

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

January 25, 2024

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 25, 2024.

**WATERMASTER BOARD MEMBERS PRESENT AT WATERMASTER**

James Curatalo, Chair	Appropriative Pool – Minor Representative
Jeff Pierson, Vice Chair	Agricultural Pool – Crops
Bob Bowcock, Secretary/Treasurer	Non-Agricultural Pool – CalMat Co.
Bill Velto	City of Upland
Bob Kuhn	Three Valleys Municipal Water District
Jimmy Medrano	Agricultural Pool – State of CA
Mike Gardner	Western Municipal Water District
Scott Burton	City of Ontario
Steve Elie	Inland Empire Utilities Agency

**WATERMASTER STAFF PRESENT**

Edgar Tellez Foster	Acting General Manager
Anna Nelson	Director of Administration
Justin Nakano	Water Resources Technical Manager
Frank Yoo	Data Services and Judgment Reporting Mgr.
Daniela Uriarte	Senior Accountant
Alexandria Moore	Executive Assistant I/Board Clerk
Ruby Favela Quintero	Administrative Analyst
Rudy Nunez	Office Specialist/Receptionist
Alonso Jurado	Water Resources Associate
Jordan Garcia	Senior Field Operations Specialist
Erik Vides	Field Operations Specialist

**WATERMASTER CONSULTANTS PRESENT AT WATERMASTER**

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

**WATERMASTER CONSULTANTS PRESENT ON ZOOM**

Scott Nelsen	Eide Bailly, LLP
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**OTHERS PRESENT AT WATERMASTER**

Gino Filippi	Agricultural Pool – Crops
Bob Feenstra	Agricultural Pool - Dairy
Tariq Awan	Agricultural Pool – State of CA
Imelda Cadigal	Agricultural Pool – State of CA
Lewis Callahan	Agricultural Pool – State of CA
Brian Geye	California Speedway Corporation
Kati Parker	Chino Basin Water Conservation District
Dave Crosley	City of Chino
Hye Jin Lee	City of Chino
Ron Craig	City of Chino Hills
Chris Diggs	City of Pomona
Nicole deMoet	City of Upland
Braden Yu	City of Upland
John Bosler	Cucamonga Valley Water District
Amanda Coker	Cucamonga Valley Water District
Jimmie Moffat	Cucamonga Valley Water District

Mikayla Coleman  
Eddie Lin  
John Russ  
Chris Berch  
Bryan Smith  
Justin Scott-Coe  
Justin Scott-Coe  
Alyssa Coronado  
Nicole deMoet  
Braden Yu  
Mallory O'Connor

CV Strategies  
Inland Empire Utilities Agency  
Inland Empire Utilities Agency  
Jurupa Community Services District  
Jurupa Community Services District  
Monte Vista Irrigation Company  
Monte Vista Water District  
Santa Ana River Water Company  
West End Consolidated Water Co.  
West End Consolidated Water Co.  
Western Municipal Water District

**OTHERS PRESENT ON ZOOM**

Nathan deBoom  
Marilyn Levin  
Eunice Ulloa  
Michael Meyer  
Eduardo Espinoza  
Mark Gibboney  
Rob Hills  
Kevin Kenley  
Randall Reed  
Jiwon Seung  
Tracy Egoscue  
Derek Hoffman  
Ben Lewis  
Jesse Pompa  
Manny Martinez  
Brian Lee  
John Lopez  
David De Jesus  
Matt Litchfield  
Joshua Aguilar  
Ryan Shaw  
Richard Rees  
Jess Singletary

Agricultural Pool – Dairy  
Agricultural Pool – State of CA  
City of Chino  
County of San Bernardino  
Cucamonga Valley Water District  
Cucamonga Valley Water District  
Cucamonga Valley Water District  
Cucamonga Valley Water District  
Cucamonga Valley Water District  
Cucamonga Valley Water District  
Cucamonga Valley Water District  
Egoscue Law Group, Inc.  
Fennemore Law  
Golden State Water Company  
Jurupa Community Services District  
Monte Vista Water District  
San Antonio 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  
WSP USA

**CALL TO ORDER**

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

**FLAG SALUTE**

Mr. Curatalo, the 2023 Chair, led the Board in the flag salute.

**ROLL CALL**

(0:00:48) Ms. Moore conducted the roll call and announced that a quorum was present.

**PUBLIC COMMENTS**

(0:02:05) Mr. Gino Filippi offered the Stakeholders the chance to view historic pictures of a storm that happened in the 1960's.

(0:03:22) Mr. Bob Feenstra stated Mr. Paul Hofer will be a representative back on the Agricultural Pool Committee.

**AGENDA – ADDITIONS/REORDER**

None

**INTRODUCTIONS – CALENDAR YEAR 2024 WATERMASTER BOARD MEMBERS**

(0:05:20) Mr. Curatalo invited the Board, Watermaster Staff, Engineers, and Legal Counsel to introduce themselves; he welcomed the 2024 Board members. A discussion ensued.

Appropriative Pool	Scott Burton (City of Ontario)
Appropriative Pool	Jim Curatalo (Cucamonga Valley Water District)
Appropriative Pool	Bill Velto (City of Upland)
Overlying (Non-Ag) Pool	Bob Bowcock (CalMat Co.)
Overlying (Ag) Pool	Jimmy Medrano (State of California)
Overlying (Ag) Pool	Jeff Pierson (Crops)
Municipal	Steve Elie (Inland Empire Utilities Agency)
Municipal	Mike Gardner (Western Municipal Water District)
Municipal	Bob Kuhn (Three Valleys Municipal Water District)

**I. CALENDAR YEAR 2024 OFFICERS – ACTION**

**A. ELECTION OF OFFICERS**

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

(0:07:35) Mr. Curatalo turned the annual Elections of Officers over to Mr. Scott Slater to conduct.

Mr. Scott Slater called for nominations for Chair.

***Mr. Steve Elie nominated Mr. Jim Curatalo as the Chair, and passed unanimously by voice vote.***

Mr. Scott Slater called for nominations for Vice-Chair.

***Mr. Mike Gardner nominated Mr. Jeff Pierson as Vice-Chair, and passed unanimously by voice vote.***

Mr. Scott Slater called for nominations for Secretary/Treasurer.

*Mr. Scott Burton nominated Mr. Bob Bowcock as the Secretary/Treasurer; Mr. Steve Elie nominated Mr. Bill Velto as the Secretary/Treasurer.*

***Mr. Bob Bowcock was elected by majority voice vote.***

**II. 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 November 16, 2023
2. Minutes of the Watermaster Board Special Meeting held December 22, 2023

**B. FINANCIAL REPORTS**

Receive and file as presented:

Monthly Financial Reports for the Reporting Periods Ended October and November 2023.

**C. CHINO BASIN WATERMASTER 2024 INVESTMENT POLICY – RESOLUTION NO. 2024-01**

Adopt Resolution 2024-01 – Resolution of the Chino Basin Watermaster, San Bernardino County, California, Re-Authorizing the Watermaster’s Investment Policy.

**D. CHINO BASIN WATERMASTER 46<sup>TH</sup> ANNUAL REPORT (FISCAL YEAR 2022/23)**

Adopt the 46<sup>th</sup> Annual Report, along with filing a copy with the Court, subject to any necessary non-substantive changes.

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

**F. 2024 HEARING OFFICER PANEL APPOINTMENT**

Approve and appoint the recommended panel of five to serve in calendar year 2024, to be reconsidered periodically and no less frequently than annually.

(00:15:10)

*Motion by Mr. Bob Kuhn, seconded by Vice-Chair Jeff Pierson, there being no dissent, the item passed unanimously.*

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

**III. BUSINESS ITEMS**

**A. PROFESSIONAL SERVICES AGREEMENT BETWEEN WELL TEC SERVICES AND CHINO BASIN WATERMASTER**

Approve and authorize the Acting General Manager to execute the contract on behalf of Watermaster subject to any non-substantive changes.

(0:16:41) Mr. Tellez Foster invited Mr. Jurado to give a report. A discussion ensued.

(0:18:53)

*Motion by Mr. Mike Gardner, seconded by Vice-Chair Jeff Pierson, there being no dissent, the item passed unanimously.*

***Moved to approve the Professional Services Agreement between Well Tec Services and Chino Basin Watermaster (Business Item III.A.) as presented.***

**IV. REPORTS/UPDATES**

**A. WATERMASTER LEGAL COUNSEL**

1. December 1, 2023 Court Hearing (OBMP Semi-Annual Status Report and 2023 Recharge Master Plan Update)
2. February 2, 2024 Court Hearing (Watermaster Board Reappointment and GLMP Annual Report)
3. Court of Appeal Case No. E079052 (City of Chino, MVIC, MVWD, City of Ontario appeal re OAP Expenses and Attorney Fees)
4. Court of Appeal Consolidated Cases No. E080457 and E082127 (City of Ontario appeal re 2021- 22 and 2022-23 Assessment Packages)
5. Court of Appeal Case No. E080533 (Cities of Chino, Ontario appeal re 2022-23 Watermaster budget expenses to support CEQA analysis)
6. Kaiser Permanente Lawsuit

(0:21:32) Mr. Slater gave a report. A discussion ensued.

**B. ENGINEER**

1. Safe Yield Court Order Implementation
2. Storage and Recovery Master Plan
3. Water Quality Committee
4. Updated Schedules on Watermaster Website

(0:28:16) Mr. Rapp gave a report.

**C. GENERAL MANAGER**

1. CBWM Newsletter
2. Fiscal Year 2023/24 Exhibit "G" Physical Solution Transfers
3. DYY Deliveries
4. OBMP Update CEQA
5. New Employee Introduction
6. Other

(0:32:06) Mr. Tellez Foster gave an update on item 1, he invited Mr. Yoo to give a report on item 2. Under item 3, Mr. Tellez Foster gave an update indicating that DYY deliveries will stop in January, on item 4, he mentioned that IEUA has received all comments for the OBMP Update CEQA, and the IEUA Board will bring this item for certification in February; Item 5, he introduced Watermaster's new staff member, Daniela Uriarte, the Senior Accountant. Under other, he reported that Watermaster has discontinued its fax line as a cost savings due to low usage.

**IV. BOARD MEMBER COMMENTS**

(0:40:56) Mr. Gardner requested an update on the San Sevaine Basins.

(0:41:59) Mr. Elie requested a visual update on the San Sevaine Basins, he also welcomed and congratulated the new Watermaster Board Members.

**V. OTHER BUSINESS**

None

**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.

The Board convened into confidential session at 11:48 a.m. to discuss the following:

1. CONFERENCE WITH LEGAL COUNSEL – PERSONNEL MATTERS
2. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION:
  - a) Chino Basin Municipal Water District v. City of Ontario et al., 4th District Court of Appeal Case No. E0790523
  - b) Kaiser Foundation Health Plan, et al. v. Chino Basin Water Conservation District, et al., San Bernardino County Superior Court Case No: CIV DS 1933655

Confidential session concluded at 1:45 p.m. with the reportable action:

Mr. Slater reported that the Board met in closed session to discuss the Kaiser Permanente lawsuit, the watermaster Board has agreed to pay \$150,000 for litigation.

**ADJOURNMENT**

Chair Curatalo adjourned the Watermaster Board meeting at 1:47 p.m.

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

A handwritten signature in blue ink, appearing to be "John B. ...", written over a horizontal line.

Approved: \_\_\_\_\_ February 22, 2024