

**MINUTES**  
**CHINO BASIN WATERMASTER**  
**NON-AGRICULTURAL POOL COMMITTEE MEETING**  
March 9, 2023

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 March 9, 2023.

**NON-AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT ON ZOOM**

Brian Geye, Chair	California Speedway Corporation
Kathleen Brundage	California Steel Industries
Alexis Mascarinas	City of Ontario
Michael Adler	Hamner Park Associates, a CA Limited Partnership

**WATERMASTER STAFF PRESENT AT WATERMASTER**

Peter Kavounas	General Manager
Joe 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 Mgr.
Alexandria Moore	Executive Assistant I/Board Clerk
Ruby Favela Quintero	Administrative Analyst
Kelli Hills	Office Specialist/Receptionist
David Huynh	Sr. Field Operations Specialist
Alonso Jurado	Sr. Field Operations Specialist

**WATERMASTER CONSULTANTS PRESENT AT WATERMASTER**

Andy Malone	West Yost
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**WATERMASTER CONSULTANTS PRESENT ON ZOOM**

Laura Yraceburu	Brownstein Hyatt Farber Schreck, LLP
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**OTHERS PRESENT ON ZOOM**

Tarren Alicia Torres	Egoscue Law Group, Inc.
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**NON-AGRICULTURAL POOL LEGAL COUNSEL PRESENT ON ZOOM**

Allen Hubsch	Law Office of Allen W. Hubsch
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**CALL TO ORDER**

Chair Geye called the Non-Agricultural Pool committee meeting to order at 11:01 a.m.

**ROLL CALL**

(00:00:12) Ms. Moore conducted the roll call.

**AGENDA – ADDITIONS/REORDER**

None

**I. BUSINESS ITEMS - ROUTINE**

**A. MINUTES**

Receive and File:

1. Minutes of the Non-Agricultural Pool Committee Meeting held on February 9, 2023

(00:02:11)

*Motion by Ms. Alexis Mascarinas, seconded by Mr. Michael Adler. 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 January 2023
2. Watermaster VISA Check Detail for the month of January 2023
3. Combining Schedule for the Period July 1, 2022 through January 31, 2023
4. Treasurer's Report of Financial Affairs for the Period January 1, 2023 through January 31, 2023
5. Budget vs. Actual Report for the Period July 1, 2022 through January 31, 2023
6. Cash Disbursements for February 2023 (Information Only)

(00:02:26)

*Motion by Mr. Michael Adler, seconded by Ms. Alexis Mascarinas. 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. OBMP SEMI-ANNUAL STATUS REPORT 2022-2**

Recommend to the Advisory Committee to recommend to the Watermaster Board to adopt the Semi-Annual OBMP Status Report 2022-2, and direct staff to file a copy with the Court, subject to any necessary non-substantive changes.

(00:03:08)

*Motion by Mr. Michael Adler, seconded by Ms. Alexis Mascarinas. 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. SGMA REPORTING FOR WATER YEAR 2022**

Recommend to the Advisory Committee to recommend to the Watermaster Board to approve and direct staff to file the information/reports with the DWR.

(00:03:55)

*Motion by Ms. Alexis Mascarinas, seconded by Mr. Michael 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.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. THIRD AMENDMENT TO TASK ORDER NO. 8 UNDER THE MASTER AGREEMENT FOR COLLABORATIVE RECHARGE PROJECTS (SAN SEVAINE BASIN)**

Recommend Advisory Committee approval of the Third Amendment to Task Order No. 8 Under the Master Agreement for Collaborative Recharge Projects as presented.

(00:05:25)

*Motion by Mr. Michael Adler, seconded by Ms. Alexis Mascarinas. 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.

No changes were reported.

**III. REPORTS/UPDATES**

**A. WATERMASTER LEGAL COUNSEL**

1. March 17, 2023 Hearing
2. April 5, 2023 Hearing
3. Court of Appeal Case No. E079052
4. Court of Appeal Case No. E080457
5. Court of Appeal Case No. E080533
6. Kaiser Permanente Lawsuit
7. Rules and Regulations Update

(00:06:03) Ms. Yraceburu gave a report on behalf of Mr. Herrema who was absent.

**B. ENGINEER**

1. SGMA Reporting for Water Year 2022
2. Prado Basin Habitat Sustainability Committee
3. Ground-Level Monitoring Committee
4. Safe Yield Court Order Implementation
5. Impaired Status of Chino Creek

(00:08:44) Mr. Malone gave a report.

**C. CHIEF FINANCIAL OFFICER**

1. Fiscal Year 2023/24 Budget Schedule

(00:13:56) Mr. Joswiak gave a report.

**D. GENERAL MANAGER**

1. Stormwater Flows into San Sevaine 3
2. Status Report: Exhibit G Physical Solution Transfers
3. System Losses Study
4. Other

(00:14:58) Mr. Kavounas invited Mr. Nakano to give a report on item 1, Mr. Yoo for item 2, and reported on item 3, indicating that the Appropriative Pool Committee requested Watermaster to *not* proceed with the System Losses Study. 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.

The Pool convened into Confidential Session at 11:22 a.m. to discuss the Non-Agricultural Pool Legal & Administrative Budget for Fiscal Year 2023/24.

Confidential Session concluded at 11:30 a.m. with the following reportable action:

*The Pool directs Watermaster to include an amount of \$25,000 for Non-Agricultural Pool Legal Services for the Fiscal Year 2023/24 Budget.*

*The Pool directs Watermaster to include an amount of \$6,000 for Non-Agricultural Pool Meeting Compensation for the Fiscal Year 2023/24 Budget.*

*The Pool also directs Watermaster to invoice the amount of \$31,000 for Pool Administrative Expenses to the Non-Agricultural Pool based upon Non-Agricultural Pool Actual Fiscal Year 2022/23 Production, when assessment invoices are issued.*

### ADJOURNMENT

Chair Geye adjourned the Non-Agricultural Pool Committee meeting at 11:39 a.m.

Secretary: 

Approved: April 13, 2023