

MINUTES
CHINO BASIN WATERMASTER
AGRICULTURAL POOL MEETING

June 15, 2018

The Agricultural Pool meeting was held at the offices of Chino Basin Watermaster located at 9641 San Bernardino Road, Rancho Cucamonga, CA on June 15, 2018.

AGRICULTURAL POOL MEMBERS PRESENT

Bob Feenstra, Chair	Dairy
Jeff Pierson, Vice-Chair	Crops
Pete Hall	State of California – CIM
Lawrence Dimock	State of California – CIM
Ron LaBrucherie, Jr.	Crops
Marilyn Levin for Carol Boyd	State of California – DOJ
Geoffrey Vanden Heuvel	Dairy
Nathan deBoom	Dairy
Bob Page	County of San Bernardino
Ronald Pietersma	Dairy
Henry De Haan	Dairy

WATERMASTER BOARD MEMBER PRESENT

Paul Hofer	Crops
------------	-------

WATERMASTER STAFF PRESENT

Peter Kavounas	General Manager
Joseph Joswiak	Chief Financial Officer
Edgar Tellez Foster	Senior Environmental Engineer
Anna Nelson	Executive Services Director/Board Clerk

WATERMASTER CONSULTANTS PRESENT

Brad Herrema	Brownstein Hyatt Farber Schreck, LLP
Mark Wildermuth	Wildermuth Environmental, Inc.

OTHERS PRESENT

Todd Corbin	Jurupa Community Services District
Dave Crosley	City of Chino
Tracy Egoscue	Egoscue Law Group, Inc.
Richard Rees	Wood plc

CALL TO ORDER

Chair Feenstra called the Agricultural Pool meeting to order at 11:00 a.m.

AGENDA – ADDITIONS/REORDER

None

I. CONSENT CALENDAR

A. MINUTES

Approve as presented:

1. Minutes of the Agricultural Pool Meeting held on May 11, 2018

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of April 2018
2. Watermaster VISA Check Detail for the month of April 2018
3. Combining Schedule for the Period July 1, 2017 through April 30, 2018

4. Treasurer's Report of Financial Affairs for the Period April 1, 2018 through April 30, 2018
5. Budget vs. Actual Report for the Period July 1, 2017 through April 30, 2018

C. APPLICATION FOR RECHARGE

Recommend 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.

D. WATER TRANSACTIONS

Provide advice and assistance to the Watermaster Board on the proposed transactions:

1. The transfer of 80.000 acre-feet of water from West End Consolidated Water Company to Golden State Water Company. This transfer is made from West End Consolidated Water Company's Annual Production Right/Operating Safe Yield first, then any additional from Excess Carryover. Golden State Water Company is utilizing this transaction to produce its West End Consolidated Water Company shares.
2. The transfer of 853.677 acre-feet of water from West End Consolidated Water Company to City of Upland. This transfer is made from West End Consolidated Water Company's Annual Production Right/Operating Safe Yield first, then any additional from Excess Carryover. The City of Upland is utilizing this transaction to produce its West End Consolidated Water Company shares.

(0:01:08) Vice-Chair Pierson inquired about Consent Calendar Item I.D. A discussion ensued.

(0:02:20)

Motion by Mr. Nathan deBoom seconded by Mr. Geoffrey Vanden Heuvel, and by unanimous vote
Moved to approve the Consent Calendar as presented.

II. BUSINESS ITEMS

A. TASK ORDER NO. 2 UNDER MASTER AGREEMENT FOR COLLABORATIVE PROJECTS TECHNICAL SUPPORT FOR ANALYSIS OF THE UPPER SANTA ANA RIVER GROUNDWATER INTEGRATED MODEL

Recommend to the Advisory Committee to approve Task Order No. 2 (Technical Support for Analysis of the Upper Santa Ana River Groundwater Integrated Model).

(0:02:50) Mr. Kavounas introduced Mr. Tellez Foster to give a report.

(0:04:37) Motion introduced by Vice-Chair Pierson.

(0:05:08) Messrs. Pietersma and Page joined the meeting

(0:05:27) Chair Feenstra asked Mr. Tellez Foster to briefly give the report for Item II.A. again for the benefit of those who just joined the meeting.

(0:06:53) *Vote taken*

Motion by Vice-Chair Jeff Pierson seconded by Mr. Geoffrey Vanden Heuvel, and by unanimous vote
Moved to approve Business Item II.A. as presented.

B. 2017 ANNUAL REPORT OF THE PRADO BASIN HABITAT SUSTAINABILITY COMMITTEE

Offer advice and assistance.

(0:06:58) Mr. Kavounas gave a report.

(0:08:11)

Motion by Vice-Chair Jeff Pierson seconded by Mr. Ron LaBrucherie, Jr., and by unanimous vote
Moved to recommend Business Item II.B. to the Advisory Committee to receive and file.

C. EXHIBIT “G” TRANSFER RATE AMENDMENT

Offer advice and assistance on amending Section 9(d) of Exhibit “G” regarding the transfer rate.

(0:08:51) Ms. Egoscue requested information from staff as to action taken by the Appropriative and Non-Agricultural Pools regarding Business Items II.C. through II.E. before the Pool goes into confidential session.

(0:09:20) Mr. Kavounas gave a report. A discussion ensued.

D. PEACE AGREEMENT PARAGRAPH 5.3(e) INTERPRETATION

Offer advice and assistance on the interpretation of the language.

(0:16:30) Mr. Kavounas gave a report. A discussion ensued.

E. AMENDMENTS TO JUDGMENT AND CAMA TO IMPLEMENT SETTLEMENT AGREEMENT REGARDING APPEAL FROM APRIL 28, 2017 ORDER

Discuss and offer advice.

(0:21:45) Mr. Corbin gave a report. A discussion ensued.

(0:32:36) Mr. Crosley concurred with Mr. Corbin’s explanation of Business Item II.E., and offered his assistance in answering the Agricultural Pool’s question. A discussion ensued.

The Pool took Business Items II.C. through II.E. during confidential session and the reportable actions are provided in sequence below.

F. OLD BUSINESS

- Chino Basin Groundwater Quality Information

(1:11:55) Mr. Wildermuth gave a presentation. A discussion ensued.

III. REPORTS/UPDATES

A. LEGAL COUNSEL REPORT

1. Appeal of April 28, 2017 Order
2. July 24, 2018 Court Hearing

(1:26:57) Mr. Herrema stated that in light of the Pool’s action during confidential session, he had nothing new to report.

B. ENGINEER REPORT

1. Storage Framework
2. 2018 Recharge Master Plan Update
3. Salinity Management

(0:38:55) Mr. Wildermuth to give a presentation on Item III.B.1. A discussion ensued.

Mr. De Haan joined the meeting at 11:47 a.m., during Mr. Wildermuth’s report on Item III.B.1.

(1:01:10) Chair Feenstra called for a confidential session.

(1:27:25) Mr. Wildermuth gave reports on Items III.B.2 and III.B.3. A discussion ensued.

C. CFO REPORT

1. FY 2017/18 Budget Transfers

(1:31:24) Mr. Joswiak gave a report.

D. GM REPORT

1. Future Assessment Packages
2. July 2018 Meeting Schedule
3. Other

(1:32:46) Mr. Kavounas gave a report. A discussion ensued.

IV. INFORMATION

1. Cash Disbursements for May 2018

V. POOL DISCUSSION

1. Chairman's Update
 - Pool representation at July Advisory Committee and Board Meeting
2. Pool Member Comments

(1:36:13) Vice-Chair Pierson reported that he will not be present for the July 2018 Advisory Committee and Board Meetings. A discussion ensued.

VI. OTHER BUSINESS

None

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

Chair Feenstra called for a confidential session at 12:01 p.m. to discuss Appeal of April 28, 2017 Order, July 24, 2018 Court Hearing, Storage Contest, Amendments to Judgment and CAMA to Implement Settlement Agreement Regarding Appeal From April 28, 2017 Order, Exhibit "G" Transfer Rate Amendment, and Peace Agreement Paragraph 5.3(e) Interpretation.

Ms. Egoscue announced that the confidential session concluded at 1:47 p.m. with the following reportable actions:

(1:01:33)

1. Business Item II.E., Amendments to Judgment and CAMA to Implement Settlement Agreement Regarding Appeal From April 28, 2017 Order:

The Agricultural Pool has received the staff report and documents regarding Business Item II.E., Amendments to Judgment and CAMA to Implement Settlement Agreement Regarding Appeal from April 28, 2017 Order. The Pool committee members have no comments at this time.

*Motion by Mr. Geoffrey Vanden Heuvel, seconded by Mr. Ronald Pietersma, and by unanimous vote.
Moved to approve the statement as shown above for Business Item II.E.*

2. Confidential Session, Item VII.3, Storage Contest:
The Agricultural Pool directs Counsel to file an amended Storage Contest.

*Motion by Mr. Ron LaBrucherie, Jr., seconded by Mr. Nathan deBoom, and by unanimous vote.
Moved to approve the Agricultural Pool's Counsel to file an amended Storage Contest.*

3. Confidential Session, Item VII.2, July 24, 2018 Court Hearing:

The Agricultural Pool directs its legal counsel to file an opposition to Watermaster's motion for the Court to receive and file the Chino Basin Watermaster's 40th Annual Report, and to receive live testimony.

Motion by Mr. Nathan deBoom seconded by Mr. Pete Hall, and by unanimous vote.

Moved to approve the Agricultural Pool's Counsel to file an opposition to Watermaster's Motion for the Court to receive and file the 40th Annual Report, and to receive live testimony.

ADJOURNMENT

Chair Feenstra adjourned the Agricultural Pool meeting at 2:24 p.m.

Secretary: _____

Approved: July 19, 2018 _____