

MINUTES
CHINO BASIN WATERMASTER
WATERMASTER BOARD MEETING

May 27, 2021

The Watermaster Board meeting was held via GoToMeeting (conference call and web meeting) on May 27, 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.
Michael Camacho for 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 BOARD MEMBERS ABSENT

Steve Elie	Inland Empire Utilities Agency
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WATERMASTER STAFF PRESENT ON CALL

Peter Kavounas	General Manager
Joseph Joswiak	Chief Financial Officer
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
Emily McCord	West Yost
Garrett Rapp	West Yost

OTHERS PRESENT ON CALL

Gino Filippi	Agricultural Pool – Crops
Bob Feenstra	Agricultural Pool – Dairy
John Huitsing	Agricultural Pool – Dairy
Geoffrey Vanden Heuvel	Agricultural Pool – Dairy
Larry Cain	Agricultural Pool – State of CA – CIM/CDCR
Pete Hall	Agricultural Pool – State of CA – CIM/CDCR
Marilyn Levin	Agricultural Pool – State of CA – DOJ
Brian Geye	California Speedway Corporation
Amanda Coker	City of Chino
Dave Crosley	City of Chino
Daniel Bobadilla	City of Chino Hills
Ron Craig	City of Chino Hills
Scott Burton	City of Ontario
Courtney Jones	City of Ontario
Chris Diggs	City of Pomona
Dave Commons	City of Upland
Nicole deMoet	City of Upland
Braden Yu	City of Upland
Luis Cetina	Cucamonga Valley Water District

Eduardo Espinoza
Mark Gibboney
Praseetha Krishnan
Randall Reed
Jiwon Seung
Tarren Torres
Ben Lewis
Jerry Burke
Christiana Daisy
Shivaji Deshmukh
Joel Ignacio
Steven Corrington
Justin Scott-Coe
Justin Scott-Coe
Jeff Davis
Brian Lee
John Lopez
Todd Minten
David De Jesus
Mathew Litchfield
Mike Gardner
Craig Miller
Richard Rees

Cucamonga Valley Water District
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Cucamonga Valley Water District
Egoscue Law Group, Inc.
Golden State Water Company
Inland Empire Utilities Agency
Inland Empire Utilities Agency
Inland Empire Utilities Agency
Inland Empire Utilities Agency
MIH Water Treatment Inc.
Monte Vista Irrigation Company
Monte Vista Water District
Provost & Pritchard Consulting Group
San Antonio Water Company
Santa Ana River Water Company
Santa Ana River Water Company
Three Valleys Municipal Water District
Three Valley Municipal Water District
Western Municipal Water District
Western Municipal Water District
Wood plc

CALL TO ORDER

Chair Curatalo called the Watermaster Board meeting to order at 11:00 a.m.

FLAG SALUTE

ROLL CALL

(0:03:45) Ms. Wilson conducted the roll call and announced that a quorum was 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 22, 2021

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of March 2021
2. Watermaster VISA Check Detail for the month of March 2021
3. Combining Schedule for the Period July 1, 2020 through March 31, 2021

4. Treasurer's Report of Financial Affairs for the Period March 1, 2021 through March 31, 2021
5. Budget vs. Actual Report for the Period July 1, 2020 through March 31, 2021
6. Cash Disbursements for April 2021 (Information Only)

C. APPLICATION: WATER TRANSACTION

Approve the proposed transaction:

The purchase of 7,500 acre-feet of water from Cucamonga Valley Water District by Fontana Water Company. This purchase is made from Cucamonga Valley Water District's Annual Production Right.

(0:09:45) A roll call vote was taken.

Motion by Mr. Michael Camacho, seconded by Vice-Chair Jeff Pierson, and passed by unanimous roll call vote as attached to these minutes.

Moved to approve the Consent Calendar as presented.

II. BUSINESS ITEMS

A. FIRST AMENDMENT TO TASK ORDER NO. 9

Approve the amendment to Task Order No. 9 increasing the total budgeted cost as presented and authorize the General Manager to execute the amendment on behalf of Watermaster, subject to any necessary non-substantive changes.

(0:12:28) Mr. Kavounas gave a report.

(0:14:58) Chair Curatalo commended IEUA and Watermaster for a job well done.

(0:16:50) A roll call vote was taken.

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

Moved to approve Business Item II.A., First Amendment to Task Order No. 9, as presented.

B. LOCAL STORAGE LIMITATION SOLUTION

Adopt Resolution 2021-03 finding that a proposed order be filed with and adopted by the Court regarding the management and administration of volumes of stored water exceeding 500,000 acre-feet up to a maximum of 700,000 acre-feet.

(0:18:46) Mr. Kavounas gave a report. A discussion ensued.

(0:25:52) Mr. Vanden Heuvel offered comments as a member of the public. Further discussion ensued.

(0:36:36) A motion was introduced by Mr. Rogers and seconded by Mr. Kuhn seconded. Further discussion ensued.

(0:43:02) A roll call vote was taken.

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

Moved to adopt Resolution 2021-03 as presented and authorize counsel to file the motion with the Court.

C. FISCAL YEAR 2021/22 APPROVED BUDGET

Adopt the budget approved by the Advisory Committee and direct staff to take two amendments (Support Implementation of the Safe Yield Court Order and Develop a Subsidence Management Plan for Northwest MZ-1) through the Watermaster process in June.

(0:44:28) Mr. Kavounas introduced the item and handed it off to Mr. Joswiak who gave a presentation. A discussion ensued.

(1:02:49) A motion was introduced by Mr. Camacho and seconded by Mr. Rogers. Further discussion ensued.

(1:06:05) A roll call vote was taken.

Motion by Mr. Michael Camacho, seconded by Mr. Peter Rogers, and passed by majority roll call vote as attached to these minutes.

Moved to adopt the budget approved by the Advisory Committee and direct staff to take two amendments (Support Implementation of the Safe Yield Court Order and Develop a Subsidence Management Plan for Northwest MZ-1) through the Watermaster process in June.

Mr. Kuhn voted against the motion.

III. REPORTS/UPDATES

A. LEGAL COUNSEL

1. San Bernardino County Superior Court Emergency Order
2. April 30, 2021 Hearing
3. May 28, 2021 Hearing
4. Kaiser Permanente Lawsuit

(1:07:18) Mr. Slater gave a report.

B. ENGINEER

1. 2020 State of the Basin: Groundwater Levels

(1:15:05) Mr. Malone introduced the item and handed off to Ms. McCord (West Yost staff) who gave a presentation.

C. CHIEF FINANCIAL OFFICER

None

D. GENERAL MANAGER

1. Overlying (Agricultural) Pool Expenses Paid by Overlying (Non-Agricultural) Pool
2. Disadvantaged Communities O&M grant fund opportunities
3. Other

(1:27:03) Mr. Kavounas gave a report on Item 1, Overlying (Agricultural) Pool Expenses Paid by Overlying (Non-Agricultural) Pool, and a presentation on Item 2, the Disadvantaged Communities O&M grant funding opportunities. A discussion ensued.

IV. BOARD MEMBER COMMENTS

(1:35:05) Mr. Camacho thanked the Board for having him today.

(1:35:30) Mr. Hofer commented on the Agricultural Pool's constant concern at the condition of the Basin.

(1:35:50) Vice-Chair Pierson commented on the issues of storage raised by Mr. Vanden Heuvel and requested, as a report or actual ajenized item, an assembling of information so the Board may understand the dynamics of storage. Mr. Curatalo directed staff to meet with Messrs. Pierson and Vanden Heuvel to determine what material would be responsive to the topic.

(1:42:16) Chair Curatalo commented on Board interaction and read the Watermaster mission statement.

V. OTHER BUSINESS

(1:45:44) Mr. Schatz offered public comments. A discussion ensued.

VI. 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.

Chair Curatalo called for a confidential session at 12:55 p.m. to discuss the following:

1. Tentative Ruling re Appropriative Pool Members' Motion re Overlying (Agricultural) Pool Expenses
2. General Manager Performance Evaluation

(1:53:14) Confidential session concluded at 1:55 p.m. with no reportable action.

ADJOURNMENT

Chair Curatalo adjourned the Watermaster Board meeting at 1:56 p.m.

Secretary: _____

Approved: _____ June 24, 2021

Attachments:

1. 20210527 Roll Call Vote Outcome

Attachment 1 to 20210527 Watermaster Board Meeting Minutes

May 27, 2021 Watermaster Board Meeting Roll Call Vote Outcome
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Member	Alternate	Consent Calendar	Business Item II.A.	Business Item II.B.	Business Item II.C.
Bowcock, Bob Elie, Steve		yes	yes	yes	yes
	Camacho, Michael	yes	yes	yes	yes
Folsom, Betty		yes	yes	yes	yes
Galleano, Don		yes	yes	yes	yes
Hofer, Paul		yes	yes	yes	yes
Kuhn, Bob, Secretary/Treasurer		yes	yes	yes	no
Pierson, Jeff, Vice-Chair		yes	yes	yes	yes
Rogers, Peter		yes	yes	yes	yes
Curatalo, James, Chair		yes	yes	yes	yes
OUTCOME:		Passed Unanimously	Passed Unanimously	Passed Unanimously	Passed by Majority