

MINUTES
CHINO BASIN WATERMASTER
NON-AGRICULTURAL POOL MEETING

November 12, 2015

The Non-Agricultural Pool meeting was held at the offices of Chino Basin Watermaster and via conference call using the Chino Basin Watermaster conference call number on November 12, 2015.

NON-AGRICULTURAL POOL MEMBERS PRESENT AT WATERMASTER

Brian Geye, Chair	Auto Club Speedway
Bob Page	County of San Bernardino

NON-AGRICULTURAL POOL MEMBERS PRESENT ON CALL

David Penrice	Aqua Capital Management, LP
Tom O'Neill	Ontario City Non-Agricultural
Ken Jeske	California Steel Industries (CSI)

WATERMASTER STAFF PRESENT AT WATERMASTER

Peter Kavounas	General Manager
Danielle Maurizio	Assistant General Manager
Joseph Joswiak	Chief Financial Officer
Anna Truong	Recording Secretary

WATERMASTER CONSULTANTS PRESENT AT WATERMASTER

Andy Malone	Wildermuth Environmental, Inc.
Brad Herrema	Brownstein Hyatt Farber Schreck, LLP

NON-AGRICULTURAL POOL LEGAL COUNSEL PRESENT ON CALL

Allen Hubsch	Non-Agricultural Pool Attorney
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CALL TO ORDER

Chair Geye called the Non-Agricultural Pool meeting to order at 11:02 a.m.

ROLL CALL

Ms. Truong conducted the roll call.

AGENDA – ADDITIONS/REORDER

None

I. BUSINESS ITEMS - ROUTINE

A. MINUTES

1. Minutes of the Non-Agricultural Pool Meeting held October 8, 2015

(0:02:05)

Motion by Mr. Bob Page, seconded by Mr. Tom O'Neill. The Chair called for dissent, and, none being noted, the motion was deemed passed by unanimous vote of those present.

Moved to receive and file Business Item I.A. as presented.

B. FINANCIAL REPORTS

1. Cash Disbursements for the month of September 2015
2. Watermaster VISA Check Detail for the month of September 2015
3. Combining Schedule for the Period July 1, 2015 through September 30, 2015
4. Treasurer's Report of Financial Affairs for the Period September 1, 2015 through September 30, 2015
5. Budget vs. Actual Report for the Period July 1, 2015 through September 30, 2015

(0:02:29)

Motion by Mr. Bob Page, seconded by Mr. Ken Jeske. The Chair called for dissent, and, none being noted, the motion was deemed passed by unanimous vote of those present.

Moved to receive and file Business Item I.B. without approval as presented.

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

(0:03:12)

Motion by Mr. Bob Page, seconded by Mr. Ken Jeske. The Chair called for dissent, and, none being noted, the motion was deemed passed by unanimous vote of those present.

Moved to direct the Pool representatives to support Business Item I.C. at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate.

D. WATER TRANSACTION

Notice of Sale or Transfer – The purchase of 100.000 acre-feet of water from the City of Pomona by Monte Vista Water District. This purchase is made from the City of Pomona's Excess Carryover Account and is to be placed in Monte Vista Water District's storage account. Date of application: October 15, 2015

(0:03:44)

Motion by Mr. Bob Page, seconded by Mr. Ken Jeske. The Chair called for dissent, and, none being noted, the motion was deemed passed by unanimous vote of those present.

Moved to direct the Pool representatives to support Business Item I.D. at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate.

II. BUSINESS ITEMS

A. CHINO BASIN WATERMASTER INTERIM 2015/2016 ASSESSMENTS

(0:04:09) Mr. Kavounas gave a report. A discussion ensued.

(0:06:36)

Motion by Mr. Bob Page, seconded by Mr. Ken Jeske. The Chair called for dissent, and, none being noted, the motion was deemed passed by unanimous vote of those present.

Moved to direct the Pool representatives to support Business Item II.A. at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate.

B. LEVYING INTERIM 2015/2016 ASSESSMENTS

(0:06:57) Mr. Kavounas gave a report. A discussion ensued.

(0:08:22) Motion introduced and more discussion ensued.

(0:09:41) *Vote taken*

Motion by Mr. Bob Page, seconded by Mr. Ken Jeske. The Chair called for dissent, and, none being noted, the motion was deemed passed by unanimous vote of those present.

Moved to direct the Pool representatives to support Business Item II.B. at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate.

C. 2016 NON-AGRICULTURAL POOL VOLUME VOTE

(0:09:54) Mr. Kavounas gave a report. A discussion ensued.

(0:11:36) Motion introduced and more discussion ensued.

(0:15:15) *Vote taken*

Motion by Mr. Bob Page, seconded by Mr. Tom O'Neill. The Chair called for dissent, and, none being noted, the motion was deemed passed by unanimous vote of those present.

Moved to direct the Pool representatives to support Business Item II.C. using option 1 of staff's recommendation, continuing the 2015 volume vote until the 2015/16 assessment package (production year 2014/15) is approved.

D. MEMBER STATUS CHANGES (For Discussion and Possible Action)

1. Any proposed transfer of Safe Yield by a Member.
2. Any transfer of Safe Yield that has actually closed or been completed.
3. Any change in name or corporate identity of a Member (such as results from a merger or filing of a change of name certificate).
4. Any change in the name of a representative or alternate representative of a Member, or a change in e-mail address for either such person.
 - Update on NRG CA South LP Representatives

(0:15:53) Ms. Truong gave a report indicating that on April 25, 2015, Mr. Charles Linder, NRG's alternate representative, reached out to her indicating that he would soon be leaving NRG. Ms. Truong asked Mr. Linder for a new letter of representation from NRG and Mr. Linder indicated he would get that over to Watermaster shortly. On May 29, 2015, Watermaster still had not received an updated letter and Ms. Truong followed up via e-mail with NRG and learned that the primary representative, Mr. Richard Darnell, is also no longer with NRG. On August 24, 2015, Ms. Truong reached out to NRG's Plant Manager, Mr. Lee Moore, indicating that Watermaster needed an updated letter of representation. Staff has yet to receive a response from NRG.

III. REPORTS/UPDATES**A. LEGAL COUNSEL REPORT**

1. Motion for Approval of Temporary Substitute Rate, Receipt and File of OBMP Status Report
2. Motion re 2015 Safe Yield Reset Agreement, Amendment of Restated Judgment
3. Recommendation re Basin Boundary Revision Request

(0:22:52) Mr. Herrema gave a report. A discussion ensued.

B. ENGINEER REPORT

- 1. Proposed Change to the Nitrate Concentration Objective for the Chino-South Groundwater Management Zone

(0:29:47) Mr. Kavounas introduced the item. The Pool passed on the presentation.

C. CFO REPORT

- 1. Chino Basin Watermaster Annual Financial Report For the Fiscal Years Ended June 30, 2015 and 2014

(0:34:25) Mr. Joswiak gave a report.

D. GM REPORT

- 1. Watermaster Reappointment
- 2. Exhibit "G" Physical Solution Transfers
- 3. Holiday Schedule
- 4. Other

(0:35:21) Mr. Kavounas and Ms. Truong gave a report. A discussion ensued.

IV. INFORMATION

- 1. Cash Disbursements for October 2015
- 2. Recharge Investigations and Projects Committee (RIPCom)

V. POOL MEMBER COMMENTS

None

VI. OTHER BUSINESS

(0:40:58) Mr. Hubsch commented on the bad phone connection. A discussion ensued.

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

Chair Geye called for a confidential session at 11:45 a.m. to discuss the Non-Agricultural Pool Legal Services Special Assessment. Confidential session concluded at 11:50 a.m. with the following reportable action:

(43:30) The Non-Agricultural Pool has approved invoicing of \$60,000 for Legal Services Special Assessment based on production as done in the past, which is to be added to the interim assessments.

ADJOURNMENT

Chair Geye adjourned the Non-Agricultural Pool meeting at 11:51 a.m.

Secretary: _____

Approved: _____ January 14, 2016 _____