

**Record of the Minutes
Beaumont Basin Watermaster
January 8, 2008**

Watermaster Members Present

City of Banning:	Jim Earhart
Beaumont Cherry Valley Water District:	C.J. Butcher
South Mesa Water Company:	George Jorritsma
Yucaipa Valley Water District:	Mr. Nelson
City of Beaumont:	Dave Dillon

Watermaster Members Absent

Yucaipa Valley Water District:	Joseph Zoba
City of Beaumont:	Dee Moorjani

Watermaster Members Late

South Mesa Water Company:	George Jorritsma
Yucaipa Valley Water District:	Mr. Nelson

Consultants Present

Joe Aklufi:	Aklufi & Wysoki
Andrew Schlange:	San Timoteo Watershed Management Authority (STWMA)/ Beaumont Basin Watermaster (BBWM)
Mark Wildermuth:	Wildermuth Environmental, Inc.
Mike Plinski:	Wildermuth Environmental, Inc.

Others Present

George Thacker	City of Banning
Barbara Voigt:	San Gorgonio Pass Water Agency
Luwana Ryan:	CVAN
Patsy Reeley:	CVAN
Frances Flanders:	CVAN
William Lash	BCVWD
Blanca Marin	BCVWD
Ira Pace	
Steve Rhodes	
Jim Anderson	

2. **Acting Chairman Dave Dillon called the meeting to order at 10:00am**
3. **Acting Chairman Dave Dillon led everyone in the *Pledge of Allegiance***
4. **Oral and Written Communication**

Schlange indicated that there were several requests to speak on items of the agenda and recommended that the requests be presented with the correspondent item.

5. Consent Calendar

Schlange requested Watermaster to add Budget Transfer Requests W-1008 and W-1009 and Treasurer's Report to Item 5. These items were approved on a unanimous motion by all Watermaster members

- A. Approve Minutes of May 15, 2007, Managers Meeting
- B. Approve Minutes of September 11, 2007
- C. Approve Minutes of October 23, 2007, Managers Meeting
- D. Treasurer Report- Budget Transfers W-1008 and W-1009
- E. List of Tasks Orders Issued
- F. Correspondence Received and Responded to

Schlange indicated that a letter was received from Frances Flanders to be added on Item F.

Motion to approve the Consent Calendar made by Member *Butcher*, second by Member *Earhart*, and by unanimous vote

Moved to approve the consent calendar with the additions

6. Status Reports

A. Establishment of Rules and Regulations for Allocation of Unused Overlayers Pumping Rights

Schlange indicated that a Workshop needs to take place in April of 2008 to address this issue to establish the Rules and Regulations to make these transfers of unused overlayers water to appropriators in accordance with the stipulated agreement.

Mr. Wildermuth of Wildermuth Environmental Inc. stated that unused water will be available to appropriators in July of 2008. He provided a graph and briefly explained the estimated amounts corresponding to appropriators.

Short discussion followed between Committee members and the public regarding companies not pumping anymore, how many overlayers are there currently and 2007 reclaimed water that was not put back in the ground.

B. Update of Activities

No reported activities on this item.

7. Action Items

A. Resolution 2008-001, Establishing a public Records Act policy

Mr. Schlange briefly explained the need to adopt policy to set out handling responses of record requests and suggested that the public bring their own recorders to record meetings. Letter was received from Frances Flanders in protest to this item.

Frances Flanders indicated that the Resolution 2008-001 is in violation of the Brown Act and she provided a list of examples, quoted sections of the Resolution and compared them to sections of the Brown Act.

Luwana Ryan referred to different sections of the Resolution. She indicated that Section 1 states that the public records are in the BCVWD locations but there are not, Section 3, decisions should not be taken unilaterally because it is a five member Board, Section 6, Policies and procedures are never destroyed; they are amended only. She recommended that the Committee checks with IRS and FDIC to check if they are in compliance with tax laws. She further stated that because of the structure of these entities, the public never knows were to go for public records.

Legal Counsel, Aklufi offered clarification on some items: The resolution does not state that the Records are at that location; the record requests need to be submitted to this address, there is no uniform destruction of records statute and that the resolution does not mandate the records to be destroyed it states that if the record is to be destroyed is has to be with a required minimum time.

In view of the Frances Flanders' letter, Mr. Schlange questioned Legal Counsel, Mr. Joseph Aklufi as to whether the Watermaster meeting was in accordance with the present laws. Mr. Aklufi indicated that the meeting did and were meeting the requirements of laws governing.

Legal Counsel, Aklufi recommended making two changes to the Resolution for clarity to the public. Delete "as public records" and change "transcribed" by "approved" in Section 6 second paragraph on the Resolution.

Motion made by Member *Butcher*, Second by Member *Earhart*, and by unanimous vote to approve 2008-001 with modifications.

Move to approve Resolution 2008-001 with modifications

B. Resolution 2008-002- To adopt the upper Santa Ana River Watershed Integrated Regional Water Management Plan.

Mr. Schlange indicated that the Santa Ana Watershed Project Authority and the San Bernardino Valley Municipal Water District were developing an Integrated Water Resources Plan for the Upper Santa Ana Watershed. Staff was authorized to enter into discussion with the San Bernardino Valley Municipal Water District to incorporate activities from STWMA's Integrated Resources Management Plan. Potential extension of the Brine Line was a major project included in the report in addition to the overall integrated plan. He indicated the document is completed and on file at the BCVWD offices and recommended that the Watermaster approve Resolution 2008-002.

Motion by member *Butcher*, second by member *Dillon* and by unanimous vote to approve the 2008-002 Resolution as presented

Moved approval of Resolution 2008-002 entitled "to Adopt the Upper Santa Ana River Watershed Integrated Regional Water Management Plan"

C. Biennial Engineers Report

Mr. Schlange indicated that the Draft Biennial Engineers Report was reviewed at the October 23rd meeting held at Yucaipa Valley Water District meeting and comments were incorporated into the final report.

Motion by member *Dillon*, second by member *Butcher* and by unanimous vote to approve Biennial Engineers Report

Moved to approve the Biennial Engineers Report

D. Water Supply and Water Supply Conditions in the San Gorgonio Pass Region

Mr. Schlange reported that LAFCO requested that STWMA demonstrate adequate water supplies to meet future water demands in the area and indicated that STWMA, the Watermaster and the Pass Agency submitted a report last year to LAFCO. LAFCO requested that the updated reports be submitted annually. He indicated that this report was presented at the October 23, 2007 meeting and comments were submitted and incorporated to the final report.

Mrs. Ryan referred to Table 2 figures for recycled water production available should not be there as recycled water was not being used. She also stated that the figures projected for 2008 are figures that can not be met.

Mr. Wildermuth provided a brief explanation on this item stating that the figures are only estimated figures.

Mr. Ryan questioned if the figures on the So. California Professional Golf Association which showed 2, 200 that will be used by BCVWD in 2009 were accurate.

Mr. Wildermuth stated that he would review these figures as the report was made with the information at that time, in May of 2007 and the new report with new figures will be created in May of 2008.

Mrs. Voigt questioned the Committee as to why they are not sending the report with the new figures at this point.

Mr. Schlange stated that this report closed in May of 2007 and when the new report on May of 2008 will show the new figures.

Motion by member Earhart, second by member Nelson and by unanimous vote

Move to approve the Water Supply and Water Conditions in the San Gorgonio Pass Region Report

E. Fourth Annual Report of the Beaumont Basin Watermaster

Mr. Schlange stated that the report was reviewed at the October 23rd, 2007 Managers Meeting, various agency members input were included in the final report. He also indicated that an Audit letter was attached which showed that the Watermaster has operated in accordance with the standards established by the American Institute of Certified Public Accountants in handling Watermaster monies.

Mrs. Flanders indicated that the on Page 12 under Watermaster Web-site the most current agenda is June 2007 and minutes were listed as "coming soon". She also read a portion of the section 54950 Water Code.

Mrs. Ryan stated that the Watermaster has done its responsibilities in metering these wells so that there are very accurate production figures.

Mr. Schlange stated that one meter also installed in the second year of the Watermaster activities. Three other wells those are outstanding. A policy was adopted on land use, on water production for that land use, and the size of the parcels. It was done at a Watermaster meeting in an open public meeting and adopted as a policy instead of metering the remaining three wells.

Motion made by member Dillon, second by member Butcher and by unanimous vote to approve the Fourth Annual Report of the Beaumont Basin Watermaster

Moved to approve the fourth Annual Report

8. Watermaster Reports

- Watermaster Members
- Chief of Watermaster Services -
- Watermaster Engineer – STWMA PC No 1, Application AB-303 Grant- Mr. Schlange indicated that the application was submitted in December by Project Committee No 1
- Watermaster Legal Counsel- No Reports given by Legal Counsel

9. Adjournment of meeting 11:15 A.M.



C.J. Butcher, Secretary of the Watermaster