

MINUTES
CHINO BASIN WATERMASTER
NON-AGRICULTURAL POOL MEETING

May 15, 2020

The Non-Agricultural Pool meeting was held by GoToMeeting (conference call and web meeting) on May 15, 2020.

NON-AGRICULTURAL POOL MEMBERS PRESENT ON CALL

Brian Geye, Chair	California Speedway Corporation
Bob Bowcock, Vice-Chair	CalMat Co.
Ramsey Haddad	California Steel Industries, Inc.
Christopher Quach	City of Ontario (Non-Ag)
Van Jew	Monte Vista Water District (Non-Ag)
Michael Adler for Natalie Costaglio	Hamner Park Associates, a California Limited Partnership

WATERMASTER STAFF PRESENT AT WATERMASTER

Peter Kavounas	General Manager
Janine Wilson	Senior Accountant
Vanessa Aldaz	Administrative Assistant

WATERMASTER STAFF PRESENT ON CALL

Joseph Joswiak	Chief Financial Officer
Edgar Tellez Foster	Water Resources Mgmt. and Planning Dir.
Anna Nelson	Executive Services Director
Justin Nakano	Water Resources Technical Manager

WATERMASTER CONSULTANTS PRESENT ON CALL

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

NON-AGRICULTURAL POOL LEGAL COUNSEL PRESENT ON CALL

Allen Hubsch	Loeb & Loeb, LLP
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OTHERS PRESENT ON CALL

Scott Burton	City of Ontario (Non-Ag)
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CALL TO ORDER

Chair Geye called the Non-Agricultural Pool meeting to order at 2:03 p.m.

ROLL CALL

(0:03:22) 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 April 9, 2020

(0:10:20)

Motion by Mr. Christopher Quach, seconded by Vice-Chair Bowcock. 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.

Mr. Jew, representing Monte Vista Water District (Non-Ag), abstained from the vote.

B. FINANCIAL REPORTS

1. Cash Disbursements for the month of March 2020
2. Watermaster VISA Check Detail for the month of March 2020
3. Combining Schedule for the Period July 1, 2019 through March 31, 2020
4. Treasurer's Report of Financial Affairs for the Period March 1, 2020 through March 31, 2020
5. Budget vs. Actual Report for the Period July 1, 2019 through March 31, 2020
6. Cash Disbursements for April 2020 (Information Only)

(0:11:20)

Motion by Mr. Christopher Quach, seconded by Vice-Chair Bowcock. 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.

II. BUSINESS ITEMS

A. WATERMASTER FISCAL YEAR 2020/21 PROPOSED BUDGET

Recommend Advisory Committee approval of the proposed FY 2020/21 budget as presented.

(0:12:57) Mr. Joswiak gave a presentation. A discussion ensued.

(0:37:17)

Motion by Mr. Christopher Quach, seconded by Mr. Ramsey Haddad. The Chair called for dissent, and, noting dissent by Mr. Van Jew representing Monte Vista Water District, the motion was deemed passed by majority vote of those present.

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

B. CONSIDERATION OF 2020 STORAGE MANAGEMENT PLAN

Recommend Advisory Committee support Watermaster Board approval of the 2020 Storage Management Final Report Section 2.1-2.6 as the Storage Management Plan providing direction for the preparation of the required documentation.

(0:39:23) Mr. Kavounas gave a report. A discussion ensued.

No action was taken.

C. FIRST AMENDMENT TO TASK ORDER NO. 2 UNDER MASTER AGREEMENT FOR COLLABORATIVE PROJECTS (TECHNICAL SUPPORT FOR THE UPPER SANTA ANA RIVER GROUNDWATER INTEGRATED MODEL)

Recommend to the Advisory Committee to approve the First Amendment to Task Order No. 2 (Technical Support for Analysis of the Upper Santa Ana River Groundwater Integrated Model).

(0:47:45) Mr. Tellez Foster gave a report.

(0:50:05)

Motion by Mr. Van Jew, seconded by Mr. Christopher Quach. 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. FIRST AMENDMENT TO TASK ORDER NO. 4 UNDER MASTER AGREEMENT FOR COLLABORATIVE PROJECTS (CHINO BASIN PROJECT SUPPORT)

Recommend to the Advisory Committee to approve the First Amendment to Task Order No. 4 Under Master Agreement for Collaborative Projects: Chino Basin Program.

(0:50:23) Mr. Tellez Foster gave a report. A discussion ensued.

(0:59:30)

Motion by Vice-Chair Bowcock, seconded by Mr. Ramsey Haddad. The Chair called for dissent, and, noting dissent by Mr. Van Jew representing Monte Vista Water District, the motion was deemed passed by majority 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.

Mr. Jew, representing Monte Vista Water District (Non-Ag) voted against. Mr. Quach, representing the City of Ontario, abstained from the vote.

E. 2020 SAFE YIELD RECALCULATION

Provide advice and assistance to Watermaster regarding the 2020 Safe Yield Recalculation.

(1:00:56) Mr. Kavounas offered to give the Pool a presentation. The Pool declined to receive the presentation at this time. A discussion ensued.

No action was taken.

F. MEMBER STATUS CHANGES

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.
 - Staff received notification on April 16, 2020 that the City of Ontario (Non-Ag) representative, Mr. Shaun Stone, is no longer with the City. Staff has reached out to the City and once we are aware of a replacement, we will notify the Pool. The alternate representatives, Mr. Quach, and Ms. Romero remain unchanged.

(1:08:45) Ms. Nelson gave a report indicating that Item II F, number four, is outdated. On May 12th staff received a letter from the City of Ontario replacing Shaun Stone. Primary representative is now Mr. Christopher Quach and Mr. Scott Burton and Ms. Courtney Jones are the alternates. In addition, staff received an inquiry from Mr. Bowcock regarding Angelica Textiles and the information is provided herein: In July of 2017, a company called 9W Halo Western OpCo, LP (9W Halo), intervened into the Judgment and the intervention was subsequently approved by the Board. The intervention was put on hold as Watermaster staff was informed that the transacting parties were still finalizing their transaction. In February of this year a company called ANG II (Multi) LLC (ANG II) intervened and the Board subsequently approved that intervention. In March 2020, a water transaction between ANG II and 9W Halo was also approved by the Watermaster Board. Since that time staff has not received any information from either party as to designated representatives or alternates. Watermaster counsel has since reached out to their counsel and the item will be brought back to the Pool.

III. REPORTS/UPDATES

A. LEGAL COUNSEL REPORT

- 1. San Bernardino County Superior Court Emergency Order
- 2. June 26, 2020 Hearing
- 3. County of Maui v. Hawaii Wildlife Fund et al

(1:11:21) Mr. Herrema gave a report.

B. ENGINEER REPORT

- 1. Annual Report for the PBHSC
- 2. IEUA GWR 2019 Annual Report
- 3. SB88 Compliance
- 4. Potential Assistance to CDA with 97-005 Study Requirement

(1:14:22) Mr. Malone gave a report.

C. CFO REPORT

- 1. Fixed Rate Refunding of Series 2008B Variable Rate Demand Bonds

(1:18:11) Mr. Joswiak gave a report.

D. GM REPORT

- 1. OBMP Implementation Plan Update
- 2. OAP Contest status
- 3. Work from Home Update
- 4. Other

(1:22:11) 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 3.:28 p.m. to discuss the following:

- 1. Storage Application

Confidential session concluded at 3:58 p.m. with the following reportable action:

(1:26:05)

The Pool moved to direct Pool Chair and Pool legal counsel to file a storage application on behalf of the Pool.

ADJOURNMENT

Chair Geye adjourned the Non-Agricultural Pool meeting at 3:58 p.m.

Secretary: _____

Approved: _____ June 11, 2020