAL COUNSEL REPORT

1. San Bernardino County Superior Court Emergency Order
2. June 26, 2020 Hearing
3. County of Maui v. Hawaii Wildlife Fund et al

(1:03:27) Mr. Slater gave a report.

B. ENGINEER REPORT

1. Annual Report for the PBHSC
2. IEUA GWR 2019 Annual Report
3. SB88 Compliance
4. Potential Assistance to CDA with 97-005 Study Requirement

(1:09:24) Mr. Malone gave a report.

C. CFO REPORT

None

D. GM REPORT

1. OBMP Implementation Plan Update
2. OAP Contest Status

- 3. First Amendment to Task Order No. 4 Under Master Agreement for Collaborative Projects (Chino Basin Project Support)
- 4. Work from Home Update
- 5. Other

(1:15:30) Mr. Kavounas gave a report. A discussion ensued.

IV. INFORMATION

None

V. BOARD MEMBER COMMENTS

VI. OTHER BUSINESS

None

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

Pursuant to Article 2.6 of the Watermaster Rules & Regulations, a Confidential Session may be held during the Watermaster Board meeting for the purpose of discussion and possible action.

The Board took a recess from 12:32 p.m. to 12:35 p.m.

Chair Pierson called for a confidential session at 12:35 p.m. to discuss the following:

- 1. General Manager Performance Evaluation

(1:21:02) Ms. Nelson conducted the roll call following confidential session and announced that all Board members or alternates were present.

(1:22:23) Confidential Session concluded at 12:50 p.m. with no reportable action.

ADJOURNMENT

Chair Pierson adjourned the Watermaster Board meeting at 12:54 p.m. in memory of Western Municipal Water District Director, Bob Stockton; Mr. Stockton was an alternate on the Watermaster Board.

NOTE: Following Confidential Session Mr. Galleano stated that he had listened to all the testimony and he would have voted yes on all three of the items but could not vote due technical difficulties. Mr. Slater provided instructions to the Board Clerk that on the basis of Mr. Galleano’s representation, that he was present and listened to each one of the presented items, and that Mr. Galleano desires to cast his vote in favor of all three items. Consequently Mr. Galleano’s vote has been shown as affirmative in these minutes.

Secretary: _____

Approved: _____ June 25, 2020

Attachments:

- 1. 20200528 Roll Call Vote Outcome for Business Item II.A.
- 2. 20200528 Roll Call Vote Outcome for Business Item II.B.
- 3. 20200528 Roll Call Vote Outcome for Business Item II.C.

**May 28, 2020 Watermaster Board Meeting Roll Call Vote for
Business Item II.A. Watermaster Fiscal Year 2020/21 Proposed Budget**

Member	Alternate	Vote
Bowcock, Bob		yes
Curatalo, James, Vice-Chair		yes
Elie, Steve		yes
Galleano, Don		yes
Hofer, Paul		yes
Kuhn, Bob, Secretary/Treasurer		yes
Preciado, Victor		yes
Rogers, Peter		yes
Pierson, Jeff, Chair		yes
OUTCOME:		Passed Unanimously

NOTE: Following Confidential Session Mr. Galleano stated that he had listened to all the testimony and he would have voted yes on all three of the items but could not vote due technical difficulties. Mr. Slater provided instructions to the Board Clerk that on the basis of Mr. Galleano's representation, that he was present and listened to each one of the presented items, and that Mr. Galleano desires to cast his vote in favor of all three items. Consequently Mr. Galleano's vote has been shown as affirmative in these minutes.

<p>May 28, 2020 Watermaster Board Meeting Roll Call Vote for Business Item II.B. Fixed Rate Refunding of Series 2008B Variable Rate Demand Bonds</p>

Member	Alternate	Vote
Bowcock, Bob		yes
Curatalo, James, Vice-Chair		yes
Elie, Steve		yes
Galleano, Don		yes
Hofer, Paul		yes
Kuhn, Bob, Secretary/Treasurer		yes
Preciado, Victor		yes
Rogers, Peter		yes
Pierson, Jeff, Chair		yes
OUTCOME:		Passed Unanimously

NOTE: Following Confidential Session Mr. Galleano stated that he had listened to all the testimony and he would have voted yes on all three of the items but could not vote due technical difficulties. Mr. Slater provided instructions to the Board Clerk that on the basis of Mr. Galleano's representation, that he was present and listened to each one of the presented items, and that Mr. Galleano desires to cast his vote in favor of all three items. Consequently Mr. Galleano's vote has been shown as affirmative in these minutes.

May 28, 2020 Watermaster Board Meeting Roll Call Vote for Business Item II.C. 2020 Storage Management Plan

Member	Alternate	Vote
Bowcock, Bob		yes
Curatalo, James, Vice-Chair		yes
Elie, Steve		yes
Galleano, Don		yes
Hofer, Paul		
	Feenstra, Bob	no
Kuhn, Bob, Secretary/Treasurer		yes
Preciado, Victor		yes
Rogers, Peter		yes
Pierson, Jeff, Chair		yes
OUTCOME:		Passed by Majority

NOTE: Following Confidential Session Mr. Galleano stated that he had listened to all the testimony and he would have voted yes on all three of the items but could not vote due technical difficulties. Mr. Slater provided instructions to the Board Clerk that on the basis of Mr. Galleano's representation, that he was present and listened to each one of the presented items, and that Mr. Galleano desires to cast his vote in favor of all three items. Consequently Mr. Galleano's vote has been shown as affirmative in these minutes.