

MINUTES
CHINO BASIN WATERMASTER
AGRICULTURAL POOL COMMITTEE MEETING

October 14, 2021

The Agricultural Pool Committee meeting was held via Zoom (conference call and web meeting) on October 14, 2021.

AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT ON CALL

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

WATERMASTER STAFF PRESENT ON CALL

Peter Kavounas	General Manager
Edgar Tellez Foster	Water Resources Mgmt. and Planning Dir.
Anna Nelson	Executive Services Director
Justin Nakano	Water Resources Technical Manager
Frank Yoo	Data Services and Judgment Reporting Mgr.
Vanessa Aldaz	Administrative Assistant

WATERMASTER CONSULTANTS PRESENT ON CALL

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

OTHERS PRESENT ON CALL

Ruben Llamas	Crops
Gino Filippi	Crops
Tracy Egoscue	Egoscue Law Group, Inc.
Larry Cain	State of California – CIM
Richard Rees	Wood plc

CALL TO ORDER

Chair Feenstra called the Agricultural Pool Committee meeting to order at 1:30 p.m.

ROLL CALL

(0:00:17) Ms. Aldaz conducted the roll call and announced that a quorum was present.

AGENDA – ADDITIONS/REORDER

The Agricultural Pool Committee took Confidential Session directly following the Roll Call.

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 September 9, 2021
2. Minutes of the Agricultural Pool Committee Special Meeting held September 20, 2021

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of August 2021
2. Watermaster VISA Check Detail for the month of August 2021
3. Combining Schedule for the Period July 1, 2021 through August 31, 2021
4. Treasurer's Report of Financial Affairs for the Period August 1, 2021 through August 31, 2021
5. Budget vs. Actual Report for the Period July 1, 2021 through August 31, 2021
6. Cash Disbursements for the month of September 2021

C. APPLICATION: WATER TRANSACTION

Provide advice and assistance to the Advisory Committee on the proposed transaction:

The transfer of 1,000.0 acre-feet of water from Santa Ana River Water Company to Blue Triton Brands, Inc. This transfer is made from Santa Ana River Water Company's Excess Carryover Account.

(0:04:14) Vice-Chair Pierson requested that Consent Calendar Item I.C., Application: Water Transaction, be pulled for separate discussion.

(0:04:28) Vice-Chair Pierson introduced a motion to approve Consent Calendar Items I.A. and I.B., seconded by Mr. LaBrucherie.

(0:04:50) Mr. Raughley raised a question about Consent Calendar Item I.B., the Financial Reports.

(0:09:43) Vice-Chair Pierson revised his motion to include only Consent Calendar Item I.A.

(0:10:17) A roll call vote was taken.

Motion by Vice-Chair Pierson, seconded by Mr. Ron LaBrucherie, Jr., and passed by unanimous roll call vote as attached to these minutes.

Moved to approve Consent Calendar Items I.A., the Minutes, as presented.

(0:12:01) Discussion continued on Item I.B. Ms. Egoscue suggested that the financials come back at the next Pool meeting to receive and file, after the question has been addressed. It was so ordered by Chair Feenstra to bring back the August financials to the November meeting.

(0:15:44) Vice-Chair Pierson introduced a motion to oppose Consent Calendar Item I.C., Application Water Transaction.

(0:16:34) A roll call vote was taken.

Motion by Vice-Chair Pierson, seconded by Mr. Pete Hall, and passed by unanimous roll call vote as attached to these minutes.

Moved to oppose Consent Calendar Item I.C. as presented.

II. BUSINESS ITEMS

A. TASK ORDER NO. 6 UNDER MASTER AGREEMENT FOR COLLABORATIVE PROJECTS: LOSS OF HYDRAULIC CONTROL MITIGATION PLAN UPDATE

Recommend Advisory Committee approval of Task Order No. 6 as presented.

(0:18:30) Mr. Kavounas introduced Mr. Tellez Foster, who gave a report.

(0:20:56) A roll call vote was taken.

Motion by Mr. Geoffrey Vanden Heuvel, seconded by Vice-Chair Jeff Pierson, and passed by unanimous roll call vote as attached to these minutes.

Moved approve Business Item II.A., Task Order No. 6 Under Master Agreement For Collaborative Projects: Loss of Hydraulic Control Mitigation Plan Update, as presented.

B. FISCAL YEAR 2021/22 BUDGET AMENDMENT (FORM A-21-10-01)

Recommend to the Advisory Committee to approve the Fiscal Year 2021/22 Budget Amendment (Form A-21-10-01).

(0:22:24) Mr. Kavounas gave a report. A discussion ensued.

(0:23:28) A roll call vote was taken.

Motion by Mr. Geoffrey Vanden Heuvel, seconded by Vice-Chair Jeff Pierson, and passed by unanimous roll call vote as attached to these minutes.

Moved approve Business Item II.B., Fiscal Year 2021/22 Budget Amendment (Form A-21-10-01), as presented.

C. OLD BUSINESS

None

III. REPORTS/UPDATES

A. LEGAL COUNSEL

1. San Bernardino County Superior Court Emergency Order
2. October 8, 2021 Hearing
3. Rules & Regulations Update
4. Evergreen Storage Agreements
5. Kaiser Permanente Lawsuit

The Engineer's Report was taken before the Legal Counsel's Report.

(0:43:10) Mr. Herrema gave a report. A discussion ensued.

B. ENGINEER

1. Ground-Level Monitoring Committee Update
2. Annual Streamflow Monitoring Report
3. Safe Yield Reset Methodology Workshop

(0:25:45) Mr. Malone gave a report including a presentation on Item 1, Ground-Level Monitoring Committee Update. A discussion ensued.

C. CHIEF FINANCIAL OFFICER

None

D. GENERAL MANAGER

1. Chino Basin Management – Board Discussion (Workshop)
2. Storage Q&A
3. Drinking Water Well Principles and Strategies
4. Other

(0:53:17) Mr. Kavounas gave a report. A discussion ensued.

IV. POOL DISCUSSION

1. Chairman's Update
2. Pool Member Comments

(0:55:00) Chair Feenstra took a moment to recognize Ms. Egoscue, Vice-Chair Pierson, Mr. Pietersma, Mr. Hofer, and others that have been so generous with their time and leadership. He also offered compliments to the Watermaster staff.

(0:57:50) Mr. Hall reported out that Mr. Tamer Ahmed would no longer be an alternate as a State of California and was being replaced with Ms. Diana Frederick. Mr. Hall has already made Watermaster aware.

(0:58:20) Chair Feenstra commented on the upcoming Advisory Committee and Watermaster Board meetings. Vice-Chair Pierson also commented and complimented Mr. Kavounas and Watermaster staff on the October 13th Chino Basin Management – Board Discussion (Workshop) stating that it was a great and helpful overview.

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 1:38 p.m. to discuss the following:

1. October 8, 2021 Hearing
2. Amendment to Storage Contest
3. Update on Ag Well Production Assessment

(0:02:41) Confidential session concluded at 2:29 p.m. with the following reportable action:

Motion by Mr. Ron LaBrucherie Jr., seconded by Vice-Chair Jeff Pierson, and passed unanimously.
The Agricultural Pool sets a legal budget of \$500,000.00 and a Special Projects budget of \$85,000.00 for Fiscal Year 2021/22.

ADJOURNMENT

Chair Feenstra adjourned the Agricultural Pool Committee meeting at 3:35 p.m.

Secretary: _____

Approved: _____ November 10, 2021

Attachments:

1. 20211014 Reportable Action as provided by Pool Legal Counsel
2. 20211014 Roll Call Vote Outcome for Consent Calendar Items I.A. and I.C. and Business Items II.A. and II.B.

Attachment 1 to 20211014 Agricultural Pool Committee Meeting Minutes

10/14/21 Confidential Session Motion by Agricultural Pool

Motion by: Ron LaBrucherie

Second by: Vice Chair Pierson

The Agricultural Pool sets a legal budget of \$500,000 and a Special Projects budget of \$85,000 for fiscal year 2021/22.

Motion Passed

Chair Feenstra	Yes
Vice Chair Pierson	Yes
Nathan DeBoom	Yes
Henry DeHaan	Yes
John Huitsing	Yes
Geoff Vanden Heuvel	Yes
Ron La Brucherie	Yes
Steven Raughley	Yes
Marilyn Levin	Yes
Pete Hall	Yes
Jimmy Medrano	Yes

Attachment 2 to 20211014 Agricultural Pool Committee Meeting Minutes

October 14, 2021 Agricultural Pool Committee Meeting Roll Call Vote Outcome for Consent Calendar and Business Items

Member	Alternate	Consent Calendar Item I.A.	Consent Calendar Item I.C.	Business Item II.A.	Business Item II.B.
LaBrucherie, Jr., Ron		yes		yes	yes
	Filippi, Gino		yes		
Pierson, Jeff, Vice-Chair		yes	yes	yes	yes
deBoom, Nathan		yes	yes	yes	yes
DeHaan, Henry		yes	yes	yes	yes
Huitsing, John		yes	yes	yes	yes
Vanden Heuvel, Geoffrey		yes	yes	yes	yes
Raughley, Steven		yes	yes	yes	yes
Boyd, Carol					
	Levin, Marilyn	yes	yes	yes	yes
Hall, Pete		yes	yes	yes	yes
Medrano, Jimmy		yes	yes	yes	yes
Feenstra, Bob, Chair		yes	yes	yes	yes
	OUTCOME:	Passed Unanimously by those present	Passed Unanimously by those present	Passed Unanimously by those present	Passed Unanimously by those present