

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

November 17, 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 November 17, 2022.

**WATERMASTER BOARD MEMBERS PRESENT AT WATERMASTER**

James Curatalo, Chair	Appropriative Pool – Minor Representative
Jeff Pierson, Vice Chair	Agricultural Pool – Crops
Bob Kuhn, Secretary/Treasurer	Three Valleys Municipal Water District
Bob Bowcock	CalMat Company
Scott Burton	Monte Vista Water District
Betty Folsom	Jurupa Community Services District
Mike Gardner	Western Municipal Water District
Pete Hall	Agricultural Pool – State of CA

**WATERMASTER BOARD MEMBERS PRESENT ON ZOOM**

Steve Elie	Inland Empire Utilities Agency
------------	--------------------------------

**WATERMASTER STAFF PRESENT**

Peter Kavounas	General Manager
Joseph Joswiak	Chief Financial Officer
Edgar Tellez Foster	Water Resources Mgmt. & Planning Director
Anna Nelson	Director of Administration
Justin Nakano	Water Resources Technical Manager
Frank Yoo	Data Services and Judgment Reporting Mgr.
Janine Wilson	Senior Accountant
Denise Morales	Executive Assistant II/Board Clerk
Ruby Favela	Administrative Assistant
Alex Moore	Administrative Assistant
Alonso Jurado	Senior Field Operations Specialist

**WATERMASTER CONSULTANTS PRESENT AT WATERMASTER**

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

**WATERMASTER CONSULTANTS PRESENT ON ZOOM**

Garrett Rapp	West Yost
--------------	-----------

**OTHERS PRESENT AT WATERMASTER**

Bob Feenstra	Agricultural Pool – Dairy
Jimmy Medrano	Agricultural Pool – State of CA
Kati Parker	Appropriative Pool – Minor Representative
Brian Geye	California Speedway Corporation
Amanda Coker	Cucamonga Valley Water District
Randall Reed	Cucamonga Valley Water District
Jiwon Seung	Cucamonga Valley Water District
Chris Berch	Jurupa Community Services District
Rick Rees	WSP

**OTHERS PRESENT ON ZOOM**

Gino Filippi  
Marilyn Levin  
Dave Crosley  
Eunice Ulloa  
Nicole deMoet  
Braden Yu  
Mark Gibboney  
Tarren Alicia Torres  
Ben Lewis  
Shivaji Deshmukh  
Bryan Smith  
John Lopez  
Nicole deMoet  
Braden Yu  
Mallory Gandara  
Laura Roughton

Agricultural Pool – Crops  
Agricultural Pool – State of CA  
City of Chino  
City of Chino  
City of Upland  
City of Upland  
Cucamonga Valley Water District  
Egoscue Law Group, Inc.  
Golden State Water Company  
Inland Empire Utilities Agency  
Jurupa Community Services District  
Santa Ana River Water Company  
West End Consolidated Company  
West End Consolidated Company  
Western Municipal Water District  
Western Municipal Water District

**FLAG SALUTE**

Chair Curatalo led the Board in the flag salute.

**CALL TO ORDER**

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

**ROLL CALL**

(00:01:08) Ms. Morales conducted the roll call and announced that a quorum was present.

**PUBLIC COMMENTS**

**This is an opportunity for members of the public to address the Board on any short non-agenda items that are within the subject matter jurisdiction of the Chino Basin Watermaster. No discussion or action can be taken on matters not listed on the agenda, per the Brown Act. Each member of the public who wishes to comment shall be allotted three minutes, and no more than three individuals shall address the same subject.**

**RECOGNITION OF OUTGOING MEMBERS' SERVICE ON THE WATERMASTER BOARD**

(00:02:50) Chair Curatalo commended Ms. Betty Folsom and Mr. Pete Hall for their service on the Chino Basin Watermaster Board and presented them with plaques. Board members took turns sharing their sentiments.

**AGENDA – ADDITIONS/REORDER**

**I. CONSENT CALENDAR**

**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 October 27, 2022

**B. FINANCIAL REPORTS**

Receive and file as presented:

1. Cash Disbursements for the month of September 2022
2. Watermaster VISA Check Detail for the month of September 2022
3. Combining Schedule for the Period July 1, 2022 through September 30, 2022
4. Treasurer's Report of Financial Affairs for the Period September 1, 2022 through September 30, 2022
5. Budget vs. Actual Report for the Period July 1, 2022 through September 30, 2022
6. Cash Disbursements for October 2022 (Information Only)

**C. ANNUAL FINDING OF SUBSTANTIAL COMPLIANCE WITH THE RECHARGE MASTER PLAN**

Adopt the finding that Watermaster is in substantial compliance with the Recharge Master Plan.

**D. 2021/22 ANNUAL REPORT OF THE GROUND-LEVEL MONITORING COMMITTEE**

Approve the 2021/22 Annual Report of the Ground-Level Monitoring Committee, and direct staff to file a copy with the Court.

**E. APPLICATION: RECHARGE – JURUPA COMMUNITY SERVICES DISTRICT**

Approve Jurupa Community Services District's Application for Recharge and direct Watermaster staff to account for this recharge.

**F. APPLICATION: LOCAL STORAGE AGREEMENTS – APPROPRIATIVE POOL**

Approve the Application for Local Storage Agreements as presented.

(00:19:36)

*Motion by Mr. Bob Kuhn, seconded by Vice-Chair Jeff Pierson, and passed unanimously by roll call vote as attached to these minutes.*

***Moved to approve the Consent Calendar as presented.***

**II. BUSINESS ITEMS**

**A. FISCAL YEAR 2022/23 BUDGET AMENDMENT (A-22-11-01) PROPOSAL FOR ENGINEERING SERVICES FOR CHINO BASIN WATERMASTER TO DEVELOP A PLAN FOR RECHARGE PROJECTS**

Adopt the Budget Amendment (A-22-11-01) as presented.

(00:21:06) Mr. Kavounas gave an update.

(00:24:37)

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

***Moved to approve staff's recommendation of Business Item II.A. as presented.***

**B. FISCAL YEAR 2022/23 BUDGET AMENDMENT (A-22-11-02) FOR TOM DODSON AND ASSOCIATES SERVICES**

Adopt the Budget Amendment (A-22-11-02) as presented.

(00:26:10) Mr. Kavounas gave an update.

(00:31:48)

*Motion by Mr. Mike Gardner, seconded by Ms. Folsom, and passed by majority roll call vote as attached to these minutes.*

***Moved to approve staff's recommendation of Business Item II.B. as presented.***

Board Member Burton, representing Monte Vista Water District, opposed.

**C. FISCAL YEAR 2022/23 ASSESSMENT PACKAGE**

Approve the Fiscal Year 2022/23 Assessment Package as presented.

(00:34:00) Mr. Kavounas gave an update. Mr. Yoo gave a presentation. A discussion ensued.

(00:48:15)

*Motion by Mr. Pete Hall, seconded by Vice-Chair Jeff Pierson and passed by majority roll call vote as attached to these minutes.*

***Moved to approve staff's recommendation of Business Item II.C. as presented.***

Board Member Burton, representing Monte Vista Water District, opposed.

**D. RESOLUTION TO LEVY REPLENISHMENT AND ADMINISTRATIVE ASSESSMENTS FOR FISCAL YEAR 2022/23, BASED ON PRODUCTION YEAR 2021/22**

Adopt Resolution 2022-10 as presented.

(00:49:44) Mr. Kavounas gave an update.

(00:52:36)

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

***Moved to approve staff's recommendation of Business Item II.D. as presented.***

Board Member Burton, representing Monte Vista Water District, opposed.

**III. REPORTS/UPDATES**

**A. WATERMASTER LEGAL COUNSEL**

1. November 3, 2022 Hearing
2. November 18, 2022 Hearing
3. December 16, 2022 Hearing
4. Kaiser Permanente Lawsuit
5. Rules and Regulations Update

(00:54:00) Mr. Slater gave a report. A discussion ensued.

**B. ENGINEER**

1. Ground-Level Monitoring Committee
2. Safe Yield Court Order Implementation

(01:14:18) Mr. Malone gave a report on Item 1; a discussion ensued.

(01:16:41) Mr. Rapp gave a report on Item 2.

**C. CHIEF FINANCIAL OFFICER**

1. Fiscal Year 2022/23 Assessment Invoicing

(01:21:07) Mr. Joswiak gave a report.

**D. GENERAL MANAGER**

1. Status Report: 2020 OBMP
2. Board Workshop IV: December 5th at 8:30am
3. Watermaster Holiday Charity Event
4. December Meetings
5. Other

(1:22:05) Mr. Kavounas reported on Item 1 stating that the project description was complete and that it would be distributed, followed by a workshop. Mr. Kavounas proceeded to state that in following the Board's direction to seek an external facilitator, he would be recommending Mr. Dave Ceppos. He proceeded to share Mr. Ceppos' CV. The Board gave direction to Mr. Kavounas to proceed with scheduling a Meet and Greet with Mr. Ceppos. Mr. Kavounas reported on Item 2 and reminded the Board of the upcoming workshop on December 5, 2022 regarding Regional Supply Reliability and will be hosted at the Frontier Project. Ms. Morales gave a presentation on the Watermaster's Holiday Charity (Little Heart Warriors). Mr. Kavounas mentioned that Watermaster plans to be dark for the month of December and staff stands ready to assist with any special meetings as needed.

**IV. BOARD MEMBER COMMENTS**

**V. OTHER BUSINESS**

(01:21:07) Chair Curatalo and the Watermaster Board, parties, and staff recognized Ms. Janine Wilson for her 22 years of service at the Watermaster, congratulated her on her retirement, and presented her with a gift from the Board.

**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.

**1. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION:**

- a) Chino Basin Municipal Water District v. City of Chino et al., San Bernardino County Superior Court Case No: RCVRS51010

**ADJOURNMENT**

Chair Curatalo adjourned the Watermaster Board meeting at 1:14 p.m.

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

Approved: \_\_\_\_\_ January 26, 2023

**Attachments:**

- 1. 20221117 Roll Call Vote Outcome for the Consent Calendar
- 2. 20221117 Roll Call Vote Outcome for Business Item II.A.
- 3. 20221117 Roll Call Vote Outcome for Business Item II.B.
- 4. 20221117 Roll Call Vote Outcome for Business Item II.C.
- 5. 20221117 Roll Call Vote Outcome for Business Item II.D.

**ATTACHMENT 1**

**November 17, 2022 Watermaster Board Meeting Roll Call Vote Outcome**

<b>Member</b>	<b>Alternate</b>	<b>Consent Calendar</b>
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
Bowcock, Bob		Yes
Curatalo, James, Chair		Yes
	<b>OUTCOME:</b>	<b>Passed Unanimously</b>

\*Participated via Zoom

**ATTACHMENT 2**

**November 17, 2022 Watermaster Board Meeting Roll Call Vote Outcome**

<b>Member</b>	<b>Alternate</b>	<b>Business Item II.A.</b>
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
Bowcock, Bob		Yes
Curatalo, James, Chair		Yes
	<b>OUTCOME:</b>	<b>Passed Unanimously</b>

\*Participated via Zoom

**ATTACHMENT 3**

**November 17, 2022 Watermaster Board Meeting Roll Call Vote Outcome**

<b>Member</b>	<b>Alternate</b>	<b>Business Item II.B.</b>
Burton, Scott		No
Elie, Steve*		Yes
Folsom, Betty		Yes
Gardner, Mike		Yes
Hall, Pete		Yes
Kuhn, Bob, Secretary/Treasurer		Yes
Pierson, Jeff, Vice-Chair		Yes
Bowcock, Bob		Yes
Curatalo, James, Chair		Yes
	<b>OUTCOME:</b>	<b>Passed by Majority</b>

\*Participated via Zoom



**ATTACHMENT 4**

**November 17, 2022 Watermaster Board Meeting Roll Call Vote Outcome**

Member	Alternate	Business Item II.C.
Burton, Scott		No
Elie, Steve*		Yes
Folsom, Betty		Yes
Gardner, Mike		Yes
Hall, Pete		Yes
Kuhn, Bob, Secretary/Treasurer		Yes
Pierson, Jeff, Vice-Chair		Yes
Bowcock, Bob		Yes
Curatalo, James, Chair		Yes
	<b>OUTCOME:</b>	<b>Passed by Majority</b>

\*Participated via Zoom

**ATTACHMENT 5**

**November 17, 2022 Watermaster Board Meeting Roll Call Vote Outcome**

<b>Member</b>	<b>Alternate</b>	<b>Business Item II.D.</b>
Burton, Scott		No
Elie, Steve*		Yes
Folsom, Betty		Yes
Gardner, Mike		Yes
Hall, Pete		Yes
Kuhn, Bob, Secretary/Treasurer		Yes
Pierson, Jeff, Vice-Chair		Yes
Bowcock, Bob		Yes
Curatalo, James, Chair		Yes
	<b>OUTCOME:</b>	<b>Passed by Majority</b>

\*Participated via Zoom