

MINUTES
CHINO BASIN WATERMASTER
WATERMASTER BOARD MEETING

April 28, 2022

The Watermaster Board meeting was held at the offices of the Chino Basin Watermaster located at 9641 San Bernardino Road, Rancho Cucamonga, CA, and via Zoom (conference call and web meeting) on April 28, 2022.

WATERMASTER BOARD MEMBERS PRESENT

Jeff Pierson, Vice-Chair	Agricultural Pool – Crops
Bob Kuhn, Secretary/Treasurer	Three Valleys Municipal Water District
Bob Bowcock	CalMat Co.
Scott Burton	Monte Vista Water District
Steve Elie	Inland Empire Utilities Agency
Betty Folsom	Jurupa Community Services District
Mike Gardner	Western Municipal Water District
Kati Parker for James Curatalo	Minor Representative

WATERMASTER BOARD MEMBERS PRESENT ON ZOOM

Pete Hall	Agricultural Pool – State of CA, CIM
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WATERMASTER STAFF PRESENT

Peter Kavounas	General Manager
Edgar Tellez Foster	Water Resources Mgmt. & Planning Dir.
Anna Nelson	Director of Administration
Justin Nakano	Water Resources Technical Manager
Frank Yoo	Data Services and Judgment Reporting Mgr.
Janine Wilson	Senior Accountant
Stephanie Viveros	Executive Assistant II/Board Clerk
Ruby Favela	Administrative Assistant
Alonso Jurado	Senior Field Operations Specialist
David Huynh	Senior Field Operations Specialist

WATERMASTER CONSULTANTS PRESENT

Scott Slater	Brownstein Hyatt Farber Schreck, LLP
Brad Herrema	Brownstein Hyatt Farber Schreck, LLP
Andy Malone	West Yost
Garrett Rapp	West Yost

OTHERS PRESENT

Larry Cain	Agricultural Pool – State of CA
Marilyn Levin	Agricultural Pool – State of CA
Gino Filippi	Agricultural Pool – Crops
Dave Crosley	City of Chino
Ron Craig	City of Chino Hills
Alexis Mascarinas	City of Ontario
Chris Diggs	City of Pomona
Nicole deMoet	City of Upland
Amanda Coker	Cucamonga Valley Water District
Rob Hills	Cucamonga Valley Water District
Tarren Torres	Egoscue Law Group, Inc.
Ben Lewis	Golden State Water Company
Joshua Aguilar	Inland Empire Utilities Agency
Shivaji Deshmukh	Inland Empire Utilities Agency
Justin Scott-Coe	Monte Vista Irrigation Company
Justin Scott-Coe	Monte Vista Water District
Kevin O'Toole	Orange County Water District

John Lopez
Todd Minten
David De Jesus
Matthew Litchfield
Mallory Gandara
Craig Miller
Laura Roughton
Richard Rees

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
Western Municipal Water District
Wood plc

CALL TO ORDER

Vice-Chair Jeff Pierson called the Watermaster Board meeting to order at 11:01 a.m.

ROLL CALL

(00:01:05) Ms. Wilson conducted the roll call and announced that a quorum was present.

PUBLIC COMMENTS

None

AGENDA – ADDITIONS/REORDER

Mr. Kavounas recommended an item be added to the Confidential Session. A letter was received by the City of Ontario after the meeting package was published and pertains to the litigation to challenge the Watermaster's Assessment Package.

(0:03:17)

Motion by Mr. Mike Gardner and seconded by Mr. Steve Elie, and passed unanimously

Moved to approve adding the City of Ontario litigation matter to Confidential Session as presented.

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 March 24, 2022

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of February 2022
2. Watermaster VISA Check Detail for the month of February 2022
3. Combining Schedule for the Period July 1, 2021 through February 28, 2022
4. Treasurer's Report of Financial Affairs for the Period February 1, 2022 through February 28, 2022
5. Budget vs. Actual Report for the Period July 1, 2021 through February 28, 2022
6. Cash Disbursements for March 2022 (Information Only)

C. APPLICATION: WATER TRANSACTION

Approve the proposed transaction:

The transfer of 3,500.0 acre-feet of water from the City of Chino to Fontana Water Company. This transfer is made from the City of Chino's Excess Carryover Account. Date of Application: January 16, 2020.

D. RESOLUTION 2022-05 AUTHORIZING REMOTE TELECONFERENCE MEETINGS UNDER BROWN ACT

Adopt Resolution 2022-05 Authorizing Remote Teleconference Meetings under the Ralph M. Brown Act.

(00:04:54) *Motion by Mr. Mike Gardner, seconded by Mr. Bob Kuhn, and passed unanimously.
Moved to approve the Consent Calendar as presented.*

II. BUSINESS ITEMS

None

III. REPORTS/UPDATES

A. LEGAL COUNSEL

1. San Bernardino Superior Court Emergency Order
2. Ag Pool Appeal of November 5, 2021 Order
3. April 22, 2022 Hearing
4. Governor's Executive Order N-7-22
5. Kaiser Permanente Lawsuit

(00:6:22) Mr. Slater gave a report. A discussion ensued.

B. ENGINEER

1. Safe Yield Data Collection and Evaluation Update
2. Status Report on the Update of the Chino Basin Maximum Benefit SNMP

(00:29:23) Mr. Rapp gave a report and a presentation.

C. CHIEF FINANCIAL OFFICER

None

D. GENERAL MANAGER

1. Regional Water Supply/Drought Update
2. Second Organization Performance Status Report FY 2021/22 (Apr. 2022)
3. Watermaster Board Workshop
4. Other

(00:34:27) Mr. Kavounas prefaced Item 1 and asked Mr. Aguilar to give a presentation. In addition, Mr. Craig Miller, Western MWD General Manager, gave a presentation on the effort titled "Solve the Water Crisis". Mr. Kavounas clarified that Watermaster cannot advocate for the effort or provide financial support; however, Watermaster will partner in an educational campaign.

Mr. Kavounas gave a report and presentation on Items 2 and 3. Messrs. Burton and Elie complimented Watermaster Staff for all their hard work delivering the Watermaster Board Workshop on April 26, 2022. Mr. Kavounas invited Ms. Nelson to introduce Watermaster's new Executive Assistant and Board Clerk, Stephanie Viveros. A discussion ensued.

IV. INFORMATION

1. Ground-Level Monitoring Committee Semi-Annual Status Report
2. Chino Airport and South Archibald Plumes Semi-Annual Status Reports

V. BOARD 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.

The Board convened into Confidential Session at 12:31 p.m. to discuss the following:

1. April 22, 2022 Court Hearing
2. City of Ontario Challenge to Watermaster's Assessment Package

Confidential Session concluded at 1:40 p.m. with the following reportable action as provided by General Counsel:

(01:31:28) Mr. Slater reported that the Board deliberated a requested modification of a briefing schedule associated with the City of Ontario's challenge to the Watermaster's Assessment Package, and having considered that, the Board provided direction to Legal Counsel to oppose the request.

ADJOURNMENT

Vice-Chair Pierson adjourned the Watermaster Board meeting at 1:41 p.m.

Secretary: 

Approved: _____ May 26, 2022

Attachment:

1. 20220428 Roll Call Vote Outcome for Consent Calendar

ATTACHMENT 1

April 28, 2022 Watermaster Board Meeting Roll Call Vote Outcome

Member	Alternate	Consent Calendar
Bowcock, Bob		Yes
Burton, Scott		Yes
Elie, Steve		Yes
Folsom, Betty		Yes
Gardner, Mike		Yes
Hall, Pete*		Yes
Kuhn, Bob, Secretary/Treasurer		Yes
Pierson, Jeff, Vice-Chair		Yes
Parker, Kati**		Yes
	OUTCOME:	Passed Unanimously

*Participated via Zoom

**Kati Parker participated on behalf of Jim Curatalo who was absent