

**MINUTES**  
**CHINO BASIN WATERMASTER**  
**AGRICULTURAL POOL COMMITTEE MEETING**

March 11, 2021

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

**AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT ON CALL**

Bob Feenstra, Chair	Dairy
Jeff Pierson, Vice-Chair	Crops
Steven Raughley	County of San Bernardino
Gino Filippi for Henry DeHaan	Crops
Ron LaBrucherie, Jr.	Crops
Nathan deBoom	Dairy
John Huitsing	Dairy
Geoffrey Vanden Heuvel	Dairy
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.
Miles Terry Bettencourt	State of California – CIM
Marilyn Levin	State of California – DOJ
Richard Rees	Wood plc

**CALL TO ORDER**

Chair Feenstra called the Agricultural Pool Committee meeting to order at 1:32 p.m.

**ROLL CALL**

(0:02:30) Ms. Nelson conducted the roll call and announced that a quorum was present.

**AGENDA – ADDITIONS/REORDER**

(0:03:22) Chair Feenstra and Ms. Egoscue brought forward a correction that needed to be made to the February's minutes.

(0:06:29) Vice-Chair Pierson requested that Consent Calendar Item D be pulled for separate discussion.

**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 Committee Meeting held February 11, 2021
2. Minutes of the Agricultural Pool Committee Special Meeting held February 17, 2021

**B. FINANCIAL REPORTS**

Receive and file as presented:

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

**C. OBMP SEMI-ANNUAL STATUS REPORT 2020-2**

Recommend to the Advisory Committee to recommend to the Watermaster Board to adopt the Semi-Annual OBMP Status Report 2020-2, along with filing a copy with the Court, subject to any necessary non-substantive changes.

(0:06:40) A motion was made by Vice-Chair Pierson and seconded by Mr. deBoom to approve Consent Calendar Items I.A., I.B., and I.C. with the requested revisions to the minutes.

(0:07:23) A roll call vote was taken.

*Motion by Vice-Chair Jeff Pierson, seconded by Mr. Nathan deBoom, and passed by unanimous roll call vote as attached to these minutes*

***Moved to approve Consent Calendar Items I.A., the Minutes with revisions as noted, I.B., the Financial Reports, and I.C., OBMP Semi-Annual Status Report 2020-2***

**D. SGMA REPORTING FOR WATER YEAR 2020**

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

(0:08:47) A discussion ensued regarding Consent Calendar Item D.

(0:20:53) A motion was made by Mr. Vanden Heuvel and seconded by Mr. deBoom to approve Consent Calendar Items I.D. as presented.

(0:21:26) A roll call vote was taken.

*Motion by Mr. Geoffrey Vanden Heuvel, seconded by Mr. Nathan deBoom, and passed by unanimous roll call vote as attached to these minutes*

***Moved to approve Consent Calendar Items I.D., SGMA Reporting for Water Year 2020, as presented.***

**II. BUSINESS ITEMS**

**A. CHINO BASIN OPTIMUM MANAGEMENT**

Offer advice and assistance to Watermaster on:

- [1] timing on the revision and recirculation of the 2020 OBMP SEIR; and
- [2] timing on a study of the location and magnitude of production to maximize Safe Yield and avoid MPI, along with developing a possible concept for regional resource management.

(0:22:50) Mr. Kavounas gave a report. A discussion ensued.

**B. RESPONSE TO AP COMMENTS IN RE: ADVISORY COMMITTEE ROLE IN THE BUDGET PROCESS**

Provide direction and recommendations to Watermaster staff on:

- [1] whether budget workshop(s) are desired and, if so, what is the desired timing for these to be held; and
- [2] how to better align Watermaster monthly meetings with the budget process.

(0:32:23) Mr. Kavounas gave a report. A discussion ensued.

**C. OLD BUSINESS**

None

**III. REPORTS/UPDATES**

**A. LEGAL COUNSEL**

- 1. San Bernardino County Superior Court Emergency Order
- 2. March 26, 2021 Hearing
- 3. Kaiser Permanente Lawsuit

(0:49:51) Mr. Herrema gave a report. A discussion ensued.

**B. ENGINEER**

- 1. GLMC/PBHSC Scope and Budget Process – FY 2021/2022

(0:56:34) Mr. Malone gave a report. A discussion ensued.

**C. CHIEF FINANCIAL OFFICER**

- 1. Fiscal Year 2021/22 Budget Schedule

(1:03:51) Mr. Joswiak gave a report. A discussion ensued.

**D. GENERAL MANAGER**

- 1. Status Report: Peace Agreement Amendment (PE8)
- 2. Status Report: Local Storage Limitation Solution – Addendum
- 3. Status Report: Exhibit G Physical Solution Transfers
- 4. Other

(1:15:53) Mr. Kavounas gave a report on the first two items and introduced Ms. Nelson, who gave a report on Item 3, Status Report: Exhibit G Physical Solution Transfers. A discussion ensued.

**IV. POOL DISCUSSION**

- 1. Chairman's Update
- 2. Pool Member Comments

(1:18:50) Chair Feenstra introduced Mr. Llamas, a new alternate member of the Agricultural Pool Committee representing Crops.

(1:19:19) Chair Feenstra raised the issue of the Ag Pool Legal Expenses. A discussion ensued.

**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.

Chair Feenstra called for a confidential session at 3:00 p.m. to discuss the following:

1. Peace Agreement Amendments
2. Status of Counter to AP
3. Mediation
4. State Request for Discussion
5. Ag Pool Budget

Confidential session concluded at 4:41 p.m. with no reportable action.

\*The Agricultural Pool Committee did not return to the Zoom conference line following Confidential Session and adjourned immediately following Confidential Session. See attached for adjournment as provided by Pool Counsel.

**ADJOURNMENT**

Chair Feenstra adjourned the Agricultural Pool Committee meeting at 4:42 p.m.

Secretary: \_\_\_\_\_

Approved: \_\_\_\_\_ April 8, 2021

Attachments:

1. 20210311 Roll Call Vote Outcome for Consent Calendar Items
2. 20210311 Meeting Adjournment Email as provided by Pool Legal Counsel

## Attachment 1 to 20210311 Agricultural Pool Committee Meeting Minutes

March 11, 2021 Agricultural Pool Meeting Roll Call Vote Outcomes
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Member	Alternate	I.A., I.B. & I.C.*	I.D.
deBoom, Nathan		yes	yes
Huitsing, John		yes	yes
Vanden Heuvel, Geoffrey		yes	yes
	Filippi, Gino	yes	yes
Pierson, Jeff, Vice-Chair		yes	yes
LaBrucherie, Jr., Ron		yes	yes
Raughley, Steven		yes	yes
Boyd, Carol		yes	yes
Hall, Pete		yes	yes
Medrano, Jimmy		yes	yes
Feenstra, Robert, Chair		yes	yes
<b>OUTCOME:</b>		<b>Passed Unanimously</b>	<b>Passed Unanimously</b>

\*Approved with revisions as noted.

## Attachment 2 to 20210311 Agricultural Pool Committee Meeting Minutes

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**From:** Tracy J. Egoscue <tracy@egoscuelaw.com>  
**Sent:** Thursday, March 11, 2021 4:41 PM  
**To:** Anna Nelson <atruongnelson@cbwm.org>  
**Cc:** Tracy J. Egoscue <tracy@egoscuelaw.com>  
**Subject:** Re: When out of Confidential Session

Closed session ended with no reportable action.

Thank you.

Tracy J. Egoscue, Esq.  
Egoscue Law Group, Inc.  
562.988.5978 office  
562.981.4866 cell

[tracy@egoscuelaw.com](mailto:tracy@egoscuelaw.com)

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