

**MINUTES
CHINO BASIN WATERMASTER
NON-AGRICULTURAL POOL COMMITTEE MEETING**

May 13, 2021

The Non-Agricultural Pool Committee meeting was held via Zoom (conference call and web meeting) on May 13, 2021.

NON-AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT ON CALL

Brian Geye, Chair	California Speedway Corporation
Bob Bowcock, Vice-Chair	CalMat Co.
Christopher Quach	City of Ontario (Non-Ag)
Amanda Meere for Steven Raughley	County of San Bernardino (Non-Ag)

WATERMASTER STAFF PRESENT ON CALL

Peter Kavounas	General Manager
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
Frank Yoo	Water Resources Senior Associate
Janine Wilson	Senior Accountant
Vanessa Aldaz	Administrative Assistant

WATERMASTER CONSULTANTS PRESENT ON CALL

Brad Herrema	Brownstein Hyatt Farber Schreck, LLP
Andy Malone	West Yost
Emily McCord	West Yost

NON-AGRICULTURAL POOL COMMITTEE LEGAL COUNSEL PRESENT ON CALL

Allen Hubsch	Loeb & Loeb, LLP
Tarren Torres	Egoscue Law Group, Inc.
Jerry Burke	Inland Empire Utilities Agency
Joel Ignacio	Inland Empire Utilities Agency
Jesse Pompa	Inland Empire Utilities Agency
Pete Hall	State of California – CIM

CALL TO ORDER

Chair Geye called the Non-Agricultural Pool Committee meeting to order at 11:02 a.m.

ROLL CALL

(0:02:39) 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 Committee Meeting held April 8, 2021

(0:04:30)

Motion by Mr. Christopher Quach, seconded by Ms. Amanda Meere. 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 March 2021
2. Watermaster VISA Check Detail for the month of March 2021
3. Combining Schedule for the Period July 1, 2020 through March 31, 2021
4. Treasurer's Report of Financial Affairs for the Period March 1, 2021 through March 31, 2021
5. Budget vs. Actual Report for the Period July 1, 2020 through March 31, 2021
6. Cash Disbursements for April 2021 (Information Only)

(0:04:55)

Motion by Mr. Christopher Quach, seconded by Ms. Amanda Meere. 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: WATER TRANSACTION

Provide advice and assistance to the Advisory Committee on the proposed transaction:
The transfer of 500 acre-feet of water from the City of Chino to Monte Vista Water District.

(0:05:57)

Motion by Mr. Christopher Quach, seconded by Ms. Amanda Meere. 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: RECHARGE – CUCAMONGA VALLEY WATER DISTRICT

Recommend to Advisory Committee to recommend to the Watermaster Board to approve Cucamonga Valley Water District's Application for Recharge and direct Watermaster staff to account for this supplemental water recharged in Cucamonga Valley Water District's existing Local Supplemental Storage account.

(0:06:27)

Motion by Mr. Christopher Quach, seconded by Ms. Amanda Meere. 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. APPLICATION: LOCAL STORAGE AGREEMENT (ONAP)

Recommend to the Advisory Committee to recommend to the Watermaster Board to approve the proposed agreements on the condition that Watermaster's approval of Storage Agreements authorizing storage in excess of 500,000 acre-feet Safe Storage Capacity beyond June 30, 2021 are subject to Watermaster's further exercise of discretion to limit and reduce storage in accordance with the Peace Agreement.

(0:06:50) A discussion ensued. The Pool continued the discussion to Confidential Session and reportable action is shown below.

II. BUSINESS ITEMS

A. FIRST AMENDMENT TO TASK ORDER NO. 9

Recommend Advisory Committee approval to amend Task Order No. 9 to increase the total budgeted cost.

(0:13:33) Mr. Kavounas gave a report. No action was taken.

B. LOCAL STORAGE LIMITATION SOLUTION

Offer advice to the Advisory Committee on the Watermaster Board's consideration and potential adoption of a Watermaster Board Resolution recommending that a proposed order be filed with and adopted by the Court regarding the management and administration of volumes of stored water exceeding 500,000 acre-feet up to a maximum of 700,000 acre-feet.

(0:16:13) Mr. Kavounas gave a report. A discussion ensued. No action was taken.

C. FISCAL YEAR 2021/22 PROPOSED BUDGET

Recommend Advisory Committee approval of the Fiscal Year 2021/22 Proposed Budget as presented.

(0:27:05) Mr. Joswiak gave a report. A discussion ensued. The Pool continued the discussion to Confidential Session and the reportable action is shown below.

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.

- Staff was notified on April 26, 2021 that Mr. Ray Wilkings, alternate representative of California Speedway Corporation, has retired and a new alternate representative has not yet been named. Mr. Wilkings has been removed from the Non-Agricultural Pool roster and email lists.

(0:35:50) Ms. Nelson gave a report.

III. REPORTS/UPDATES

A. LEGAL COUNSEL

1. San Bernardino County Superior Court Emergency Order
2. April 30, 2021 Hearing
3. May 28, 2021 Hearing
4. Kaiser Permanente Lawsuit

(0:37:00) Mr. Herrema gave a report.

B. ENGINEER

1. 2020 State of the Basin: Groundwater Levels

(0:42:15) Mr. Malone introduced the item and handed off to Ms. McCord (West Yost staff) who gave a presentation.

C. CHIEF FINANCIAL OFFICER

1. AP Request for Pool 1 and 3 Budget, Reserves, and Watermaster Admin Reserve Accounting Detail

(0:51:37) Mr. Joswiak gave a report. A discussion ensued.

D. GENERAL MANAGER

1. OAP Expenses Paid by ONAP
2. Other

(0:58:57) 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 12:03 p.m. to discuss the following:

1. Storage
2. Court Hearing on Motion re Section 5.4(a) of Peace Agreement

(1:01:15) Confidential session concluded at 12:52 p.m. with the following reportable actions as provided by Chair Geye:

Item I.E.

Recommend to the Advisory Committee to recommend to the Watermaster Board to approve the Non Agricultural Pool Local Storage Agreement.

Item II.C.

Direct Advisory and Board representatives to collaborate with the other Pools on a FY 2021/22 proposed budget.

(1:04:47) A discussion ensued regarding the return to in-person meetings.

ADJOURNMENT

Chair Geye adjourned the Non-Agricultural Pool Committee meeting at 1:06 p.m.

Secretary: _____

Approved: _____ June 10, 2021

Attachments:

1. 20210513 Reportable Actions as provided by Pool Leadership

Attachment 1 to 20210513 Non-Agricultural Pool Committee Meeting Minutes

From: Geye, Brian <BGeye@autoclubspeedway.com>

Sent: Thursday, May 13, 2021 1:10 PM

To: Peter Kavounas <PKavounas@cbwm.org>; Anna Nelson <atruongnelson@cbwm.org>

Subject: NAP Closed Session Report - 5/13/21

Item I-E

Recommend to the Advisory Committee to recommend to the Watermaster Board to approve the Non Agricultural Pool Local Storage Agreement.

Item II-C

Direct Advisory and Board reps to collaborate with the other pools on a 2021-2022 proposed budget.



Brian Geye

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