

MINUTES
CHINO BASIN WATERMASTER
NON-AGRICULTURAL POOL MEETING

June 11, 2020

The Non-Agricultural Pool meeting was held by GoToMeeting (conference call and web meeting) on June 11, 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)

WATERMASTER STAFF PRESENT AT WATERMASTER

Peter Kavounas	General Manager
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.

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 11:00 a.m.

ROLL CALL

(0:02:18) 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 May 15, 2020

(0:04:12)

Motion by Mr. Christopher Quach, 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 April 2020
2. Watermaster VISA Check Detail for the month of April 2020
3. Combining Schedule for the Period July 1, 2019 through April 30, 2020
4. Treasurer's Report of Financial Affairs for the Period April 1, 2020 through April 30, 2020

5. Budget vs. Actual Report for the Period July 1, 2019 through April 30, 2020
6. Cash Disbursements for May 2020 (Information Only)

(0:04:45)

Motion by Mr. Christopher Quach, 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 receive and file Business Item I.B. without approval as presented.

C. APPLICATION: CONSIDERATION OF LOCAL STORAGE AGREEMENT

Recommend to the Advisory Committee to recommend the Watermaster Board to approve the Overlying (Non-Agricultural) Pool storage agreements.

(0:05:28)

Motion by Mr. Christopher Quach, 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 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. APPLICATION: WATER TRANSACTION

Provide advice and assistance to the Watermaster Board on the proposed transaction:

The transfer of 4.0 acre-feet of water from Nicholson Trust to Fontana Water Company. This transfer is made from Nicholson Trust's Annual Production Right. Date of application: May 4, 2020. Provide advice and assistance to the Watermaster Board on the proposed transaction.

(0:06:13)

Motion by Mr. Ramsey Haddad, 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 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. 2019 PRADO BASIN HABITAT SUSTAINABILITY COMMITTEE ANNUAL REPORT

Recommend Advisory Committee to recommend the Watermaster Board to receive and file.

(0:06:57) Mr. Malone gave a report.

(0:08:10)

Motion by Mr. Christopher Quach, 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.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. 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 notice on June 3, 2020 from counsel for 9W Halo Western OpCo, LP that its assigned representative is Mr. Dennis Dooley, and his email address is ddooley@angelica.com

- Staff received notice on June 4, 2020 from counsel for ANG II (Multi) LLC that its assigned representative is Mr. Sam Rubinstein, and his email address is srubinstein@wpcarey.com
- The ONAP roster and email distribution lists have been updated and the revised volume vote allocation table will be brought next month under Consent Calendar

(0:08:54) Mr. Kavounas gave a report indicating that Item II.B., number four, contained a spelling error and was outdated. He informed the Pool that while Mr. Rubenstein is the assigned representative to the Pool that his name is properly spelled "Ruben" versus the above indicated "Rubin." Mr. Kavounas also informed the Pool that General Electric had given staff notice that their representative Mr. Paul Deutsch has a new email address: paul.deutsch@tetrattech.com.

III. **REPORTS/UPDATES**

A. **LEGAL COUNSEL REPORT**

1. San Bernardino County Superior Court Emergency Order
2. June 26, 2020 Hearing

(0:11:11) Mr. Herrema gave a report and showed a video regarding the COVID-19 pandemic and related requirements at the San Bernardino County Superior Court.

B. **ENGINEER REPORT**

1. Equipping Extensometers at PX
2. Responding to Various RFIs

(0:15:40) Mr. Malone gave a report.

C. **CFO REPORT**

1. Status of Exhibit "G" Transaction
2. FY 2019/20 Ongoing Auditing Activity by Fedak & Brown, LLP

(0:17:59) Mr. Joswiak gave a report.

D. **GM REPORT**

1. Status Report: OBMP IP Update
2. Status Report: OAP Contest
3. Other

(0:19:54) There was technical error in the recording process. The call was dropped and had to be dialed back into and picks up at this point in the middle of Mr. Kavounas giving the GM 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 11:26 a.m. to discuss the following:

1. Safe Yield
2. Storage

Confidential session concluded at 11:50 a.m. with the following reportable action:

(0:23:45)

Direct Pool Chair and Pool counsel to discuss the OBMP Implementation Plan with stakeholders to facilitate its completion.

ADJOURNMENT

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

Secretary: _____

Approved: _____ July 9, 2020