

**MINUTES**  
**CHINO BASIN WATERMASTER**  
**WATERMASTER BOARD MEETING**

October 28, 2021

The Watermaster Board meeting was held via Zoom (conference call and web meeting) on October 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     |
| Mike Gardner                  | Western Municipal Water District       |
| Paul Hofer                    | Agricultural Pool – Crops              |
| Peter Rogers                  | City of Chino Hills                    |

**WATERMASTER STAFF PRESENT ON CALL**

|                     |   |
|---------------------|---|
| Peter Kavounas      | General Manager                           |
| Edgar Tellez Foster | Water Resources Mgmt. & Planning Dir.     |
| Anna Nelson         | Executive Services Director/Board Clerk   |
| Justin Nakano       | Water Resources Technical Manager         |
| Frank Yoo           | Data Services and Judgment Reporting Mgr. |
| Janine Wilson       | Senior Accountant                         |
| Ruby Favela         | 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                            |

**OTHERS PRESENT ON CALL**

|                     |                                       |
|---------------------|---------------------------------------|
| Gino Filippi        | Agricultural Pool – Crops             |
| Pete Hall           | Agricultural Pool – State of CA – CIM |
| Marilyn Levin       | Agricultural Pool – State of CA – DOJ |
| Amanda Coker        | City of Chino                         |
| Dave Crosley        | City of Chino                         |
| Eunice Ulloa        | City of Chino                         |
| Daniel Bobadilla    | City of Chino Hills                   |
| Ron Craig           | City of Chino Hills                   |
| Debra Porada        | City of Ontario                       |
| Chris Quach         | City of Ontario                       |
| Chris Diggs         | City of Pomona                        |
| Nicole deMoet       | City of Upland                        |
| Braden Yu           | City of Upland                        |
| John Bosler         | Cucamonga Valley Water District       |
| Eduardo Espinoza    | Cucamonga Valley Water District       |
| Mark Gibboney       | Cucamonga Valley Water District       |
| Rob Hills           | Cucamonga Valley Water District       |
| Gidti Ludesirishoti | Cucamonga Valley Water District       |
| Jiwon Seung         | Cucamonga Valley Water District       |
| Tarren Torres       | Egoscue Law Group, Inc.               |
| Chris Brown         | Fedak & Brown, LLP                    |
| Ben Lewis           | Golden State Water Company            |
| Joshua Aguilar      | Inland Empire Utilities Agency        |
| Christiana Daisy    | Inland Empire Utilities Agency        |
| Marco Tule          | Inland Empire Utilities Agency        |

Justin Scott-Coe  
Justin Scott-Coe  
Kevin O'Toole  
Jeff Davis  
Brian Lee  
Bob DiPrimio  
John Lopez  
Todd Minten  
David De Jesus  
Laura Roughton  
Richard Rees

Monte Vista Irrigation Company  
Monte Vista Water District  
Orange County Water District  
Provost & Pritchard Consulting Group  
San Antonio Water Company  
San Gabriel Valley Water Company  
Santa Ana River Water Company  
Santa Ana River Water Company  
Three Valleys 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**

(0:00:55) Ms. Nelson conducted the roll call and announced that a quorum was present.

### **PUBLIC COMMENTS**

### **AGENDA - ADDITIONS/REORDER**

#### **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 September 23, 2021

#### **B. FINANCIAL REPORTS**

Receive and file as presented:

1. Cash Disbursements for the month of August 2021
2. Watermaster VISA Check Detail for the month of August 2021
3. Combining Schedule for the Period July 1, 2021 through August 31, 2021
4. Treasurer's Report of Financial Affairs for the Period August 1, 2021 through August 31, 2021
5. Budget vs. Actual Report for the Period July 1, 2021 through August 31, 2021
6. Cash Disbursements for the month of September 2021

#### **C. APPLICATION: WATER TRANSACTION**

Approve the proposed transaction:

The purchase of 140 acre-feet of water from City of Upland by Golden State Water Company. This purchase is made from City of Upland's Annual Production Right.

**D. APPLICATION: WATER TRANSACTION**

Approve the proposed transaction:

The purchase of 66.4 acre-feet of water from West End Consolidated Water Company by Golden State Water Company. This purchase is made from West End Consolidated Water Company's Annual Production Right. Golden State Water Company is utilizing this transaction to produce its West End Consolidated Water Company shares.

**E. APPLICATION: WATER TRANSACTION**

Approve the proposed transaction:

The purchase of 708.3 acre-feet of water from West End Consolidated Water Company by City of Upland. This purchase is made from West End Consolidated Water Company's Excess Carry Over Storage Account. City of Upland is utilizing this transaction to produce its West End Consolidated Water Company shares.

**F. TASK ORDER NO. 6 UNDER MASTER AGREEMENT FOR COLLABORATIVE PROJECTS: LOSS OF HYDRAULIC CONTROL MITIGATION PLAN UPDATE**

Approve the Task Order No. 6 as presented and authorize the General Manager to execute the agreement on behalf of Watermaster subject to any necessary non-substantive changes.

**G. FISCAL YEAR 2021/22 BUDGET AMENDMENT (FORM A-21-10-01)**

Adopt the Fiscal Year 2021/22 Budget Amendment (Form A-21-10-01).

**H. RESOLUTION 2021-04 AUTHORIZING REMOTE TELECONFERENCE MEETINGS UNDER BROWN ACT**

Adopt Resolution 2021-04 Authorizing Remote Teleconference Meetings under the Ralph M. Brown Act.

(0:04:24) Mr. Kavounas suggested that Consent Calendar Item I.E. be pulled for separate action.

(0:05:44) A roll call vote was taken.

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

***Moved to approve the Consent Calendar with the exception of Item I.E. as presented.***

(0:07:24) A roll call vote was taken.

*Motion by Chair Jim Curatalo, seconded by Mr. Bob Kuhn, and passed by majority roll call vote as attached to these minutes.*

***Moved to approve Consent Calendar Item I.E. as presented.***

No votes were cast by Messrs. Hofer and Pierson on Consent Calendar Item I.E.

**II. BUSINESS ITEMS**

**A. CHINO BASIN WATERMASTER ANNUAL FINANCIAL REPORT FOR THE FISCAL YEARS ENDED JUNE 30, 2021 AND 2020; AND THE CHINO BASIN WATERMASTER MANAGEMENT REPORT FOR JUNE 30, 2021**

Receive and file (1) the Chino Basin Watermaster Annual Financial Report for the Fiscal Years Ended June 30, 2021 and 2020 dated October 28, 2021; and (2) the Chino Basin Watermaster Management Report for June 30, 2021 dated October 28, 2021.

(0:08:41) Mr. Joswiak introduced Mr. Brown of Fedak & Brown, LLP who gave a presentation. A discussion ensued.

(0:18:10) A roll call vote was taken.

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

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

### **III. REPORTS/UPDATES**

#### **A. LEGAL COUNSEL**

1. San Bernardino County Superior Court Emergency Order
2. November 5, 2021 Hearing
3. Rules & Regulations Update
4. Evergreen Storage Agreements
5. Kaiser Permanente Lawsuit

(0:19:21) Mr. Slater gave a report. A discussion ensued.

#### **B. ENGINEER**

1. Ground-Level Monitoring Committee Update
2. Annual Streamflow Monitoring Report
3. Safe Yield Reset Methodology Workshop

(0:24:25) Mr. Malone gave a report. A discussion ensued.

#### **C. CHIEF FINANCIAL OFFICER**

None

#### **D. GENERAL MANAGER**

1. Chino Basin Management – Board Discussion (Workshop)
2. Storage Q&A
3. Drinking Water Well Principles and Strategies
4. First Organization Performance Status Report FY 2021/22 (Oct. 2021)
5. New Employee Introduction
6. November Meeting Schedule
7. Other

(0:41:53) Mr. Kavounas gave a report; the Board requested that the General Manager and Legal Counsel consider the possibility to file the Chino Basin Sustainability Report with the Court as an informational item and advise the Board in the future. Director Elie requested that Program Element 9 (Storage and Recovery) that are not being addressed should be brought to the Pools during their next meeting. Ms. Nelson introduced Watermaster's newest employee, Ms. Ruby Favela, who recently joined the team as administrative assistant. Mr. Kavounas described the November meeting schedule, and commented on the first 2021/22 Assessment Package Workshop that was held on October 19, 2021 and indicated that the second workshop will be held on November 2, 2021 and that the draft assessment package has been uploaded on Watermaster's website to allow parties access to review it. Mr. Kavounas also asked Mr. Tellez Foster to give a report on grant funding opportunities indicating that Watermaster is working in collaboration with SAWPA and IEUA to identify regional water management efforts that could perhaps help parties to advance initiatives from the 2020 OBMP. A discussion ensued and the Board gave direction to Watermaster staff to work with IEUA and SAWPA to explore funding opportunities for any OBMP activities.

(0:44:44) Mr. Elie raised the question of whether the Chino Basin Sustainability report should be presented to the Judge as an informational item. He requested the unaddressed items from this report be placed on the agendas for discussion during next month's Watermaster Committees and Board meeting. A discussion ensued.

**IV. INFORMATION**

1. Recharge Investigations and Projects Committee
2. Plumes Status Reports
3. Ground-Level Monitoring Status Report

**V. BOARD MEMBER COMMENTS**

(1:14:11) Mr. Hofer complimented staff on another successful audit.

**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**

Chair Curatalo adjourned the Watermaster Board meeting 12:19 p.m.

Secretary: \_\_\_\_\_

Approved: \_\_\_\_\_ November 18, 2021 \_\_\_\_\_

Attachments:

1. 20211028 Roll Call Vote Outcome for Consent Calendar
2. 20211028 Roll Call Vote Outcome for Business Item

**Attachment 1 to 20211028 Watermaster Board Meeting Minutes**

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| <b>October 28, 2021 Watermaster Board Meeting Roll Call Vote Outcome</b> |
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| <b>Member</b>                  | <b>Alternate</b> | <b>Consent Calendar Items (Without I.E.)</b> | <b>Consent Calendar Item I.E.</b> |
|--------------------------------|------------------|--|-----------------------------------|
| Bowcock, Bob                   |                  | yes  | yes                               |
| Elie, Steve                    |                  | yes  | yes                               |
| Folsom, Betty                  |                  | yes  | yes                               |
| Gardner, Mike                  |                  | yes  | yes                               |
| Hofer, Paul                    |                  | yes  | no                                |
| Kuhn, Bob, Secretary/Treasurer |                  | yes  | yes                               |
| Pierson, Jeff, Vice-Chair      |                  | yes  | no                                |
| Rogers, Peter                  |                  | yes  | yes                               |
| Curatalo, James, Chair         |                  | yes  | yes                               |
|                                | <b>OUTCOME:</b>  | <b>Passed Unanimously</b>                    | <b>Passed by Majority</b>         |

**Attachment 2 to 20211028 Watermaster Board Meeting Minutes**

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| <b>October 28, 2021 Watermaster Board Meeting Roll Call Vote Outcome</b> |
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| <b>Member</b>                  | <b>Alternate</b> | <b>Business Item II.A.</b> |
|--------------------------------|------------------|----------------------------|
| Bowcock, Bob                   |                  | yes                        |
| Elie, Steve                    |                  | yes                        |
| Folsom, Betty                  |                  | yes                        |
| Gardner, Mike                  |                  | yes                        |
| Hofer, Paul                    |                  | yes                        |
| Kuhn, Bob, Secretary/Treasurer |                  | yes                        |
| Pierson, Jeff, Vice-Chair      |                  | yes                        |
| Rogers, Peter                  |                  | yes                        |
| Curatalo, James, Chair         |                  | yes                        |
|                                | <b>OUTCOME:</b>  | <b>Passed Unanimously</b>  |