

**Borrego Springs Interim Watermaster Board
Special Meeting
July 16, 2020 @ 4:30 p.m.
OPEN SESSION ITEMS TO BE HEARD AT 5:30
Borrego Water District: 806 Palm Canyon Drive
Borrego Springs, CA 92004
Borrego Watermaster Board Special Meeting**

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- I. OPENING PROCEDURES**
 - A. Call to Order:
 - B. Pledge of Allegiance
 - C. Roll Call
 - D. Approval of Agenda
 - E. Approval of Minutes -None
 - F. Comments from the Public & Requests for Future Agenda Items (may be limited to 3 min)
 - G. Comments from Directors
 - H. Correspondence Received from the Public: None

- II. CLOSED SESSION: PUBLIC EMPLOYEE APPOINTMENT:** Appointment of Watermaster Technical Consultant / Executive Director pursuant to subdivision (b)(1) of Government Code Section 54957

- III. ITEMS FOR BOARD CONSIDERATION AND POSSIBLE ACTION (WILL NOT BE HEARD PRIOR TO 5:30 pm)**
 - A. Selection of Executive Director/Technical Consultant – G Poole, VERBAL
 - B. Proposal from Borrego Water District to provide Meter Reading and Related Services – G Poole
 - C. Confirmation of Water Credit Properties Following Status and Related Issues – S Smith
 - D. Meter Reading Schedule and Related Issues– S Smith

- IV. STAFF REPORT**
 - A. Financial Reports: None
 - B. Water Use Reports: None
 - C. Executive Directors Report: None

- V. CLOSING PROCEDURE:** The next Board Meeting is scheduled for July 30, 2020 at Borrego Water District 806 Palm Canyon Dr, Borrego Springs, CA 92004

AGENDA: July 16, 2020 All Documents for public review on file with the Borrego Water District General Manager Director located at 806 Palm Canyon Drive, Borrego Springs CA 92004 Any public record provided to a majority of the Board of Directors of the Watermaster Board less than 24 hours prior to the meeting, regarding any item on the open session portion of this agenda, is available for public inspection during normal business hours, located at 806 Palm Canyon Drive, Borrego Springs CA 92004.

The Borrego Springs Watermaster complies with the Americans with Disabilities Act. Persons with special needs should call Geoff Poole – Board Secretary at (760) 767 – 5806 at least 48 hours in advance of the start of this meeting, in order to enable the District to make reasonable arrangements to ensure accessibility.

If you challenge any action of the Board of Directors in court, you may be limited to raising only those issues you or someone else raised at the public hearing, or in written correspondence delivered to the Board of Directors at, or prior to, the public hearing.

BORREGO SPRINGS BASIN WATERMASTER
BOARD OF DIRECTORS MEETING
JULY 16, 2020
AGENDA ITEM II.B

July 14, 2020

TO: Board of Directors

FROM: Geoffrey Poole

SUBJECT: Proposal from Borrego Water District to provide Meter Reading and Related Services – G Poole

RECOMMENDED ACTION:

Discuss BWD Proposal and direct staff as deemed appropriate

ITEM EXPLANATION:

At the last Watermaster Board Meeting, BWD offered to develop an estimate to provide meter reading and/or related services if requested. The specific services offered include providing Meter Reads of non-automated meters to the Executive Director on a monthly basis and/or an initial, one time Conformance Evaluation to determine if the meter installation has been completed within industry standards.

At its Meeting earlier today (7-14), the BWD Board agreed upon the methodology of setting the hourly rates to be charged in the event the Watermaster requests assistance for Meter Reading and/or Conformance Evaluations. Due to the high number of unknowns (reading, data transmission, conformance procedures and others) its difficult to provide a not to exceed number, therefore, BWD is proposing a Time and Materials Budget using the following hourly rates:

Meter Reading Rates = \$45.63/hr

Conformance Evaluation Rates (District Engineer/RCE) = \$104.24/hr

The Board also proposes a pass thru of direct expenses (vehicle costs etc...) and a 10% Administrative Surcharge be added to the total bill. All hourly rates are subject to change based on terms of an Agreement, if needed in the future.

There may be some other one time/less frequent expenses incurred for initial Account set up including obtaining signatures on the Right of Entry permits and related activities, which may or may not be handled by the Jim Markman. At this time, BWD has focused its efforts on providing an estimate for the Meter Reading and Conformance Evaluations.

NEXT STEPS/FISCAL IMPACT

TBD

ATTACHMENTS

1. None

BORREGO SPRINGS BASIN WATERMASTER
BOARD OF DIRECTORS MEETING
JULY 16, 2020
AGENDA ITEM II.C

July 14, 2020

TO: Board of Directors

FROM: Geoffrey Poole

SUBJECT: Confirmation of Water Credit Properties Following Status and Related Issues– S Smith

RECOMMENDED ACTION:

Receive Report and Direct Staff as Deemed Appropriate.

ITEM EXPLANATION:

Director Smith requested this item be placed on the Agenda.

The proposed stipulated judgment provides that within three months of Watermaster formation that the Watermaster issue a status letter to holders of BPA established from the conversion of water credits concerning the status of fallowing for the parcels from which the water credits were generated.

Proposed actions:

The Watermaster requests that the BWD confirm in writing that there are no unresolved deficiencies as of the date of its writing in the fallowing performed pursuant to the BWD's policy in effect at the time the water credits were issued.

1. The Watermaster directs, upon receipt of the BWD confirmation, that letters be issued to all applicable BPA holders where there are no unresolved deficiencies indicating that requirements have been met. The task to be performed by Watermaster Counsel or the Executive Director, if appointed at the time the BWD confirmation is received.

Reference to the Proposed Stipulation:

Fallowing and Water Credits. Annual Allocation associated with BPA that is granted in relation to a conversion of water credits may not be exercised (i.e., Groundwater may not be Pumped pursuant to the BPA) nor the underlying BPA transferred until and unless (a) the fallowing standards set forth in this Judgment have been satisfied for the parcel(s) from which such water credits were generated, as approved by Watermaster, and (b) a restrictive covenant limiting Groundwater production on such parcel(s) was recorded as part of the water credits program, and if that was not recorded, then a new Water Rights Restrictive Covenant is recorded against such parcel(s). Within six (6) months of its formation, the Watermaster shall review the state of satisfaction of requirements (a) and (b) and issue a status letter to each applicable BPA holder informing them that these requirements have been met or what further action is necessary to satisfy these requirements.

NEXT STEPS/FISCAL IMPACT

TBD

ATTACHMENTS

1. None

BORREGO SPRINGS BASIN WATERMASTER
BOARD OF DIRECTORS MEETING
JULY 16, 2020
AGENDA ITEM II.D

July 14, 2020

TO: Board of Directors

FROM: Geoffrey Poole

SUBJECT: Meter Reading Schedule and Related Issues– S Smith

RECOMMENDED ACTION:

Receive Report and Direct Staff as Deemed Appropriate.

ITEM EXPLANATION:

Director Smith requested this item be placed on the Agenda.

Pursuant to the proposed stipulation, the Watermaster is responsible for capturing and reporting the water pumping in the basin.

The proposed stipulation provides that pumpers are to install meters approved by the Watermaster that are capable of electronically transmitting the amount of Groundwater pumped and other data in real time on a schedule determined by the Watermaster. In the alternative, any Party can elect other meters as approved by Watermaster so long as the Watermaster physically reads the meters at cost of the Party and the Party executes the Entry Agreement as provided in Exhibit 8.

In preparation for the initial water meter readings on September 30, 2020, the Watermaster board has solicited responses from the Parties and understands that seven (7) of the Parties have elected to utilize electronic transmission from meters in real time. The balance of the parties will have their meters read by the Watermaster.

Proposed Actions:

1. The Watermaster establishes September 30, 2020 as the initial meter reading date for the water year beginning October 1, 2020.
2. The Watermaster directs the distribution of Entry Agreements to all Parties for execution, noting that entry upon the seven (7) utilizing electronic metering will be only as a result of water quality testing or as other provided for in the proposed stipulated judgment.
3. The Watermaster directs the Executive Director, when appointed, to solicit additional proposals to provide water meter reading services to the Watermaster.
4. The Watermaster establishes the meter reading and reporting interval as bi-monthly, beginning on October 31, 2020 and continuing until changed by action of the Watermaster.

Reference to Proposed Stipulation”

Meter Installation for the Purpose of Accurately Measuring Water Use. Parties holding BPA will install and maintain, at their own expense, meters approved by Watermaster that can electronically transmit a recording of the amount of Groundwater Pumped from the Basin and other data to the Watermaster in real

time on a schedule as determined by the Watermaster. This meter program will result in cost savings by avoiding the need for the Watermaster to physically read, inspect and validate the accuracy of meters.

Alternatively, any Party holding BPA may elect to install and maintain, at its own expense, other meters approved by Watermaster on condition that: (i) the Watermaster physically read the meters on the schedule determined by the Watermaster and the Party pay all costs associated with the reading, accounting and reporting related to such meters; and (ii) the Party has executed an Entry Agreement as specified in Exhibit 8 for the purpose of allowing Watermaster access to the Party's well.

NEXT STEPS/FISCAL IMPACT

TBD