

MINUTES
CHINO BASIN WATERMASTER
ANNUAL AGRICULTURAL POOL COMMITTEE MEETING
January 13, 2022

The annual Agricultural Pool committee meeting was held via Zoom (conference call and web meeting) on January 13, 2022.

AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT

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

WATERMASTER BOARD MEMBERS PRESENT

Bob Kuhn	Three Valleys Municipal Water District
Mike Gardner	Western Municipal Water District

WATERMASTER STAFF PRESENT

Peter Kavounas	General Manager
Joseph Joswiak	Chief Financial Officer
Edgar Tellez Foster	Water Resources Mgmt. and Planning Dir.
Anna Nelson	Director of Administration
Justin Nakano	Water Resources Technical Manager
Frank Yoo	Data Services and Judgment Reporting Mgr.
Janine Wilson	Senior Accountant
Gabby Garcia	Executive Assistant II/Board Clerk
Ruby Favela	Administrative Assistant

WATERMASTER CONSULTANTS PRESENT

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

OTHERS PRESENT

Paul Hofer	Crops
Ruben Llamas	Crops
Tracy Egoscue	Egoscue Law Group, Inc.
Carol Boyd	State of California – CIM
Marilyn Levin	State of California – DOJ
Gregor Larabee	State of California – DOJ
Diana Frederick	State of California – CIM
Richard Rees	Wood plc

CALL TO ORDER

Mr. Feenstra, the 2021 Agricultural Pool Committee Chair, called the annual Agricultural Pool committee meeting to order at 1:35 p.m.

ROLL CALL

(0:01:30) Ms. Garcia conducted the roll call using the 2021 membership roster and announced that a quorum was present.

AGENDA – ADDITIONS/REORDER

(0:00:49) Mr. Hall requested that the Pool go into Confidential Session before the annual elections; the Confidential Session ended at 3:20pm as shown in the minutes.

I. ANNUAL ELECTIONS (ACTION)

(0:08:13) Mr. Feenstra named the calendar year 2021 Agricultural Pool members and alternates as shown below.

A. CALENDAR YEAR 2022 AGRICULTURAL POOL MEMBERS

According to the Overlying (Agricultural) Pool Rules and Regulations the Agricultural Pool membership shall consist of not less than nine (9) representatives selected at large by members of the Pool. Pool members will be asked to make any necessary changes to the following list in order to establish pool membership and alternates during Calendar Year 2022:

2021 Agricultural Pool Members

Dairy: Robert Feenstra
Nathan deBoom
John Huitsing
Henry DeHaan
Ron Pietersma
Geoffrey Vanden Heuvel

Crops: Jeff Pierson
Ron LaBrucherie, Jr.

State: Carol Boyd
Pete Hall
Jimmy Medrano

County: Steven Raughley

2021 Alternates

Crops: Gino Filippi
Paul Hofer

State: Pete Hall
Noah Golden-Krasner
Tamer Ahmed
Miles Terry Bettencourt
Larry Cain

County: Amanda Meere

2022 Agricultural Pool Members

Dairy: Robert Feenstra _____
Nathan deBoom _____
John Huitsing _____
Henry DeHaan _____
Ron Pietersma _____
Geoffrey Vanden Heuvel _____

Crops: Jeff Pierson _____
Ron LaBrucherie, Jr. _____

State: Pete Hall _____
Jimmy Medrano _____
Larry Cain _____

County: Steven Raughley _____

2022 Alternates

Crops: Gino Filippi _____
Paul Hofer _____
Ruben Llamas _____

State: Marilyn Levin _____
Carol Boyd _____
Diana Frederick _____
Gregor Larabee _____
Tariq Awan _____
Noah Golden-Krasner _____

County: Bradley Jensen _____

(0:13:59) A roll call vote was taken.

Motion by Mr. Jeff Pierson, seconded by Ms. Carol Boyd, and passed by unanimous roll call vote as attached to these minutes.

Moved to approve the 2022 Agricultural Pool Committee membership and alternates, as shown above in I.A.

B. ANNUAL ELECTIONS

Elect the following Calendar Year 2022 Officers of the Pool: Chair, Vice-Chair, Secretary, Treasurer, and Assistant Secretaries and Treasurers as may be appropriate.

Chair	<u>Bob Feenstra</u>
Vice-Chair	<u>Jeff Pierson</u>
Secretary/Treasurer	<u>Watermaster General Manager</u>

(0:16:30) Mr. Feenstra handed the meeting to Ms. Egoscue, the Agricultural Pool's legal counsel, to run the annual elections.

(0:16:53)

Motion by Mr. Jeff Pierson, seconded by Mr. Henry DeHaan, and by unanimous vote

Moved to approve the Calendar Year 2022 appointment of Agricultural Pool Chair as shown in I.B. above.

(0:21:07)

Motion by Chair Bob Feenstra, seconded by Mr. Nathan deBoom, and by unanimous vote

Moved to approve the Calendar Year 2022 appointment of the Agricultural Pool Vice-Chair and Secretary/Treasurer as shown in I.B. above.

C. ELECTION OF CALENDAR YEAR 2022 ADVISORY COMMITTEE MEMBERS

According to the Agricultural Pool Pooling Plan, the Pool shall designate up to 10 members of the Pool Committee, and their alternates, to serve on the Advisory Committee.

(0:27:52)

Motion by Vice-Chair Jeff Pierson, seconded by Mr. Ron LaBrucherie, Jr., and by unanimous vote

Moved to approve the Calendar Year 2022 appointment of the Agricultural Pool committee members and their alternates to serve on the 2022 Advisory Committee with the exception Messrs. Raughley and Vanden Heuvel, who will also serve as alternates.

D. CALENDAR YEAR 2022 AGRICULTURAL POOL MEMBER APPOINTED TO SERVE AS ADVISORY COMMITTEE OFFICER

Appoint a designated representative to serve as an officer of the Advisory Committee during Calendar Year 2022. According to the rotation sequence established among the Pools, the Appropriate Pool appointee will be filling the position of Second Vice-Chair.

Agricultural Pool Officer (Second Vice-Chair) Appointment to the Advisory Committee:

Jeff Pierson

(0:26:54) Chair Feenstra appointed Mr. Pierson to serve as the Agricultural Pool Committee representative in the position of Chair on the Advisory Committee for Calendar Year 2022. There was no objection by the Agricultural Pool Committee members.

E. APPOINTMENT OF CALENDAR YEAR 2022 POOL REPRESENTATION ON WATERMASTER BOARD

According to the Board rotation schedule filed with the Court in 2000 and updated on November 17, 2015, the Agricultural Pool is to appoint two representatives and alternates, as shown below, to serve on the Board for the Calendar Year.

Member: Jeff Pierson Alternate: Bob Feenstra

Member: Pete Hall Alternate: Larry Cain

(0:23:28) Chair Feenstra appointed both Messrs. Pierson and Hall as the Agricultural Pool Committee representatives to serve on the Watermaster Board in Calendar Year 2022. There was no objection by the Agricultural Pool Committee members.

Ms. Egoscue handed the meeting back to the 2022 Chair, Mr. Feenstra to conduct the meeting.

II. CONSENT CALENDAR

A. MINUTES

Approve as presented:

1. Minutes of the Agricultural Pool Committee Meeting held November 10, 2021

B. FINANCIAL REPORTS

Receive and file as presented:

1. Cash Disbursements for the month of October 2021
2. Watermaster VISA Check Detail for the month of October 2021
3. Combining Schedule for the Period July 1, 2021 through October 31, 2021
4. Treasurer's Report of Financial Affairs for the Period October 1, 2021 through October 31, 2021
5. Budget vs. Actual Report for the Period July 1, 2021 through October 31, 2021
6. Cash Disbursements for the month of November 2021
7. Watermaster VISA Check Detail for the month of November 2021
8. Combining Schedule for the Period July 1, 2020 through November 30, 2021
9. Treasurer's Report of Financial Affairs for the Period November 1, 2021 through November 30, 2021
10. Budget vs. Actual Report for the Period July 1, 2021 through November 30, 2021
11. Cash Disbursements for December 2021 (Information Only)

C. CHINO BASIN WATERMASTER INVESTMENT POLICY

Recommend that the Advisory Committee recommends approval of Resolution 2022-01 – Resolution of the Chino Basin Watermaster, San Bernardino County, California, Re-Authorizing the Watermaster's Investment Policy.

D. LOCAL AGENCY INVESTMENT FUND

Recommend that the Advisory Committee recommends approval of Resolution 2022-02 – Resolution Authorizing Investment of Monies in the Local Agency Investment Fund (LAIF).

E. CHINO BASIN WATERMASTER 44TH ANNUAL REPORT (FISCAL YEAR 2020/21)

Recommend that the Advisory Committee recommend to the Watermaster Board to adopt the 44th Annual Report, along with filing a copy with the Court, subject to any necessary non-substantive changes.

(0:35:39) 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 the Consent Calendar as presented

(0:37:02) Mr. Hofer thanked Mr. Hall for assuming the role as one of the two Board members representing the Agricultural Pool in 2022. Mr. Hofer left the meeting following his comment.

(0:37:40) Mr. Vanden Heuvel commended Mr. Hofer for his many decades representing the Agricultural Pool on the Watermaster Board.

III. BUSINESS ITEMS

A. DRY YEAR YIELD PROGRAM

Offer any advice and assistance to the Watermaster Board.

(0:38:26) Mr. Kavounas gave a report.

B. 2022 UPDATE TO THE 2019 CHINO BASIN WATERMASTER RULES AND REGULATIONS

Recommend Advisory Committee to approve the 2022 Update to the 2019 Chino Basin Watermaster Rules and Regulations.

(0:39:49) Mr. Kavounas gave a report and invited Mr. Herrema to give an update on the comments recently received by the City of Ontario and Monte Vista Water District. A discussion ensued.

(0:53:48) A roll call vote was taken.

Motion by Mr. Nathan deBoom, seconded by Mr. Steven Raughley, and passed by unanimous roll call vote as attached to these minutes.

Moved to approve Business Item III.B., the 2022 Update to the 2019 Chino Basin Rules and Regulations as presented

C. 2022 OBMP IMPLEMENTATION PLAN

Recommend studies and/or planning efforts necessary to advance implementation of the 2020 OBMP.

(0:54:50) Mr. Kavounas gave a report. A discussion ensued.

D. OLD BUSINESS

None

IV. REPORTS/UPDATES

A. LEGAL COUNSEL

1. San Bernardino County Superior Court Emergency Order
2. February 4, 2022 Hearing
3. Evergreen Storage Agreements
4. Kaiser Permanente Lawsuit

(0:47:27) Mr. Herrema gave a report. A discussion ensued.

B. ENGINEER

1. Storage Q&A
2. Safe Yield Reset Methodology Update
3. GLMC Update
4. Proposed Hexavalent MCL NOP Comments

(0:59:16) Mr. Malone gave a report and invited Mr. Rapp to give a presentation on Item 2, the Safe Yield Reset Methodology Update. A discussion ensued.

C. CHIEF FINANCIAL OFFICER

1. FY 2021/22 Assessment Package Payments Status
2. Upcoming FY 2021/22 Mid-Year Review

(1:13:22) Mr. Joswiak gave a report. A discussion ensued.

D. GENERAL MANAGER

1. WUE Rulemaking Update
2. Groundwater Management and Drinking Water Well Principles and Strategies
3. Exhibit "G" Physical Solution Transfers
4. Calendar Year 2022 Letters of CBWM Representation
5. Hearing Officer Panel Additions/Removals
6. 2021 Shriners Hospitals for Children Fundraiser
7. Jim Theirl's Passing
8. Other

(1:18:45) Mr. Kavounas introduced Mr. Tellez Foster who gave a report on Items 1 and 2. Mr. Yoo gave an update on Item 3 indicating that for Fiscal Year 2021/22, Hamner Park Associates offered 800 acre-feet of water for purchase at \$715 per acre-foot and that Appropriators will have until March 1, 2022 to declare interest. Mr. Kavounas gave an update on the 2022 Hearing Officer Panel. Ms. Nelson gave a report on Item 6, the 2021 staff fundraiser supporting Shriners Hospitals for Children indicating that the goal was set at \$6,000 and with the overwhelming support by the Watermaster family, the goal was surpassed and closed at \$13,612. She thanked everyone for their generosity and for making the fundraiser a huge success. Mr. Kavounas shared thoughts on the passing of Mr. Jim Theirl who was a prior Watermaster staff member.

V. INFORMATION

1. Notice of Intent Regarding the Determination of Operating Safe Yield
2. Recharge Investigations and Projects Committee (RIPComm)

VI. POOL DISCUSSION

1. Chairman's Update
2. Pool Member Comments

Chair Feenstra congratulated Mr. Hall on the State's seat on the Watermaster Board.

VII. OTHER BUSINESS

None

VIII. CONFIDENTIAL SESSION – POSSIBLE ACTION

A Confidential Session may be held during the Pool Committee meeting for the purpose of discussion and possible action.

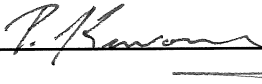
The Pool convened into Confidential Session at 1:40 p.m. to discuss the following:

1. February 4, 2022 Hearing
2. Ag Pool Appeal

Confidential session concluded at 3:30 p.m. with no reportable action.

ADJOURNMENT

Chair Feenstra adjourned the Annual Agricultural Pool Committee meeting at 4:45 p.m.

Secretary: 

Approved: February 10, 2022

Attachment 1:

- 20220113 Roll Call Vote Outcome for Annual Elections I.A.-I.E.
- 20220113 Roll Call Vote Outcome for Consent Calendar II.A.-II.E.
- 20220113 Roll Call Vote Outcome for Business Item II.B.

Attachment 1 to 20220113 Agricultural Pool Committee Meeting Minutes

1/13/2022 Roll Call Vote Outcome for Annual Elections, Consent Calendar, and Business Items

Member	Alternate	Annual Elections Item I.A.-I.E.	Consent Calendar Item II.A.-II.E.	Business Item II.B.
Cain, Larry		yes	yes	yes
deBoom, Nathan		yes	yes	yes
DeHaan, Henry		yes	yes	yes
Hall, Pete		yes	yes	yes
Huitsing, John		yes	yes	yes
LaBrucherie, Jr., Ron		yes	yes	yes
Medrano, Jimmy		yes	yes	yes
Pierson, Jeff, Vice-Chair		yes	yes	yes
Pietersma, Ron		yes	yes	yes
Raughley, Steven		yes	yes	yes
Vanden Heuvel, Geoffrey		yes	yes	yes
Feenstra, Bob, Chair		yes	yes	yes
	OUTCOME:	Passed Unanimously by those present	Passed Unanimously by those present	Passed Unanimously by those present