

**Record of the Minutes of the  
Beaumont Basin Committee Meeting of the  
Beaumont Basin Watermaster  
Special Meeting  
Wednesday, June 25, 2019**

**Meeting Location:**

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

**I. Call to Order**

*Chairman Arturo Vela called the meeting to order at 11:09 a.m.*

**II. Roll Call**

<i>City of Banning</i>	<i>Arturo Vela</i>	<i>Present</i>
<i>City of Beaumont</i>	<i>Kyle Warsinski</i>	<i>Present</i>
<i>Beaumont-Cherry Valley Water District</i>	<i>Daniel Jagers</i>	<i>Present</i>
<i>South Mesa Water Company</i>	<i>NONE</i>	
<i>Yucaipa Valley Water District</i>	<i>Joseph Zoba</i>	<i>Present</i>

*Thierry Montoya was present representing legal counsel for the Beaumont Basin Watermaster.*

*Staff present were: Mark Swanson, James Bean and Erica Gonzales from BCVWD.*

*Members of the public who registered and / or attended were: Mike Kostelecky, and John Ohanian of Oak Valley Partners.*

**III. Pledge of Allegiance**

*Chairman Vela led the pledge of allegiance.*

**IV. Public Comments:**

*None.*

**V. Consent Calendar**

*It was moved by Member Zoba and seconded by Member Jagers to approve the Meeting Minutes of the following dates:*

1. Meeting Minutes for March 27, 2019

2. Meeting Minutes for June 5, 2019

AYES:	Jaggers, Vela, Warsinski, Zoba
NOES:	None.
ABSTAIN:	None.
ABSENT:	Jorritsma
STATUS:	Motion Approved

**VI. Reports**

- A. Report from Engineering Consultant – Hannibal Blandon, ALDA Engineering  
*No report.*
- B. Report from Hydrogeological Consultant – Thomas Harder, Thomas Harder & Co.  
*No report.*
- C. Report from Legal Counsel – Thierry Montoya, Alvarado Smith  
*Mr. Montoya reminded that at the last meeting there was note of possible ambiguity in the Judgment, Section 3 subsection B. He said he provided an email to Board members on June 5 explaining his legal opinion that there is no ambiguity. The judgment signed by all parties allows for the imposition of potable water charges on an overlyer who is transferring rights to an appropriative party. One fee can be imposed; another fee would not be imposed per Subsection ii Importation.*

**VII. Discussion Items**

- A. Discussion and Consideration of Resolution 2019-02 Amending Section 7 of the Rules and Regulations of the Beaumont Basin Watermaster  
Recommendation: That the Watermaster Committee adopt Resolution No. 2019-02.  
*Chair Vela reminded the Committee that this was tabled at the previous meeting. He asked for clarification on transfer and earmarked water numbers. In response, Counsel Montoya explained previous dedication of water to the Yucaipa Valley Water District. The Resolution provides that instead of tracking the water by correspondence, it would be tracked by Form 5, "Notice to Adjust Rights of an Overlying Party due to Proposed Provision of Water Service by an Appropriator." This would clear up the process and workflow of the transfer, he said. Form 5 is an existing form and should be completed and submitted back to the Watermaster.*  
*Montoya explained that water is designated as "earmarked" meaning subject to transfer (not transferred yet, remains an overlying right) until*

*it is transferred (put to service); then the overlyer forgoes pumping the water that has now been transferred to the appropriator. Until the giving of service actually happens, it remains an overlying right then transfers pursuant to the agreement and to the judgment, Montoya said.*

*There is no time limit for the transfer as long as development is progressing, Montoya said. This can happen over time. The overlyer may need another allotment, and when the right is exhausted all the water belongs to the appropriator. If it does not all come to fruition at some point, Montoya continued, whatever remains belongs to the overlyer unless the overlyer says it is no longer needed.*

*In response to a question regarding the potential for double calculation, Montoya pointed to a technical process in the judgment to address waste of water.*

*Member Zoba noted that the recitals in the Resolution mirror the verbiage in the judgment and asked about the term "rates." Counsel Montoya explained there are two charges called out in the adjudication: the development impact fee for source of supply, and the customary charges to all customers – the rate structure developed as part of providing the water service. The development component may be passed on, but not the monthly operation component.*

*Member Zoba asked about the intent in removing some of the provisions. Mr. Montoya explained that the subcommittee removed provisions that were not consistent with the judgment.*

*It was moved by Member Zoba and seconded by Member Warsinski to adopt Resolution 2019-02.*

AYES:	Jaggers, Vela, Warsinski, Zoba
NOES:	None.
ABSTAIN:	None.
ABSENT:	Jorritsma
STATUS:	Motion Approved

### **VIII. Topics for Future Meetings**

- A. Development of a methodology and policy to account for new yield from capturing local stormwater in the basin
- B. Development of a methodology and policy to account for groundwater storage losses in the basin resulting from the spreading of additional water sources
- C. Development of a methodology and policy to account for recycled water recharge

- D. Develop a protocol to increase the accuracy and consistency of data reported to the Watermaster
- E. Discussion of return flow credit and how it might be managed

**IX. Comments from the Watermaster Committee Members:**

*Member Jagers advised that BCVWD is exercising westerly wells and reducing use of easterly wells in an effort to balance the basin.*

*Chairman Vela noted that Pardee is completing the masking operation which will be followed by precise grading. He expects permitting for model homes in November, followed by production permits in January or February.*

**X. Announcements**

- A. The next regular meeting of the Beaumont Basin Watermaster is scheduled for Wednesday, August 7, 2019 at 10:00 a.m.

**XI. Adjournment**

*Chairman Vela adjourned the meeting at 11:28 a.m.*

Attest:



Daniel Jagers, Secretary  
Beaumont Basin Watermaster