

MINUTES
CHINO BASIN WATERMASTER
WATERMASTER BOARD MEETING

January 26, 2023

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 January 26, 2023.

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
Scott Burton	City of Ontario
Steven Elie	Inland Empire Utilities Agency
Bob Feenstra for Paul Hofer	Agricultural Pool – Dairy
Mike Gardner	Western Municipal Water District
Brian Geye for Bob Bowcock	Non-Agricultural Pool – CA Speedway Corporation
Manny Martinez	Monte Vista Water District

WATERMASTER BOARD MEMBERS ABSENT

Bob Bowcock	Non-Agricultural Pool – CalMat Co.
Paul Hofer	Agricultural Pool – Crops

WATERMASTER STAFF PRESENT

Peter Kavounas	General Manager
Joseph Joswiak	Chief Financial Officer
Edgar Tellez Foster	Water Resources Mgmt. & Planning Director
Justin Nakano	Water Resources Technical Manager
Frank Yoo	Data Services and Judgment Reporting Mgr.
Alexandria Moore	Executive Assistant II/Board Clerk
Ruby Favela Quintero	Administrative Analyst
Adaisel Rosales	Administrative Assistant
Alonso Jurado	Senior Field Operations Specialist
David Huynh	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
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OTHERS PRESENT AT WATERMASTER

Jimmy Medrano	Agricultural Pool – State of CA
Leon Kazandjian	Agricultural Pool – State of CA
Kati Parker	Appropriative Pool – Minor Representative
Amanda Coker	Cucamonga Valley Water District
Alyssa Coronado	Santa Ana River Water Company
Laura Roughton	Western Municipal Water District

OTHERS PRESENT ON ZOOM

Gino Filippi	Agricultural Pool – Crops
Carol Boyd	Agricultural Pool – State of CA
Marilyn Levin	Agricultural Pool – State of CA
Natalie Avila	City of Chino
Dave Crosley	City of Chino

Ron Craig
Chriss Diggs
Nicole deMoet
Mark Gibboney
Tarren Alicia Torres
Derek Hoffman
Cris Fealy
Ben Lewis
Christiana Daisy
Jesse Pompa
Bryan Smith
Justin Scott-Coe
Justin Scott-Coe
Marty Zvirbulis
John Lopez
Bill Wyatt
David De Jesus
Matt Litchfield
Nicole deMoet
Mallory Gandara
Craig Miller
Richard Rees

City of Chino Hills
City of Pomona
City of Upland
Cucamonga Valley Water District
Egoscue Law Group, Inc.
Fennemore Law
Fontana Water Company
Golden State Water Company
Inland Empire Utilities Agency
Jurupa Community Services District
Jurupa Community Services District
Monte Vista Irrigation Company
Monte Vista Water District
San Gabriel Valley Water
Santa Ana River Water Company
Sheppard, Mullin, Richter & Hampton
Three Valleys Municipal Water District
Three Valleys Municipal Water District
West End Consolidated Company
Western Municipal Water District
Western Municipal Water District
WSP

FLAG SALUTE

Mr. Curatalo, the 2022 Chair, led the Board in the flag salute.

CALL TO ORDER

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

ROLL CALL

(00:00:58) Ms. Moore conducted the roll call and announced that a quorum was present.

PUBLIC COMMENTS

None

AGENDA – ADDITIONS/REORDER

None

INTRODUCTIONS – CALENDAR YEAR 2023 WATERMASTER BOARD MEMBERS

(00:04:28) Mr. Curatalo introduced and welcomed the 2023 Board members. A discussion ensued.

Overlying (Ag) Pool
Overlying (Ag) Pool
Overlying (Non-Ag) Pool
Appropriative Pool
Appropriative Pool
Appropriative Pool
Municipal
Municipal
Municipal

Jeff Pierson (Crops)
Paul Hofer (Crops)
Bob Bowcock (CalMat Co.)
Manny Martinez (Monte Vista Water District)
Scott Burton (City of Ontario)
Jim Curatalo (Minor Representative)
Bob Kuhn (Three Valleys Municipal Water District)
Mike Gardner (Western Municipal Water District)
Steve Elie (Inland Empire Utilities Agency)

I. CALENDAR YEAR 2023 OFFICERS – ACTION
A. ELECTION OF OFFICERS

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

(00:14:23) Mr. Curatalo turned the annual Elections of Officers over to Mr. Scott Slater to conduct. Mr. Mike Gardner nominated the slate of 2022 Officers to carry over as the 2023 Officers. Motion by Mr. Steven Elie, seconded by Mr. Bob Feenstra to close the nominations, and passed by unanimous voice vote. The slate was then passed unanimously by voice vote.

II. CONSENT CALENDAR

Mr. Kavounas announced that there have been non-substantive changes to the Board minutes since first distributed.

A. MINUTES

Approve as presented:

1. Minutes of the Watermaster Board Meeting held November 17, 2022
2. Minutes of the Watermaster Special Board Meeting held December 5, 2022

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of October 2022
2. Watermaster VISA Check Detail for the month of October 2022
3. Combining Schedule for the Period July 1, 2022 through October 31, 2022
4. Treasurer's Report of Financial Affairs for the Period October 1, 2022 through October 31, 2022
5. Budget vs. Actual Report for the Period July 1, 2022 through October 31, 2022
6. Cash Disbursements for the month of November 2022
7. Watermaster VISA Check Detail for the month of November 2022
8. Combining Schedule for the Period July 1, 2022 through November 30, 2022
9. Treasurer's Report of Financial Affairs for the Period November 1, 2022 through November 30, 2022
10. Budget vs. Actual Report for the Period July 1, 2022 through November 30, 2022
11. Cash Disbursements for December 2022 (Information Only)

C. CHINO BASIN WATERMASTER INVESTMENT POLICY

Adopt Resolution 2023-01 – Resolution of the Chino Basin Watermaster, San Bernardino County, California, Re-Authorizing the Watermaster's Investment Policy.

D. LOCAL AGENCY INVESTMENT FUND

Adopt Resolution 2023-02 – Resolution Authorizing Investment of Monies in the Local Agency Investment Fund (LAIF).

E. CHINO BASIN WATERMASTER 45TH ANNUAL REPORT (FISCAL YEAR 2021/22)

Adopt the 45th Annual Report, along with filing a copy with the Court, subject to any necessary non-substantive changes.

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

G. 2023 HEARING OFFICER PANEL APPOINTMENT

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

H. RESOLUTION 2023-03 AUTHORIZING REMOTE TELECONFERENCE MEETINGS UNDER BROWN ACT

Adopt Resolution 2023-03 Authorizing Remote Teleconference Meetings under the Ralph M. Brown Act.

(00:17:34)

Motion by Mr. Bob Kuhn, seconded by Vice-Chair Jeff Pierson, and passed unanimously by voice vote.

Moved to approve the Consent Calendar as presented.

III. BUSINESS ITEMS

A. OPTIMUM BASIN MANAGEMENT PROGRAM (OBMP) PROJECT DESCRIPTION TRANSMITTAL

Direct the General Manager to transmit the Project Description to IEUA.

(00:19:11) Mr. Kavounas invited Mr. Tellez Foster to give a report. A discussion ensued.

(00:23:40)

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

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

B. OPTIMUM BASIN MANAGEMENT PROGRAM (OBMP) IMPLEMENTATION PLAN UPDATE

Direct the General Manager to explore Watermaster's obligations and management actions that do not require hosting facilitated discussions for their implementation.

(00:29:53) Mr. Kavounas gave an update. A discussion ensued.

(00:51:34)

Motion by Vice-Chair Pierson, seconded by Mr. Feenstra, and passed by majority vote as attached to these minutes.

Moved to approve staff's verbal recommendation to present actions that Watermaster needs to take to advance basin management during the February Board meeting .

IV. REPORTS/UPDATES

A. WATERMASTER LEGAL COUNSEL

1. November 18, 2022 Hearing
2. December 16, 2022 Hearing
3. January 20, 2023 Hearing
4. Court of Appeal Case No. E079052
5. Court of Appeal Case No. E080457
6. Court of Appeal Case No. E080533
7. Kaiser Permanente Lawsuit
8. Rules and Regulations Update
9. Brown Act Open Meetings Update

(00:52:42) Mr. Slater gave a report. A discussion ensued.

B. ENGINEER

1. Measurement and Reporting of Diversions for Water Year 2022
2. Ground-Level Monitoring Committee
3. Safe Yield Court Order Implementation
4. Ambient Water Quality

(01:11:48) Mr. Rapp gave a report. A discussion ensued.

C. CHIEF FINANCIAL OFFICER

1. FY 2022/23 Assessment Package Payments Status
2. Upcoming FY 2022/23 Mid-Year Review

(01:19:41) Mr. Joswiak gave a report.

D. GENERAL MANAGER

1. Exhibit "G" Physical Solution Transfers
2. Calendar Year 2023 Letters of CBWM Representation
3. December 5, 2022 Board Workshop IV
4. 2022 Little Heart Warriors Fundraiser
5. Other

(1:22:56) Mr. Kavounas introduced Mr. Yoo to give a report on item 1. He reported that Watermaster has received 2023 representation letters by all parties. Under item 3 he gave a recap of the December 5, 2022 Board Workshop and highlighted the increasing uncertainty in imported water supplies and the need for Watermaster to understand the effect of extreme hydrology on Chino Basin which will be a recommended task in the upcoming proposed budget. Mr. Kavounas also reminded the parties of the new Watermaster Orientation series beginning at 9:30 a.m. before every monthly Board meeting. Mr. Kavounas invited Ms. Moore to give an update on the 2022 Watermaster Annual Fundraiser (Little Heart Warriors), which was a huge success thanks to the Watermaster Stakeholders who supported. The \$10,000 goal was exceeded with a final tally of \$11,965 collected.

IV. BOARD MEMBER COMMENTS

(01:41:53) Vice-Chair Pierson thanked Mr. Kavounas and Watermaster staff for the December 5, 2022 Board Workshop IV. He also expressed frustration on how the State of California has been unable to effectively manage storage.

(01:45:21) Mr. Bob Kuhn thanked Watermaster Board Members for their confidence in electing him as one of the Board Officers for another year of leadership. He expressed he would like to be in unison as a group serving Watermaster. Chair Curatalo also expressed his optimism about all Board Members working together in the coming year.

V. OTHER BUSINESS


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.

None

ADJOURNMENT

Chair Curatalo adjourned the Watermaster Board meeting at 12:49 p.m.

Secretary: 

Approved: _____ February 23, 2023

Attachments:

1. 20230126 Roll Call Vote Outcome for Business Item III.A.
2. 20230126 Roll Call Vote Outcome for Business Item III.B.

ATTACHMENT 1

January 26, 2023 Watermaster Board Meeting Roll Call Vote Outcome

Member	Alternate	III.A.
Burton, Scott		No
Brian Geye for Bowcock, Bob	Yes	
Elie, Steve		Yes
Gardner, Mike		Yes
Bob Feenstra for Hofer, Paul	Yes	
Kuhn, Bob, Secretary/Treasurer		Yes
Martinez, Manny		No
Pierson, Jeff, Vice-Chair		Yes
Curatalo, James, Chair		Yes
	OUTCOME:	Passed by Majority

ATTACHMENT 2

January 26, 2023 Watermaster Board Meeting Roll Call Vote Outcome

Member	Alternate	III.B.
Burton, Scott		Yes
Brian Geye for Bowcock, Bob	Yes	
Elie, Steve		Yes
Gardner, Mike		Yes
Bob Feenstra for Hofer, Paul	Yes	
Kuhn, Bob, Secretary/Treasurer		No
Martinez, Manny		Yes
Pierson, Jeff, Vice-Chair		Yes
Curatalo, James, Chair		Yes
	OUTCOME:	Passed by Majority