

MINUTES
CHINO BASIN WATERMASTER
AGRICULTURAL POOL COMMITTEE MEETING

February 11, 2021

The Agricultural Pool Committee meeting was held via Zoom (conference call and web meeting) on February 11, 2021.

AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT ON CALL

Bob Feenstra, Chair	Dairy
Jeff Pierson, Vice-Chair	Crops
Nathan deBoom	Dairy
Henry DeHaan	Dairy
John Huitsing	Dairy
Geoffrey Vanden Heuvel	Dairy
Steven Raughley	County of San Bernardino
Gino Filippi for Ron LaBrucherie, Jr.	Crops
Carol Boyd	State of California – CIM
Pete Hall	State of California – CIM
Jimmy Medrano	State of California – CIM

WATERMASTER BOARD MEMBERS PRESENT ON CALL

Bob Kuhn	Three Valleys Municipal Water District
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WATERMASTER STAFF PRESENT ON CALL

Peter Kavounas	General Manager
Joseph Joswiak	Chief Financial Officer
Edgar Tellez Foster	Water Resources Mgmt. & Planning Dir.
Anna Nelson	Executive Services Director
Justin Nakano	Water Resources Technical Manager
Frank Yoo	Water Resources Senior Associate
Janine Wilson	Senior Accountant
Vanessa Aldaz	Administrative Assistant

WATERMASTER CONSULTANTS PRESENT ON CALL

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

OTHERS PRESENT ON CALL

Paul Hofer	Crops
Ruben Llamas	Crops
Tracy Egoscue	Egoscue Law Group, Inc.
Marilyn Levin	State of California – DOJ
Richard Rees	Wood plc

CALL TO ORDER

Chair Feenstra called the Agricultural Pool Committee meeting to order at 1:33 p.m.

ROLL CALL

(0:00:28) Ms. Nelson conducted the roll call and announced that a quorum was present.

AGENDA – ADDITIONS/REORDER

(0:01:43) Chair Feenstra removed Consent Calendar Item I.C.

I. CONSENT CALENDAR

Note: All matters listed under the Consent Calendar are considered to be routine and non-controversial and will be acted upon by one motion in the form listed below. There will be no separate discussion on these items prior to voting unless any members, staff, or the public requests specific items be discussed and/or removed from the Consent Calendar for separate action.

A. MINUTES

Approve as presented:

1. Minutes of the Agricultural Pool Meeting held November 12, 2020
2. Minutes of the Agricultural Pool Special Meeting held November 23, 2020
3. Minutes of the Agricultural Pool Special Meeting held December 8, 2020
4. Minutes of the Agricultural Pool Meeting held on January 14, 2021

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of December 2020
2. Watermaster VISA Check Detail for the month of December 2020
3. Combining Schedule for the Period July 1, 2020 through December 31, 2020
4. Treasurer's Report of Financial Affairs for the Period December 1, 2020 through December 31, 2020
5. Budget vs. Actual Report for the Period July 1, 2020 through December 31, 2020
6. Cash Disbursements for January 2021 (Information Only)

C. RICHARD ANDERSON OVERLYING (AGRICULTURAL) POOL INTERVENTION REQUEST

File the request for intervention with the Court.

(0:02:10) A motion was made by Vice-Chair Pierson and seconded by Mr. DeHaan to approve Consent Calendar Items I.A. and I.B. as presented.

(0:02:45) A roll call vote was taken.

Motion by Vice-Chair Jeff Pierson, seconded by Mr. Henry DeHaan, and by unanimous roll call vote as attached to these minutes

Moved to approve Consent Calendar Items I.A., the Minutes, and I.B., the Financial Reports, as presented.

Chair Feenstra removed Consent Calendar Item I.C. and the item was not considered.

(0:04:01) Chair Feenstra stated that due to the actions of the Appropriative Pool and the status of the Agricultural Pool legal expenses, no other items would be considered today. A discussion ensued.

II. BUSINESS ITEMS

A. 2013 RMPU PROJECTS FINANCING OPTIONS

Recommend to Advisory Committee to recommend Watermaster Board approval of the preferred loan term.

The meeting was adjourned prior to the report being given.

B. STATUS OF OVERLYING (AGRICULTURAL) POOL EXPENSES AND ASSESSMENTS AND APPROPRIATIVE POOL MEMBER AGENCIES' NONPAYMENT (DISCUSSION ONLY)

Information only.

The meeting was adjourned prior to the report being given.

C. DISCUSSION REGARDING POSSIBLE OVERLYING (AGRICULTURAL) POOL ASSESSMENTS (DISCUSSION ONLY)

Information only.

The meeting was adjourned prior to the report being given.

D. OLD BUSINESS

None

III. REPORTS/UPDATES

A. LEGAL COUNSEL

1. San Bernardino County Superior Court Emergency Order
2. Motion of Appropriative Pool Member Agencies Re: Agricultural Pool Legal and Other Expenses
3. March 26, 2021 Hearing
4. Kaiser Permanente Lawsuit

The meeting was adjourned prior to the report being given.

B. ENGINEER

1. Local Storage Limitation Solution – Engineering Analysis Results
2. History of Basin Storage Estimates – Errata
3. 2023 RMPU Scope of Work
4. GLMC – CY 2021 Schedule
5. PBHSC – CY 2021 Schedule

The meeting was adjourned prior to the report being given.

C. CHIEF FINANCIAL OFFICER

1. Fiscal Year 2020/21 Mid-Year Review
2. Fiscal Year 2021/22 Budget Schedule

The meeting was adjourned prior to the report being given.

D. GENERAL MANAGER

1. Proposed Changes to the Chino Basin Peace Agreement (2000)
2. San Sevaine Project Recognition
3. Other

The meeting was adjourned prior to the report being given.

IV. POOL DISCUSSION

1. Chairman's Update
2. 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.

1. Mediation
2. Appropriative Pool Member Agencies' Nonpayment of Overlying (Agricultural) Pool Assessments and Expenses
3. Formation of Executive Committee
4. Strategic Planning

The meeting was adjourned prior to Confidential Session.

ADJOURNMENT

Chair Feenstra adjourned the Agricultural Pool Committee meeting at 1:47 p.m.

Secretary: _____

Approved: March 11, 2021

Attachments:

1. 20210211 Roll Call Vote Outcome for Consent Calendar Items I.A. & I.B.

**Attachment 1 to 20210211 OAP Minutes
Consent Calendar Items I.A. & I.B.**

February 11, 2021 Agricultural Pool Meeting Roll Call Vote for
Consent Calendar Items I.A. & I.B.

Member	Alternate	I.A. & I.B.
deBoom, Nathan		yes
DeHaan, Henry		yes
Huitsing, John*		yes
Pierson, Jeff, Vice-Chair		yes
Filippi, Gino		yes
Vanden Heuvel, Geoffrey		yes
Raughley, Steven		yes
Boyd, Carol		yes
Hall, Pete		yes
Medrano, Jimmy		yes
Feenstra, Robert, Chair		yes
	OUTCOME:	Passed Unanimously

*Mr. Huitsing was experiencing some technical difficulty and is not audible on the recording.