

MINUTES
CHINO BASIN WATERMASTER
NON-AGRICULTURAL POOL MEETING

March 12, 2020

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 March 12, 2020.

NON-AGRICULTURAL POOL MEMBERS PRESENT AT WATERMASTER

None

NON-AGRICULTURAL POOL MEMBERS PRESENT ON CALL

Brian Geye, Chair	California Speedway Corporation
Ramsey Haddad	California Steel Industries, Inc.
Shaun Stone	City of Ontario (Non-Ag)

WATERMASTER STAFF PRESENT AT WATERMASTER

Peter Kavounas	General Manager
Edgar Tellez Foster	Water Resources Mgmt. and Planning Dir.
Anna Nelson	Executive Services Director

WATERMASTER STAFF PRESENT ON CALL

Joseph Joswiak	Chief Financial Officer
Justin Nakano	Water Resources Technical Manager

WATERMASTER CONSULTANTS PRESENT ON CALL

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

NON-AGRICULTURAL POOL LEGAL COUNSEL PRESENT ON CALL

Allen Hubsch	Loeb & Loeb, LLP
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CALL TO ORDER

Chair Geye called the Non-Agricultural Pool meeting to order at 11:07 a.m.

ROLL CALL

Ms. Nelson conducted the roll call.

AGENDA – ADDITIONS/REORDER

None

I. BUSINESS ITEMS - ROUTINE

A. MINUTES

Receive and file as presented:

1. Minutes of the Non-Agricultural Pool Meeting held February 13, 2020

(0:06:53)

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 I.A. as presented.

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of January 2020
2. Watermaster VISA Check Detail for the month of January 2020
3. Combining Schedule for the Period July 1, 2019 through January 31, 2020

4. Treasurer's Report of Financial Affairs for the Period January 1, 2020 through January 31, 2020
5. Budget vs. Actual Report for the Period July 1, 2019 through January 31, 2020
6. Cash Disbursements for February 2020 (Information Only)

(0:07:16)

Motion by Mr. Shaun Stone, seconded by Mr. Ramsay Haddad. 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. OBMP SEMI-ANNUAL STATUS REPORT 2019-2

Recommend to the Advisory Committee recommend to the Watermaster Board to adopt the Semi-Annual OBMP Status Report 2019-2, along with filing a copy with the Court, subject to any necessary non-substantive changes.

(0:07:56)

Motion by Mr. Shaun Stone, seconded by Mr. Ramsay 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 I.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. SGMA REPORTING FOR WATER YEAR 2019

Recommend Advisory Committee to recommend to the Watermaster Board to approve and direct staff to file the information/reports with the DWR.

(0:08:30)

Motion by Mr. Shaun Stone, seconded by Mr. Ramsay 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 I.D. and to direct the Pool representatives to support at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate.

II. BUSINESS ITEMS

A. DRAFT NOTICE OF POTENTIAL STORAGE LIMITATION

Offer advice and assistance to Watermaster.

(0:08:58) Mr. Kavounas gave a report. A discussion ensued.

B. FIRST AMENDMENT TO TASK ORDER NO. 1 UNDER MASTER AGREEMENT REGARDING THE MANAGEMENT OF COLLABORATIVE PROJECTS (SALINITY MANAGEMENT)

Recommend Advisory Committee to approve the amendment to the Task Order as presented.

(0:18:04) Mr. Kavounas gave a report and indicated that the presentation is accessible on the Watermaster FTP site; the Pool declined to receive the presentation. A discussion ensued.

(0:21:20)

Motion by Mr. Shaun Stone, seconded by Mr. Ramsay 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.B. and to direct the Pool representatives to support at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate.

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.

(0:21:52) Ms. Nelson reported that there had been no changes or updates since the publication of the agenda packet.

III. REPORTS/UPDATES

A. LEGAL COUNSEL REPORT

1. March 20, 2020 Hearing
2. Maintenance of Active Parties – Interventions

(0:22:10) Mr. Herrema gave a report.

B. ENGINEER REPORT

1. 2020 Safe Yield Recalculation
2. Maximum Benefit Annual Report
3. PBHSC Activities – Scope and Budget for 2020/21
4. GLMC Activities – Scope and Budget for 2020/21

(0:25:40) Mr. Malone gave a report.

C. CFO REPORT

1. Fiscal Year 2020/21 Budget Schedule

(0:28:45) Mr. Joswiak gave a report. A discussion ensued.

D. GM REPORT

1. OBMP Implementation Plan Update
2. OAP Contest
3. Appropriative Pool Member Commitments to Purchase Overlying Non-Agricultural Pool Water Per Restated Judgment Exhibit “G”
4. Other

(0:31:00) Mr. Kavounas gave a report.

IV. POOL MEMBER COMMENTS

None

V. OTHER BUSINESS

None

VI. 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 11:44 a.m. to discuss the following:

1. Storage Management
2. Fiscal Year 2020/21 Legal Counsel Budget
3. ONAP Withdrawal Form

Confidential session concluded at 12:18 p.m. with the following reportable actions:

(0:38:12)

The Pool directs Watermaster to include an amount of \$75,000 for the Non-Agricultural Pool Legal Services for the Fiscal Year 2020/21 Budget.

The Pool also directs Watermaster to invoice the amount of \$75,000 to the Non-Agricultural Pool based upon Non-Agricultural Pool Actual Fiscal Year 2019/20 Production, when assessment invoices are issued.

The pool approves use of the "Withdrawal From Non-Agricultural Pool Committee" form and directs Pool Chair to provide form to Watermaster for use when needed.

ADJOURNMENT

Chair Geye adjourned the Non-Agricultural Pool meeting at 12:20 p.m.

Secretary: _____

Approved: _____ April 9, 2020

*ATTACHMENT – ONAP Withdrawal Form (Approved for use at 3/12/2020 ONAP Meeting)