

MINUTES
CHINO BASIN WATERMASTER
NON-AGRICULTURAL POOL COMMITTEE MEETING

October 12, 2023

The Non-Agricultural Pool Committee meeting was held at the Chino Basin Watermaster offices located at 9641 San Bernardino Road, Rancho Cucamonga, CA, and via Zoom (conference call and web meeting) on October 12, 2023.

NON-AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT AT WATERMASTER

Brian Geye, Chair California Speedway Corporation

NON-AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT ON ZOOM

Alexis Mascarinas City of Ontario

WATERMASTER BOARD MEMBERS PRESENT ON ZOOM

Mike Gardner Western Municipal Water District

WATERMASTER STAFF PRESENT AT WATERMASTER

Peter Kavounas	General Manager
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
Alonso Jurado	Water Resources Associate
Jordan Garcia	Senior Field Operations Specialist
Erik Vides	Field Operations Specialist

WATERMASTER CONSULTANTS PRESENT AT WATERMASTER

Laura Yraceburu	Brownstein Hyatt Farber Schreck, LLP
Andy Malone	West Yost

WATERMASTER CONSULTANTS PRESENT ON ZOOM

Garrett Rapp West Yost

OTHERS PRESENT ON ZOOM

Peter Dopulos	Egoscue Law Group, Inc.
Tariq Awan	Agricultural Pool – State of CA

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 11:00 a.m.

ROLL CALL

(00:00:21) Ms. Moore conducted the roll call.

AGENDA – ADDITIONS/REORDER

None

I. BUSINESS ITEMS - ROUTINE

A. MINUTES

Receive and File:

Minutes of the Non-Agricultural Pool Committee Meeting held on September 14, 2023

(00:01:51)

Motion by Chair Geye, seconded by Ms. 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.A. as presented.

B. FINANCIAL REPORTS

Receive and file as presented:

Monthly Financial Reports for the Reporting Periods Ended July 31, 2023 and August 31, 2023.

(00:02:12)

Motion by Chair Geye, seconded by Ms. 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. APPLICATION: RECHARGE – FONTANA WATER COMPANY

Recommend to the Advisory Committee to recommend to the Board to approve Fontana Water Company's application for Recharge and Direct Watermaster staff to account for the same.

(00:02:35)

Motion by Chair Geye, seconded by Ms. 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 necessary.

II. BUSINESS ITEMS

A. 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.

There were no changes to note.

III. REPORTS/UPDATES

A. WATERMASTER LEGAL COUNSEL

1. Court of Appeal Case No. E079052 (City of Chino, MVIC, MVWD, City of Ontario appeal re OAP Expenses and Attorney Fees)
2. Court of Appeal Consolidated Case Nos. E080457 and E082127 (City of Ontario appeal re 2021-22 and 2022-23 Assessment Packages)
3. Court of Appeal Case No. E080533 (Cities of Chino, Ontario appeal re 2022-23 Watermaster budget expenses to support CEQA analysis)
4. Kaiser Permanente Lawsuit

(00:03:23) Ms. Yraceburu gave a report on behalf of Mr. Herrema.

B. ENGINEER

1. GLMC Update
2. Long Term Planning Activities
3. Mitigation Plan for the Temporary Loss of Hydraulic Control
4. Annual Streamflow Monitoring Report for Water Rights Permit 21225
5. Watermaster Model Application and Required Demonstrations
6. Annual Plumes Status Report

(00:07:08) Mr. Malone gave a report on items 1 and 6, Mr. Rapp gave a report on item 2 and 4, and Mr. Tellez Foster on item 3. A discussion ensued.

C. GENERAL MANAGER

1. Court Tour of Chino Basin
2. OBMPU CEQA Process
3. Fiscal Year 2023/24 Assessment Package
4. Other

(00:19:53) Mr. Kavounas gave an overview of the Chino Basin Tour with Judge Ochoa and stated the recording and transcripts are available on Watermaster website. Mr. Kavounas introduced Mr. Tellez Foster to give a report on item 2. On item 3, Mr. Kavounas reminded everyone of the upcoming Fiscal Year 2023/24 Assessment Package workshops. Pool Counsel inquired about the Pool Committee's prior comments on the OBMP CEQA. Mr. Kavounas promised to respond to those questions by October 18, 2023.

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 11:30 a.m.

Secretary: _____



Approved: _____ November 9, 2023