

MINUTES
CHINO BASIN WATERMASTER
ANNUAL NON-AGRICULTURAL POOL MEETING
January 9, 2020

The Annual Non-Agricultural Pool meeting was held at the offices of Chino Basin Watermaster located at 9641 San Bernardino Road, Rancho Cucamonga, CA, and via conference call using the Chino Basin Watermaster conference call number on January 9, 2020.

NON-AGRICULTURAL POOL MEMBERS PRESENT AT WATERMASTER

Brian Geye, Chair	California Speedway Corporation
Bob Bowcock, Vice-Chair	CalMat Co.
Shaun Stone	City of Ontario (Non-Ag)
Ramsey Haddad	California Steel Industries, Inc.
Andrew Silva for Bob Page	County of San Bernardino

WATERMASTER STAFF PRESENT AT WATERMASTER

Peter Kavounas	General Manager
Joseph Joswiak	Chief Financial Officer
Edgar Tellez Foster	Senior Environmental Engineer
Anna Nelson	Executive Services Director/Board Clerk
Justin Nakano	Water Resources Senior Associate
Janine Wilson	Senior Accountant

WATERMASTER CONSULTANTS PRESENT AT WATERMASTER

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

CALL TO ORDER

Mr. Geye, the 2019 Non-Agricultural Pool Chair, called the Annual Non-Agricultural Pool meeting to order at 11:05 a.m.

ROLL CALL

Ms. Nelson conducted the roll call.

AGENDA – ADDITIONS/REORDER

None

I. ANNUAL ELECTIONS (ACTION)

- A.** Elect the following Calendar Year 2020 Officers of the Pool: Chair, Vice-Chair, Secretary, Treasurer, and Assistant Secretaries and Treasurers as may be appropriate.

Chair	<u>Brian Geye</u>
Vice-Chair	<u>Bob Bowcock</u>
Secretary	<u>Peter Kavounas</u>
Treasurer	<u>Peter Kavounas</u>

B. Election of Calendar Year 2020 Advisory Committee Members

According to the Non-Agricultural Pool Pooling Plan, the Pool shall designate at least three members of the Pool Committee, and their alternates, to serve on the Advisory Committee.

Member: Brian Geye Alternate: Bob Bowcock

Member: Shaun Stone Alternate: Chris Quach/Jeanina Romero

Member: Ramsey Haddad Alternate: Kathleen Brundage

C. Calendar Year 2020 Non-Agricultural Pool Member Appointed to Serve as Advisory Committee Officer

Appoint a designated representative to serve as an officer of the Advisory Committee during Calendar Year 2020. According to the rotation sequence established among the Pools, the Non-Agricultural Pool appointee will be filling the position of Chair.

Non-Agricultural Pool Officer (Chair) Appointment to the Advisory Committee:

Brian Geye

D. Appointment of Calendar Year 2020 Non-Agricultural Pool Representation on Watermaster Board

According to the Board rotation schedule filed with the Court in 2000 and updated on November 17, 2015, the Non-Agricultural Pool is to appoint one representative and alternate(s) to serve on the Board for the Calendar Year.

Member: Bob Bowcock Alternate(s): Brian Geye

(0:05:09)

Motion by Mr. Andrew Silva, seconded by Mr. Shaun Stone. The Chair called for dissent, and, none being noted, the motion was deemed passed by unanimous vote of those present.

Moved to approved calendar year 2020 Non-Agricultural Pool appointments (Items I.A. – I.D.) to be the same as in calendar year 2019 Non-Agricultural Pool appointments, with changes to the City of Ontario representative as indicated above.

II. BUSINESS ITEMS - ROUTINE

A. MINUTES

Receive and file as presented:

1. Minutes of the Non-Agricultural Pool Meeting held December 12, 2019

(0:05:39)

Motion by Mr. Shaun Stone, seconded by Mr. Ramsey Haddad. The Chair called for dissent, and, none being noted, the motion was deemed passed by majority vote of those present.

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

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of November 2019
2. Watermaster VISA Check Detail for the month of November 2019
3. Combining Schedule for the Period July 1, 2019 through November 30, 2019
4. Treasurer's Report of Financial Affairs for the Period November 1, 2019 through November 30, 2019
5. Budget vs. Actual Report for the Period July 1, 2019 through November 30, 2019

(0:06:10)

Motion by Mr. Shaun Stone, seconded by Mr. Andrew Silva. 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 II.B. without approval as presented.

C. CHINO BASIN WATERMASTER INVESTMENT POLICY

Recommend that the Advisory Committee recommends approval of Resolution 2020-01 – Resolution of the Chino Basin Watermaster, San Bernardino County, California, Re-Authorizing the Watermaster's Investment Policy.

(0:07:05)

Motion by Mr. Shaun Stone, seconded by Mr. Ramsey Haddad. The Chair called for dissent, and, none being noted, the motion was deemed passed by unanimous vote of those present.

Moved to approve staff recommendation of Business Item II.C., and to direct the Pool representatives to support at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate.

D. LOCAL AGENCY INVESTMENT FUND

Recommend that the Advisory Committee recommends approval of Resolution 2020-02 – Resolution Authorizing Investment of Monies in the Local Agency Investment Fund (LAIF).

(0:07:40)

Motion by Mr. Andrew Silva, seconded by Mr. Shaun Stone. The Chair called for dissent, and, none being noted, the motion was deemed passed by unanimous vote of those present.

Moved to approve staff recommendation of Business Item II.D., and to direct the Pool representatives to support at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate.

E. CHINO BASIN WATERMASTER 42nd ANNUAL REPORT

Recommend that the Advisory Committee recommend to the Watermaster Board to adopt the 42nd Annual Report, along with filing a copy with the Court, subject to any necessary non-substantive changes.

(0:08:07) Chair Geye requested this item to be taken after the Pool has had a chance to discuss with counsel in confidential session.

(41:53) Chair Geye stated that if the Pool had any comments, they will be addressed by Pool counsel as soon as possible.

III. BUSINESS ITEMS**A. 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.
 - On December 27, 2019, Mr. Alberto Mendoza, Environmental Manager for CMC Steel California, representing TAMCO, issued a letter to Watermaster appointing a new representative and alternates. Mr. Mendoza (alberto.mendoza@cmc.com) will be the TAMCO representative and the following three are his alternates: Ms. Cinthia Heredia (cinthia.heredia@cmc.com), Mr. Joao Feitoza (joao.feitoza@cmc.com), and Mr. Lawrence Rothman (lawrence.rothman@cmc.com).

(0:08:37) Mr. Herrema gave a report and indicated that staff received an application for transfer related to the Southern Service Company water rights. He reminded the Pool that the company underwent bankruptcy proceedings a few years back, and the new legal entity has submitted the water transaction application which will be considered at the February 2020 Pools meetings. A discussion ensued.

(0:11:25) Ms. Nelson gave a report and indicated that TAMCO has assigned a new representative, Mr. Albert Mendoza (alberto.mendoza@cmc.com) and the following three are his alternates: Ms. Cinthia Heredia (cynthia.heredia@cmc.com), Mr. Joao Feitoza (joao.feitoza@cmc.com), and Mr. Lawrence Rothman (lawrence.rothman@cmc.com).

IV. REPORTS/UPDATES

A. LEGAL COUNSEL REPORT

1. Agricultural Pool Storage Contest
2. Ely 3 Basin Complaint

(0:12:36) Mr. Herrema gave a report. A discussion ensued.

B. ENGINEER REPORT

1. 2020 Safe Yield Recalculation
2. 2020 OBMP Update
3. TCP Assessment in MZ-1

(0:15:38) Mr. Malone gave a report on B.1. and B.2. A discussion ensued.

(0:28:07) Ms. Weamer gave a report on B.3. A discussion ensued.

C. CFO REPORT

1. Status of FY 2019/20 Assessment Payments

(0:33:50) Mr. Joswiak gave a report.

D. GM REPORT

1. Exhibit "G" Physical Solution Transfers
2. Calendar Year 2020 Letters of CBWM Representation
3. Status of Replenishment Water Delivery
4. Hearing Officer Panel Additions/Removals
5. Other

(0:35:28) Mr. Kavounas introduced Ms. Nelson to give reports on Items D.1 and D.2.

(0:35:37) Ms. Nelson gave a report on Items D.1. and D.2. A discussion ensued.

(0:37:52) Mr. Kavounas introduced Mr. Nakano to give a report on Item D.3.

(0:38:00) Mr. Nakano gave a report a report on D.3. A discussion ensued.

(0:40:00) Mr. Kavounas gave a report on D.4.

V. INFORMATION

1. Notice of Intent Regarding the Determination of Operating Safe Yield
2. Cash Disbursements for December 2019

VI. POOL MEMBER COMMENTS

None

VII. OTHER BUSINESS

None

VIII. CONFIDENTIAL SESSION - POSSIBLE ACTION

A Confidential Session may be held during the Pool Committee meeting for the purpose of discussion and possible action.

Chair Geye called for a confidential session at 11:47 a.m. to discuss Storage Management and the Overlying (Agricultural) Pool Committee's Amendment to its July 12, 2018 Consolidated and Amended Contest to Applications for Storage Agreements and Sale or Transfer. Confidential session concluded at 11:59 a.m. with no reportable action. The Pool addressed Consent Calendar Item II.E., the 42nd Annual Report, and the notes are shown above.

ADJOURNMENT

Chair Geye adjourned the Annual Non-Agricultural Pool meeting at 12:00 p.m.

Secretary: _____

Approved: _____ February 13, 2020