

MINUTES
CHINO BASIN WATERMASTER
WATERMASTER BOARD MEETING

January 28, 2021

The Watermaster Board meeting was held via GoToMeeting (conference call and web meeting) on January 28, 2021.

WATERMASTER BOARD MEMBERS PRESENT ON CALL

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

WATERMASTER STAFF PRESENT ON CALL

Peter Kavounas	General Manager
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
Frank Yoo	Water Resources Senior Associate
Janine Wilson	Senior Accountant
Vanessa Aldaz	Administrative Assistant

WATERMASTER CONSULTANTS PRESENT ON CALL

Scott Slater	Brownstein Hyatt Farber Schreck, LLP
Brad Herrema	Brownstein Hyatt Farber Schreck, LLP
Andy Malone	West Yost
Lauren Sather	West Yost
Mark Wildermuth	West Yost

OTHERS PRESENT ON CALL

Gino Filippi	Agricultural Pool – Crops
Bob Feenstra	Agricultural Pool – Dairy
Carol Boyd	Agricultural Pool – State of CA – CIM
Pete Hall	Agricultural Pool – State of CA – CIM/CDCR
Marilyn Levin	Agricultural Pool – State of CA – DOJ
Brian Geye	California Speedway Corporation
Dave Crosley	City of Chino
Eunice Ulloa	City of Chino
Daniel Bobadilla	City of Chino Hills
Scott Burton	City of Ontario
Courtney Jones	City of Ontario
John Bosler	Cucamonga Valley Water District
Luis Cetina	Cucamonga Valley Water District
Eduardo Espinoza	Cucamonga Valley Water District
Mark Gibboney	Cucamonga Valley Water District
Praseetha Krishnan	Cucamonga Valley Water District
Jiwon Seung	Cucamonga Valley Water District
Cris Fealy	Fontana Water Company
Ben Lewis	Golden State Water Company

Joshua Aguilar
Christiana Daisy
Shivaji Deshmukh
Sylvie Lee
Christina Valencia
Chris Berch
Andrew Gagen
Justin Scott-Coe
Justin Scott-Coe
Cris Fealy
Brian Lee
Marty Zvirbulis
John Lopez
Todd Minten
David De Jesus
Matthew Litchfield
Craig Miller
Mike Gardner
Richard Rees

Inland Empire Utilities Agency
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Inland Empire Utilities Agency
Jurupa Community Services District
Kidman Gagen Law, LLP
Monte Vista Irrigation Company
Monte Vista Water District
Nicholson Family Trust
San Antonio Water Company
San Gabriel Valley Water Company
Santa Ana River Water Company
Santa Ana River Water Company
Three Valleys Municipal Water District
Three Valleys Municipal Water District
Western Municipal Water District
Western Municipal Water District
Wood plc

CALL TO ORDER

Mr. Pierson, the 2020 Chair called the Watermaster Board meeting to order at 11:03 a.m.

ROLL CALL

(0:02:48) Ms. Nelson conducted the roll call and announced that a quorum was present.

PUBLIC COMMENTS

None

AGENDA – ADDITIONS/REORDER

None

INTRODUCTIONS – CALENDAR YEAR 2021 WATERMASTER BOARD MEMBERS

Overlying (Ag) Pool	Paul Hofer
Overlying (Ag) Pool	Jeff Pierson
Overlying (Non-Ag) Pool	Bob Bowcock
Appropriative Pool	James Curatalo (Fontana Union Water Company)
Appropriative Pool	Betty Folsom (Jurupa Community Services District)
Appropriative Pool	Peter Rogers (City of Chino Hills)
Municipal	Steve Elie (Inland Empire Utilities Agency)
Municipal	Don Galleano (Western Municipal Water District)
Municipal	Bob Kuhn (Three Valleys Municipal Water District)

(0:04:32) Mr. Pierson welcomed the 2021 Board members and asked that they introduce themselves.

(0:13:58) Mr. Pierson thanked the Board for the trust and confidence they have placed in him the last two years as Chair and turned control of the meeting over to Mr. Slater to conduct the election of officers.

I. CALENDAR YEAR 2021 OFFICERS – ACTION
A. ELECTION OF OFFICERS

Chair	<u>James Curatalo</u>
Vice-Chair	<u>Jeff Pierson</u>
Secretary/Treasurer	<u>Bob Kuhn</u>

(0:16:27)

Motion by Mr. Don Galleano, seconded by Mr. Steve Elie, and by unanimous vote

Moved to elect the slate of Board Members indicated above as Calendar Year 2021 Watermaster Board Officers.

(0:18:20) The newly elected Chair, Mr. James Curatalo, thanked the Board and resumed the meeting.

II. 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 November 19, 2020

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of October 2020
2. Watermaster VISA Check Detail for the month of October 2020
3. Combining Schedule for the Period July 1, 2020 through October 31, 2020
4. Treasurer's Report of Financial Affairs for the Period October 1, 2020 through October 31, 2020
5. Budget vs. Actual Report for the Period July 1, 2020 through October 31, 2020
6. Cash Disbursements for the month of November 2020
7. Watermaster VISA Check Detail for the month of November 2020
8. Combining Schedule for the Period July 1, 2020 through November 30, 2020
9. Treasurer's Report of Financial Affairs for the Period November 1, 2020 through November 30, 2020
10. Budget vs. Actual Report for the Period July 1, 2020 through November 30, 2020
11. Cash Disbursements for December 2020 (Information Only)

C. CHINO BASIN WATERMASTER INVESTMENT POLICY

Adopt Resolution 2021-01 – Resolution of the Chino Basin Watermaster, San Bernardino County, California, Re-Authorizing the Watermaster's Investment Policy.

D. LOCAL AGENCY INVESTMENT FUND

Adopt Resolution 2021-02 – Resolution Authorizing Investment of Monies in the Local Agency Investment Fund (LAIF).

E. CHINO BASIN WATERMASTER 43rd ANNUAL REPORT

Adopt the 43rd Annual Report, along with filing a copy with the Court, subject to any necessary non-substantive changes.

F. RICHARD ANDERSON OVERLYING (AGRICULTURAL) POOL INTERVENTION REQUEST

File the request for intervention with the Court.

G. NOTICE OF INTENT TO CHANGE THE OPERATING SAFE YIELD OF THE CHINO GROUNDWATER BASIN

H. 2021 HEARING OFFICER PANEL APPOINTMENT

Appoint the recommended panel of five, to be reconsidered periodically and no less frequently than annually.

(0:19:14) Mr. Galleano moved to have the Consent Calendar approved in its entirety.

(0:19:25) Mr. Pierson asked that Consent Calendar Item II.F., Richard Anderson Overlying (Agricultural) Pool Intervention Request, be pulled for a separate vote. Mr. Galleano amended his motion to exclude Consent Calendar Item II.F. as requested.

(0:21:33) A roll call vote was taken.

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

Moved to approve the Consent Calendar as presented with the exception of Consent Calendar Item II.F., Richard Anderson Overlying (Agricultural) Pool Intervention Request.

(0:22:30) Mr. Pierson commented on Consent Calendar Item II.F. A discussion ensued.

(0:26:57) Mr. Elie moved to continue Consent Calendar Item II.F. Mr. Kuhn seconded. A discussion ensued.

(0:29:57) A roll call vote was taken.

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

Moved to continue Consent Calendar Item II.F., Richard Anderson Overlying (Agricultural) Pool Intervention Request.

III. BUSINESS ITEMS

A. TRANSFER OF FLOOD CONTROL PERMIT P-12012057 FROM CITY OF ONTARIO TO WATERMASTER TO MONITOR AND MAINTAIN A MONITORING WELL

Approve the permit transfer.

(0:32:50) Mr. Kavounas gave a report.

(0:34:49) A roll call vote was taken.

Motion by Mr. Peter Rogers, seconded by Mr. Bob Bowcock, and by unanimous roll call vote as attached to these minutes

Moved to approve Business Item III.A., Transfer of Flood Control Permit P-12012057 from City of Ontario to Watermaster to Monitor and Maintain a Monitoring Well as presented.

IV. REPORTS/UPDATES

A. LEGAL COUNSEL REPORT

1. San Bernardino County Superior Court Emergency Order
2. Motion of Appropriative Pool Member Agencies Re: Agricultural Pool Legal and Other Expenses
3. January 8, 2021 Court Update on 2020 OBMP Status
4. Kaiser Lawsuit

(0:36:24) Mr. Slater gave a report. A discussion ensued.

B. ENGINEER REPORT

1. Local Storage Limitation Solution

(0:52:40) Mr. Malone gave a report.

C. CFO REPORT

1. FY 2020/21 Assessment Package Payments Status
2. Upcoming FY 2020/21 Mid-Year Review

(0:56:30) Mr. Feenstra addressed the Board.

(0:58:32) Mr. Joswiak gave a report. A discussion ensued.

D. GM REPORT

1. Water Use Efficiency Rulemaking Update
2. Website Update
3. RMPU Financing Options
4. Exhibit "G" Physical Solution Transfers
5. Status of Replenishment Water Delivery
6. Other

(1:26:52) Mr. Kavounas gave a report on the Water Use Efficiency Rulemaking Update.

(1:32:53) Mr. Kavounas introduced Mr. Yoo who gave a demonstration of the new Watermaster website which will be launched February 1, 2021.

(1:46:49) Mr. Kavounas gave a report on the RMPU Financing Options and indicated it will be presented again through the Watermaster process for action in February.

(1:48:50) Mr. Kavounas introduced Ms. Nelson who gave a report on the Exhibit "G" Physical Solution Transfers.

(1:50:48) Mr. Kavounas introduced Mr. Nakano who gave a report on the Status of Replenishment Water Delivery.

(1:52:23) Mr. Kavounas reported to the Board that during Watermaster's Annual Holiday Fundraiser, the goal of \$5,000.00 was surpassed and offered thanks and gratitude to everyone who donated. A discussion ensued.

(1:53:35) Mr. Kavounas asked that Board members remember to submit their stipend forms. They are available on the current website and will be available on the new website as well.

V. COMMITTEE MEMBER COMMENTS

None

VI. OTHER BUSINESS

None

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

Pursuant to Article II, Section 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.

None

ADJOURNMENT

(1:55:00) Chair Curatalo offered comments in memory of Mr. Ken Willis, who recently passed, and adjourned the Watermaster Board meeting at 12:59 p.m. in his honor.

Secretary: _____

Approved: _____ February 25, 2021

Attachments:

1. 20210128 Roll Call Vote Outcome for
 - Consent Calendar Items II.A.-II.E., II.G., II.H.
 - Consent Calendar Item II.F.
 - Business Item III.A.

Attachment 1 to 20210128 Watermaster Board Minutes

January 28, 2021 Watermaster Board Meeting Roll Call Vote for				
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Member	Alternate	Consent Calendar Items II.A.-II.E., II.G. & II.H.	Consent Calendar Item II.F.	Business Item III.A.
Bowcock, Bob		yes	yes	yes
Elie, Steve		yes	yes	yes
Folsom, Betty		yes	yes	yes
Galleano, Don		yes	yes	yes
Hofer, Paul		yes	yes	yes
Kuhn, Bob, Secretary/Treasurer		yes	yes	yes
Pierson, Jeff, Vice-Chair		yes	yes	yes
Rogers, Peter		yes	yes	yes
Curatalo, James, Chair		yes	yes	yes
OUTCOME:		Passed Unanimously	Passed Unanimously	Passed Unanimously