

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

June 10, 2021

The Non-Agricultural Pool Committee meeting was held via Zoom (conference call and web meeting) on June 10, 2021.

NON-AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT ON CALL

Brian Geye, Chair	California Speedway Corporation
Bob Bowcock, Vice-Chair	CalMat Co.
Kathleen Brundage	California Steel Industries, Inc.
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
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

NON-AGRICULTURAL POOL COMMITTEE LEGAL COUNSEL PRESENT ON CALL

Allen Hubsch	Loeb & Loeb, LLP
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OTHERS PRESENT

Pete Hall	State of California – CIM
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CALL TO ORDER

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

ROLL CALL

(0:00:30) 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 May 13, 2021

(0:02:08)

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 April 2021
2. Watermaster VISA Check Detail for the month of April 2021
3. Combining Schedule for the Period July 1, 2020 through April 30, 2021
4. Treasurer's Report of Financial Affairs for the Period April 1, 2021 through April 30, 2021
5. Budget vs. Actual Report for the Period July 1, 2020 through April 30, 2021
6. Cash Disbursements for May 2021 (Information Only)

(0:02:37)

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 purchase of 6.5 acre-feet of water from Nicholson Family Trust-Exempt Marital Trust by Fontana Water Company. This purchase is made from Nicholson Family Trust-Exempt Marital Trust's Annual Production Right/Operating Safe Yield.

(0:03:42)

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 – SAN ANTONIO WATER COMPANY

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

(0:05:15)

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.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. FISCAL YEAR 2021/22 BUDGET AMENDMENTS (FORM A-21-07-01)

1. Recommend Advisory Committee approve the Fiscal Year 2021/22 Budget Amendment for the Safe Yield Reset methodology evaluation; and
2. Recommend Advisory Committee approve the Fiscal Year 2021/22 Budget Amendment for the scope recommended by the GLMC.

(0:07:22) Mr. Kavounas gave a presentation. A discussion ensued.

(0:21:27)

Motion by Ms. Amanda Meere, 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, contingent on Appropriative Pool action, 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. POOL BUDGET PROCESS, APPROVALS, AND INVOICING

Provide direction to Watermaster staff.

(0:22:18) Mr. Joswiak gave a report. A discussion ensued. Following the discussion, it was agreed that the direction previously provided by the Pool had not changed and was sufficient for staff to proceed.

C. REFUND OF PRIOR ASSESSED RECHARGE IMPROVEMENT PROJECT FUNDS

Recommend to the Advisory Committee to provide direction to Watermaster staff regarding the carry-over monies for the previously assessed Recharge Improvement Projects Funds of \$1,234,582.42.

(0:27:58) Mr. Kavounas gave a report. A discussion ensued.

(0:31:23)

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 support Business Item II.C., Advisory Committee direction to refund money to Appropriators, and to direct the Pool representatives to support at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate.

D. 2020 ANNUAL REPORT OF THE PRADO BASIN HABITAT SUSTAINABILITY COMMITTEE

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

(0:32:35) Mr. Malone gave a presentation. A discussion ensued.

(0:42:14)

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 II.D., and to direct the Pool representatives to support at the Advisory Committee and Watermaster Board meetings.

E. 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.

None

III. REPORTS/UPDATES

A. LEGAL COUNSEL

1. San Bernardino County Superior Court Emergency Order
2. May 28, 2021 Hearing
3. June 25, 2021 Hearing
4. Kaiser Permanente Lawsuit

(0:43:00) Mr. Herrema gave a report. A discussion ensued.

B. ENGINEER

1. 2020 State of the Basin: Groundwater Quality

(0:47:56) Mr. Kavounas offered to give a presentation; the Pool deferred the presentation to next week's Advisory Committee meeting.

C. CHIEF FINANCIAL OFFICER

1. Audit of Recharge O&M Expenses
2. FY 2020/21 Ongoing Auditing Activity by Fedak & Brown, LLP

(0:48:40) Mr. Joswiak gave a report.

D. GENERAL MANAGER

1. Overlying (Agricultural) Pool Expenses Paid by Overlying (Non-Agricultural) Pool
2. Agricultural Pool Well Tax Discussion
3. Other

(0:54:29) Mr. Kavounas gave a report. A discussion ensued.

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.

None

ADJOURNMENT

Chair Geye adjourned the Non-Agricultural Pool Committee meeting at 11:59 a.m.

Secretary: _____

Approved: _____ July 8, 2021