

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

April 14, 2022

The Agricultural Pool committee meeting was held at the Watermaster offices located at 9641 San Bernardino Road, Rancho Cucamonga, CA., and via Zoom (conference call and web meeting) on April 14, 2022.

**AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT**

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

**WATERMASTER BOARD MEMBERS PRESENT**

Mike Gardner	Western Municipal Water District
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**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
Ruby Favela	Administrative Assistant
David Huynh	Senior Field Operations Specialist
Alonso Jurado	Senior Field Operations Specialist

**WATERMASTER CONSULTANTS PRESENT**

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

**OTHERS PRESENT**

Gino Filippi	Crops
Paul Hofer	Crops
Ruben Llamas	Crops
Tracy Egoscue	Egoscue Law Group, Inc.
William McDonnell	Inland Empire Utilities Agency
Marilyn Levin	State of California – DOJ
Richard Rees	Wood plc

**CALL TO ORDER**

Chair Feenstra called the Agricultural Pool committee meeting to order at 1:31 p.m.

**ROLL CALL**

(0:00:20) Ms. Wilson conducted the roll call and announced that a quorum was present.

## **AGENDA - ADDITIONS/REORDER**

(0:03:04) Chair Feenstra pulled Business Item II.A. 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 Meeting held on March 10, 2022
2. Minutes of the Agricultural Pool Special Meeting held on March 18, 2022

#### **B. FINANCIAL REPORTS**

Receive and file as presented:

1. Cash Disbursements for the month of February 2022
2. Watermaster VISA Check Detail for the month of February 2022
3. Combining Schedule for the Period July 1, 2021 through February 28, 2022
4. Treasurer's Report of Financial Affairs for the Period February 1, 2022 through February 28, 2022
5. Budget vs. Actual Report for the Period July 1, 2021 through February 28, 2022
6. Cash Disbursements for March 2022 (Information Only)

#### **C. APPLICATION: WATER TRANSACTION**

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

The Purchase of 7,500 acre-feet of water from Cucamonga Valley Water District by Fontana Water Company. This purchase is made from Cucamonga Valley Water District's Annual Production Rights. Date of Application: April 4, 2022.

(0:09:10) A roll call vote was taken.

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

***Moved to approve the Consent Calendar as presented***

### **II. BUSINESS ITEMS**

#### **A. POTENTIAL UPDATE TO STANDARD LOCAL STORAGE AGREEMENTS**

Recommend Advisory Committee approval of the changes to the existing Form 8, Standard Local Storage Agreement.

This item was taken under Confidential Session and the reportable action is shown below.

#### **B. FISCAL YEAR 2022/23 DRAFT BUDGET (DISCUSSION ONLY)**

The Fiscal Year 2022/23 Draft Budget review is for discussion only. No action is required.

(0:10:22) Mr. Joswiak gave a report and handed off to Mr. Malone who gave a presentation. A discussion ensued.

#### **C. OLD BUSINESS**

The Pool asked for an update regarding PFAS. Mr. Kavounas stated that an update will be brought to the Pool Committees in the future. Staff will present either a brief status report or, if the time is right, a full report on the subject.

### **III. REPORTS/UPDATES**

#### **A. LEGAL COUNSEL**

1. San Bernardino Superior Court Emergency Order
2. Ag Pool Appeal of November 5, 2021 Order
3. April 8, 2022 Hearing
4. Governor's Executive Order N-7-22
5. Kaiser Permanente Lawsuit

(0:19:14) Mr. Herrema gave a report. A discussion ensued.

#### **B. ENGINEER**

1. Safe Yield Data Collection and Evaluation Update
2. Status Report on the Update of the Chino Basin Maximum Benefit SNMP

(0:29:44) Mr. Malone gave a report. A discussion ensued.

#### **C. CHIEF FINANCIAL OFFICER**

None

#### **D. GENERAL MANAGER**

1. Regional Water Supply/Drought Update
2. Watermaster Board Workshop
3. Other

(0:41:46) Mr. Kavounas asked Mr. William McDonnell of IEUA to report on Item 1. Mr. Kavounas gave a report on Item 2 and also reported that MWD approved a 5% rate increase instead of the contemplated 8% increase, and that there would be a special MWD Board Workshop on April 26 to discuss further.

### **IV. INFORMATION**

1. Ground-Level Monitoring Committee Semi-Annual Status Report
2. Chino Airport and South Archibald Plumes Semi-Annual Status Reports

### **V. POOL DISCUSSION**

1. Chairman's Update
2. Pool Member Comments

(01:05:23) Vice-Chair Pierson requested that the redline comments from the State representatives regarding the Evergreen storage agreements are provided to the entire Pool. Ms. Levin stated that she would provide this information.

### **VI. OTHER BUSINESS**

None

### **VII. 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 2:38 p.m. to discuss:

1. April 8<sup>th</sup> Hearing
2. Discussion Regarding Local Storage Agreements

Confidential Session concluded at 3:46 p.m. with the following reportable action as provided by Pool Counsel:

*Motion by Vice Chair Pierson  
Second by Member DeHaan*

*Based upon the obligations of the Agricultural Pool pursuant to the settlement agreement with the Appropriative Pool, the Pool hereby appoints Member Hofer and Member Pietersma as the representatives for the quarterly meetings with the Appropriative Pool.*

*Motion passed.*

**ADJOURNMENT**

Chair Feenstra adjourned the Agricultural Pool committee meeting at 3:55 p.m.

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

Approved: \_\_\_\_\_ May 12, 2022 \_\_\_\_\_

Attachments:

1. 20220414 Agricultural Pool Meeting (Roll Call Vote Outcome for Consent Calendar)
2. 20220414 Agricultural Pool Meeting (Reportable action as provided by Pool Counsel)

# ATTACHMENT 1

## 20220414 Roll Call Vote Outcome for the Consent Calendar

Member	Alternate	Consent Calendar
Cain, Larry		Yes
deBoom, Nathan		Yes
DeHaan, Henry		Yes
Hall, Pete		Yes
Huitsing, John		Yes
LaBrucherie, Jr., Ron	Filippi, Gino*	Yes
Medrano, Jimmy		Yes
Pierson, Jeff, Vice-Chair		Yes
Pietersma, Ron		Absent
Raughley, Steven		Yes
Vanden Heuvel, Geoffrey		Absent
Feenstra, Bob, Chair		Yes
	<b>OUTCOME:</b>	Passed Unanimously by those present

\*Mr. Filippi represented Crops on behalf of Mr. LaBrucherie who was absent

**From:** [Tracy Egoscue](#)  
**To:** [Anna Nelson](#); [Peter Kavounas](#); [Janine Wilson](#)  
**Cc:** [Jeff Pierson](#); [bobfeenstra@gmail.com](mailto:bobfeenstra@gmail.com)  
**Subject:** Ag Pool Closed Session Reportable Action  
**Date:** Thursday, April 14, 2022 3:55:37 PM  
**Attachments:** [image001.png](#)

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The Confidential Session of the Agricultural Pool ended at 3:46pm with the following reportable action:

Motion by Vice Chair Pierson  
Second by Member DeHaan

Based upon the obligations of the Agricultural Pool pursuant to the settlement agreement with the Appropriative Pool, the Pool hereby appoints Member Hofer and Member Pietersma as the representatives for the quarterly meetings with the Appropriative Pool.

Motion passed.

Tracy J. Egoscue  
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