

MINUTES
CHINO BASIN WATERMASTER
NON-AGRICULTURAL POOL MEETING

May 12, 2016

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 May 12, 2016.

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

Bob Bowcock, Vice-Chair	Calmat Company (Vulcan Materials)
Tom O'Neill	Ontario City Non-Agricultural

WATERMASTER STAFF PRESENT AT WATERMASTER

Peter Kavounas	General Manager
Joseph Joswiak	Chief Financial Officer
Anna Truong	Recording Secretary
Justin Nakano	Water Resources Senior Associate

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	Hogan Lovells US, LLP
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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 April 14, 2016

(0:01:59)

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 March 2016
2. Watermaster VISA Check Detail for the month of March 2016
3. Combining Schedule for the Period July 1, 2015 through March 31, 2016

4. Treasurer's Report of Financial Affairs for the Period March 1, 2016 through March 31, 2016
5. Budget vs. Actual Report for the Period July 1, 2015 through March 31, 2016

(0:02:25)

Motion by Mr. Bob Bowcock, seconded by Mr. Bob Page. 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. FINANCING PLAN FOR THE 2013 AMENDMENT TO THE 2010 RMPU

Recommend to the Advisory Committee to approve the Financing Plan for the 2013 RMPU.

D. MASTER RECHARGE FACILITIES FINANCING AGREEMENT BETWEEN CHINO BASIN REGIONAL FINANCING AUTHORITY, INLAND EMPIRE UTILITIES AGENCY, AND CHINO BASIN WATERMASTER

Recommend to Advisory Committee to approve the Master Recharge Facilities Financing Agreement.

E. PROPOSITION 1 – GROUNDWATER GRANT

Recommend to Advisory Committee to recommend to the Watermaster Board adoption of Resolution No. 2016-04, authorizing the Chino Basin Regional Financing Authority to submit a grant application for a Proposition 1 Groundwater Grant for Chino Basin Improvements and the Groundwater Cleanup Project.

F. PROPOSITION 1 – STORMWATER GRANT

Recommend to Advisory Committee to recommend Board adoption of Resolution No. 2016-05, authorizing the Chino Basin Regional Financing Authority to submit a grant application for a Proposition 1 Stormwater Grant for the implementation of the Wineville Basin, Jurupa Basin, RP-3 Basin Improvements, and Pumping and Conveyance System Project.

G. CLEAN WATER STATE REVOLVING FUND LOAN PROGRAM

Recommend to Advisory Committee to recommend Board adoption of Resolution No. 2016-06, authorizing the Inland Empire Utilities Agency to apply, through the Chino Basin Regional Financing Authority, for State Revolving Fund Loan for the preliminary planning and design costs of 2013 RMPU projects.

H. REVENUE PLEDGE TO STATE REVOLVING FUND FINANCING

Recommend to Advisory Committee to recommend Board adoption of Resolution No. 2016-07, dedicating net revenues from Debt Service assessments to payment of Watermaster's share of the State Revolving Fund and/or Water Recycling Funding Program financing.

I. FIRST AMENDMENT TO THE MASTER COST SHARING AGREEMENT BETWEEN CHINO BASIN WATERMASTER AND INLAND EMPIRE UTILITIES AGENCY

Recommend to Advisory Committee to approve changes made to the Master Cost Sharing Agreement between CBWM and IEUA.

(0:04:23)

Motion by Mr. Bob Page, seconded by Mr. Bob Bowcock. 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 Items I.C – I.I at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate.

II. BUSINESS ITEMS

A. BUDGET AMENDMENT FORM A-16-04-01

Recommend Advisory Committee approval of Budget Amendment Form (A-16-04-01) for FY 2015/16 in the amount of \$250,000 as presented.

(0:04:54) Mr. Joswiak gave a report. A discussion ensued.

(0:09:10)

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.A. at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate.

B. WATERMASTER FISCAL YEAR 2016/17 PROPOSED BUDGET

Recommend Advisory Committee approval of the proposed FY 2016/17 budget as presented.

(0:09:47) Mr. Joswiak gave a report. A discussion ensued.

(0:18:49)

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.B. at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate, and to request that Wildermuth Environmental provide detail on the scope of work for item 6906.25 (Initial Assessment of Cultural Conditions per Section 4.5 of the Proposed SYRA) and bring the item to the next Pool meeting subsequent to Court action on the Safe Yield Reset matter. In making and adopting the action, the Pool directed that the minutes reflect that the Pool may not be obligated under the Judgment to pay assessments for some of the costs included, that approval of the budget for these costs (and any other costs which the Pool is not obligated to pay) is and has been voluntary, and that the members of the Pool reserve the right not to approve such budget in the future.

C. 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.

(0:19:19) There were no changes to report.

III. REPORTS/UPDATES

A. LEGAL COUNSEL REPORT

1. June 10, 2016 Hearing
2. Amended Notice of Related Case No. CIVDS1601994

(0:19:39) Mr. Herrema gave a report. A discussion ensued.

B. ENGINEER REPORT

1. Adaptive Management Plan for the Prado Basin Habitat Sustainability Program
2. Ground-Level Monitoring Committee Update

(0:23:15) Mr. Malone gave a report.

C. CFO REPORT

1. Fiscal Year 2015/16 Second Assessment

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

D. GM REPORT

1. RMPU Grant Funding – CBWM Letter
2. Other

(0:28:14) Mr. Kavounas gave a report and added an item regarding replenishment obligation for overproduction. A discussion ensued.

IV. INFORMATION

1. Cash Disbursements for April 2016
2. Recharge Investigations and Projects Committee (RIPCom)

V. POOL MEMBER COMMENTS

None

VI. OTHER BUSINESS

None

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

Chair Geye called for a confidential session at 11:34 a.m. to discuss the following:

1. Safe Yield Reset
2. Proposed Order re Filing and Service

Confidential session concluded at 11:44 a.m. with no reportable action.

ADJOURNMENT

Chair Geye adjourned the Non-Agricultural Pool meeting at 11:44 a.m.

Secretary: _____

Approved: _____ June 9, 2016