

MINUTES
CHINO BASIN WATERMASTER
NON-AGRICULTURAL POOL MEETING

November 12, 2020

The Non-Agricultural Pool meeting was held by GoToMeeting (conference call and web meeting) on November 12, 2020.

NON-AGRICULTURAL POOL MEMBERS PRESENT ON CALL

Brian Geye, Chair	California Speedway Corporation
Bob Bowcock, Vice-Chair	CalMat Co.
Christopher Quach	City of Ontario (Non-Ag)
Ramsey Haddad	California Steel Industries

WATERMASTER STAFF PRESENT AT WATERMASTER

Peter Kavounas	General Manager
Anna Nelson	Executive Services Director
Frank Yoo	Water Resources Senior Associate
Janine Wilson	Senior Accountant

WATERMASTER STAFF PRESENT ON CALL

Joseph Joswiak	Chief Financial Officer
Edgar Tellez Foster	Water Resources Mgmt. and Planning Dir.
Justin Nakano	Water Resources Technical Manager

WATERMASTER CONSULTANTS PRESENT ON CALL

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

OTHERS PRESENT ON CALL

Kathleen Brundage	California Steel Industries
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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

(0:01:20) 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 October 9, 2020

(0:03:39)

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.A. as presented.

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of September 2020
2. Watermaster VISA Check Detail for the month of September 2020
3. Combining Schedule for the Period July 1, 2020 through September 30, 2020
4. Treasurer's Report of Financial Affairs for the Period September 1, 2020 through September 30, 2020
5. Budget vs. Actual Report for the Period July 1, 2020 through September 30, 2020
6. Cash Disbursements for October 2020 (Information Only)

(0:04:10)

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.

C. ANNUAL FINDING OF SUBSTANTIAL COMPLIANCE WITH THE RECHARGE MASTER PLAN

Recommend to Advisory Committee to recommend to the Watermaster Board to adopt the finding that Watermaster is in substantial compliance with the Recharge Master Plan.

(0:04:55)

Motion by Mr. Christopher Quach, seconded by Ms. Kathleen Brundage. 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.

(0:05:19) Mr. Haddad joined the meeting.

D. 2019/20 ANNUAL REPORT OF THE GROUND-LEVEL MONITORING COMMITTEE

Recommend to the Advisory Committee to recommend to the Watermaster Board to approve the 2019/20 Annual Report of the Ground-Level Monitoring Committee, along with filing a copy with the Court.

(0:06:40)

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.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. CALENDAR YEAR 2021 NON-AGRICULTURAL POOL VOLUME VOTE

Receive and file the Calendar Year 2021 Overlying (Non-Agricultural) Pool Volume Vote as presented, subject to Advisory Committee and Board approval of the 2020/21 Assessment Package at the November 19, 2020 meetings.

(0:07:46)

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.E. as presented.

II. BUSINESS ITEMS

A. FISCAL YEAR 2020/21 ASSESSMENT PACKAGE

Recommend Advisory Committee approval of the Fiscal Year 2020/21 Assessment Package as presented.

(0:08:12) Mr. Kavounas introduced the item, announced the Appropriative Pool's action, and invited Mr. Yoo to give a presentation. A discussion ensued.

(0:22:58)

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. RESOLUTION TO LEVY REPLENISHMENT AND ADMINISTRATIVE ASSESSMENTS FOR FISCAL YEAR 2020/21

Review Resolution 2020-07 as presented and offer advice to Watermaster.

(0:22:27) Mr. Kavounas gave a report. No advice was given.

C. FISCAL YEAR 2020/21 COST OF LIVING ADJUSTMENT

Offer advice to Watermaster.

(0:24:36) Mr. Kavounas gave a report. A discussion ensued.

D. 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.

(0:29:58) Mr. Haddad announced that this was his last meeting as a representative for California Steel Industries. Ms. Brundage is going to be taking over as CSI's primary representative. A letter will be sent to Watermaster confirming the appointment.

III. REPORTS/UPDATES

A. LEGAL COUNSEL

1. San Bernardino County Superior Court Emergency Order
2. Motion of Appropriative Pool Member Agencies Re: Agricultural Pool Legal and Other Expenses
3. January 8, 2021 Hearing
4. Kaiser Lawsuit

(0:31:12) Mr. Herrema gave a report.

B. ENGINEER

1. 2020 OBMP CEQA – Local Storage Limitation Solution

(0:34:49) Mr. Malone gave a report.

C. CHIEF FINANCIAL OFFICER

1. Fiscal Year 2020/21 Assessment Invoicing

(0:36:29) Mr. Joswiak gave a report.

D. GENERAL MANAGER

- 1. Status Report: OAP Contest
- 2. History of Basin Storage Estimates
- 3. Holiday Meeting Schedule
- 4. Other

(0:38:08) Mr. Kavounas gave a report and added that the WEI contract will be assigned to West Yost and assured parties that the same staff will be working with Watermaster.

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. Assessments

(0:44:06) Confidential session concluded at 12:00 p.m. with no reportable action.

ADJOURNMENT

Chair Geye adjourned the Non-Agricultural Pool meeting at 12:01 p.m.

Secretary: _____

Approved: _____ January 14, 2021