

**Record of the Minutes of the
Beaumont Basin Watermaster
December 5, 2012**

Meeting Location:

Beaumont-Cherry Valley Water District
560 Magnolia Avenue
Beaumont, CA 92223

I. Call to Order

Chairman Duane Burk called the meeting to order at 10:00 a.m.

II. Roll Call

City of Banning	Duane Burk	Present
City of Beaumont	Dave Dillon	Absent
Beaumont-Cherry Valley Water District	Eric Fraser	Present
South Mesa Water Company	George Jorritsma	Present
Yucaipa Valley Water District	Joe Zoba	Present

Kyle Warsinski was present as the alternate representing the City of Beaumont in the absence of Member Dave Dillon.

Members of the public who registered their attendance were: John Guldseth, Ben Lewis, R. Morris, Jack Nelson, John Covington, Patsy Reeley, Carl , Tom Harder, and Alan Kapanicas.

III. Pledge of Allegiance

Member Kyle Warsinski led the pledge of allegiance.

IV. Public Comments

None presented at this time.

V. Consent Calendar

A. Meeting Minutes

1. Approval of Meeting Minutes for October 3, 2012
2. Approval of Workshop and Study Session Minutes for October 3, 2012

B. Unaudited Financial Statement for Fiscal Year 2012-13 – November 30, 2012

Member Joseph Zoba motioned to approve the items of the consent calendar. Member Eric Fraser seconded the motion. The motion passed 5-0.

VI. Reports

A. Report from Engineering Consultant – Anibal Blandon, Alda Engineering

Mr. Blandon's report is regarding Discussion Items A and B and he will present at that time.

B. Report from Legal Counsel – Keith McCullough, Alvarado Smith

Mr. McCullough indicated that the production request information letters requested by the Committee were mailed out. They are starting to receive responses and are expecting more to come.

VII. Discussion Items

A. Review of the Draft Annual Report for Calendar Year 2011 [Memorandum No. 12-15]

Recommendation: That the Watermaster Committee schedules the Calendar Year 2011 Annual Report for approval at the next regular meeting.

B. Review of the Draft Beaumont Basin Watermaster Engineer's Report No. 3 (2008-2011) [Memorandum No. 12-16]

Recommendation: That the Watermaster Committee schedules the Engineer's Report No. 3 (2008-2011) for approval at the next regular meeting.

Items A&B were discussed conjunctively.

Mr. Blandon indicated that comments were received on the reports:

- The City of Beaumont would like the Annual Report to include a table summarizing permanent overlying rights transferred to appropriator rights. The Beaumont-Cherry Valley Water District (BCVWD) would also like to see this.
- The City of Banning (Banning), the San Gorgonio Water Pass Agency Pass (Pass), and BCVWD have differing numbers on amounts of imported water delivery from the Pass to Banning. Mr. Blandon is continuing to work on the discrepancy.
- Banning noted that they purchased 1,500 acre feet of water from South Mesa Water Company which is not reflected and needs to be included.
- The Annual Report does not appropriately reflect the findings of nitrate studies of the Beaumont Basin and will be corrected.
- BCVWD provided updated imported water data to be included in the report.

Mr. Blandon then presented information on overlying users noting the difficulty in obtaining and documenting the numbers.

Mr. Blandon went on to note for the Committee that BCVWD is still working on obtaining additional information to be included in the report, and that no comments have been received as of yet from South Mesa Water Company nor Yucaipa Valley Water District.

Member Burke advised Mr. Blandon that he had another comment which he will be formalizing and sending over to Mr. Blandon.

Public Comment on the Draft Annual Report and the Draft Engineer's Report:

John Covington with the Morongo Band of Mission Indians indicated that he did not see his comments in the second draft, but from what he understood they would be on the final draft. Mr. Covington also noted that the meters have been pulled and been calibrated. The records we will be made available for the Committee should they desire them. Mr. Covington also wanted to note that in Section 1.2 there is portion of the Rules and Regulations included that are not essential items of the judgment.

Member Joseph Zoba motioned to approve the scheduling of Discussion Items A and B for approval at the next regular meeting. Member Eric Fraser seconded the motion. The motion passed 5-0.

- C. Discussion Regarding the Standardization of Procedures for the Application and Assignment of New Yield [Memorandum No. 12-17]

Recommendation: No recommendation.

Member Warsinski gave an overview of a memorandum from Wildermuth previously submitted to the Committee dated January 13, 2009, Amended May 18, 2010 regarding New Yield Applications. After discussion, Member Fraser made a motion to incorporate the concept presented in this memorandum in the scope of work to be done for calculating new yield. Member Warsinski seconded the motion. The motion passed 5-0.

- D. Discussion Regarding the Application for Groundwater Storage Agreement from the Morongo Band of Mission Indians [Memorandum No. 12-18]

Recommendation: No recommendation.

John Covington noted that the application was filled out to the best of their ability without spending a large sum of money on a consultant. Mr. Covington wanted to reach an agreement with the Watermaster before they started investing money in a consultant. After discussion by the Committee Members and legal counsel, Member Fraser made the motion that the Committee meet with legal and engineering counsel to develop an application process to be brought back for approval. Member Zoba seconded the motion, amending the motion to state that the application received from the Morongo Band is incomplete. The motion passed 3-2, with Member Warsinski and Member Jorritsma voting against the motion.

- E. Discussion Regarding Correspondence from Mesa Verde Re Ventures, LLC Regarding Successor Interests in Water Rights for Assessor Parcel Numbers 411-210-010 and 413-200-003 [Memorandum 12-19]

Recommendation: No recommendation.

Mr. McCullough discussed a letter received by the Watermaster regarding a dispute over production rights between Mesa Verde and Oak Valley Partners. Motion by Member Fraser to have legal counsel write a letter to the interested parties, seconded by Member Zoba, passed 5-0.

- F. Discussion Regarding the Issuance of Change Order No. 1 to Task Order No. 1 with Alda, Inc. [Memorandum 12-20]

Recommendation: That the Watermaster Committee approves Change Order No. 1 for an amount not to exceed \$6,263.

Member Zoba stated that Alda, Inc. had provided additional work on data collection and recommends that the Committee approve the change order for the increase.

Member Zoba motioned to approve the change order. Member Fraser seconded the motion, with an amendment to the motion to also increase the budget for the increase. The motion passed 5-0.

VIII. Topics for Future Meetings

- A. Financial Audit for Fiscal Year Ending June 30, 2012
- B. Adoption of the 2011 Annual Report of the Beaumont Basin Watermaster
- C. Adoption of the Beaumont Basin Watermaster Engineering Report No. 3
- D. Other Topics

IX. Comments from Watermaster Committee Members

None.

X. Announcements

- A. The next regular meeting of the Beaumont Basin Watermaster is scheduled for Wednesday, February 6, 2013 at 10:00 am.

XI. Recess the Meeting to a Beaumont Basin Watermaster Workshop and Study Session

Chairman Duane Burk recessed the meeting at 11:07 a.m.

XII. Reconvene to Meeting to a Beaumont Basin Watermaster Workshop and Study Session

Chairman Duane Burke reconvened the meeting at 11:25 a.m.

- A. Discussion Regarding the Use of Existing Models to Manage the Beaumont Basin
- B. Discussion Regarding Methods for Estimating the 10-Year Safe Yield
- C. Discussion Regarding Watermaster Priorities for Calendar Year 2013

The above items were discussed conjunctively by the Watermaster Committee Members, with Anibal Blandon and Tom Harder representing Alda, Inc. presenting information to the Watermaster Committee.

XIII. Adjournment

Chairman Duane Burk adjourned the meeting at 12:25 p.m.

Duane Burk, Chairman
Beaumont Basin Watermaster