

MINUTES
CHINO BASIN WATERMASTER
NON-AGRICULTURAL POOL COMMITTEE MEETING

April 14, 2022

The Non-Agricultural Pool committee meeting was held at the Watermaster offices located at 9641 San Bernardino Road, Rancho Cucamonga, CA., and via Zoom (conference call and web meeting) on April 14, 2022.

NON-AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT AT WATERMASTER

Brian Geye, Chair California Speedway Corporation

NON-AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT ON ZOOM

Bob Bowcock, Vice-Chair CalMat Co.
Kathleen Brundage California Steel Industries, Inc.
Michael Adler Hamner Park Associates, a California
Limited Partnership

WATERMASTER BOARD MEMBERS PRESENT ON ZOOM

Mike Gardner Western Municipal Water District

WATERMASTER STAFF PRESENT AT WATERMASTER

Peter Kavounas General Manager
Joseph Joswiak Chief Financial Officer
Edgar Tellez Foster Water Resources Mgmt. & Planning Dir.
Anna Nelson Director of Administration
Justin Nakano Water Resources Technical Manager
Frank Yoo Data Services and Judgment
Reporting Manager
Janine Wilson Senior Accountant
Ruby Favela Administrative Assistant

WATERMASTER CONSULTANTS PRESENT ON ZOOM

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

OTHERS PRESENT ON ZOOM

Joshua Aguilar Inland Empire Utilities Agency

NON-AGRICULTURAL POOL LEGAL COUNSEL PRESENT ON ZOOM

Allen Hubsch Law Office of Allen W. Hubsch

CALL TO ORDER

Chair Geye called the Non-Agricultural Pool committee meeting to order at 11:04 a.m.

ROLL CALL

(0:00:14) 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 March 10, 2022

(0:02:38)

Motion by Mr. Bob Bowcock, 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 receive and file Business Item I.A. as presented.

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of February 2022
2. Watermaster VISA Check Detail for the month of February 2022
3. Combining Schedule for the Period July 1, 2021 through February 28, 2022
4. Treasurer's Report of Financial Affairs for the Period February 1, 2022 through February 28, 2022
5. Budget vs. Actual Report for the Period July 1, 2021 through February 28, 2022
6. Cash Disbursements for March 2022 (Information Only)

(0:03:10)

Motion by Mr. Bob Bowcock, 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 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 7,500 acre-feet of water from Cucamonga Valley Water District by Fontana Water Company. This purchase is made from Cucamonga Valley Water District's Annual Production Rights. Date of Application: April 4, 2022.

(0:03:42)

Motion by Ms. Kathleen Brundage, seconded by Mr. Mike Adler. 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.

II. BUSINESS ITEMS

A. POTENTIAL UPDATE TO STANDARD LOCAL STORAGE AGREEMENTS

Recommend Advisory Committee approval of the changes to the existing Form 8, Standard Local Storage Agreement.

(0:07:19) Mr. Kavounas gave a report. A discussion ensued. The Pool took Item II.A. into confidential session and the reportable action is shown below.

B. FISCAL YEAR 2022/23 DRAFT BUDGET (DISCUSSION ONLY)

The Fiscal Year 2022/23 Draft Budget review is for discussion only. No action is required.

(0:15:46) Mr. Joswiak gave a report. A discussion ensued.

C. 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 Superior Court Emergency Order
2. Ag Pool Appeal of November 5, 2021 Order
3. April 8, 2022 Hearing

4. Governor's Executive Order N-7-22
5. Kaiser Permanente Lawsuit

(0:24:51) Mr. Herrema gave a report. A discussion ensued.

B. ENGINEER

1. Safe Yield Data Collection and Evaluation Update
2. Status Report on the Update of the Chino Basin Maximum Benefit SNMP

(0:34:26) Mr. Malone gave a report.

C. CHIEF FINANCIAL OFFICER

None

D. GENERAL MANAGER

1. Regional Water Supply/Drought Update
2. Watermaster Board Workshop
3. Other

(0:35:20) Mr. Kavounas gave a report. A discussion ensued. He also reported that MWD did not approve an 8%, and instead approved a 5% rate increase and indicated that there will be a special MWD Board Workshop meeting on April 26 to further discuss.

IV. INFORMATION

1. Ground-Level Monitoring Committee Semi-Annual Status Report
2. Chino Airport and South Archibald Plumes Semi-Annual Status Reports

V. POOL MEMBER COMMENTS

None

VI. OTHER BUSINESS

None

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

A Confidential Session may be held during the Pool Committee meeting for the purpose of discussion and possible action.

The Pool convened into Confidential Session at 11:43 a.m. to discuss:

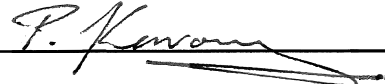
1. Storage Agreement
2. Business Item II.A., Potential Update to Standard Local Storage Agreements

The Pool concluded Confidential Session at 12:05 p.m. with two reportable actions. For the Storage Agreement, The Pool directed the Chair and Pool Counsel to file a Storage Agreement application on behalf of the Non-Agricultural Pool members. On Business Item II.A., the Pool directed Pool Counsel to provide comments to Watermaster Counsel on Forms 8a and 8b.

ADJOURNMENT

Chair Geye adjourned the Non-Agricultural Pool Committee meeting at 12:14 p.m.

Secretary: _____



Approved: _____ May 12, 2022