

MINUTES
CHINO BASIN WATERMASTER
AGRICULTURAL POOL MEETING

August 9, 2018

The Agricultural Pool meeting was held at the offices of Chino Basin Watermaster located at 9641 San Bernardino Road, Rancho Cucamonga, CA on August 9, 2018.

AGRICULTURAL POOL MEMBERS PRESENT

Bob Feenstra, Chair	Dairy
Pete Hall	State of California – CIM
Lawrence Dimock	State of California – CIM
Carol Boyd	State of California – CIM
Ronald Pietersma	Dairy
John Huitsing	Dairy
Nathan deBoom	Dairy
Henry De Haan	Dairy
Bob Page	County of San Bernardino

WATERMASTER BOARD MEMBERS PRESENT

Paul Hofer	Crops
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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
Justin Nakano	Water Resources Senior Associate

WATERMASTER CONSULTANTS PRESENT

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

OTHERS PRESENT

Todd Corbin	Jurupa Community Services District
Richard Rees	Wood plc
Tracy Egoscue	Egoscue Law Group, Inc.

CALL TO ORDER

Chair Feenstra called the Agricultural Pool meeting to order at 1:36 p.m.

AGENDA – ADDITIONS/REORDER

(0:00:44) Chair Feenstra requested to defer Business Item II.D. until after Confidential Session.

I. CONSENT CALENDAR

A. MINUTES

Approve as presented:

1. Minutes of the Agricultural Pool Meeting held on July 19, 2018

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of June 2018
2. Watermaster VISA Check Detail for the month of June 2018
3. Combining Schedule for the Period July 1, 2017 through June 30, 2018
4. Treasurer's Report of Financial Affairs for the Period June 1, 2018 through June 30, 2018
5. Budget vs. Actual Report for the Period July 1, 2017 through June 30, 2018

C. WATER TRANSACTIONS

Provide advice and assistance to the Watermaster Board on the proposed transaction:
The purchase of 500,000 acre-feet of water from West Valley Water District by Cucamonga Valley Water District. This purchase is made from West Valley Water District's Excess Carryover Account. Date of application: July 11, 2018.

(0:01:27)

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

Moved to approve the Consent Calendar as presented.

II. BUSINESS ITEMS

A. RIGHT OF ENTRY AGREEMENT BETWEEN CHINO BASIN WATERMASTER AND THE CITY OF POMONA FOR CONSTRUCTION AND OPERATION OF THE POMONA EXTENSOMETER

Recommend to the Advisory Committee to approve the Right of Entry Agreement between the Chino Basin Watermaster and the City of Pomona for Construction and Operation of the Pomona Extensometer.

(0:01:49) Mr. Kavounas gave a report.

(0:02:43)

Motion by Mr. Ronald Pietersma seconded by Mr. John Huitsing, and by unanimous vote

Moved to approve Business Item II.A. as presented.

B. TASK ORDER NO. 3 UNDER MASTER AGREEMENT FOR COLLABORATIVE PROJECTS: POMONA EXTENSOMETER CONTRACT ADMINISTRATION

Recommend to the Advisory Committee to approve Task Order No. 3 Under Master Agreement for Collaborative Projects: Pomona Extensometer Contract Administration.

(0:03:12) Mr. Kavounas gave a report. A discussion ensued.

(0:05:24)

Motion by Mr. Nathan deBoom seconded by Mr. Henry De Haan, and by unanimous vote

Moved to approve Business Item II.B. as presented.

C. RIGHT OF ENTRY AGREEMENT BETWEEN CHINO BASIN WATERMASTER AND CHINO REAL ESTATE 13799 LLC (MONITORING WELL PRESERVATION AT FORMER CROWN COACH FACILITY)

Recommend to the Advisory Committee to approve the Right of Entry Agreement between the Chino Basin Watermaster and Chino Real Estate 13799 LLC.

(0:05:46) Mr. Kavounas gave a report.

(0:07:55)

Motion by Mr. Henry De Haan seconded by Mr. John Huitsing, and by unanimous vote

Moved to approve Business Item II.C. as presented.

D. ADVISORY COMMITTEE REQUEST FOR CONTINUED WATERMASTER ASSISTANCE

Discuss and possibly take action.

The Pool took Business Item II.D. during confidential session and the reportable actions are provided in sequence below.

E. OLD BUSINESS

None

III. REPORTS/UPDATES

A. LEGAL COUNSEL REPORT

1. Appeal of April 28, 2017 Order
2. August 17, 2018 Hearing
3. Overlying (Agricultural) Pool Committee's Consolidated and Amended Contests

(0:09:19) Mr. Herrema gave a report.

(0:12:49) Chair Feenstra invited Mr. Corbin to update the Pool regarding the Safe Yield Reset Appeal. A discussion ensued.

B. ENGINEER REPORT

1. Storage Framework
2. Fiscal Year 2017/18 GLMC Annual Report

(0:27:53) Mr. Malone gave a report.

C. CFO REPORT

None

D. GM REPORT

1. MOU Regarding Contributions of Safe Yield For Desalter Replenishment
2. 2018 RMPU
3. Storage Management Plan Development Schedule
4. Other

(0:30:57) Mr. Kavounas gave a report on Item III.D.1

(0:31:49) Mr. Nakano gave a report on Item III.D.2.

(0:32:24) Mr. Kavounas gave a report on Item III.D.3.

(0:33:37) Mr. Kavounas shared the Appropriative Pool's motion regarding Business Item II.D. A discussion ensued.

IV. INFORMATION

1. Cash Disbursements for July 2018
2. Recharge Investigations and Projects Committee (RIPCom)
3. Ground-Level Monitoring Committee Semi-Annual Status Report

V. POOL DISCUSSION

1. Chairman's Update
2. Pool Member Comments

VI. OTHER BUSINESS

None

VII. CONFIDENTIAL SESSION - POSSIBLE ACTION

Chair Feenstra called for a confidential session at 2:14 p.m. to discuss Appeal of April 28, 2017 Order, August 17, 2018 Hearing, Advisory Committee Request For Continued Watermaster Assistance, Overlying (Agricultural) Pool Committee's Consolidated and Amended Contests, Storage, and Strategic Planning. Confidential session concluded at 3:07 p.m.

(0:37:52) Ms. Egoscue provided the following two reportable actions:

Regarding Business Item II.D. – Advisory Committee Request For Continued Watermaster Assistance:

In the absence of a proposed final document, the Agricultural Pool has determined that the prior approval by the Pool is moot and has been nullified by the subsequent revisions to the operative proposed settlement, as well as the Parties apparent rejection of the Ag Pool’s edits upon which the approval was contingent.

*Motion by Mr. Ron Pietersma, seconded by Ms. Carol Boyd and by unanimous vote.
Moved to approve action as described above.*

Regarding Storage:

The draft Tolling Agreement presented by the Appropriative Pool legal counsel was approved.

*Motion by Mr. Ron Pietersma, seconded by Mr. John Huitsing and by unanimous vote.
Moved to approve action as described above.*

ADJOURNMENT

Chair Feenstra adjourned the Agricultural Pool meeting at 3:09 p.m.

Secretary: _____

Approved: _____ September 13, 2018 _____