

CHINO BASIN WATERMASTER



NOTICE OF MEETING

Thursday, February 15, 2024

9:00 a.m. – Advisory Committee Meeting

**CHINO BASIN WATERMASTER
ADVISORY COMMITTEE MEETING**

9:00 a.m. – February 15, 2024

Mr. Jeff Pierson, Chair

Ms. Courtney Jones, Vice-Chair

Mr. Brian Geye, Second Vice-Chair

At The Offices Of

Chino Basin Watermaster

9641 San Bernardino Road

Rancho Cucamonga, CA 91730

(Meeting can also be taken remotely via Zoom at this [link](#))

AGENDA

CALL TO ORDER

ROLL CALL

AGENDA – ADDITIONS/REORDER

I. CONSENT CALENDAR

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:

Minutes of the Advisory Committee Meeting held on January 18, 2024 *(Page 1)*

B. FINANCIAL REPORTS

Receive and file as presented:

Monthly Financial Report for the Reporting Period Ended December 31, 2023 *(Page 5)*

C. WATER TRANSACTION – CITY OF ONTARIO TO CUCAMONGA VALLEY WATER DISTRICT

Provide advice and assistance to the Watermaster Board on the proposed transaction. *(Page 21)*

D. APPLICATION: RECHARGE – CITY OF POMONA

Recommend to the Watermaster Board to approve The City of Pomona's application for recharge and direct staff to account for the same. *(Page 28)*

II. BUSINESS ITEMS

A. PEACE AGREEMENT TIMELINE (INFORMATION ONLY) *(Page 38)*

III. REPORTS/UPDATES

A. LEGAL COUNSEL

1. February 2, 2024 Court Hearing (Watermaster Board Reappointment and GLMP Annual Report)
2. May 31, 2024 Court Hearing (Watermaster 46th Annual Report)
3. Court of Appeal Case No. E079052 (City of Chino, MVIC, MVWD, City of Ontario appeal re OAP Expenses and Attorney Fees)

4. Court of Appeal Consolidated Cases No. E080457 and E082127 (City of Ontario appeal re 2021-22 and 2022-23 Assessment Packages)
5. Court of Appeal Case No. E080533 (Cities of Chino, Ontario appeal re 2022-23 Watermaster budget expenses to support CEQA analysis)
6. Kaiser Permanente Lawsuit

B. ENGINEER

1. Ground-Level Monitoring Program
2. Water Quality Committee
3. 2025 Safe Yield Reevaluation

C. GENERAL MANAGER

1. Regional Reliability Study
2. Diversion Permits Reporting
3. San Sevaine Drone Footage
4. Other

D. INLAND EMPIRE UTILITIES AGENCY (Page 40)

1. Metropolitan Water District Activities Report (Written)
2. Water Supply Conditions (Written)
3. State and Federal Legislative Reports (Written)

E. METROPOLITAN MEMBER AGENCY REPORTS

IV. COMMITTEE MEMBER COMMENTS

V. OTHER BUSINESS

VI. CONFIDENTIAL SESSION - POSSIBLE ACTION

A Confidential Session may be held during the Advisory Committee meeting for the purpose of discussion and possible action.

VII. FUTURE MEETINGS AT WATERMASTER

02/15/24	Thu	9:00 a.m.	Advisory Committee
02/22/24	Thu	9:30 a.m.	Watermaster Orientation*
02/22/24	Thu	11:00 a.m.	Watermaster Board
02/27/24	Tue	9:00 a.m.	Groundwater Recharge Coordinating Committee (GRCC)

* The Watermaster Orientation series are held in person only with no remote access.

ADJOURNMENT

**DRAFT MINUTES
CHINO BASIN WATERMASTER
ADVISORY COMMITTEE MEETING**
January 18, 2024

The Advisory Committee meeting was held at the Chino Basin Watermaster offices located at 9641 San Bernardino Road, Rancho Cucamonga, CA, and via Zoom (conference call and web meeting) on January 18, 2024.

ADVISORY COMMITTEE MEMBERS PRESENT

- **AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT AT WATERMASTER**

Jeff Pierson, Chair	Crops
Bob Feenstra	Dairy
Tariq Awan	State of California – CDCR
Jimmy Medrano	State of California – CDCR

- **AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT ON ZOOM**

Marilyn Levin for Imelda Cadigal	State of California – DOJ
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- **APPROPRIATIVE POOL COMMITTEE MEMBERS PRESENT AT WATERMASTER**

Courtney Jones, Vice-Chair	City of Ontario
Dave Crosley	City of Chino
Ron Craig	City of Chino Hills
Chris Diggs	City of Pomona
Amanda Coker	Cucamonga Valley Water District
Marty Zvirbulis	Fontana Union Water Company
Cris Fealy	Fontana Water Company
Chris Berch	Jurupa Community Services District
Stephanie Reimer for Justin Scott-Coe	Monte Vista Irrigation Company
Stephanie Reimer for Justin Scott-Coe	Monte Vista Water District
Marty Zvirbulis	Nicholson Family Trust

- **APPROPRIATIVE POOL COMMITTEE MEMBERS PRESENT ON ZOOM**

Braden Yu	City of Upland
Braden Yu	West End Consolidated Water Company

- **NON-AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT AT WATERMASTER**

Brian Geye, Second Vice-Chair	California Speedway Corporation
Bob Bowcock	CalMat Co.

- **NON-AGRICULTURAL POOL COMMITTEE MEMBERS PRESENT ON ZOOM**

Alexis Mascarinas	City of Ontario
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WATERMASTER BOARD MEMBERS PRESENT ON ZOOM

James Curatalo	Appropriative Pool – Minor Representative
Bob Kuhn	Three Valleys Municipal Water District
Mike Gardner	Western Municipal Water District

WATERMASTER STAFF PRESENT

Edgar Tellez Foster	Acting General Manager
Anna Nelson	Director of Administration
Justin Nakano	Water Resources Technical Manager
Frank Yoo	Data Services and Judgment Reporting Mgr.
Daniela Uriarte	Senior Accountant

Alexandria Moore
Ruby Favela Quintero
Rudy Nunez
Alonso Jurado
Jordan Garcia
Erik Vides

Executive Assistant I/Board Clerk
Administrative Assistant
Office Specialist/Receptionist
Water Resources Associate
Senior Field Operations Specialist
Field Operations Specialist

WATERMASTER CONSULTANTS PRESENT ON ZOOM

Laura Yraceburu for Brad Herrema
Scott Nelsen
Andy Malone
Garrett Rapp

Brownstein Hyatt Farber Schreck, LLP
Eide Bailly, LLP
West Yost
West Yost

OTHERS PRESENT AT WATERMASTER

Jimmie Moffatt
Oscar Ramos
Andy Campbell
Steven Smith
Jesse Pompa
Bryan Smith

Cucamonga Valley Water District
Fontana Union Water Company
Inland Empire Utilities Agency
Inland Empire Utilities Agency
Jurupa Community Services District
Jurupa Community Services District

OTHERS PRESENT ON ZOOM

Carol Boyd
Imelda Cadigal
Marilyn Levin
Gino Filippi
Natalie Avila
Chad Nishida
Nicole deMoet
Eduardo Espinoza
Rob Hills
Jiwon Seung
Derek Hoffman
Michael Hurley
Eddie Lin
John Russ
Manny Martinez
John Lopez
David De Jesus
Nicole deMoet
Mallory O'Conner
Laura Roughton
Richard Rees

Agricultural Pool – State of CA
Agricultural Pool – State of CA
Agricultural Pool – State of CA
Agricultural Pool – Crops
City of Chino
City of Ontario
City of Upland
Cucamonga Valley Water District
Cucamonga Valley Water District
Cucamonga Valley Water District
Fennemore Law
Inland Empire Utilities Agency
Inland Empire Utilities Agency
Inland Empire Utilities Agency
Monte Vista Water District
Santa Ana River Water Company
Three Valleys Municipal Water District
West End Consolidated Water Company
Western Municipal Water District
Western Municipal Water District
WSP USA

CALL TO ORDER

Chair Pierson called the Advisory Committee meeting to order at 9:00 a.m.

ROLL CALL

(0:00:41) Ms. Moore conducted the roll call and announced that a quorum was present.

AGENDA – ADDITIONS/REORDER

None

I. CONSENT CALENDAR

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:

Minutes of the Advisory Committee Meeting held on November 16, 2023

B. FINANCIAL REPORTS

Receive and file as presented:

Monthly Financial Reports for the Reporting Periods Ended October and November 2023.

C. CHINO BASIN WATERMASTER 2024 INVESTMENT POLICY – RESOLUTION NO. 2024-01

Recommend to the Watermaster Board to approve Resolution 2024-01 – Resolution of the Chino Basin Watermaster, San Bernardino County, California, Re-Authorizing the Watermaster’s Investment Policy.

D. CHINO BASIN WATERMASTER 46TH ANNUAL REPORT (FISCAL YEAR 2022/23)

Recommend to the Watermaster Board to adopt the 46th Annual Report, and direct staff to file a copy with the Court, subject to any necessary non-substantive changes.

(0:04:17)

Motion by Mr. Chris Diggs, seconded by Mr. Brian Geye, Chair Pierson called for dissent, and, none being noted, the motion was deemed passed unanimously among those present.

Moved to approve the Consent Calendar as presented.

II. BUSINESS ITEMS

None

III. REPORTS/UPDATES

A. WATERMASTER LEGAL COUNSEL

1. December 1, 2023 Court Hearing (OBMP Semi-Annual Status Report and 2023 Recharge Master Plan Update)
2. February 2, 2024 Court Hearing (Watermaster Board Reappointment and GLMP Annual Report)
3. Court of Appeal Case No. E079052 (City of Chino, MVIC, MVWD, City of Ontario appeal re OAP Expenses and Attorney Fees)
4. Court of Appeal Consolidated Cases No. E080457 and E082127 (City of Ontario appeal re 2021- 22 and 2022-23 Assessment Packages)
5. Court of Appeal Case No. E080533 (Cities of Chino, Ontario appeal re 2022-23 Watermaster budget expenses to support CEQA analysis)
6. Kaiser Permanente Lawsuit

(0:04:54) The Committee deferred the Legal Counsel report to the Board meeting.

B. ENGINEER

1. Safe Yield Court Order Implementation
2. Storage and Recovery Master Plan
3. Water Quality Committee
4. Updated Schedules on Watermaster Website

(0:05:25) The Committee deferred the Engineer’s report to the Board meeting.

C. GENERAL MANAGER

1. Fiscal Year 2023/24 Exhibit “G” Physical Solution Transfers
2. Calendar Year 2024 Letters of CBWM Representation
3. Calendar Year 2024 Hearing Officer Panel
4. DYY Deliveries
5. OBMP Update CEQA
6. Other

(0:06:48) The Committee deferred the GM’s report to the Board meeting.

D. INLAND EMPIRE UTILITIES AGENCY

1. MWD Update (Written)
2. Water Supply Conditions (Written)
3. State and Federal Legislative Reports (Written)

(0:07:51) Mr. Steven Smith gave a quarterly report on Groundwater Recharge; DYY deliveries began in May 2023 and concluded on December 31, 2023. A discussion ensued.

E. METROPOLITAN MEMBER AGENCY REPORTS

None

IV. COMMITTEE MEMBER COMMENTS

(0:17:34) Ms. Courtney Jones introduced Mr. Chad Nishida, City of Ontario’s new Water Resources Associate.

(0:18:06) Mr. Bob Feenstra commented about accounting and payroll messes towards the end of last year and asked if all was in order.

V. OTHER BUSINESS

None

VI. CONFIDENTIAL SESSION – POSSIBLE ACTION

A Confidential Session may be held during the Advisory Committee meeting for the purpose of discussion and possible action.

None

ADJOURNMENT

Chair Pierson adjourned the Advisory Committee meeting at 9:21 a.m.

Secretary: _____

Approved: _____



CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, CA 91730

Tel: 909.484.3888 www.cbwm.org

EDGAR TELLEZ FOSTER, PhD
Acting General Manager

STAFF REPORT

DATE: February 2024

TO: Watermaster Committees & Board

SUBJECT: Monthly Financial Reports (For the Reporting Periods Ended December 31, 2023)
(Consent Calendar Item I.B.)

SUMMARY

Issue: Record of Monthly Financial Reports for the reporting periods ended December 31, 2023
[Normal Course of Business]

Recommendation: Receive and file Monthly Financial Reports for the reporting periods ended
December 31, 2023 as presented.

Financial Impact: None.

Future Consideration

Advisory Committee – February 15, 2024: Receive and File

Watermaster Board – February 22, 2024: Receive and File

ACTIONS:

Appropriative Pool – February 8, 2024: Received and Filed

Non-Agricultural Pool – February 8, 2024: Received and Filed

Agricultural Pool – February 8, 2024: Received and Filed

Advisory Committee – February 15, 2024:

Watermaster Board – February 22, 2024:

*Watermaster's function is to administer and enforce provisions of the Judgment and subsequent orders of the Court,
and to develop and implement an Optimum Basin Management Program*

BACKGROUND

A monthly reporting packet is provided to keep all members apprised of Watermaster revenues, expenditures, and other financial activity. Monthly reports include the following:

1. Cash Disbursements – Summarized report of all payments made during the reporting month.
2. Credit Card Expense Detail – Detail report of all credit card activity during the reporting month.
3. Combining Schedule of Revenues, Expenses & Changes in Net Assets – Detail report of all revenue and expense activity for the fiscal YTD, summarized by pool category.
4. Treasurer’s Report – Summary of Watermaster investments holdings and anticipated earnings as of month end.
5. Budget to Actual Report – Detail report of actual revenue and expense activity, shown for reporting month and YTD, comparatively to the adopted budget.
6. Monthly Variance Report & Supplemental Schedules – Supporting schedule providing explanation for major budget variances. Also provides several additional tables detailing pool fund balance, salaries expense, legal expense, and engineering expense.

DISCUSSION

Detailed explanation of major variances and other additional information can be found on the “Monthly Variance Report & Supplemental Schedules.”

Watermaster staff is happy to provide additional explanation or respond to any questions on these reports.

ATTACHMENTS

1. Monthly Financial Reports (December 31, 2023)



**Chino Basin Watermaster
Cash Disbursements
December 2023**

Date	Number	Vendor Name	Description	Amount
12/01/2023	24471	BOWCOCK, ROBERT		\$ (125.00)
12/01/2023	24472	BROWNSTEIN HYATT FARBER SCHRECK	October legal services	(149,053.56)
12/01/2023	24473	ELIE, STEVEN		(250.00)
12/01/2023	24474	GEYE, BRIAN		(1,250.00)
12/01/2023	24475	PIERSON, JEFFREY		(1,500.00)
12/01/2023	24476	RUBEN LLAMAS		(500.00)
12/06/2023	24477	ACWA JOINT POWERS INSURANCE AUTHORITY	January life insurance	(80.16)
12/06/2023	24478	APPLIED COMPUTER TECHNOLOGIES	November computer services	(4,250.00)
12/06/2023	24479	CALIFORNIA BANK & TRUST	Account ending 6198 - See detail attached	(5,197.00)
12/06/2023	24480	CALIFORNIA DEPARTMENT OF TAX AND FEE ADM	Water Rights Fee 094-014458, 094-014940, 094-14939, TIN: 014-	(12,941.23)
12/06/2023	24481	STATE COMPENSATION INSURANCE FUND	FY 24 Worker's compensation insurance	(2,768.91)
12/06/2023	24482	TOM DODSON & ASSOCIATES	OBMP update project	(21,075.40)
12/06/2023	24483	UNION 76	November fuel purchases	(86.46)
12/06/2023	24484	VANGUARD CLEANING SYSTEMS	December cleaning service	(1,000.00)
12/06/2023	24485	VC3, INC.	November IT services	(6,587.81)
12/06/2023	24486	VISION SERVICE PLAN	December vision insurance coverage	(86.95)
12/06/2023	24487	WEST YOST	October engineering services	(222,817.31)
12/07/2023	24488	BURRTEC WASTE INDUSTRIES, INC.	December waste services	(160.73)
12/07/2023	24489	CHEF DAVE'S CATERING & EVENT SERVICES	Catering services for Board meetings	(2,063.35)
12/07/2023	24490	CORELOGIC INFORMATION SOLUTIONS	November computer services	(125.00)
12/07/2023	24491	CURATALO, JAMES		(1,125.00)
12/07/2023	24492	DE BOOM, NATHAN		(125.00)
12/07/2023	24493	FRONTIER COMMUNICATIONS	Office alarm services	(152.14)
12/07/2023	24494	INLAND EMPIRE UTILITIES AGENCY	FY 24 Q1 & Q2 Groundwater Recharge O&M Cost Reimb	(611,841.38)
12/07/2023	24495	NAKANO, JUSTIN	ACWA Reimbursement - hotel and mileage expense	(357.88)
12/07/2023	24496	ULTIMATE STAFFING SERVICES	Temporary employment services	(295.12)
12/07/2023	24497	WESTERN MUNICIPAL WATER DISTRICT		(250.00)
12/11/2023	24498	CUCAMONGA VALLEY WATER DISTRICT	January lease	(11,727.00)
12/11/2023	24499	EIDE BAILLY LLP	October consulting services	(13,311.02)
12/11/2023	24502	NELSON, ANNA	2024 Tuition Reimbursement	(5,250.00)
12/13/2023	24503	BAY ALARM COMPANY	Alarm service	(177.87)
12/13/2023	24504	CLEANTECH SERVICES	Window cleaning services	(371.50)
12/13/2023	24505	SOUTHERN CALIFORNIA EDISON	Electricity services	(1,372.12)
12/13/2023	24506	SPECTRUM ENTERPRISE	December internet services	(1,105.33)
12/13/2023	24507	ULTIMATE STAFFING SERVICES	Temporary employment services	(1,475.60)
12/13/2023	24508	VERIZON WIRELESS	December telephone expense	(276.47)
12/14/2023	24509	BOWCOCK, ROBERT		(250.00)
12/14/2023	24510	EGOSCUE LAW GROUP, INC.	November AG legal and technical services	(21,400.00)
12/14/2023	24511	FILIPPI, GINO		(250.00)
12/14/2023	24512	LAW OFFICE OF ALLEN W. HUBSCH	November legal services	(2,530.00)
12/14/2023	24513	PIERSON, JEFFREY		(1,625.00)
12/14/2023	24514	VANGUARD CLEANING SYSTEMS	Electrostatic spraying - November	(440.00)
12/14/2023	24515	JOHN J. SCHATZ	Partial May & June 2023	(12,543.32)
12/21/2023	24516	CUCAMONGA VALLEY WATER DISTRICT - UTILITY	Water utility services for meter #018166034	(31.85)
12/21/2023	24517	DORA CERVANTES	Annual carpet cleaning	(800.00)
12/21/2023	24518	EMPOWER LAB	November coaching services	(500.00)
12/21/2023	24519	GREAT AMERICA LEASING CORP.	November copy machine lease	(2,601.45)
12/21/2023	24520	LEGAL SHIELD	December employee legal insurance	(145.45)
12/21/2023	24521	READY REFRESH	Office water bottle lease	(113.03)
12/21/2023	24522	SOCALGAS	Gas utilities	(91.41)
12/21/2023	24523	TALENT ADVISERS, LLC	November human resources consulting services	(4,100.00)
12/21/2023	24524	ULTIMATE STAFFING SERVICES	Temporary employment services	(1,475.60)
12/22/2023	24525	BROWNSTEIN HYATT FARBER SCHRECK	November legal services	(169,523.38)
12/22/2023	24526	WEST YOST	November engineering services	(132,706.44)
12/22/2023	24527	UNITED HEALTHCARE	January dental insurance coverage	(1,073.01)
Total for Month				\$ (1,438,582.24)



Chino Basin Watermaster

Credit Card Expense Detail

December 2023

Date	Number	Expense Account	Description	Amount
12/06/2023	24479	CALIFORNIA BANK & TRUST		
		6141 · Meeting Expenses	Management meeting- P. Kavounas, A. Nelson, E. Tellez Foster	(58.34)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(24.50)
		6141 · Meeting Expenses	OPS meeting breakfast	(145.23)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(33.92)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(101.29)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(57.21)
		6141 · Meeting Expenses	Meeting - C. Berch, C., C. Diggs, P. Kavounas	(53.81)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(20.46)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(185.47)
		6031.7 · Other Office Supplies	Misc. Office Supplies- Edgar's mouse	(102.34)
		6112 · Subscriptions/Publications	REV max starter subscription	(28.49)
		6042 · Postage - General	BHFS check	(62.09)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(57.40)
		6141 · Meeting Expenses	Rudy welcome lunch - E. Tellez Foster, A. Nelson, Rudy Nunez	(50.65)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(32.51)
		6031.7 · Other Office Supplies	Anna 10 year work Anniversary	(66.51)
		6141 · Meeting Expenses	Mezzaterranean - Peter Retirement celebration	(234.61)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(5.01)
		6061.2 · Bamboo HR Consultant	Payroll System	(216.17)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(251.25)
		6054 · Computer Software	QuickBooks renewal fee	(2,133.30)
		6042 · Postage - General	Jeff Pierson and Paul Hofer pools packet	(61.72)
		6193 · Employee Training	J. Nakano and A. Jurado Preparing for Supervision class	(208.96)
		6042 · Postage - General	Jeff Pierson and Paul Hofer Board packet	(61.72)
		6016 · New Employee Search Costs	Premium Career Monthly Subscription	(19.00)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(46.36)
		6054 · Computer Software	Zoom Annual fee	(427.13)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(149.24)
		6031.7 · Other Office Supplies	Anna 10 year Anniversary plaque	(76.16)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(117.28)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(14.09)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(2.63)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(28.12)
		6042 · Postage - General	Kelli Hills Severance check	(43.62)
		6031.7 · Other Office Supplies	Misc. Office Supplies	(20.41)
Total for Month				\$ (5,197.00)



Chino Basin Watermaster

Combining Schedule of Revenues, Expenses & Changes in Net Assets

For the Period of July 1, 2023 through December 31, 2023

	TOTAL			POOL ADMINISTRATION & SPECIAL PROJECTS			GROUND WATER REPLENISH.	GRAND TOTALS	ADOPTED BUDGET 2023-2024
	JUDGMENT ADMIN.	OPTIMUM BASIN MGMT.	JUDGMENT ADMIN & OBMP	AP POOL	OAP POOL	ONAP POOL			
Administrative Revenues:									
Administrative Assessments	\$ 5,636,711	\$ 3,678,686	\$ 9,315,397	\$ 646,000	\$ -	\$ 31,000	\$ -	\$ 9,992,397	\$ 9,314,915
Interest Revenue	-	141,144	141,144	1,921	19,695	841	25,291	188,892	312,500
Groundwater Replenishment	-	-	-	-	-	-	349,825	349,825	-
Mutual Agency Project Revenue	186,412	-	186,412	-	-	-	-	186,412	186,412
Miscellaneous Income	-	-	-	-	-	-	-	-	-
Total Administrative Revenues	5,823,123	3,819,830	9,642,953	647,921	19,695	31,841	375,116	10,717,526	9,813,827
Administrative & Project Expenditures:									
Watermaster Administration	1,862,002	-	1,862,002	-	-	-	-	1,862,002	2,993,430
Watermaster Board-Advisory Committee	136,131	-	136,131	-	-	-	-	136,131	366,923
Optimum Basin Mgmt Administration	-	472,224	472,224	-	-	-	-	472,224	1,215,309
OBMP Project Costs	-	1,868,442	1,868,442	-	-	-	-	1,868,442	5,409,723
Pool Legal Services	-	-	-	-	64,700	10,962	-	75,662	241,578
Pool Meeting Compensation	-	-	-	-	15,250	2,375	-	17,625	45,807
Pool Special Projects	-	-	-	-	-	-	-	-	-
Pool Administration	-	-	-	-	-	-	-	-	327,067
Debt Service	-	-	-	-	-	-	-	-	1,665,475
Agricultural Expense Transfer ¹	-	-	-	79,950	(79,950)	-	-	-	-
Total Administrative Expenses	1,998,133	2,340,666	4,338,799	79,950	-	13,337	-	4,432,086	12,265,312
Net Ordinary Income	3,824,990	1,479,164	5,304,154	567,971	19,695	18,504	375,116	6,285,440	(2,451,485)
Other Income/(Expense)									
Replenishment Water Assessments	-	-	-	-	-	-	(1,920,791)	(1,920,791)	-
Refund-Basin O&M Expenses	(1,542,183)	-	(1,542,183)	-	-	-	-	(1,542,183)	-
Refund-Recharge Debt Service	-	-	-	-	-	-	-	-	-
Net Other Income/(Expense)	(1,542,183)	-	(1,542,183)	-	-	-	(1,920,791)	(3,462,973)	-
Net Transfers To/(From) Reserves	\$ 2,282,807	\$ 1,479,164	\$ 3,761,971	\$ 567,971	\$ 19,695	\$ 18,504	\$ (1,545,675)	\$ 2,822,467	\$ (2,451,485)
Net Assets, July 1, 2023			9,768,099	41,205	1,343,226	57,841	1,715,286	12,925,657	
Net Assets, End of Period			13,530,070	609,176	1,362,921	76,345	169,611	15,748,124	
Pool Assessments Outstanding ²				(238,028)	(731,123)	-			
Pool Fund Balance				\$ 371,149	\$ 631,798	\$ 76,345			

¹ Fund balance transfer as agreed to in the Peace Agreement.

² Outstanding balance of Pool Special Assessments



Chino Basin Watermaster

Treasurer's Report

December 2023

	Type	Monthly Yield	Cost	Market	% Total
Cash & Investments					
Local Agency Investment Fund (LAIF) *	Investment	3.53%	\$ 7,553,516	\$ 7,504,744	43.0%
CA CLASS Prime Fund **	Investment	5.48%	8,096,262	\$ 8,096,814	46.4%
Bank of America	Checking		1,860,282	1,860,282	10.7%
Bank of America	Payroll		-	-	0.0%
Total Cash & Investments			\$ 17,510,060	\$ 17,461,840	100.0%

* The LAIF Market Value factor is updated quarterly in September, December, March, and June.

** The CLASS Prime Fund Net Asset Value factor is updated monthly.

Certification

I certify that (1) all investment actions executed since the last report have been made in full compliance with Chino Basin Watermaster's Investment Policy, and (2) Funds on hand are sufficient to meet all foreseen and planned administrative and project expenditures for the next six months.

Anna Nelson, Director of Administration

Prepared By:

Daniela Uriarte, Senior Accountant



Chino Basin Watermaster

Budget to Actual

For the Period July 1, 2023 to December 31, 2023

	December 2023	YTD Actual	FY 24 Adopted Budget	\$ Over / (Under) Budget	% of Budget
1 Administration Revenue					
2 Local Agency Subsidies	\$ -	\$ 186,412	\$ 186,412	\$ -	100%
3 Admin Assessments-Appropriative Pool	-	9,669,482	8,886,165	783,317	109%
4 Admin Assessments-Non-Ag Pool	-	322,914	428,750	(105,836)	75%
5 Total Administration Revenue	-	10,178,809	9,501,327	677,482	107%
6 Other Revenue					
7 Appropriative Pool-Replenishment	-	335,840	-	335,840	N/A
8 Non-Ag Pool-Replenishment	-	13,985	-	13,985	N/A
9 Interest Income	19,038	188,892	312,500	(123,608)	60%
10 Miscellaneous Income	-	-	-	-	N/A
11 Total Other Revenue	19,038	538,717	312,500	226,217	172%
12 Total Revenue	19,038	10,717,526	9,813,827	903,699	109%
13 Judgment Administration Expense					
14 Judgment Administration	49,957	199,241	721,698	(522,457)	28%
15 Admin. Salary/Benefit Costs	37,316	874,884	1,413,610	(538,726)	62%
16 Office Building Expense	16,774	109,035	208,510	(99,475)	52%
17 Office Supplies & Equip.	63	29,898	49,438	(19,540)	60%
18 Postage & Printing Costs	2,601	13,120	33,806	(20,686)	39%
19 Information Services	5,355	65,736	199,818	(134,082)	33%
20 Contract Services	13,311	66,936	60,200	6,736	111%
21 Watermaster Legal Services	100,314	446,179	565,964	(119,785)	79%
22 Insurance	-	46,256	50,468	(4,212)	92%
23 Dues and Subscriptions	-	28,597	40,027	(11,430)	71%
24 Watermaster Administrative Expenses	-	4,247	7,550	(3,303)	56%
25 Field Supplies	-	583	3,200	(2,617)	18%
26 Travel & Transportation	603	12,051	29,570	(17,520)	41%
27 Training, Conferences, Seminars	11,241	25,230	50,400	(25,170)	50%
28 Advisory Committee Expenses	3,066	25,978	105,823	(79,845)	25%
29 Watermaster Board Expenses	26,366	110,153	261,100	(150,947)	42%
30 ONAP - WM & Administration	2,559	14,577	106,194	(91,617)	14%
31 OAP - WM & Administration	3,053	20,715	108,700	(87,985)	19%
32 Appropriative Pool- WM & Administration	3,772	38,606	112,173	(73,567)	34%
33 Allocated G&A Expenditures	(25,158)	(133,890)	(440,829)	306,939	30%
34 Total Judgment Administration Expense	251,194	1,998,133	3,687,420	(1,689,286)	54%
35 Optimum Basin Management Plan (OBMP)					
36 Optimum Basin Management Plan	86,100	472,224	1,215,309	(743,086)	39%
37 Groundwater Level Monitoring	58,213	195,474	459,625	(264,151)	43%
38 Program Element (PE)2- Comp Recharge	637,244	712,562	1,672,577	(960,015)	43%
39 PE3&5-Water Supply/Desalte	5,226	9,957	105,677	(95,720)	9%
40 PE4- Management Plan	33,389	170,257	817,643	(647,385)	21%
41 PE6&7-CoopEfforts/SaltMgmt	64,113	276,742	1,117,623	(840,882)	25%
42 PE8&9-StorageMgmt/Conj Use	93,841	369,559	795,750	(426,191)	46%
43 Recharge Improvements	-	-	1,665,475	(1,665,475)	0%
44 Administration Expenses Allocated-OBMP	8,214	61,997	222,160	(160,163)	28%
45 Administration Expenses Allocated-PE 1-9	16,944	71,893	218,669	(146,776)	33%
46 Total OBMP Expense	1,003,284	2,340,666	8,290,508	(5,949,842)	28%
47 Pool Administration					
48 Appropriative Pool-Legal Services	-	-	-	-	N/A
49 OAP Legal & Technical Services	21,400	64,700	186,612	(121,912)	35%
50 OAP Meeting Compensation	3,625	15,250	40,932	(25,682)	37%
51 OAP Expense - Special Projects	-	-	-	-	N/A
52 ONAP - Legal Services	2,530	10,962	54,966	(44,004)	20%
52 ONAP - Meeting Compensation	-	2,375	4,875	(2,500)	49%
53 Total Pool Administration	27,555	93,287	287,384	(194,097)	32%
55 Other Expense					
56 Groundwater Replenishment	1,874,730	1,920,791	-	1,920,791	N/A
57 Reserve Refunds	-	1,542,183	-	1,542,183	N/A
58 Total Other Expense	1,874,730	3,462,973	-	3,462,973	N/A
59 Total Expenses	3,156,763	7,895,059	12,265,312	(4,370,252)	64%
60 Increase / (Decrease) to Reserves	\$ (3,137,725)	\$ 2,822,467	\$ (2,451,485)	\$ 5,273,952	



Chino Basin Watermaster

Monthly Variance Report & Supplemental Schedules

For the period July 1, 2023 to December 31, 2023

Budget to Actual

The Budget to Actual report summarizes the operating and non-operating revenues and expenses of Chino Basin Watermaster for the fiscal year-to-date (YTD). Columns are included for current monthly and YTD activity shown comparatively to the FY 24 adopted budget. The final two columns indicate the amount over or under budget, and the YTD percentage of total budget used. As of December 31st, the target budget percentage is generally 50%.

Revenues

Lines 1-5 Administration Revenue – Includes local agency subsidies and administrative assessment for the appropriative, agricultural and non-agricultural pools. Below is a summary of notable account variances at month end:

- Line 2 Local Agency Subsidies is at 100% of budget due to annual administrative assessment received from Metropolitan Water District.
- Lines 3-4 Administrative Assessments for the Agricultural and Non-Agricultural pools include annual assessment invoices issued in November of each year, as well as special assessments issued at the direction of the respective pools. The Appropriative pool line is over budget due to changes in actual versus projected production, and special assessments issued.

Lines 6-11 Other Revenue – Includes pool replenishment assessments, interest income and other miscellaneous income.

Expenses

Lines 13-34 Judgment Administration Expense – Includes Watermaster general administrative expenses, contract services, insurance, office and other administrative expenses. Below is a summary of notable account variances at month end:

- Line 15 Admin Salary/Benefit Costs includes wages and benefits for Watermaster administrative staff. YTD is at 62% of budget due to vacation, sick time, and severance payouts.
- Line 17 Office Supplies and Equipment includes office supplies, minor office furniture, and other miscellaneous office items including bank fees. YTD is at 60% due to timing of office furniture purchases and timing of shredding services.
- Line 20 Contract Services includes outside services for the annual audit report, HR consulting, court filings, and accounting consulting. YTD is over budget due to increased consulting services not anticipated in the budget. These increased consulting service costs should be offset by a savings in administrative salaries and benefits.
- Line 22 Insurance includes general liability insurance, directors' and officers' liability, municipalities coverage, environmental pollution liability and other various insurance policies. YTD is at 92% of budget due to timing of annual renewals for the directors' and officers' policy and municipalities coverage.
- Line 23 Dues and Subscriptions is at 71% of budget due to timing of annual dues for ACWA and CA Groundwater Coalition.
- Line 24 Watermaster Administrative Expenses including meeting expenses and supplies for admin, committee and other meetings. YTD is at 56% due to increased meeting activity in the first half of the fiscal year.

Lines 35-46 Optimum Basin Management Plan (OBMP) Expense – Includes legal, engineering, groundwater level monitoring, allocated administrative expenses, and other expenses.



Chino Basin Watermaster

Monthly Variance Report & Supplemental Schedules

For the period July 1, 2023 to December 31, 2023

Lines 47-53 Pool Administration Expenses – Includes expense activity relating to pool specific fund balances. These include legal services for each pool, Ag pool meeting compensation, and Ag pool special projects.

Lines 55-58 Other Expense – Includes groundwater replenishment, and various refunds as appropriate. YTD activity includes refunds for prior year recharge basin O&M expenses and excess reserves.

Pool Services Fund Accounting

Each Pool has a fund account created to pay their own legal service invoices. The legal services invoices are funded and paid using the fund accounts (8467 for the Overlying Agricultural Pool (OAP), 8567 for the Overlying Non-Agricultural Pool (ONAP), and 8367 for the Appropriate Pool (AP)). Along with the legal services fund account for the OAP (8467), the OAP also has two other fund accounts for Ag Pool Meeting Attendance expenses (8470), and Special Projects expenses (8471). The ONAP also have a meeting compensation fund account (8511) Additionally, the OAP has a reserve fund that is held by Watermaster and spent at the direction of the OAP. The AP also has an account 8368 relating to the Tom Harder contract. These fund accounts are replenished at the direction of each Pool, and the legal service invoices are approved by the Pool leadership and when paid by Watermaster, are deducted from the existing fund account balances. If the fund account for any pool reaches zero, no further payments can be paid from the fund and a replenishment action must be initiated by the pool.

The following tables detail the fund balance accounts as of December 31, 2023 (continued next page):

Fund Balance For Non-Agricultural Pool Account 8567 - Legal Services		Fund Balance For Appropriative Pool Account 8367 - Legal Services	
Beginning Balance July 1, 2023:	\$ 56,965.90	Beginning Balance July 1, 2023:	\$ (12,415.36)
Additions:		Additions:	
Interest Earnings	841.38	Interest Earnings	1,921.24
Payments received on ONAP Assessment invoices issued 11/18/23	25,000.00	Payments received on AP Pool Assessment invoices issued 10/30/23	178,107.17
Subtotal Additions:	25,841.38	Subtotal Additions:	180,028.41
Reductions:		Reductions:	
Invoices paid July 2023 - December 2023	(10,962.00)	Invoices paid July 2023 - December 2023	-
Budget Transfers	(2,000.00)	Subtotal Reductions:	-
Subtotal Reductions:	(12,962.00)		
Available Fund Balance as of December 31, 2023	\$ 69,845.28	Available Fund Balance as of December 31, 2023	\$ 167,613.05

Fund Balance For Non-Agricultural Pool Account 8511 - Meeting Compensation		Fund Balance For Appropriative Pool Account 8368 - Tom Harder Contract	
Beginning Balance July 1, 2020:	\$ 875.00	Beginning Balance July 1, 2023:	\$ -
Additions:		Additions:	
Payments received on ONAP Assessment invoices issued 11/18/23	\$ 6,000.00	Interest Earnings	-
Budget Transfers	2,000.00		
Subtotal Additions:	8,000.00	Payments received on AP Pool Assessment invoices issued 10/30/23	20,577.61
Reductions:		Subtotal Additions:	20,577.61
Compensation paid July 2023 - December 2023	(2,375.00)	Reductions:	
Subtotal Reductions:	(2,375.00)	Invoices paid July 2023 - December 2023	-
Available Fund Balance as of December 31, 2023	\$ 6,500.00	Subtotal Reductions:	-
		Available Fund Balance as of December 31, 2023	\$ 20,577.61



Chino Basin Watermaster

Monthly Variance Report & Supplemental Schedules

For the period July 1, 2023 to December 31, 2023

Pool Services Fund Accounting – Cont.

Fund Balance for Agricultural Pool Account 8467 - Legal Services

Beginning Balance July 1, 2023:	\$ 41,675.63
Additions:	
Payments received on AP Pool Assessment invoices issued 10/30/23	144,935.99
Total Additions:	<u>144,935.99</u>
Reductions:	
Invoices paid July 2023 - December 2023	<u>(64,700.00)</u>
Subtotal Reductions:	<u>(64,700.00)</u>
Available Fund Balance as of December 31, 2023	<u>\$ 121,911.62</u>

Agricultural Pool Reserve Funds As shown on the Combining Schedules

Beginning Balance July 1, 2023:	\$ 612,103.32
Additions:	
YTD Interest earned on Ag Pool Funds FY 24	19,694.86
Transfer of Funds from AP to Special Fund for Legal Service Invoices	64,700.00
Total Additions:	<u>84,394.86</u>
Reductions:	
Invoices paid July 2023 - December 2023	<u>(64,700.00)</u>
Total Reductions	<u>(64,700.00)</u>
Agricultural Pool Reserve Funds Balance as of Dec. 31, 2023:	<u>\$ 631,798.18</u>

Fund Balance For Agricultural Pool Account 8470 - Meeting Compensation

Beginning Balance July 1, 2023:	\$ 950.98
Additions:	
Payments received on AP Pool Assessment invoices issued 10/30/23	28,987.20
Budget Transfers ¹	10,993.67
Subtotal Additions:	<u>39,980.87</u>
Reductions:	
Compensation paid July 2023 - December 2023	<u>(15,250.00)</u>
Subtotal Reductions:	<u>(15,250.00)</u>
Available Fund Balance as of December 31, 2023	<u>\$ 25,681.85</u>

Fund Balance For Agricultural Pool Account 8471 - Special Projects

Beginning Balance July 1, 2023:	\$ 10,993.67
Additions:	
Payments received on AP Pool Assessment invoices issued 10/30/23	35,364.38
Subtotal Additions:	<u>35,364.38</u>
Reductions:	
Invoices paid July 2023 - December 2023	-
Budget Transfers ¹	(10,993.67)
Subtotal Reductions:	<u>(10,993.67)</u>
Available Fund Balance as of December 31, 2023	<u>\$ 35,364.38</u>

¹Per action taken at September pool committee meeting.

¹Per action taken at September pool committee meeting.



Chino Basin Watermaster

Monthly Variance Report & Supplemental Schedules

For the period July 1, 2023 to December 31, 2023

Watermaster Salary Expenses

The following table details the Year-To-Date (YTD) Actual Watermaster burdened salary costs compared to the FY 24 adopted budget. The “\$ Over Budget” and the “% of Budget” columns are a comparison of the YTD actual to the annual budget. As of December 31st, the target budget percentage is generally 50%.

	Year to Date Actual	FY 23-24 Budget	\$ Over / (Under) Budget	% of Budget
WM Salary Expense				
5901.1 · Judgment Admin - Doc. Review	24,067	82,794	(58,728)	29.1%
5901.3 · Judgment Admin - Field Work	2,314	7,760	(5,446)	29.8%
5901.5 · Judgment Admin - General	40,580	60,129	(19,549)	67.5%
5901.7 · Judgment Admin - Meeting	4,892	2,633	2,259	185.8%
5901.9 · Judgment Admin - Reporting	490	31,033	(30,543)	1.6%
5910 · Judgment Admin - Court Coord./Attendar	8,774	19,098	(10,324)	45.9%
5911 · Judgment Admin - Exhibit G	979	2,370	(1,391)	41.3%
5921 · Judgment Admin - Production Monitorin	2,892	11,322	(8,430)	25.5%
5931 · Judgment Admin - Recharge Applicator	-	4,634	(4,634)	0.0%
5941 · Judgment Admin - Reporting	54	1,316	(1,262)	4.1%
5951 · Judgment Admin - Rules & Regs	-	12,726	(12,726)	0.0%
5961 · Judgment Admin - Safe Yield	612	26,330	(25,718)	2.3%
5971 · Judgment Admin - Storage Agreements	1,347	4,739	(3,392)	28.4%
5981 · Judgment Admin - Water Accounting/Da	62,224	109,793	(47,569)	56.7%
5991 · Judgment Admin - Water Transactions	1,959	8,688	(6,729)	22.5%
6011.11 · WM Staff - Overtime	7,528	15,000	(7,472)	50.2%
6011.4 · 457(f) NQDC Plan	18,494	55,467	(36,973)	33.3%
6011.10 · Admin - Accounting	97,860	367,685	(269,825)	26.6%
6011.15 · Admin - Building Admin	2,334	18,359	(16,025)	12.7%
6011.20 · Admin - Conference/Seminars	17,870	57,083	(39,213)	31.3%
6011.25 · Admin - Document Review	659	6,846	(6,187)	9.6%
6011.50 · Admin - General	272,711	569,850	(297,139)	47.9%
6011.60 · Admin - HR	64,501	43,489	21,012	148.3%
6011.70 · Admin - IT	23,726	53,975	(30,249)	44.0%
6011.80 · Admin - Meeting	20,539	90,440	(69,901)	22.7%
6011.90 · Admin - Team Building	5,430	41,304	(35,874)	13.1%
6011.95 · Admin - Training (Give/Receive)	9,414	34,312	(24,898)	27.4%
6017 · Temporary Services	6,815	24,000	(17,185)	28.4%
6201 · Advisory Committee	18,980	55,149	(36,169)	34.4%
6301 · Watermaster Board	37,275	61,818	(24,543)	60.3%
8301 · Appropriative Pool	20,385	53,761	(33,376)	37.9%
8401 · Agricultural Pool	5,431	51,549	(46,118)	10.5%
8501 · Non-Agricultural Pool	3,375	50,443	(47,068)	6.7%
6901.1 · OBMP - Document Review	24,675	89,136	(64,461)	27.7%
6901.3 · OBMP - Field Work	643	7,003	(6,360)	9.2%
6901.5 · OBMP - General	47,120	124,049	(76,929)	38.0%
6901.7 · OBMP - Meeting	15,398	57,589	(42,191)	26.7%
6901.9 · OBMP - Reporting	3,362	2,370	992	141.8%
7104.1 · PE1 - Monitoring Program	75,242	171,515	(96,273)	43.9%
7201 · PE2 - Comprehensive Recharge	24,257	57,925	(33,668)	41.9%
7301 · PE3&5 - Water Supply/Desalter	-	4,791	(4,791)	0.0%
7301.1 · PE5 - Reg. Supply Water Prgm.	-	2,633	(2,633)	0.0%
7401 · PE4 - MZ1 Subsidence Mgmt. Plan	802	13,055	(12,253)	6.1%
7501 · PE6 - Coop. Programs/Salt Mgmt.	3,140	8,027	(4,887)	39.1%
7501.1 · PE 7 - Salt Nutrient Mgmt. Plan	459	6,582	(6,123)	7.0%
7601 · PE8&9 - Storage Mgmt./Recovery	2,032	11,217	(9,185)	18.1%
Subtotal WM Staff Costs	981,641	2,591,787	(1,610,146)	38%
60184.1 · Administrative Leave	15,428	6,799	8,629	226.9%
60185 · Vacation	142,748	119,130	23,618	119.8%
60185.1 · Comp Time	1,194	-	1,194	100.0%
60186 · Sick Leave	8,210	83,123	(74,913)	9.9%
60187 · Holidays	-	-	-	0.0%
Subtotal WM Paid Leaves	167,580	209,052	(41,472)	80%
Total WM Salary Costs	1,149,220	2,800,839	(1,651,619)	41.0%



Chino Basin Watermaster

Monthly Variance Report & Supplemental Schedules

For the period July 1, 2023 to December 31, 2023

Engineering

The following table details the Year-To-Date (YTD) Actual Engineering costs compared to the FY 24 adopted budget. The “\$ Over Budget” and the “% of Budget” columns are a comparison of the YTD actual to the annual budget. As of December 31st, the target budget percentage is generally 50%.

	Year to Date Actual	FY 23-24 Budget	\$ Over / (Under) Budget	% of Budget
Engineering Services Costs				
5901.8 · Judgment Admin - Meetings-Engineering Services	\$ -	\$ 45,097	\$ (45,097)	0.0%
5906.1 · Judgment Admin - Watermaster Model Update	-	41,235	(41,235)	0.0%
5906.71 · Judgment Admin - Data Requests-CBWM Staff	16,250	126,204	(109,954)	12.9%
5906.72 · Judgment Admin - Data Requests-Non-CBWM Staff	2,256	42,832	(40,576)	5.3%
5925 · Judgment Admin - Ag Production & Estimation	11,861	34,376	(22,515)	34.5%
5935 · Judgment Admin - Mat'l Physical Injury Requests	2,551	36,072	(33,521)	7.1%
5945 · Judgment Admin - WM Annual Report Preparation	11,671	15,416	(3,745)	75.7%
5965 · Judgment Admin - Support Data Collection & Mgmt Process	3,469	36,336	(32,867)	9.5%
6206 · Advisory Committee Meetings-WY Staff	3,874	23,466	(19,592)	16.5%
6306 · Watermaster Board Meetings-WY Staff	13,040	23,466	(10,426)	55.6%
8306 · Appropriative Pool Meetings-WY Staff	12,696	23,467	(10,771)	54.1%
8406 · Agricultural Pool Meetings-WY Staff	9,760	23,466	(13,706)	41.6%
8506 · Non-Agricultural Pool Meetings-WY Staff	5,677	23,466	(17,789)	24.2%
6901.8 · OBMP - Meetings-WY Staff	29,418	45,096	(15,678)	65.2%
6901.95 · OBMP - Reporting-WY Staff	24,003	57,316	(33,313)	41.9%
6906 · OBMP Engineering Services - Other	19,212	46,992	(27,780)	40.9%
6906.26 · 2020 OBMP Update	4,508	24,016	(19,508)	18.8%
7104.3 · Grdwtr Level-Engineering	118,222	256,445	(138,223)	46.1%
7104.8 · Grdwtr Level-Contracted Services	-	10,000	(10,000)	0.0%
7104.9 · Grdwtr Level-Capital Equipment	-	9,915	(9,915)	0.0%
7202 · PE2-Comp Recharge-Engineering Services	3,575	29,084	(25,509)	12.3%
7202.2 · PE2-Comp Recharge-Engineering Services	22,179	202,362	(180,182)	11.0%
7208 · SB88 Specs-Compliance-50% IEUA	-	54,012	(54,012)	0.0%
7210 · OBMP - 2023 RMPU	37,768	94,328	(56,561)	40.0%
7220 · Integrated Model Mtg./Tech. Review-50% IEUA	-	24,618	(24,618)	0.0%
7302 · PE3&5-PBHSP Monitoring Program	8,043	69,121	(61,078)	11.6%
7303 · PE3&5-Engineering - Other	635	15,632	(14,998)	4.1%
7306 · PE3&5-Engineering - Outside Professionals	1,280	6,500	(5,220)	19.7%
7402 · PE4-Engineering	101,504	262,544	(161,040)	38.7%
7402.10 · PE4-Northwest MZ1 Area Project	41,687	271,703	(230,016)	15.3%
7403 · PE4-Eng. Services-Contracted Services-InSar	21,365	175,000	(153,635)	12.2%
7406 · PE4-Engineering Services-Outside Professionals	-	76,552	(76,552)	0.0%
7408 · PE4-Engineering Services-Network Equipment	4,899	14,081	(9,182)	34.8%
7502 · PE6&7-Engineering	151,574	384,163	(232,589)	39.5%
7505 · PE6&7-Laboratory Services	30,266	49,164	(18,898)	61.6%
7508 · HC Mitigation Plan-50% IEUA (TO #6)	9,771	10,703	(933)	91.3%
7510 · PE6&7-IEUA Salinity Mgmt. Plan	7,742	34,631	(26,890)	22.4%
7511 · PE6&7-SAWBMP Task Force-50% IEUA	9,488	24,610	(15,122)	38.6%
7517 · Surface Water Monitoring Plan-Chino Creek - 50% IEUA	30,302	69,821	(39,519)	43.4%
7520 · Preparation of Water Quality Mgmt. Plan	28,149	157,692	(129,543)	17.9%
7610 · PE8&9-Support 2020 Mgmt. Plan	13,687	69,306	(55,618)	19.7%
7614 · PE8&9-Support Imp. Safe Yield Court Order	349,146	663,747	(314,601)	52.6%
7620 · OBMP - Evaluation of Extreme Future Planning Scenarios	4,693	51,130	(46,437)	9.2%
Total Engineering Services Costs	\$ 1,161,527	\$ 3,755,182	\$ (2,588,963)	30.9%

* West Yost and Subcontractor Engineering Budget of \$2,884,956 plus Carryover Funds from FY 2022/23 of \$870,226



Chino Basin Watermaster

Monthly Variance Report & Supplemental Schedules

For the period July 1, 2023 to December 31, 2023

Legal

The following table details the YTD Brownstein Hyatt Farber Schreck (BHFS) expenses costs compared to the FY 24 adopted budget. The “\$ Over Budget” and the “% of Budget” columns are a comparison of the YTD actual to the annual budget. As of December 31st, the target budget percentage is generally 50%.

	Year to Date Actual	FY 23-24 Budget	\$ Over / (Under) Budget	% of Budget
6070 · Watermaster Legal Services				
6071 · BHFS Legal - Court Coordination	\$ 148,837	\$ 171,260	\$ (22,423)	86.9%
6072 · BHFS Legal - Rules & Regulations	-	92,900	(92,900)	0.0%
6073 · BHFS Legal - Personnel Matters	147,070	10,820	136,250	1359.2%
6074 · BHFS Legal - Interagency Issues	-	43,704	(43,704)	0.0%
6077 · BHFS Legal - Party Status Maintenance	1,205	13,730	(12,525)	8.8%
6078 · BHFS Legal - Miscellaneous (Note 1)	105,716	233,550	(127,834)	45.3%
Total 6070 · Watermaster Legal Services	402,827	565,964	(163,137)	71.2%
6275 · BHFS Legal - Advisory Committee	3,125	26,708	(23,583)	11.7%
6375 · BHFS Legal - Board Meeting	43,347	85,272	(41,925)	50.8%
6375.1 · BHFS Legal - Board Workshop(s)	-	18,499	(18,499)	0.0%
8375 · BHFS Legal - Appropriative Pool	5,525	33,385	(27,860)	16.5%
8475 · BHFS Legal - Agricultural Pool	5,525	33,385	(27,860)	16.5%
8575 · BHFS Legal - Non-Ag Pool	5,525	33,385	(27,860)	16.5%
Total BHFS Legal Services	63,046	230,634	(167,588)	27.3%
6907.3 · WM Legal Counsel				
6907.31 · Archibald South Plume	-	12,085	(12,085)	0.0%
6907.32 · Chino Airport Plume	720	12,085	(11,365)	6.0%
6907.33 · Desalter/Hydraulic Control	1,358	37,200	(35,842)	3.7%
6907.34 · Santa Ana River Water Rights	311	20,595	(20,285)	1.5%
6907.36 · Santa Ana River Habitat	-	30,090	(30,090)	0.0%
6907.38 · Reg. Water Quality Cntrl Board	725	30,090	(29,366)	2.4%
6907.39 · Recharge Master Plan	33,673	30,495	3,178	110.4%
6907.40 · Storage Agreements	-	16,960	(16,960)	0.0%
6907.41 · Prado Basin Habitat Sustainability	-	9,900	(9,900)	0.0%
6907.44 · SGMA Compliance	-	9,900	(9,900)	0.0%
6907.45 · OBMP Update	157,455	172,880	(15,425)	91.1%
6907.47 · 2020 Safe Yield Reset	12,498	33,920	(21,422)	36.8%
6907.48 · Ely Basin Investigation	-	126,040	(126,040)	0.0%
6907.90 · WM Legal Counsel - Unanticipated	-	37,395	(37,395)	0.0%
Total 6907 · WM Legal Counsel	206,738	579,635	(372,897)	35.7%
Total Brownstein, Hyatt, Farber, Schreck Costs	\$ 672,611	\$ 1,376,233	\$ (703,622)	48.9%



Chino Basin Watermaster

Monthly Variance Report & Supplemental Schedules

For the period July 1, 2023 to December 31, 2023

Optimum Basin Management Plan (OBMP)

The following table details the Year-To-Date (YTD) Actual OBMP costs compared to the FY 24 adopted budget. The “\$ Over Budget” and the “% of Budget” columns are a comparison of the YTD actual to the annual budget. As of December 31st, the target budget percentage is generally 50%.

	Year to Date Actual	FY 23-24 Budget	\$ Over / (Under) Budget	% of Budget
6900 · Optimum Basin Mgmt Plan				
6901.1 · OBMP - Document Review-WM Staff	\$ 24,675	\$ 89,136	\$ (64,461)	27.7%
6901.3 · OBMP - Field Work-WM Staff	643	7,003	(6,360)	9.2%
6901.5 · OBMP - General-WM Staff	47,120	124,049	(76,929)	38.0%
6901.7 · OBMP - Meeting-WM Staff	15,398	57,589	(42,191)	26.7%
6901.8 · OBMP - Meeting-West Yost	29,418	45,096	(15,678)	65.2%
6901.9 · OBMP - Reporting-WM Staff	3,362	2,370	992	141.8%
6901.95 · OBMP - Reporting-West Yost	24,003	57,316	(33,313)	41.9%
Total 6901 · OBMP WM and West Yost Staff	144,618	382,559	(237,941)	37.8%
6903 · OBMP - SAWPA				
6903 · OBMP - SAWPA Group	24,071	24,071	0	100.0%
Total 6903 · OBMP - SAWPA	24,071	24,071	0	100.0%
6906 · OBMP Engineering Services				
6906.1 · OBMP - Watermaster Model Update	18,889	41,235	(22,346)	45.8%
6906.15 · Integrated Model Mtgs. - IEUA Costs	-	-	-	0.0%
6906.21 · State of the Basin Report	-	-	-	0.0%
6906.26 · 2020 OBMP Update	4,508	24,016	(19,508)	18.8%
6906.71 · OBMP - Data Requests - CBWM Staff	-	-	-	0.0%
6906.72 · OBMP - Data Requests - Non CBWM	-	-	-	0.0%
6906 · OBMP Engineering Services - Other	19,212	46,992	(27,780)	40.9%
Total 6906 · OBMP Engineering Services	42,609	112,243	(69,634)	38.0%
6907 · OBMP Legal Fees				
6907.31 · Archibald South Plume	-	12,085	(12,085)	0.0%
6907.32 · Chino Airport Plume	720	12,085	(11,365)	6.0%
6907.33 · Desalter/Hydraulic Control	1,358	37,200	(35,842)	3.7%
6907.34 · Santa Ana River Water Rights	311	20,595	(20,285)	1.5%
6907.36 · Santa Ana River Habitat	-	30,090	(30,090)	0.0%
6907.38 · Reg. Water Quality Cntrl Board	725	30,090	(29,366)	2.4%
6907.39 · Recharge Master Plan	33,673	30,495	3,178	110.4%
6907.40 · Storage Agreements	-	16,960	(16,960)	0.0%
6907.41 · Prado Basin Habitat Sustainability	-	9,900	(9,900)	0.0%
6907.44 · SGMA Compliance	-	9,900	(9,900)	0.0%
6907.45 · OBMP Update	157,455	172,880	(15,425)	91.1%
6907.47 · 2020 Safe Yield Reset	12,498	33,920	(21,422)	36.8%
6907.48 · Ely Basin Investigation	-	126,040	(126,040)	0.0%
6907.90 · WM Legal Counsel - Unanticipated	-	37,395	(37,395)	0.0%
Total 6907 · OBMP Legal Fees	206,738	579,635	(372,897)	35.7%
6908 · OBMP Updates				
6908.1 · 2020 OBMP Update-Dodson & Assoc.	54,188	107,578	(53,390)	50.4%
Total 6908 · OBMP Updates	54,188	107,578	(53,390)	50.4%
6909 · OBMP Other Expenses				
6909.1 · OBMP Meetings	-	1,500	(1,500)	0.0%
6909.3 · Other OBMP Expenses	-	2,724	(2,724)	0.0%
6909.6 · OBMP Expenses - Miscellaneous	-	5,000	(5,000)	0.0%
Total 6909 · OBMP Other Expenses	-	9,224	(9,224)	0.0%
Total 6900 · Optimum Basin Mgmt Plan	\$ 472,224	\$ 1,215,309	\$ (743,086)	38.9%



Chino Basin Watermaster

Monthly Variance Report & Supplemental Schedules

For the period July 1, 2023 to December 31, 2023

Judgment Administration

The following table details the Year-To-Date (YTD) Actual Judgment Administration costs compared to the FY 24 adopted budget. The “\$ Over Budget” and the “% of Budget” columns are a comparison of the YTD actual to the annual budget. As of December 31st, the target budget percentage is generally 50%.

	Year to Date Actual	FY 23-24 Budget	\$ Over / (Under) Budget	% of Budget
5901 · Admin-WM Staff				
5901.1 · Admin-Doc. Review-WM Staff	\$ 24,067	\$ 82,794	\$ (58,728)	29.1%
5901.3 · Admin-Field Work-WM Staff	2,314	7,760	(5,446)	29.8%
5901.5 · Admin-General-WM Staff	40,580	60,129	(19,549)	67.5%
5901.7 · Admin-Meeting-WM Staff	4,892	2,633	2,259	185.8%
5901.8 · Admin-Meeting - West Yost	-	45,097	(45,097)	0.0%
5901.9 · Admin-Reporting-WM Staff	490	31,033	(30,543)	1.6%
Total 5901 · Admin-WM Staff	72,342	229,446	(157,104)	31.5%
5900 · Judgment Admin Other Expenses				
5906.71 · Admin-Data Req-CBWM Staff	16,250	126,204	(109,954)	12.9%
5906.72 · Admin-Data Req-Non CBWM Staff	2,256	42,832	(40,576)	5.3%
5910 · Court Coordination/Attend-WM	8,774	19,098	(10,324)	45.9%
5911 · Exhibit G-WM Staff	979	2,370	(1,391)	41.3%
5921 · Production Monitoring-WM Staff	2,892	11,322	(8,430)	25.5%
5925 · Ag Prod & Estimation-West Yost	11,861	34,376	(22,515)	34.5%
5931 · Recharge Applications-WM Staff	-	4,634	(4,634)	0.0%
5935 · Admin-Mat'l Phy Inj Requests	2,551	36,072	(33,521)	7.1%
5941 · Reporting-WM Staff	54	1,316	(1,262)	4.1%
5945 · WM Annual Report Prep-West Yost	11,671	15,416	(3,745)	75.7%
5951 · Rules & Regs-WM Staff	-	12,726	(12,726)	0.0%
5961 · Safe Yield-WM Staff	612	26,330	(25,718)	2.3%
5965 · Support Data Collect-West Yost	3,469	36,336	(32,867)	9.5%
5971 · Storage Agreements-WM Staff	1,347	4,739	(3,392)	28.4%
5981 · Water Acct/Database-WM Staff	62,224	109,793	(47,569)	56.7%
5991 · Water Transactions-WM Staff	1,959	8,688	(6,729)	22.5%
Total 5900 · Judgment Admin Other Expenses	126,899	492,252	(365,353)	25.8%
Total 5900 · Judgment Administration	\$ 199,241	\$ 721,698	\$ (522,457)	27.6%



Chino Basin Watermaster

Monthly Variance Report & Supplemental Schedules

For the period July 1, 2023 to December 31, 2023

“Carry Over” Funding:

During the month of July 2023, the “Carry Over” funding was calculated. The Total “Carry Over” funding amount of \$2,277,561.54 has been posted to the general ledger accounts. The total amount consisted of \$870,226.24 from Engineering Services, \$816,709.78 from Capital Improvement Projects, \$464,627.66 from OBMP Activities, \$111,461.18 from Pool Funding Accounts, and \$14,536.68 from Administration Services. More detailed information is provided in the table below.

Carry Over Budget Detail - FY 23/24

Description	Amount	Account	Fiscal Year	Type
Other Office Equipment - Boardroom Upgrades	\$ 10,037.93	6038	FY 2020/21	ADMIN
Board Workshop Expenses - Misc.	4,498.75	6375.2	FY 2021/22	ADMIN
Meter Installation - New Meter Installation	175,400.00	7540	FY 2018/19	OBMP
Meter Installation - Calibration and Testing	181,650.00	7545	FY 2018/19	OBMP
2022 OBMP Update - Dodson & Asso.	107,577.66	6908.1	FY 2022/23	OBMP
Watermaster Model Update	34,206.75	5906.1	FY 2022/23	ENG
Groundwater Level Monitoring Program	2,700.00	7104.3	FY 2022/23	ENG
PE2 - Comprehensive Recharge - Eng. Services	27,943.64	7202.2	FY 2020/21	ENG
PE2 - Comprehensive Recharge - Eng. Services	18,441.85	7202.2	FY 2021/22	ENG
PE2 - Comprehensive Recharge - Eng. Services	72,788.26	7202.2	FY 2022/23	ENG
SB88-Specs-Ensure Compliance-50% IEUA	54,012.38	7208	FY 2020/21	ENG
OBMP - 2023 RMPU	60,000.00	7210	FY 2022/23	ENG
Integrated Model - Meetings - 50% IEUA Costs	24,617.63	7220	FY 2021/22	ENG
PBHSP - Monitoring, Data Analysis, Reporting	21,000.00	7302	FY 2022/23	ENG
OBMP - Engineering Services	65,208.75	7402	FY 2022/23	ENG
PE4 - Northwest MZ-1 Area Project	23,805.91	7402.1	FY 2021/22	ENG
PE4 - Northwest MZ-1 Area Project	126,194.09	7402.1	FY 2022/23	ENG
PE4/MZ-1: InSAR - Outside Pro	85,000.00	7403	FY 2022/23	ENG
Ground Level Monitoring - Capital Equipment	5,000.00	7408	FY 2022/23	ENG
PE6-7: Coop Efforts/Salt Management:	40,000.00	7502	FY 2022/23	ENG
Groundwater Quality Monitoring Program	16,194.00	7505	FY 2022/23	ENG
Hydraulic Control Mitigation Plan Update-50% IEUA	9,687.25	7508	FY 2021/22	ENG
Hydraulic Control Mitigation Plan Update-50% IEUA	1,016.00	7508	FY 2022/23	ENG
IEUA - Update Recycle Water Permit - Salinity	19,752.23	7510	FY 2021/22	ENG
PE8&9 - Support Imp. 2020 Storage Mgmt. Plan	42,657.50	7610	FY 2020/21	ENG
Support Implementation of the Safe Yield Court Order:	120,000.00	7614	FY 2022/23	ENG
Upper Santa Ana River HCP (TO #7)	15,062.88	7690.7	FY 2014/15	PROJ
Upper Santa Ana River HCP (TO #7)	5,000.00	7690.7	FY 2015/16	PROJ
Lower Day Basin RMPU (TO #2)	238,646.90	7690.8	FY 2016/17	PROJ
Jurupa Basin Berm & Trash Boom	358,000.00	7690.23	FY 2022/23	PROJ
Funds on Hold for Projects/Refund	200,000.00	7690.9	FY 2017/18	PROJ
Agricultural Pool - Legal Services	41,675.63	8467	FY 2022/23	AP
Agricultural Pool - Mtg. Attendance Compensation	950.98	8470	FY 2022/23	OAP
Agricultural Pool - Special Project Funding	10,993.67	8471	FY 2021/22	OAP
Non-Agricultural Pool - Meeting Compensation	875.00	8511	FY 2022/23	ONAP
Non-Agricultural Pool - Legal Services	56,965.90	8567	FY 2022/23	ONAP
Balance at 7/31/23	\$ 2,277,561.54			



CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, CA 91730

Tel: 909.484.3888 www.cbwm.org

EDGAR TELLEZ FOSTER, PhD
Acting General Manager

STAFF REPORT

DATE: February 15, 2024

TO: Advisory Committee Members

SUBJECT: Application: Water Transaction – City of Ontario to Cucamonga Valley Water District
(Consent Calendar Item I.C.)

SUMMARY:

Issue: The Purchase of 1,265 acre-feet of water from City of Ontario by Cucamonga Valley Water District. This purchase is made from City of Ontario's Local Excess Carry Over Storage Account. [Within WM Duties and Powers]

Recommendation: Provide advice and assistance to the Watermaster Board on the proposed transaction.

Financial Impact: None.

Future Consideration

Advisory Committee – February 15, 2024: Advice and assistance.

Watermaster Board – February 22, 2024: Approval.

ACTIONS:

Appropriative Pool – January 11, 2024: Unanimously recommended Advisory Committee to recommend Watermaster Board approval.

Non-Agricultural Pool – January 11, 2024: Unanimously recommended its representatives to support at Advisory Committee and Watermaster Board subject to changes they deem appropriate.

Agricultural Pool – January 11, 2024: Unanimously recommended Advisory Committee to recommend Watermaster Board approval.

Advisory Committee – February 15, 2024:

Watermaster Board – February 22, 2024:

Watermaster's function is to administer and enforce provisions of the Judgment and subsequent orders of the Court, and to develop and implement an Optimum Basin Management Program

BACKGROUND

On July 13, 2000, the Court approved the Peace Agreement, the Implementation Plan, and the goals and objectives identified in the OBMP Phase I Report and ordered Watermaster to proceed in a manner consistent with the Peace Agreement. Under the Peace Agreement, Watermaster approval is required for applications to store, recapture, recharge, or transfer water, as well as for applications for credits or reimbursements, and storage and recovery programs.

Where there is no material physical injury, Watermaster must approve the transaction. Where the request for Watermaster approval is submitted by a Party to the Judgment, there is a rebuttable presumption that most of the transactions do not result in material physical injury to a Party to the Judgment or the Basin (Storage and Recovery Programs do not have this presumption).

The date of this application is October 30, 2023. Notice of the transaction along with the materials submitted by the requestors was transmitted to stakeholders electronically on January 5, 2024.

DISCUSSION

Beyond confirmation of the source of the water to be transferred (Supplemental Water or Excess Carryover), Watermaster will evaluate the eventual disposition of the transferred water (e.g., production, storage, etc.) at the end of the production year and account for the same consistent with the Watermaster Guidance Documents.

Water transactions occur each year and are included as production by the respective entity (if produced) in any relevant analyses conducted by West Yost pursuant to the Peace Agreement and the Rules & Regulations. There is no indication that additional analysis regarding this transaction is necessary at this time. As part of the OBMP Implementation Plan, measurement of groundwater levels and ground level changes are ongoing, and based on current data, we cannot conclude that the proposed water transaction will cause material physical injury to a Party to the Judgment, or to the Basin.

At the Pool Committee meetings held on January 11, 2024, the Appropriative and Overlying (Agricultural) Pools unanimously recommended Advisory Committee to recommend to the Watermaster Board to approve the proposed transaction; the Overlying (Non-Agricultural) Pool unanimously recommended its representatives to support at Advisory Committee and Watermaster Board subject to changes they deem appropriate.

ATTACHMENTS

1. Consolidated Form 3, 4, & 5
2. Notice Forms

**CONSOLIDATED WATER TRANSFER FORMS:
 FORM 3: APPLICATION FOR SALE OR TRANSFER OF RIGHT TO PRODUCE WATER FROM STORAGE
 FORM 4: APPLICATION OR AMENDMENT TO APPLICATION TO RECAPTURE WATER IN STORAGE
 FORM 5: APPLICATION TO TRANSFER ANNUAL PRODUCTION RIGHT OR SAFE YIELD**

FISCAL YEAR 2023 - 2024

DATE REQUESTED: October 30, 2023

AMOUNT REQUESTED: 1.265 Acre-Feet

<p>TRANSFER FROM (SELLER / TRANSFEROR):</p> <p><u>Ontario, City of</u> Name of Party</p> <p><u>1425 S Bon View Avenue</u> Street Address</p> <p><u>Ontario</u> <u>CA</u> <u>91761</u> City State Zip Code</p> <p><u>(909) 395-2605</u> Telephone</p> <p>_____ Facsimile</p>	<p>TRANSFER TO (BUYER / TRANSFEREE):</p> <p><u>Cucamonga Valley Water District</u> Name of Party</p> <p><u>10440 Ashford Street</u> Street Address</p> <p><u>Rancho Cucamonga</u> <u>CA</u> <u>91730-2779</u> City State Zip Code</p> <p><u>(855) 654-2893</u> Telephone</p> <p>_____ Facsimile</p>
--	--

Have any other transfers been approved by Watermaster between these parties covering the same fiscal year? Yes No

PURPOSE OF TRANSFER:

- Pump when other sources of supply are curtailed
- Pump to meet current or future demand over and above production right
- Pump as necessary to stabilize future assessment amounts
- Other, explain _____

WATER IS TO BE TRANSFERRED FROM:

- Annual Production Right (Appropriative Pool) or Operating Safe Yield (Non-Agricultural Pool)
- Storage
- Annual Production Right / Operating Safe Yield first, then any additional from Storage
- Other, explain City of Ontario's Local Excess Carry Over Storage Account

WATER IS TO BE TRANSFERRED TO:

- Annual Production Right / Operating Safe Yield (common)
- Storage (rare)
- Other, explain _____

IS THE 85/15 RULE EXPECTED TO APPLY? (If yes, all answers below must be "yes.") Yes No

Is the Buyer an 85/15 Party? Yes No

Is the purpose of the transfer to meet a current demand over and above production right? Yes No

Is the water being placed into the Buyer's Annual Account? Yes No

IF WATER IS TO BE TRANSFERRED FROM STORAGE:

Varies

Projected Rate of Recapture _____ Projected Duration of Recapture _____

METHOD OF RECAPTURE (e.g. pumping, exchange, etc.):

Pumping

PLACE OF USE OF WATER TO BE RECAPTURED:

MZ2 (within CVWD's service area)

LOCATION OF RECAPTURE FACILITIES (IF DIFFERENT FROM REGULAR PRODUCTION FACILITIES):

NA

WATER QUALITY AND WATER LEVELS

Are the Parties aware of any water quality issues that exist in the area? Yes No

If yes, please explain:

What are the existing water levels in the areas that are likely to be affected?

MATERIAL PHYSICAL INJURY

Are any of the recapture wells located within Management Zone 1? Yes No

Is the Applicant aware of any potential Material Physical Injury to a party to the Judgment or the Basin that may be caused by the action covered by the application? Yes No

If yes, what are the proposed mitigation measures, if any, that might reasonably be imposed to ensure that the action does not result in Material Physical Injury to a party to the Judgment or the Basin?

SAID TRANSFER SHALL BE CONDITIONED UPON:

- (1) Transferee shall exercise said right on behalf of Transferor under the terms of the Judgment, the Peace Agreement, the Peace II Agreement, and the Management Zone 1 Subsidence Management Plan for the period described above. The first water produced in any year shall be that produced pursuant to carry-over rights defined in the Judgment. After production of its carry-over rights, if any, the next (or first if no carry-over rights) water produced by Transferee from the Chino Basin shall be that produced hereunder.
- (2) Transferee shall put all waters utilized pursuant to said Transfer to reasonable beneficial use.
- (3) Transferee shall pay all Watermaster assessments on account of the water production hereby Transferred.
- (4) Any Transferee not already a party must intervene and become a party to the Judgment.

ADDITIONAL INFORMATION ATTACHED

Yes No



Seller / Transferor Representative Signature

Scott Burton, General Manager
Seller / Transferor Representative Name (Printed)



Buyer / Transferee Representative Signature

John Bosler, General Manager/CEO
Buyer / Transferee Representative Name (Printed)

TO BE COMPLETED BY WATERMASTER STAFF:

DATE OF WATERMASTER NOTICE: January 5, 2024

DATE OF APPROVAL FROM APPROPRIATIVE POOL: January 11, 2024

DATE OF APPROVAL FROM NON-AGRICULTURAL POOL: January 11, 2024

DATE OF APPROVAL FROM AGRICULTURAL POOL: January 11, 2024

HEARING DATE, IF ANY: _____

DATE OF ADVISORY COMMITTEE APPROVAL: _____

DATE OF BOARD APPROVAL: _____



CHINO BASIN WATERMASTER

NOTICE

OF

APPLICATION(S)

RECEIVED FOR

TRANSFER OF WATER

Date of Notice:

January 5, 2024

This notice is to advise interested persons that the attached application(s) will come before the Watermaster Board on or after 30 days from the date of this notice.

APPLICATION FOR TRANSFER OF WATER

The attached staff report will be included in the meeting package at the time the transfer begins the Watermaster process.

NOTICE OF APPLICATION(S) RECEIVED

Date of Application: **October 30, 2023**

Date of this notice: **January 5, 2024**

Please take notice that the following Application has been received by Watermaster:

- Notice of Sale or Transfer – The purchase of 1,265 acre-feet of water from City of Ontario by Cucamonga Valley Water District. This purchase is made from City of Ontario’s Local Excess Carry Over Storage Account.

This **Application** will first be considered by each of the respective pool committees on the following dates:

Appropriative Pool: January 11, 2024

Non-Agricultural Pool: January 11, 2024

Agricultural Pool: January 11, 2024

This **Application** will be scheduled for consideration by the Advisory Committee **no earlier than thirty days from the date of this notice and a minimum of twenty-one calendar days** after the last pool committee reviews it.

After consideration by the Advisory Committee, the **Application** will be considered by the Board.

Unless the **Application** is amended, as **Contests** must be submitted a minimum of fourteen (14) days prior to the Advisory Committee’s consideration of an **Application**, parties to the Judgment may file **Contests** to the **Application** with Watermaster **within seven calendar days** of when the last pool committee considers it. Any **Contest** must be in writing and state the basis of the **Contest**.

Watermaster address:

Chino Basin Watermaster
9641 San Bernardino Road
Rancho Cucamonga, CA 91730

Tel: (909) 484-3888
Fax: (909) 484-3890



CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, CA 91730
Tel: 909.484.3888 www.cbwm.org

EDGAR TELLEZ FOSTER, PhD
Acting General Manager

STAFF REPORT

DATE: February 15, 2024

TO: Advisory Committee Members

SUBJECT: Application: Recharge - City of Pomona (Consent Calendar Item I.D.)

SUMMARY:

Issue: On January 4, 2024, The City of Pomona submitted an application for recharge for up to 1390.6 acre-feet from January 2024 until December 2025. [Within WM Duties and Powers]

Recommendation: Recommend to the Watermaster Board to approve The City of Pomona's application for recharge and direct staff to account for the same.

Financial Impact: None

Future Consideration

Advisory Committee – February 15, 2024: Advice and Assistance

Watermaster Board – February 22, 2024: Approval

ACTIONS:

Appropriative Pool – January 11, 2024: Unanimously recommended Advisory Committee to recommend Watermaster Board approval.

Non-Agricultural Pool – January 11, 2024: Unanimously recommended its representatives to support at Advisory Committee and Watermaster Board subject to changes they deem appropriate.

Agricultural Pool – January 11, 2024: Unanimously recommended Advisory Committee to recommend Watermaster Board approval.

Advisory Committee – February 15, 2024:

Watermaster Board – February 22, 2024:

Watermaster's function is to administer and enforce provisions of the Judgment and subsequent orders of the Court, and to develop and implement an Optimum Basin Management Program

BACKGROUND

The Court approved the Peace Agreement, the OBMP Implementation Plan and the goals and objectives identified in the OBMP Phase I Report on July 13, 2000 and ordered Watermaster to proceed in a manner consistent with the Peace Agreement. Under the Peace Agreement, Watermaster approval is required for applications to store, recapture, recharge or transfer water, as well as for applications for credits or reimbursements and storage and recovery programs.

Where there is no Material Physical Injury (MPI), Watermaster must approve the application. Where the request for Watermaster approval is submitted by a Party to the Judgment, there is a rebuttable presumption that most of the proposed activities do not result in Material Physical Injury to a Party to the Judgment or the Basin (Storage and Recovery Programs do not have this presumption).

DISCUSSION

On January 04, 2024, The City of Pomona (Pomona) submitted an application for recharge for up to 1390.6 acre-feet from January 2024 through December 2025. The application states that the method of recharge will be surface spreading of State Project Water into the Montclair Basins through OC-59 (Attachment 1).

West Yost, Watermaster's Engineer, completed an MPI analysis on January 5, 2024, declaring no negative impacts to the Basin from this proposed recharge event (Attachment 2).

Notice of the transaction along with the materials submitted by the requestors was transmitted to stakeholders electronically on January 5, 2024 (Attachment 3).

Once approved, Pomona must complete Form 2b *Request to Recharge Supplemental Water by a Person to Watermaster* for each recharge event during the application's proposed period. During the recharge event, Watermaster will collect data to ensure the water is properly accounted for. Upon completion of the recharge event, Pomona will be required to submit Form 2c *Report of Supplemental Water Recharge by a Person to Watermaster* for final review and accounting.

At the Pool Committee meetings held on January 11, 2024, the Appropriative and Overlying (Agricultural) Pools unanimously recommended Advisory Committee to recommend to the Watermaster Board to approve the application; the Overlying (Non-Agricultural) Pool unanimously recommended its representatives to support at Advisory Committee and Watermaster Board subject to changes they deem appropriate.

ATTACHMENTS

1. City of Pomona Recharge Application Dated January 4, 2024
2. January 5, 2024 letter from West Yost to Watermaster: *Analysis of Material Physical Injury for a Recharge Application submitted by The City of Pomona to the Chino Basin Watermaster on January 4, 2024*
3. Notice Forms

Form 2a - Application for Supplemental Water Recharge

Applicant Information and Recharge Request			
Person	City of Pomona	Date Requested	01/04/2024
Contact (individual)	Chris Diggs	Date Approved	
Street Address	148 North Huntington Street	Proposed Period of Time Covered by Recharge Application (mm/yyyy to mm/yyyy)	01/2024 - 12/31/2025
City	Pomona		
State	CA		
Zip Code	91768		
Telephone	909-802-7412	Requested Total Amount of Recharge Over the Application Period (AF)	1,390.6 AF
Fax		Approved Total Amount of Recharge Over the Application Period (AF)	
Email	chris.diggs@pomonaca.gov		

Source(s) of Supply (check box and provide supporting information)	
<input checked="" type="checkbox"/>	State Water Project
<input type="checkbox"/>	Colorado River Aqueduct
<input type="checkbox"/>	Local Supplemental (identify source and attach source water quality characterization including TDS and TN; use as many sheets as necessary)
<input type="checkbox"/>	Recycled Water (identify source and attach source water quality characterization including TDS and TN; use as many sheets as necessary)
<input type="checkbox"/>	Other (identify source and attach source water quality characterization including TDS and TN; use as many sheets as necessary)

Method of Recharge (check box and provide supporting information)	
<input checked="" type="checkbox"/>	Surface Spreading
	Recharge Basin Name(s) Montclair Basins through OC-59
	Expected Period of Recharge (mm/dd to mm/dd) 01/12/2024 - 12/31/2025
	Depth to Water in Recharge Area (ft-bgs)
	Water Quality in Recharge Area (attach characterization)
<input type="checkbox"/>	Injection
	Well Names and Locations (attach well completion report if not on file with the Watermaster)
	Expected Period of Recharge (mm/dd to mm/dd)
	Depth to Water in Recharge Area (ft-bgs)
	Water Quality in Recharge Area (attach characterization)
<input type="checkbox"/>	In-Lieu Exchange
	Treatment Plant and Turnout
	Share of Safe Yield (percent and AFY)
	Carryover Right, if Applicable (AF)
	Water in Storage (AF)
	Pumping Capacity (mgd or AFM)
	Expected Period of Recharge (mm/dd to mm/dd)
	Depth to Water in Area Impacted by In-Lieu Recharge (ft-bgs)
	Water Quality in Area Impacted by In-Lieu Recharge (attach characterization)

Form 2a - Application for Supplemental Water Recharge

Material Physical Injury	
Is the applicant aware of any potential material physical injury to a Party to the Judgment or the Basin that may be caused by the action covered by the Application?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
If yes what are the proposed mitigation measures, if any, that might reasonably be imposed to ensure that the action does not result in Material Physical Injury to a Party or the Basin (provide list of mitigation measures and rational either below or attach one to this application)	
<hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/>	

BY: Chris Diggs Digitally signed by Chris Diggs
Date: 2024.01.04 11:42:12
-08'00' _____
Applicant Date

To Be Completed by Watermaster	
Is the Person a Party to the Judgment that has:	
Previously contributed to the implementation of the OBMP?	<input type="checkbox"/> YES <input type="checkbox"/> NO
Is in compliance with their continuing covenants under the Peace Agreement?	<input type="checkbox"/> YES <input type="checkbox"/> NO
(If answer to previous question is NO)	
Paid or delivered to Watermaster "financial equivalent" consideration to offset the past performance prior to the OBMP implementation?	<input type="checkbox"/> YES <input type="checkbox"/> NO
Promised continued future compliance with Watermaster Rules and Regulations?	<input type="checkbox"/> YES <input type="checkbox"/> NO
Date of Approval from Appropriative Pool (mm/dd/yyyy)	_____
Date of Approval from Overlying Non-Ag Pool (mm/dd/yyyy)	_____
Date of Approval from Overlying Ag Pool (mm/dd/yyyy)	_____
Hearing Date (if any) (mm/dd/yyyy)	_____
Date of Approval by Advisory Committee (mm/dd/yyyy)	_____
Date of Approval from Board (mm/dd/yyyy)	_____
Recharge Agreement Number	_____



23692 Birtcher Drive
Lake Forest CA 92630

949.420.3030 phone
530.756.5991 fax
westyost.com

January 5, 2024

Project No.: 941-80-20-04
SENT VIA: EMAIL

Chino Basin Watermaster
Attention: Mr. Edgar Tellez Foster, Acting General Manager
9641 San Bernardino Road
Rancho Cucamonga, CA 91730

SUBJECT: Analysis of Material Physical Injury for the City of Pomona Recharge Application, Submitted to the Chino Basin Watermaster on January 4, 2024

Mr. Tellez Foster:

Pursuant to your direction, West Yost Associates, Inc. (West Yost) conducted a material physical injury (MPI) analysis on a Recharge Application submitted by the City of Pomona (Pomona) to the Chino Basin Watermaster on January 4, 2024 (hereafter, January 4, 2024 recharge application). This MPI analysis was completed pursuant to the Watermaster Rules and Regulations and the Peace Agreement.

In 2016, Watermaster approved a procedure for the recharge of supplemental water. This procedure includes three main steps:

1. Apply for and obtain Watermaster approval to recharge Supplemental Water;
2. Plan, schedule, coordinate, and execute a Supplemental Water recharge event; and
3. Provide the monitoring and accounting necessary to enable the applicant and Watermaster to determine how much water was actually recharged during a recharge event and to account for the recharged water

Under Step 1, Any Person seeking to recharge Supplemental Water is required to complete Watermaster Form No. 2a *Application for Recharge*.¹ Watermaster staff reviews the completed application and conducts an analysis to determine if the proposed recharge as described in the recharge application will cause potential MPI.

Pursuant to the Peace Agreement (page 8), MPI is defined as:

“[...] material injury that is attributable to Recharge, Transfer, storage and recovery, management, movement or Production of water or implementation of the OBMP, including, but not limited to, degradation of water quality, liquefaction, land subsidence, increases in pump lift and adverse impacts associated with rising groundwater.”

¹ <https://www.cbwm.org/pages/forms/>

Article 10 of the Watermaster Rules and Regulations (paragraph 10.10) requires that:

“[...] Watermaster prepare a written summary and analysis (which will include an analysis of the potential for material physical injury) of the Application and provide the Parties with a copy of the written summary and advanced notice of the date of Watermaster’s scheduled consideration and possible action on any pending Applications.”

The MPI analysis presented herein is based on our professional experience and judgment in the Chino Basin, including the past analyses of monitoring data, past evaluations of Chino Basin storage programs, past groundwater modeling of various groundwater management alternatives in the Chino Basin, and prior MPI analyses.

POMONA’S RECHARGE APPLICATION OF JANUARY 4, 2024

Pomona proposes to recharge up to 1,390.6 acre-feet (af) of State Water Project (SWP) water into the Chino Basin during the 2-year period of January 12, 2024 to December 31, 2025. Pomona proposes to discharge and divert SWP from the OC-59 turnout on San Antonio Creek for recharge into Montclair Basins 1-4. Diversions into the Montclair Basins would occur through the existing San Antonio Creek diversion into Montclair Basin 1 and subsequently be routed to other basins in the Montclair Basins complex. Pomona will need to coordinate their proposed diversions for recharge with the Inland Empire Utilities Agency (IEUA), the Chino Basin Water Conservation District, and Watermaster to ensure that their water is diverted as proposed, measured and accounted for, and its recharge activities do not interfere with other recharge operations and stormwater management.

West Yost evaluated for the following to determine the potential for MPI from the proposed recharge:

- Impacts to groundwater levels that could result in liquefaction, land subsidence, and/or increases in pump lifts at wells.
- Impacts to the balance of recharge and discharge in every area and subarea of the Chino Basin.
- Impacts to groundwater quality.

Potential Impacts to Groundwater Level

The proposed project will produce a localized increase in groundwater levels in the vicinity of the Montclair Basins where the recharge occurs. The temporary increase in groundwater levels will be followed by a return to the groundwater levels that would occur had the water not been recharged. The impacts of these localized changes in groundwater levels are described below:

- *Liquefaction.* As of fall 2023, the depth to groundwater is about 500 feet below ground surface (bgs) beneath the Montclair Basins. Provided that Pomona conducts recharge at these basins such that groundwater levels remain below 50 feet bgs,² there will be no threat of liquefaction due to the localized increases in groundwater levels.

² Per the County of Riverside’s 2003 Riverside County Integrated Project (RCIP) Environmental Impact Report (EIR), areas with depth to groundwater of greater than 50 feet are considered low risk for liquefaction.

- *Land subsidence.* Land subsidence due to changes in groundwater levels typically occurs with declining groundwater levels. Thus, there will be no threat of aquifer-system compaction and land subsidence due to the localized increases in groundwater levels caused by the recharge.
- *Pumping lifts.* Because of the temporary increases in groundwater levels, pumping lifts and pumping costs may be slightly reduced for wells in the vicinity of the recharge.

Balance of Recharge and Discharge in Every Area and Subarea

Pomona did not provide information on how it plans to recover the recharged water, so the location of future recovery remains unknown; thus, the balance of recharge and discharge has not been analyzed.

Water Quality Impacts

The source of the supplemental water in Pomona's January 4, 2024 recharge application is the SWP. West Yost obtained water quality data of the SWP water from its database for the period of 2018 to 2023. These data indicate no exceedances of primary California Title 22 maximum contaminant levels (MCLs).

Impacts to Receiving Waters

The proposed recharge water is of equal or better quality than current groundwater in the area of recharge; hence, recharge of this water will likely improve the general water quality in the vicinity of the Montclair Basins.

We compared observed concentrations of chemicals regulated under Title 22 drinking water regulations at Monte Vista Water District (MVWD) wells located near the Montclair Basins to the MCLs. Contaminants with observations exceeding MCLs included 1,2,3-Trichloropropane (TCP), 1,2-Dibromo-3-chloropropane (DBCP), nitrate, and perchlorate—with all being commonly observed contaminants in areas previously used for citrus cultivation in the Chino Valley area.

Exhibit 5-5 from the 2022 State of the Basin Report (West Yost, 2023)³ shows the maximum observed TCP concentration at municipal wells in the Chino Basin during the five-year period of July 2017 to June 2022. Review of this exhibit indicates that several wells in the northwest area of the Chino Basin have TCP concentrations that exceed the California maximum contaminant level (MCL) of 0.005 ug/L. The potential source(s) of TCP contamination in groundwater in this area were investigated in 2019 and it was concluded that the likely source of the TCP appears to be from land applications of soil fumigants.⁴ The investigation also concluded it is unlikely that managed aquifer recharge operations in the area will have a significant impact on the TCP concentrations at MVWD wells.

The proposed recharge amount in Pomona's January 4, 2024 recharge application is not unusually large compared to historical recharge at the Montclair Basins, and it will not significantly change the direction and speed of groundwater flow in the area between the recharge and the wells owned by the MVWD.

³ cbwm.org/docs/engdocs/State_of_the_Basin_Reports/SOB_2022/2022_State_of_the_Basin_Report.pdf

⁴ WEI (2019). "Investigation of the Likely Source of 1,2,3-Trichloropropane (1,2,3-TCP) in Groundwater near Recharge Basins in Management Zone 1 (MZ1) and the Impact of Managed Aquifer Recharge (MAR) on It." Technical Memorandum dated December 16, 2019.

Additionally, Watermaster recently conducted a groundwater modeling study to evaluate a 100,000 af storage and recovery program in the Chino Basin, which included recharge in the Montclair Basins. The study concluded that the "displacements [of contaminant plumes due to the storage and recovery program] are negligible and are not potential MPI."⁵ Based on these results and the location and magnitude of the proposed recharge, our professional opinion is that the proposed recharge will not change the direction and/or speed of movement of known contaminant plumes in the Chino Basin.

Basin Plan Compliance

The proposed recharge will occur in the Chino North Groundwater Management Zone (GMZ). The 2004 Regional Water Quality Control Plan for the Santa Ana Basin (Basin Plan) has maximum benefit-based TDS and nitrate (expressed as nitrogen) concentration objectives in the Chino-North GMZ of 420 milligrams per liter (mg/L) and 5 mg/L, respectively. Pursuant to the Basin Plan, Watermaster and the IEUA are required to manage artificial recharge in Chino North GMZ such that the five-year, volume-weighted average TDS and nitrate concentrations of the recycled water, imported water, and new stormwater recharged across all recharge facilities does not exceed the maximum benefit-based Basin Plan objectives.

Water quality data from 2018 to 2023 indicate that the TDS concentration of SWP water averaged 240 mg/L (ranging from 108 to 327 mg/L) and the nitrate concentration averaged 0.3 mg/L (ranging from 0.07 to 0.7 mg/L). The current ambient TDS and nitrate concentrations in the Chino-North GMZ (covering the 20-year period from 2001 to 2021) are 360 mg/L and 10.8 mg/L,⁶ respectively. Thus, the proposed recharge will not encroach on the current assimilative capacity or interfere with Watermaster and the IEUA's regulatory obligations.

Conclusion

Based on the information available at this time, our professional opinion is that there will be no MPI due to Pomona's proposed recharge as described in its January 4, 2024 recharge application.

Please contact me if you have any questions or concerns regarding this MPI analysis.

Sincerely,
WEST YOST



Carolina Sanchez, PE
Senior Engineer
RCE #85598

cc: Justin Nakano

⁵ West Yost (2021). *Evaluation of the Local Storage Limitation Solution*. February 2021.

⁶ West Yost (2023). *2021 Ambient Water Quality Pilot Study*. Prepared for the Santa Ana Watershed Project Authority Basin Monitoring Program Task Force. October 2023.



CHINO BASIN WATERMASTER

NOTICE

OF

APPLICATION(S)

RECEIVED FOR

RECHARGE

Date of Notice:

January 5, 2024

This notice is to advise interested persons that the attached application(s) will come before the Watermaster Board on or after 30 days from the date of this notice.

APPLICATION FOR RECHARGE

The attached staff report will be included in the meeting package at the time the transfer begins the Watermaster process.

NOTICE OF APPLICATION(S) RECEIVED

Date of Application: **January 04, 2024** Date of this notice: **January 05, 2024**

Please take notice that the following Application has been received by Watermaster:

- Notice of Application for Recharge – On January 04, 2024, City of Pomona submitted an application for recharge for up to 1,390.6 acre-feet from January 2024 until December 2025.

This **Application** will first be considered by each of the respective pool committees on the following dates:

Appropriative Pool:	January 11, 2024
Non-Agricultural Pool:	January 11, 2024
Agricultural Pool:	January 11, 2024

This **Application** will be scheduled for consideration by the Advisory Committee ***no earlier than thirty days from the date of this notice and a minimum of twenty-one calendar days*** after the last pool committee reviews it.

After consideration by the Advisory Committee, the **Application** will be considered by the Board.

Unless the **Application** is amended, as **Contests** must be submitted a minimum of fourteen (14) days prior to the Advisory Committee’s consideration of an **Application**, parties to the Judgment may file **Contests** to the **Application** with Watermaster ***within seven calendar days*** of when the last pool committee considers it. Any **Contest** must be in writing and state the basis of the **Contest**.

Watermaster address:

Chino Basin Watermaster	Tel: (909) 484-3888
9641 San Bernardino Road	Fax: (909) 484-3890
Rancho Cucamonga, CA 91730	



CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, CA 91730
Tel: 909.484.3888 www.cbwm.org

EDGAR TELLEZ FOSTER, PhD
Acting General Manager

STAFF REPORT

DATE: February 15, 2024
TO: Advisory Committee Members
SUBJECT: Peace Agreement Timeline (Business Item II.A.)
SUMMARY:

Issue: Watermaster has identified critical dates regarding the negotiation, extension, and expiration of the Peace Agreement and we are providing this information proactively to allow parties adequate time to consider. [Information Only]

Recommendation: Information Only

Financial Impact: None

Future Consideration

Advisory Committee – February 15, 2024: Information Only

Watermaster Board – February 22, 2024: Information Only

ACTIONS:

Appropriative Pool – February 8, 2024: No Action

Non-Agricultural Pool – February 8, 2024: No Action

Agricultural Pool – February 8, 2024: No Action

Advisory Committee – February 15, 2024:

Watermaster Board – February 22, 2024:

Watermaster's function is to administer and enforce provisions of the Judgment and subsequent orders of the Court, and to develop and implement an Optimum Basin Management Program

BACKGROUND

The Peace Agreement is an agreement signed by the Chino Basin Parties in 2000, ordered by the Court for Watermaster to implement, that establishes the framework for the implementation of the Optimum Basin Management Program, and outlines the assurances needed from parties for the continued implementation of the OBMP, among other provisions.

The Peace Agreement Section VIII outlines the commencement and expiration of the agreement as well as the conditions for extension of the agreement.

Peace Agreement Section 8.2 provide that “Unless extended pursuant to paragraph 8.3, this Agreement shall expire and thereupon terminate on December 31, of the thirtieth (30th) calendar year, starting on January 1, of the first calendar year, following the Effective Date.”

This means that the term of the Peace Agreement is 30 years, plus the period of time elapsed between the Effective Date and January 1 in Year 1. As the Effective Date is the year in which all conditions precedent were satisfied, the remainder of that calendar year, plus all of the next year is Year 1. On these facts, it includes all periods within 2000 and combined with 2001 is the first year of the Peace Agreement. As such, January 1, 2001 is the expiration of the first year of the Peace Agreement. The renewal right under Section 8.4 expires on December 31, 2025, the 25th Year of the Peace Agreement.

Pursuant to Section 8.3, the Parties agree to meet and confer on any new terms in the 25th year of the Peace Agreement. No outcome is required. This would be considered an exhaustion requirement.

Either the Appropriative or Agricultural Pool may unilaterally extend the Peace Agreement for an additional 30 years by issuing written notice as required by Section 8.4 before December 31, 2025.

DISCUSSION

Watermaster wishes to bring these dates to the attention of the parties, and it is ready to assist in the development of any necessary studies, including but not limited to socio-economic studies, as well as retaining the services of a facilitator at the parties' request.



CHINO BASIN WATERMASTER

ADVISORY COMMITTEE

February 15, 2024

INLAND EMPIRE UTILITIES AGENCY REPORTS

The following items are provided for receive and file.




- Metropolitan Water District Activities Report
- Water Supply Conditions
- State and Federal Legislative Reports



IEUA's Summary on Metropolitan Water District of Southern California (MWD) Board Activities

Submitted February 2024

For More Information Contact:

 Cathleen Pieroni
 cpieroni@ieua.org
 909.217.6943

See www.MWDh2o.com for the latest information from MWD and tune into livestream broadcasts of meetings.

MWD Defers Funding for Center for Smart Infrastructure

On January 8, 2024, MWD's Engineering, Operations, & Technology Committee deferred a motion to fund \$2million for startup costs and focused research for the Center for Smart Infrastructure located at UC Berkeley until the agency wide budget process.



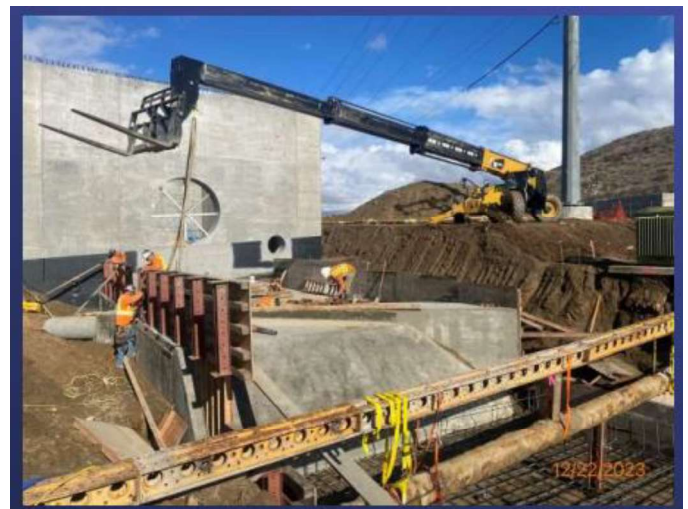
MWD Shares Initial 2024 State Water Project (SWP) Table A Allocation.

On January 8, 2024, the One Water and Stewardship Committee shared the initial Department of Water Resources (DWR) SWP Table A Allocation of 10%. DWR estimates at least a 90% chance that 2024 SWP Allocation increases above 10%, and that the Initial Allocation of 10% was largely in part to the dry start to Water Year 2024. Despite having 3.4 million acre-feet in storage and more rainfall forecasted, MWD has stopped Conjunctive Use Programs until the SWP Allocation is greater than or equal to 30%-35%.

MWD SWP Dependent Areas Drought Mitigation Update

On January 23, 2024, the Subcommittee on Pure Water Southern California and Regional Conveyance provided an update on the actions MWD is taking to increase water supply reliability equity within the region. This included showcasing multiple portfolios of projects including those already under implementation, prepared for implementation, under further consideration with targeted improvements, and under further consideration with regional benefits. Projects under implementation include The Wadsworth Bypass, Inland Feeder-Rialto Pipeline Intertie, and Inland Feeder Badlands Tunnel Surge Projection Facility all with an anticipated completion date of 2025. Projects prepared for

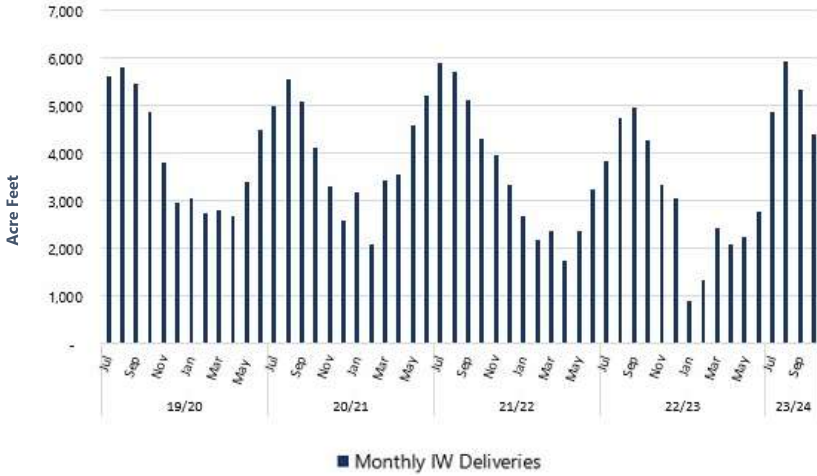
implementation include Burbank B-5 to B-5A Shift, Three Valleys Municipal Water District Miramar Pump back Upgrades, and Sepulveda Feeder Pumping Phase 2. Projects under further consideration with targeted improvements include AVEK to West Branch Conveyance, East Valley Feeder Parallel Pipeline Conveyance, Western SWP Dependent Area Reservoir, and In-Region Groundwater Storage. Projects under further consideration with regional benefits include East-West Regional Raw-Water Conveyance, SWP Storage – East San Joaquin Valley, Flexible Storage State & Federal Programs, AVEK Water Bank Expansion, and Recycled Water Desalination. All projects for further consideration will be evaluated as part of the CAMP4W process MWD is currently undergoing.



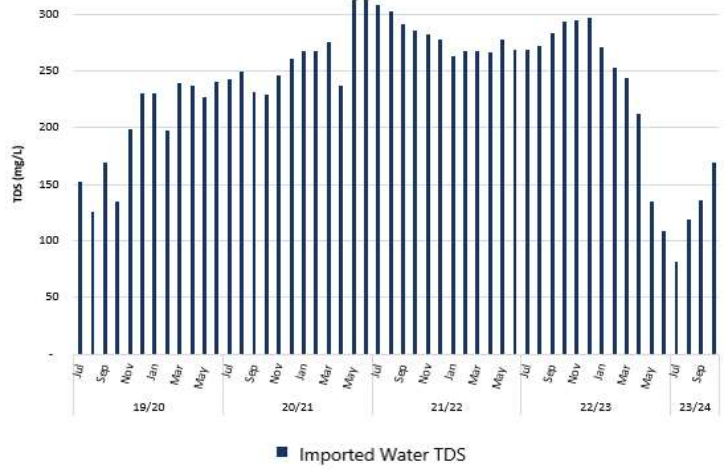
Bypass Line Construction at Wadsworth Pump Plant. Photo from January 2024 Subcommittee on Pure Water Southern California and Regional Conveyance

Imported Water

Full Service Imported Water Deliveries Summary
(FY 2019/20 to 2023/24)

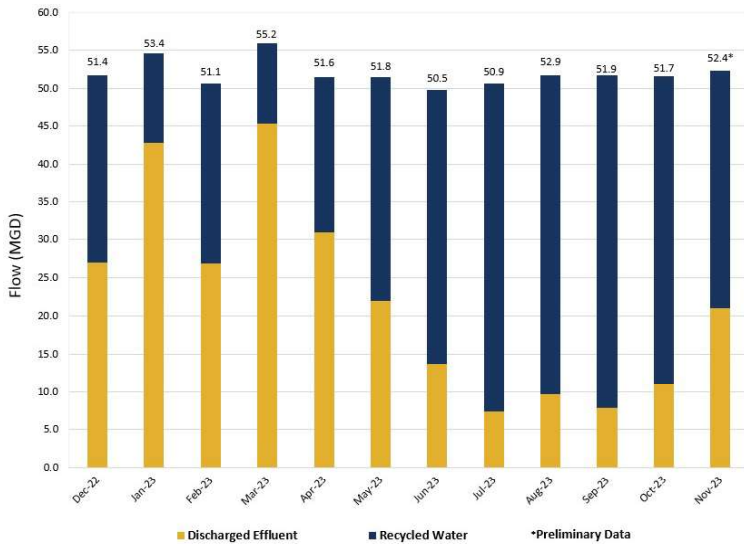


Imported Water TDS Summary
(FY 2019/20 to 2023/24)

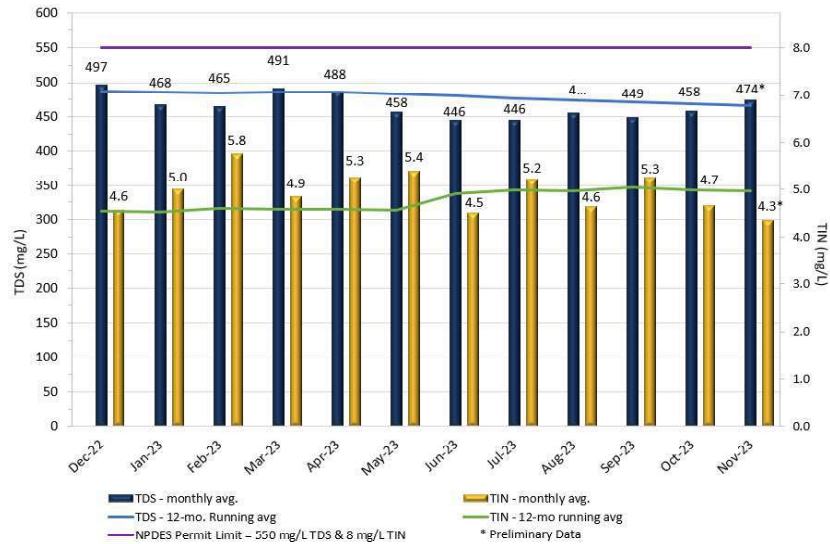


Recycled Water

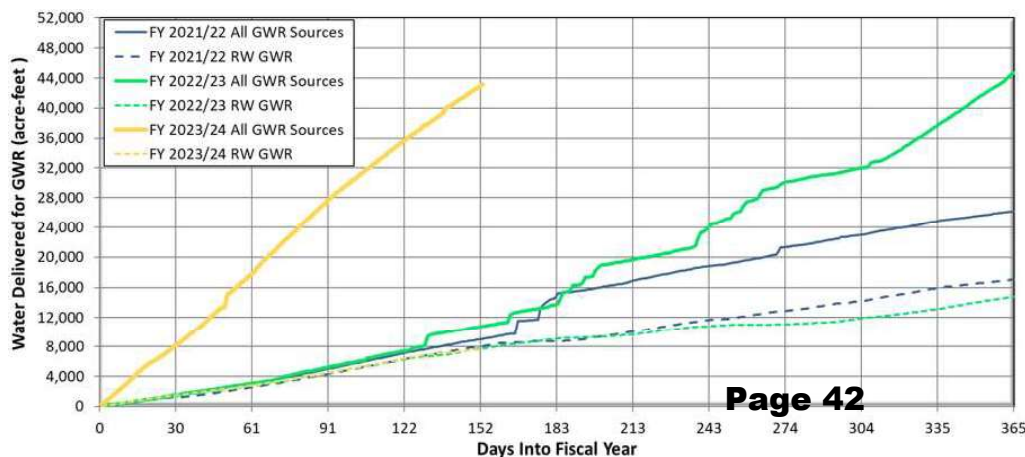
Recycled Water Use



Agency-Wide Effluent TDS & TIN



Groundwater Recharge

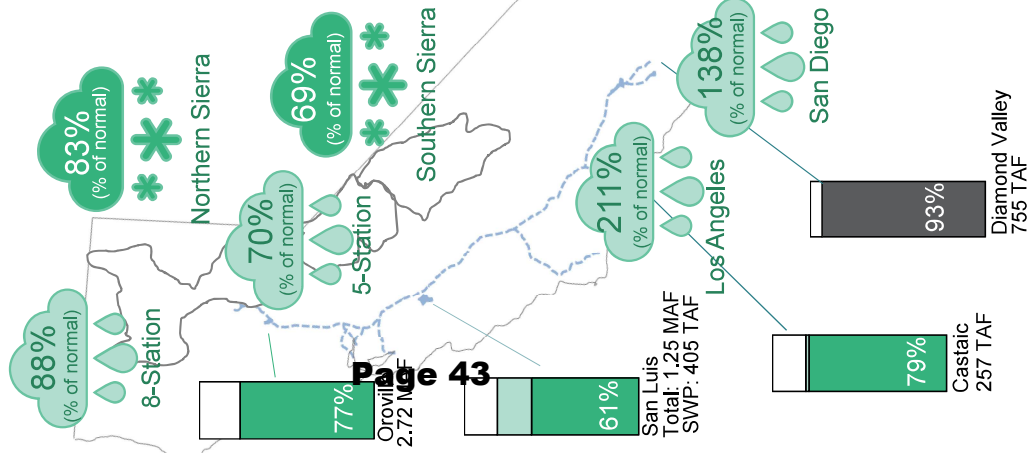


NOVEMBER 2023 NOTES:

- Total stormwater and dry weather flow recharged was preliminarily estimated at 449 acre-feet.
- Recycled water delivered for recharge totaled 1,151 acre-feet.
- Imported water recharged from MWD, SAWCo, and CVWD was 5,531 acre-feet.
- Chino Basin Watermaster will remove 1.5% for evaporation losses from delivered supplemental water sources (imported water and recycled water).
- Considering evaporation losses, total recharge was preliminarily estimated at 7,031 acre-feet.

State Water Project Resources

2024 SWP Table A – 10% - 191,150 AF

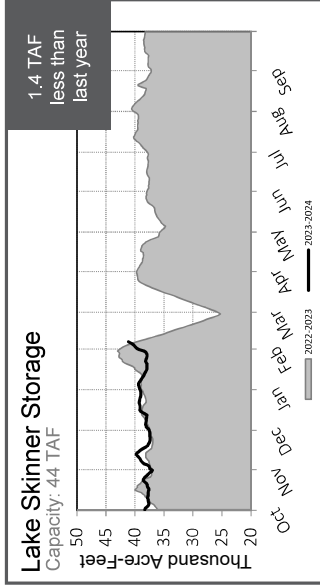


WATER SUPPLY CONDITIONS REPORT

As of: February 06, 2024

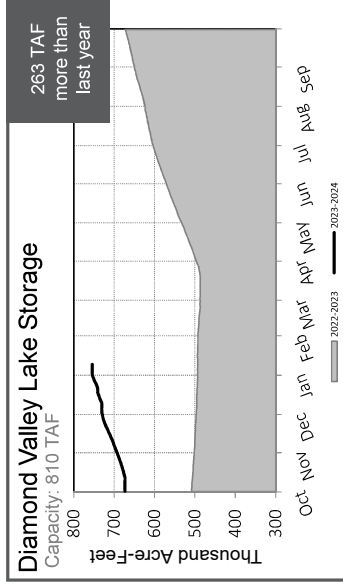
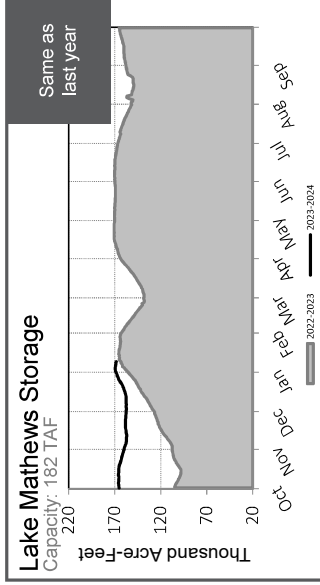
Water Year 2023-2024

Metropolitan Resources



MWD WSDM Storage Calendar Year 2024

	Take Capacity (2024)
Lake Mead ICS	147,000 acre-feet
State Water Project System	593,000 acre-feet
In-Region Supplies and WSDM Actions	633,000 acre-feet



Colorado River Resources

Projected 2024 CRA Diversions – 982,000 AF



Highlights

Learn more about imported supplies:

- State Water Project – <https://www.mwdh2o.com/state-water-project-map/>
- Colorado River Aqueduct – <https://www.mwdh2o.com/colorado-river-aqueduct-map/>

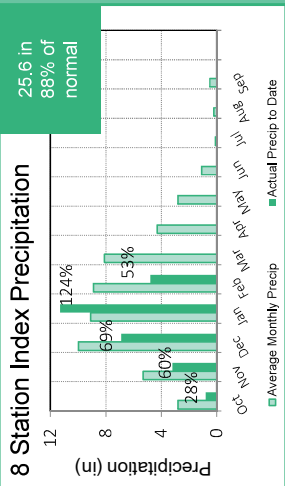
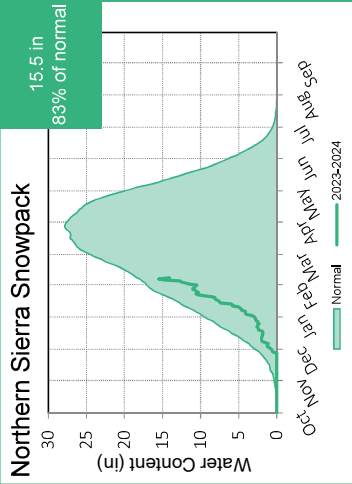


This report is produced by the Water Resource Management Group and contains information from various federal, state, and local agencies. The Metropolitan Water District of Southern California cannot guarantee the accuracy or completeness of this information. Readers should refer to the relevant state, federal, and local agencies for additional or for the most up to date water supply information. Reservoirs, lakes, aqueducts, maps, watersheds, and all other visual representations on this report are not drawn to scale. Questions? Email mferreira at mwdh2o dot com

<https://www.mwdh2o.com/WSCR>

State Water Project Resources

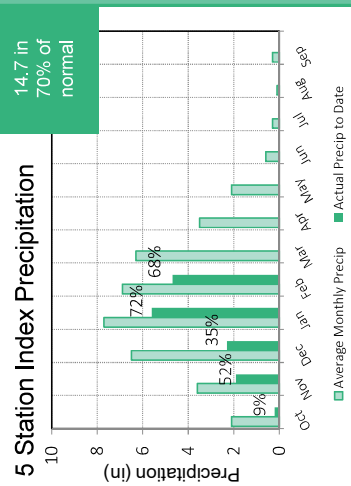
As of: 02/06/2024



Other SWP Supplies

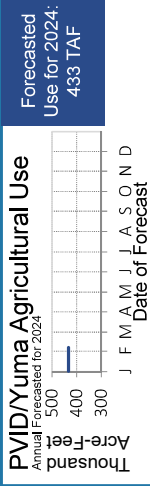
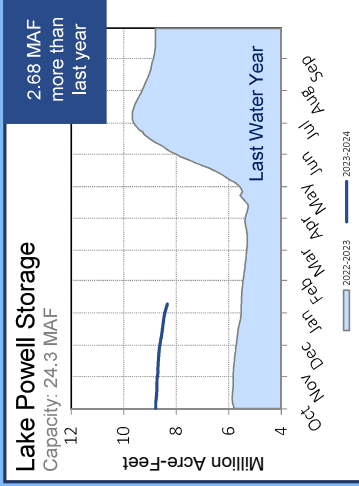
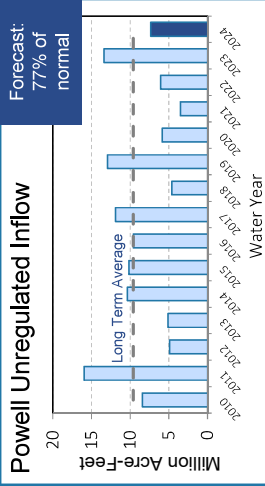
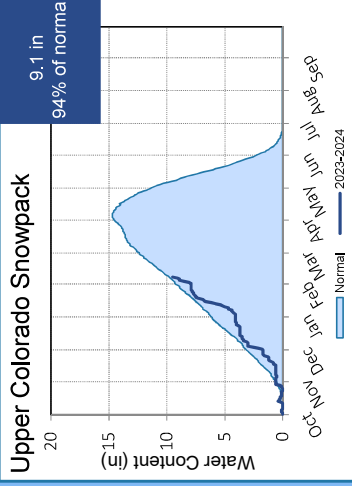
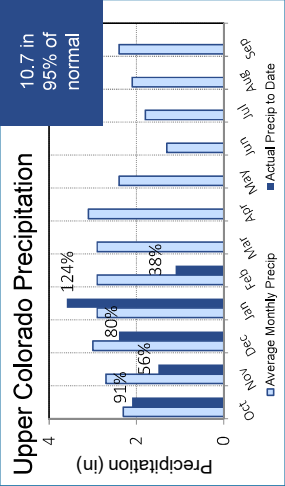
Calendar Year 2024

Carryover 200,000 acre-feet



Colorado River Resources

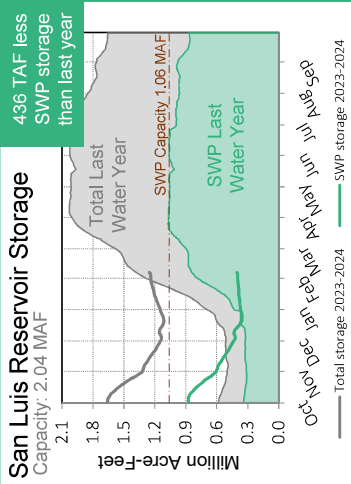
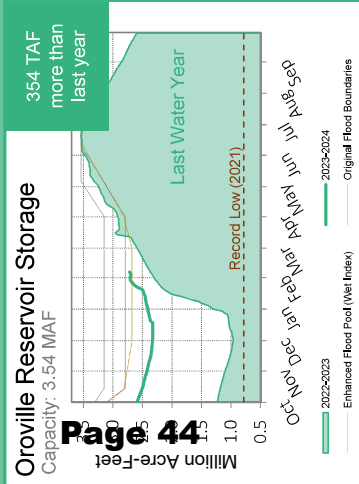
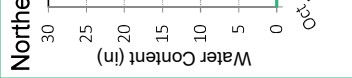
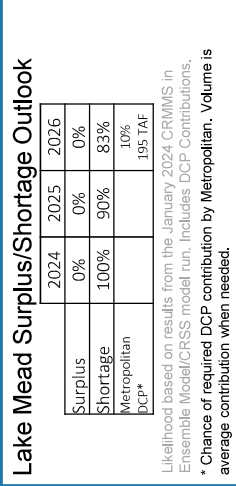
As of: 02/06/2024



Projected Lake Mead ICS

Calendar Year 2024

Put (+) / Take (-)
TBD





January 31, 2024

To: Inland Empire Utilities Agency
From: Michael Boccadoro
Beth Olhasso
RE: January Report

Overview:

State and Federal water managers are releasing water in reservoirs up and down the state ahead of a series of warm, wet storms that are expected to hit the state in early February. With the second manual snow survey clocking in at 58 percent of average, officials are hoping some colder storms are also coming soon.

Governor Newsom recently released a strategy for protecting salmon in California. None of the things he “unveiled” are new, including removing dams on the Klamath, establishing minimum flows on the Scott and Shasta rivers and other measures. Environmental groups are accusing the Governor of repackaging previous agreements to try to “cover” for his support of Delta Conveyance, the Voluntary Agreements and other water quality diversions groups claim hurt salmon.

Opponents of the draft Making Conservation a California Way of Life regulations got a boost from the Public Policy Institute of CA and the Legislative Analyst Office who found that the regulations deviate from statute and will cost billions while only delivering minimal water savings. A second draft is expected mid to late February.

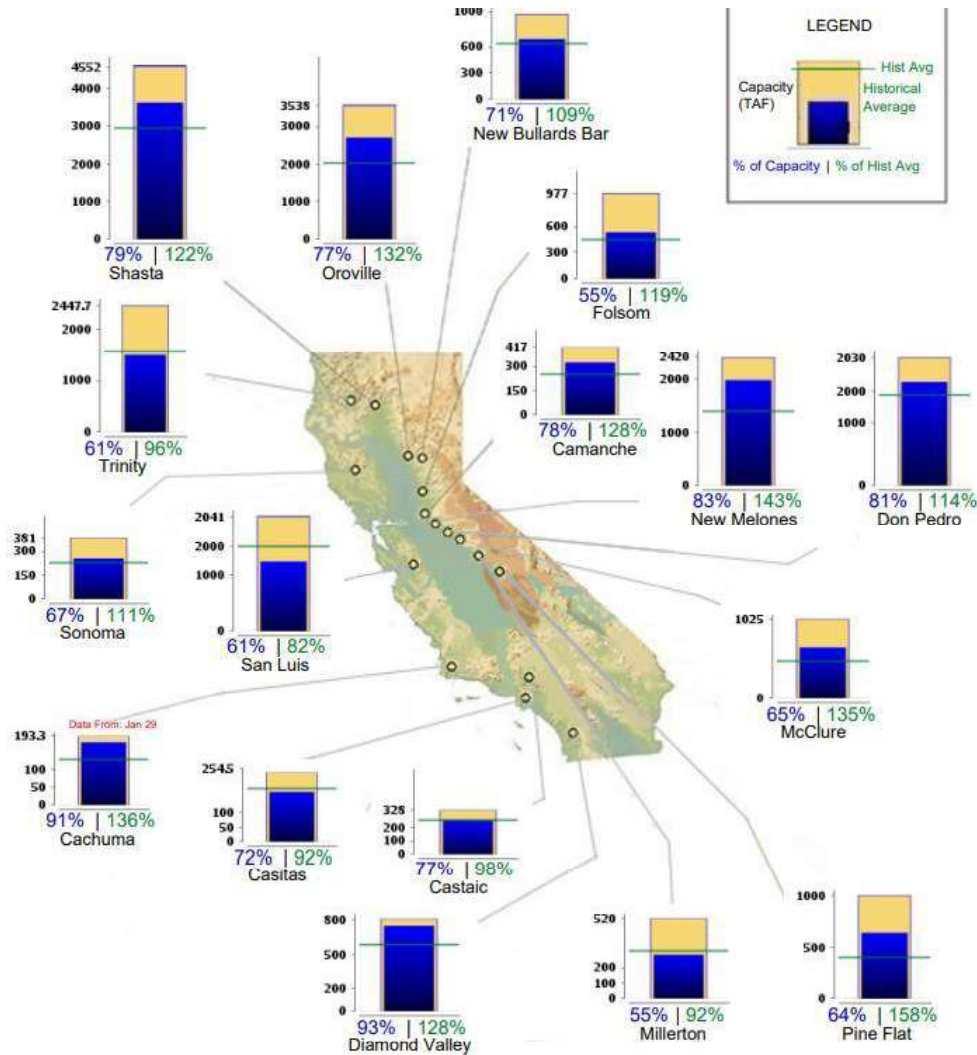
The Governor released his proposed Fiscal Year 2024-25 budget including a \$40 billion deficit. The Governor’s deficit number is starkly different than the Legislative Analyst Office assessment of a \$60 billion deficit. The Governor is proposing to make significant cuts to climate programs and delay other spending. He is also proposing to tap into the “rainy day fund” for the first time. The Legislature will work through the spring on specific line items and pass a final budget by the June 15 deadline.

The Legislature spent January introducing very few bills while working to move two-year bills out of their house of origin. Several hundred bills are expected to be introduced before the February 16 bill introduction deadline. The Senate will formally vote in Senator Mike McGuire (D-Healdsburg) as President Pro Tem in February.

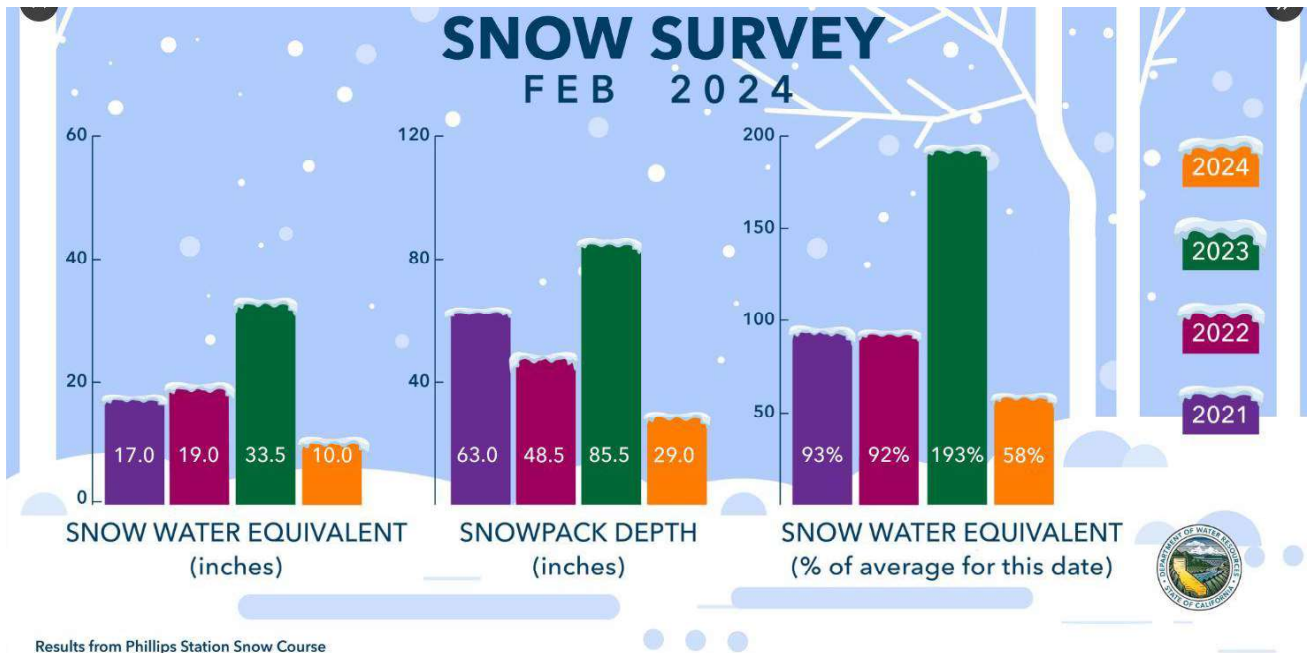
Inland Empire Utilities Agency Status Report – January 2024

Water Supply Conditions

Snowpack conditions remain well below average with the second manual Snow Survey coming in at just 58 percent of normal. A series of storms are set to hit California the first week of February, though they are warmer storms and will bring significant rain and snow. The Bureau of Reclamation, the Army Corps and DWR are releasing water from the state’s reservoirs to make room for incoming storm surges.



Lake Oroville is sitting at 132 percent of historical average and 77 percent capacity. San Luis Reservoir, the main south-of-Delta storage facility for the State Water Project, is at 82 percent of average for this time of the year and 61 percent capacity. State Water Project water continues to flow into Diamond Valley Lake, which is at 93 percent capacity.



Governor Newsom Unveils State Strategy for Salmon

The Governor recently released a strategy aimed at protecting and restoring salmon amidst hotter and drier weather. Key actions call for tearing down dams, improving passages for migrating fish, restoring flows in key waterways, modernizing hatcheries to raise fish and other actions.

Many of the projects and solutions outlined by the Governor are actually already underway or are under the direction of the federal government, tribes and conservation groups.

Some of the regulatory efforts outlined include establishing minimum flows on the Scott and Shasta rivers and adoption and implementation of the Bay Delta Plan.

Some environmental groups are calling out the Governor for “repackaging victories” hard fought by environmental groups and tribes in an attempt to revitalize his image after backing Delta Conveyance, supporting Sites Reservoir and the Voluntary Agreements and waiving water quality requirements in the Delta.

Making Conservation a California Way of Life

As widely publicized, there have been several reports released highlighting issues with the SWRCB draft Making Conservation a California Way of Life regulations. The independent Legislative Analyst Office (LAO) and the Public Policy Institute of CA (PPIC) both released analyses of the draft regulations and found that they are not consistent with the enacting legislation in places and deviate from DWR recommendations without justification. They also note that implementation would cost billions of dollars with very little actual water savings.

While neither body has any authority to make changes, reports from the LAO and PPIC are widely respected in Sacramento and give significant validity to water agency concerns with the regulations.

A revised draft is expected mid-February.

Governor Newsom Presents FY 24-25 State Budget Proposal

On January 10, Governor Newsom released his budget proposal for FY 24-25. He started off by disagreeing with the Legislative Analyst Office (LAO) about the size of the deficit with the LAO stating CA has a \$60B deficit and the Governor/Department of Finance saying we have a \$40B deficit.

The Governor is proposing to move \$10.4B from the rainy-day fund and \$2.7B from other reserves to account for some of the shortfall. Unfortunately, climate programs are taking the brunt of the hit to make up for the rest of the shortfall. The Governor is proposing to claw back funds allocated in previous years and delay promised spending. Some of the cuts to water include:

- Watershed Climate Resilience Programs:
 - Reversion of \$88.4m and reduction of \$350m over the next two years from DWR and Wildlife Conservation Board.
 - Maintains \$56M previously allocated funds.
- Water Recycling:
 - Reversion of \$174.4 million and delay of \$100M
 - Maintains \$348 million previously allocated.
- PFOA/PFAS:
 - Reversion of \$71.6M and reduction of \$30M in 24-25 support.
 - Maintains \$53M previously allocated.

The Legislature will now start their process of subcommittee hearings on all of these issues and another revision will be presented by the Governor in May after April tax receipts are collected.

Legislative Update

The Legislature has returned to Sacramento to work on two-year bills still in their house of origin. With the Jan 31 deadline to move bills to the other house now passed, members will spend the next two weeks introducing bills ahead of the February 16 bill introduction deadline.

No significant water legislation has been introduced yet, but there will likely be new bills on water rights, water conservation, PFAS and other water topics in the coming weeks.

IEUA BILLS— Jan 31, 2024

Bill Number	Author/Sponsor	Title and/or Summary	Summary	IEUA Position/ Bill Location	Positions Taken by Associations & Regional Agencies
AB 1573	Friedman	Water conservation: landscape design: model ordinance	<p>The Water Conservation in Landscaping Act provides for a model water efficient landscape ordinance that is adopted and updated at least every 3 years by the Department of Water Resources, unless the department makes a specified finding. Existing law requires a local agency to adopt the model ordinance or to adopt a water efficient landscape ordinance that is at least as effective in conserving water as the updated model ordinance, except as specified. Existing law specifies the provisions of the updated model ordinance, as provided. Existing law includes a related statement of legislative findings and declarations. This bill would require the updated model ordinance to include provisions that require that plants included in a landscape design plan be selected based on their adaptability to climatic, geological, and topographical conditions of the project site, as specified. The bill would also exempt landscaping that is part of ecological restoration projects that do not require a permanent irrigation system, mined-land reclamation projects that do not require a permanent irrigation system, and existing plant collections, as part of botanical gardens and arboreturns open to the public, from the model ordinance. The bill would require the updated model ordinance to include provisions that require that all new or renovated nonresidential areas install plants that meet specified criteria, and that prohibit the inclusion of nonfunctional turf in nonresidential landscape projects after January 1, 2026. The bill would also revise the legislative findings and declarations to state that the model ordinance furthers the state's goal to conserve biodiversity and provide for climate resilience consistent with state drought efforts to eliminate the use of irrigation of nonfunctional turf. This bill contains other related provisions and other existing laws.</p>	<p>WATCH</p> <p>TWO YEAR BILL</p>	<p>ACWA- Oppose unless amended</p>
SB 366	Caballero CMUA	The California Water Plan: long-term supply targets	<p>Current law requires the Department of Water Resources to update every 5 years the plan for the orderly and coordinated control, protection, conservation, development, and use of the water resources of the state, which is known as "The California Water Plan." Current law requires the department to include a discussion of various strategies in the plan update, including, but not limited to, strategies relating to the development of new water storage facilities, water conservation, water recycling, desalination, conjunctive use, water transfers, and alternative pricing policies that may be pursued in order to meet the future needs of the state. Current law requires the department to establish an advisory committee to assist the department in updating the plan. This bill would revise and recast certain provisions regarding The California Water Plan to, among other things, require the department to instead establish a stakeholder advisory committee and to expand the membership of the committee to include tribes, labor, and environmental justice interests. The bill would require the department, in coordination with the California Water Commission, the State Water Resources Control Board, other state and federal agencies as appropriate, and the stakeholder advisory committee to develop a comprehensive plan for addressing the state's water needs and meeting specified long-term water supply targets established by the bill for purposes of "The California Water Plan."</p>	<p>SUPPORT</p> <p>TWO YEAR BILL</p>	<p>ACWA in support</p>

Inland Empire Utilities Agency, a Municipal Water District Federal Update

January 31, 2024

Congress Passes CR

Still unable to finalize the Fiscal Year 2024 (FY24), Congress passed another short-term Continuing Resolution (CR) to avoid a federal government shutdown. Prior to Thanksgiving, Congress passed a laddered CR that extended current funding levels for a portion of federal agencies until January 19th, and the remainder of federal agencies until February 2nd. This new CR keeps with the laddered approach with the following deadlines for the various appropriations bills:

Extends the agencies funded under the below bills through **March 1st**:

- Agriculture-FDA
- Energy and Water
- Military Construction-Veterans Affairs
- Transportation-Housing and Urban Development

Extends agencies funded under the below bills through **March 8th**:

- Commerce-Justice-Science
- Labor-HHS-Education
- Defense
- Financial Services
- Homeland Security
- Interior-Environment
- Legislative Branch
- State-Foreign Operations

This new CR will provide Congress with more time to try and finalize the FY24 appropriations bills. Speaker of the House Mike Johnson (R-LA) and Senate Majority Leader Chuck Schumer (D-NY) have agreed on an overall funding level for FY24. Additionally, just this week the leadership of the House and Senate Appropriations Committee announced that they have reached a deal on the top-line funding levels of the twelve FY24 appropriation bills. With the top-line funding levels for the bills in place, the respective subcommittees can now get to work on putting together the final FY24 appropriations bills.

House Subcommittee Holds Hearing on Cybersecurity for Water Sector

On January 31st, the House Energy and Commerce Committee Environment, Manufacturing, and Critical Materials Subcommittee held a hearing entitled “Ensuring the Cybersecurity of America's Drinking Water Systems.” This hearing is the second hearing the Committee has held on the subject of protecting the nation’s infrastructure from cybersecurity threats this Congress (last May, the Subcommittee on Oversight and Investigations held a hearing entitled “Protecting Critical Infrastructure from Cyberattacks: Examining Expertise of Sector Specific Agencies”). As a part of their opening statements, Members on both sides of the aisle raised concerns about the growing cybersecurity threats in the water sector, as well as acknowledging the challenges that water and wastewater systems are facing related to cybersecurity.

During the hearing, the Subcommittee heard testimony from the following witnesses:

- Cathy Tucker-Vogel, Kansas Department of Health and Environment on behalf of the Association of State Drinking Water Administrators;
- Scott Dewhirst, P.E., Tacoma Water on behalf of the Association of Metropolitan Water Agencies;
- Rick Jeffares, Georgia Rural Water Association on behalf of the National Rural Water Association; and,
- Kevin Morley, Ph.D., American Water Works Association

In their testimonies, as well as the questions from the Members, the witnesses highlighted some of the specific challenges that water agencies face in their ability to protect their systems from cybersecurity attacks. Additionally, the witnesses provided their recommendations for tools and support needed from the federal government to better support their efforts including:

- Federal funding to support costs associated with cybersecurity upgrades and improvements
- Training and technical assistance
- Improved communication from federal agencies to water and wastewater systems, especially small and rural systems
- Better information sharing among water utilities from trusted partners

House Ways and Means Committee Releases Bipartisan Tax Package

On January 19th, the House Ways and Means Committee approved the *Tax Relief for American Families and Workers Act of 2024* ([H.R. 7024](#)) by a vote of 40 to 3. The bipartisan tax package resulted from several months of negotiations between House Ways and Means Committee Chair Jason Smith (R-MO) and Senate Finance Committee Chair Ron Wyden (D-OR). The measure would increase the refundable portion of the child tax credit and direct the Treasury Department to redetermine a taxpayer’s child tax credit for early filers based on changes made by the measure. It also includes bipartisan priorities to reduce double taxation of US-Taiwanese businesses and extends the boosted low-income housing and disaster relief tax credits. The deal would also end claims for the

pandemic-era employee retention tax credit after January 31st and apply penalties for violating due diligence requirements and aiding in understatement of tax liability. The measure also includes other provisions of interest to state and local governments:

- Restores the 12.5% increase to the 9% low-income housing tax credit ceiling on annual state allocations for calendar years 2023 through 2025. States and local agencies could carry over the increased allocations for 2023 for this year's affordable housing projects.
- Makes it easier for bond-financed affordable housing projects to receive a 4% low-income housing tax credit separate from the amounts allocated by a state.
- Extends special rules for deducting certain disaster-related personal casualty losses.
- Any amount received by an individual for expenses, damages, or losses related to a qualified wildlife disaster would be excluded from gross income for tax reporting purposes. The exclusion would apply to compensation received from 2020 through 2025 for any federally declared forest or range fire disaster after December 31st, 2014. It wouldn't apply to losses already covered by insurance.

Now that the bill has passed the Committee, it is awaiting consideration on the floor of the House, which could happen as early as this week.

State of the Union Scheduled for March 7th

Speaker of the House Mike Johnson invited President Biden to give the State of the Union address on March 7th. It is the second time in the last two decades that the State of the Union has been scheduled in March and is the latest date for the address in the last century.

Senator Padilla Leads Colleagues Urging Restoration of LIHWAP

Senator Alex Padilla (D-CA) led 24 colleagues in a [letter](#) to the Senate Appropriations Committee urging the restoration of funding for the Low-Income Household Water Assistance Program (LIHWAP) for FY24. The program was created in the American Rescue Plan Act to establish a temporary low-income water assistance program to assist in paying water and wastewater bills during the COVID-19 pandemic. The program's funding expired last fiscal year, and as a result the letter urges the Appropriations Committee to provide funding for the program in FY24.

Additional Members Announce Departure

In January, more Members of the House announced their intent to resign or retire at the end of the 118th Congress. Rep. Bill Johnson (R-OH) resigned on January 21st to become President of Youngstown State University. Rep. Brian Higgins (D-NY) announced his intent to resign on February 2nd, citing frustration with the institution. Reps. John Curtis (R-UT), Blaine Luetkemeyer (R-MO), Doug Lamborn (R-CO), Larry Bucshon (R-IN), Greg Pence (R-IN), Jeff Duncan (R-SC), and Kelly Armstrong (R-ND) announced they will not be running for reelection. Additionally, Majority Leader Steve Scalise (R-LA) announced he is undergoing a stem-cell transplant to treat cancer and will be away from Washington until February. As a result, Republicans currently have a 219-213 majority in the House.

Finally, California Governor Gavin Newsom scheduled a special election to fill former Speaker of the House Kevin McCarthy's House seat on March 19th. A runoff, if required, would be held on May 21st.

Federal Funding Opportunities & Announcements

EPA Announces \$3 Million Centers of Excellence for Stormwater Infrastructure Technologies NOFO. EPA announced a \$3 million [NOFO](#) for the Centers of Excellence for Stormwater Control Infrastructure Technologies Grant Program. The program will fund the establishment and maintenance of regional Centers of Excellence for new and emerging stormwater control infrastructure technologies, with the goal of improving the effectiveness, cost efficiency, and protection of public safety and water quality. EPA is also accepting applications to create and maintain a national electronic clearinghouse to centrally manage data from the Centers of Excellence. Applications are due March 18th.

Joint Office of Energy and Transportation Announces Ride and Drive Electric Grant Awards. DOE and DOT's Joint Office of Energy and Transportation (Joint Office) [announced](#) \$46.5 million in Ride and Drive Electric Grant Awards to 30 projects in 16 states. The grants will help fund projects that assist with building a convenient and efficient EV infrastructure for drivers; accelerate a resilient national EV charging network; grow the clean energy workforce; extend the benefits of clean transportation to rural, urban, and tribal communities; and validate real-world performance and reliability of high-power EV chargers. In addition, the grants fund projects that help to address barriers to charging in multifamily housing facilities, explore new approaches to curbside charging in urban areas, promote seamless connections across modes through e-mobility hubs, and test new incentive structures to provide affordable public charging access.

Federal Agency Personnel/Regulatory Announcements

White House Infrastructure Coordinator Departs. The Administration has announced that White House Infrastructure Coordinator Mitch Landrieu left his position on January 12th to join the President's campaign. A new infrastructure coordinator has not yet been named.

White House Releases National Emerging Contaminants Research Initiative Implementation Plan. The White House Office of Science and Technology Policy's National Emerging Contaminants Research Institute released the [National Emerging Contaminants Research Initiative Implementation Plan](#). The implementation plan will help federal agencies identify and prepare for newly discovered water contaminants that may be harmful for human health, including plastics, disinfectants, industrial solvents, and other manufactured chemicals. The plan includes steps to coordinate research, monitor emerging contaminants, identify mitigation technologies, and communicate risks to the public.

CEQ Extends Comment Deadline for EJ Scorecard RFI. The Council on Environmental Quality (CEQ) [announced](#) an extension to its November 20th Request for

Information (RFI) on its Environmental Justice (EJ) Scorecard. The new deadline for comments is February 22nd.

DHS Inspector General Criticizes CISA for Handling of Water/Wastewater Cybersecurity Issues. The Department of Homeland Security (DHS) Inspector General issued a [report](#) entitled “CISA Needs to Improve Collaboration to Enhance Resiliency in the Water and Wastewater Sector.” The report criticizes the Cybersecurity and Infrastructure Security Agency (CISA) for a failure to “consistently collaborate” with both EPA and water and wastewater utilities to address cybersecurity threats. Additionally, the report highlights CISA’s difficulty with communicating available tools and resources to assist water and wastewater utilities, particularly for smaller agencies.

EPA Assistant Administrator Announces Departure. Assistant EPA Administrator Radhika Fox announced her intention to leave her role at the end of February. EPA has not yet announced who will assume her role following her departure.

EPA Adopts NEPA CE for EV Charging Stations. EPA [adopted](#) DOE’s Electric Vehicle Charging Stations CE under the NEPA to use in EPA’s program and funding opportunities. The action is effective immediately.

EPA Announces Appointments to Local Government Advisory Committee. EPA [announced](#) 16 new members will join 13 current members on the Local Government Advisory Committee (LGAC). In 2024, LGAC will provide input to the EPA Administrator on the proposed Lead and Copper Rule Improvements, the draft Strategy for Reducing Plastic Pollution, the development of a cumulative impact framework, and improving community-level communication and engagement.

EPA Announces Required TRI Reporting for Seven Additional PFAS. EPA announced that seven additional per- and polyfluoroalkyl substances (PFAS) were automatically added to the [list of chemicals](#) covered by the Toxics Release Inventory (TRI), requiring their reporting. For TRI Reporting Year 2024, reporting is required for these seven additional PFAS, bringing the total PFAS subject to TRI reporting to 196.

EPA Finalizes Significant New Use Rule for Inactive PFAS. EPA issued a [final significant new use rule](#) (SNUR) for 329 PFAS that are designated as inactive on the Toxic Substances Control Act Chemical Substance Inventory. Entities subject to the SNUR will be required to notify EPA at least 90 days before manufacturing, importing, or processing any of the listed chemicals for a new significant use. EPA must review and make an affirmative determination on the notification before the covered entity can begin manufacturing, importing, or processing listed PFAS. The SNUR is effective March 11th.

EPA Releases Amendments to LMWC NSPS and Emissions Guidelines. EPA released a [proposed rule](#) to amend new source performance standards (NSPS) and emissions guidelines for large municipal waste combustion (LMWC) units. The proposed rule would update standards for nine pollutants, including sulfur dioxide and nitrogen oxides, reducing emissions by approximately 14,000 tons per year. The proposed

standards would apply to 57 facilities with 152 units that have the capacity to combust more than 250 tons per day of municipal solid waste. Comments on the proposed rule are due March 25th.

EPA Updates Residential Soil Lead Guidance for CERCLA Sites and RCRA Corrective Action Facilities. EPA released [updated guidelines](#) for screening sites and facilities with residential lead exposures under Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) and Resource Conservation Recovery Act (RCRA) corrective action authorities. EPA updated the screening level for lead in soil at residential properties from 400 parts per million (ppm) to 200 ppm. At residential properties with multiple sources of lead exposure, EPA will use 100 ppm as the screening level. The guidance is effective immediately, but EPA is accepting feedback on the updated guidelines until March 17th.

EPA, HUD, and DOE Send Joint Letter to Utilities Requesting Energy and Water Usage Data for Multifamily Properties. EPA, HUD, and DOE sent a [letter](#) to utility regulators requesting that energy and water data be made available to owners of multifamily properties. The letter mentions that utility companies fail to share this data with multifamily property owners which will hinder implementation of Inflation Reduction Act programs like HUD's Green and Resilient Retrofit Program and DOE's Home Efficiency Rebate Program.

EPA, CISA, and FBI Release Cybersecurity Guidance for Water & Wastewater. EPA, CISA, and the Federal Bureau of Investigation (FBI) released joint [guidance](#) to water and wastewater utilities on how to prepare for, detect, contain, and evaluate cybersecurity incidents. The guidance was drafted with input from water utilities, trade associations and state agencies. According to CISA, the goal of the guidance is to help with the following:

- Establishing clear guidance for reporting cyber incidents,
- Connecting utilities with available cybersecurity resources, services, and no-cost trainings,
- Empowering utilities to build a strong cybersecurity baseline to improve cyber resilience and cyber hygiene, and
- Encouraging utilities to integrate into their local cyber communities.

FEMA Seeks Members for FY23 BRIC Qualitative National Review Panel. FEMA is seeking current government employee volunteers from state, local, tribal, and territorial governments, and other federal agencies to participate on the [FY23 Building Resilient Infrastructure and Communities \(BRIC\) National Review Panel](#). Panelists will review BRIC applications to ensure program criteria are met. Virtual panels will occur from April 8th to May 3rd.

Joint Office of Energy and Transportation Publishes Technical Assistance to Support EV Deployment. The Joint Office, in partnership with FHWA, FTA, and EPA, [published](#) information on the free technical assistance (TA) offered by the Office on the planning, deployment, operation, and maintenance of a national network of electric

vehicle chargers, zero-emission fueling infrastructure, and zero-emission transit and school buses. TA is available to states, communities, tribal nations, school districts, and transit agencies.

NOAA Releases Final Update to 2023 Billion-Dollar Disaster Report. NOAA [released](#) final updates to its “2023 Billion-Dollar Weather and Climate Disasters” report. There were 28 weather-related disasters in 2023 that resulted in damages of \$1 billion or more, totaling \$92.9 billion. The total amount may rise once the cost of disasters in December is fully accounted.

Reclamation California-Great Basin Region Announces New Principal Deputy Director. The Bureau of Reclamation announced that Adam Nickels will serve as the new Principal Deputy Regional Director for the California-Great Basin Region office. In this new position, Nickels will serve as a Senior Advisor to the Regional Director and Deputy Regional Directors advising on water storage projects, resources issues, compliance, operations and maintenance on aging infrastructure, project management, and planning.

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