

Chino Basin Watermaster

ROLE OF THE BOARD AND COMMITTEES

BOARD WORKSHOP

MAY 26, 2022





Workshop Goals

Improve understanding of:

- The relationship between the Pool Committees, AC, and the Board
- The different types of actions and decisions that the Board could make

Watermaster and Advisory Committee Respective Roles

	I. Watermaster Board Duties and Powers	II. Watermaster Board Discretionary Function	III. Upon Advisory Committee Recommendation or Advice, or Pool Committee Requirement	IV. Other Watermaster Functions
Type of Actions	<p>Administer, Enforce & Implement the Judgment and Physical Solution. Examples:</p> <ul style="list-style-type: none"> •Control and regulate storage •Establish procedures and administer withdrawal and supplemental water replenishment <p>Steward the Basin's resources</p>	<p>Develop an Optimum Basin Management Program</p>	<p>Recommendation or advice on items like:</p> <ul style="list-style-type: none"> •Adoption of rules and regulations; •Acting jointly with other agencies of the United States or the State of California •Adoption of administrative budget •Levy and collect annual assessments <p>Required actions like:</p> <ul style="list-style-type: none"> •Allocation of special project expenses 	<p>Normal Course of Business Examples:</p> <ul style="list-style-type: none"> •Acquire facilities and equipment •Employ or retain staff and consultants <p>Administering the Pools •Levy and collect annual assessments</p> <p>Administering the Physical Solution Example:</p> <ul style="list-style-type: none"> •Accomplish replenishment of overproduction
Pools and Advisory Committee Role	Advice and assistance	Advice and assistance	Recommendation or Advice; approval required; OR Required Action; approval required	Advice
Watermaster Board Role	Approval; must notify the Advisory Committee	Approval; must notify the Advisory Committee	Watermaster must act consistently with an AC recommendation that has been approved by 80 or more votes, but has the right to bring the issue before the Court. In case an AC recommendation does not have the 80 vote mandate, Watermaster may take a different action after a public hearing followed by written findings and a decision.	Approval; must notify the Advisory Committee

The above table is a brief summary; the full text can be found in Part III of Special Referee Report and Recommendation entitled "Watermaster Roles and Review of Watermaster Actions" found on pages 10 through 22. This was adopted and incorporated by the Court in its February 19, 1998 Order establishing the nine-member Watermaster Board



I. Watermaster Board Duties and Powers



<p>Type of Actions</p>	<p>Administer, Enforce & Implement the Judgment and Physical Solution. Examples:</p> <ul style="list-style-type: none"> •Control and regulate storage •Establish procedures and administer withdrawal and supplemental water replenishment <p>Steward the Basin's resources</p>
<p>Pools and Advisory Committee Role</p>	<p>Advice and assistance</p>
<p>Watermaster Board Role</p>	<p>Approval; must notify the Advisory Committee</p>
<p>Appears on Staff Reports as</p>	<p>[Within WM Duties and Powers]</p>



Examples

- Water transfers and water transactions
- Storage Agreements
- Recharge applications
- Reports to regulatory bodies

I. Watermaster Board Duties and Powers

Example (Pools):



CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, CA 91730
Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

PETER KAVOUNAS, P.E.
General Manager

STAFF REPORT

DATE: February 13, 2020

TO: AP/ONAP/OAP Members

SUBJECT: Application: Water Transaction – City of Chino to Fontana Water Company
(Consent Calendar Item I.F.)

SUMMARY:

Issue: The transfer of 3,500.0 acre-feet of water from the City of Chino to Fontana Water Company. This transfer is made from the City of Chino's Excess Carryover Account.

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

Financial Impact: None

Future Consideration

Appropriative Pool – February 13, 2020: Advice and assistance.

Non-Agricultural Pool – February 13, 2020: Advice and assistance.

Agricultural Pool – February 13, 2020: Advice and assistance.

Advisory Committee – March 19, 2020: Advice and assistance.

Watermaster Board – March 26, 2020: Approval [Within WM Duties and Powers]

I. Watermaster Board Duties and Powers

Example (AC):



CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, CA 91730
Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

PETER KAVOUNAS, P.E.
General Manager

STAFF REPORT

DATE: April 21, 2022
TO: Advisory Committee Members
SUBJECT: Application: Water Transaction – City of Chino to Fontana Water Company
(Consent Calendar Item I.C.)

SUMMARY:

Issue: The transfer of 3,500.0 acre-feet of water from the City of Chino to Fontana Water Company. This transfer is made from the City of Chino's Excess Carryover Account.

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

Future Consideration

Advisory Committee – April 21, 2022: Advice and assistance.

Watermaster Board – April 28, 2022: Approval [Within WM Duties and Powers]

ACTIONS:

Appropriative Pool – February 13, 2020: Unanimously recommended Advisory Committee to recommend to the Watermaster Board to approve.

Non-Agricultural Pool – February 13, 2020: Unanimously recommended its representatives to support at Advisory Committee and Watermaster Board subject to changes they deem appropriate.

Agricultural Pool – February 13, 2020: Unanimously moved to oppose as presented.

Advisory Committee – April 21, 2022:

Watermaster Board – April 28, 2022:

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

I. Watermaster Board Duties and Powers

Example (Board):



CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, CA 91730
Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

PETER KAVOUNAS, P.E.
General Manager

STAFF REPORT

DATE: April 28, 2022
TO: Board Members
SUBJECT: Application: Water Transaction – City of Chino to Fontana Water Company
(Consent Calendar Item I.C.)

SUMMARY:

Issue: The transfer of 3,500.0 acre-feet of water from the City of Chino to Fontana Water Company. This transfer is made from the City of Chino's Excess Carryover Account.

Recommendation: Approve the proposed transaction.

Financial Impact: None

Future Consideration

Watermaster Board – April 28, 2022: Approval [Within WM Duties and Powers]

ACTIONS:

Appropriative Pool – February 13, 2020: Unanimously recommended Advisory Committee to recommend to the Watermaster Board to approve.

Non-Agricultural Pool – February 13, 2020: Unanimously recommended its representatives to support at Advisory Committee and Watermaster Board subject to changes they deem appropriate.

Agricultural Pool – February 13, 2020: Unanimously moved to oppose as presented.

Advisory Committee – April 21, 2022: Unanimously recommended Watermaster Board to approve.

Watermaster Board – April 28, 2022: Unanimously approved.

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

Watermaster and Advisory Committee Respective Roles

	I. Watermaster Board Duties and Powers	II. Watermaster Board Discretionary Function	III. Upon Advisory Committee Recommendation or Advice, or Pool Committee Requirement	IV. Other Watermaster Functions
Type of Actions	<p>Administer, Enforce & Implement the Judgment and Physical Solution.</p> <p>Examples:</p> <ul style="list-style-type: none"> •Control and regulate storage •Establish procedures and administer withdrawal and supplemental water replenishment <p>Steward the Basin's resources</p>	<p>Develop an Optimum Basin Management Program</p>	<p>Recommendation or advice on items like:</p> <ul style="list-style-type: none"> •Adoption of rules and regulations; •Acting jointly with other agencies of the United States or the State of California •Adoption of administrative budget •Levy and collect annual assessments <p>Required actions like:</p> <ul style="list-style-type: none"> •Allocation of special project expenses 	<p>Normal Course of Business</p> <p>Examples:</p> <ul style="list-style-type: none"> •Acquire facilities and equipment •Employ or retain staff and consultants <p>Administering the Pools</p> <ul style="list-style-type: none"> •Levy and collect annual assessments <p>Administering the Physical Solution</p> <p>Example:</p> <ul style="list-style-type: none"> •Accomplish replenishment of overproduction
Pools and Advisory Committee Role	Advice and assistance	Advice and assistance	Recommendation or Advice; approval required; OR Required Action; approval required	Advice
Watermaster Board Role	Approval; must notify the Advisory Committee	Approval; must notify the Advisory Committee	Watermaster must act consistently with an AC recommendation that has been approved by 80 or more votes, but has the right to bring the issue before the Court. In case an AC recommendation does not have the 80 vote mandate, Watermaster may take a different action after a public hearing followed by written findings and a decision.	Approval; must notify the Advisory Committee

The above table is a brief summary; the full text can be found in Part III of Special Referee Report and Recommendation entitled "Watermaster Roles and Review of Watermaster Actions" found on pages 10 through 22. This was adopted and incorporated by the Court in its February 19, 1998 Order establishing the nine-member Watermaster Board



II. Watermaster Board Discretionary Function



Type of Actions	Develop an Optimum Basin Management Program
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Pools and Advisory Committee Role	Advice and assistance
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Watermaster Board Role	Approval; must notify the Advisory Committee
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Appears on Staff Reports as	[Discretionary Function]
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Examples

- OBMP Semi-Annual Report
- Ground Level Monitoring Committee Report
- 2020 OBMP Update

II. Watermaster Board Discretionary Function

Example:



CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, CA 91730
Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

PETER KAVOUNAS, P.E.
General Manager

STAFF REPORT

DATE: March 24, 2022
TO: Board Members
SUBJECT: OBMP Semi-Annual Status Report 2021-2 (Consent Calendar Item I.C.)
SUMMARY:

Issue: Watermaster produces the Semi-Annual Optimum Basin Management Program (OBMP) Status Reports. The report for the period July to December 2021 has been drafted.

Recommendation: Adopt the Semi-Annual OBMP Status Report 2021-2 and direct staff to file with the Court.

Financial Impact: None

Future Consideration

Watermaster Board – March 24, 2022: Adoption [Discretionary Function]

ACTIONS:

Appropriative Pool – March 10, 2022: Unanimously recommended Advisory Committee to recommend Board approval.
Non-Agricultural Pool – March 10, 2022: Unanimously recommended its representatives to support at Advisory Committee and Watermaster Board subject to changes they deem appropriate.
Agricultural Pool – March 10, 2022: Unanimously recommended Advisory Committee to recommend Board approval.
Advisory Committee – March 17, 2022: Unanimously recommended Board adoption and filing.
Watermaster Board – March 24, 2022: Unanimously adopted and directed staff to file.

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

Watermaster and Advisory Committee Respective Roles

	I. Watermaster Board Duties and Powers	II. Watermaster Board Discretionary Function	III. Upon Advisory Committee Recommendation or Advice, or Pool Committee Requirement	IV. Other Watermaster Functions
Type of Actions	<p>Administer, Enforce & Implement the Judgment and Physical Solution.</p> <p>Examples:</p> <ul style="list-style-type: none"> •Control and regulate storage •Establish procedures and administer withdrawal and supplemental water replenishment <p>Steward the Basin's resources</p>	<p>Develop an Optimum Basin Management Program</p>	<p>Recommendation or advice on items like:</p> <ul style="list-style-type: none"> •Adoption of rules and regulations; •Acting jointly with other agencies of the United States or the State of California •Adoption of administrative budget •Levy and collect annual assessments <p>Required actions like:</p> <ul style="list-style-type: none"> •Allocation of special project expenses 	<p>Normal Course of Business</p> <p>Examples:</p> <ul style="list-style-type: none"> •Acquire facilities and equipment •Employ or retain staff and consultants <p>Administering the Pools</p> <ul style="list-style-type: none"> •Levy and collect annual assessments <p>Administering the Physical Solution</p> <p>Example:</p> <ul style="list-style-type: none"> •Accomplish replenishment of overproduction
Pools and Advisory Committee Role	Advice and assistance	Advice and assistance	<p>Recommendation or Advice; approval required; OR</p> <p>Required Action; approval required</p>	Advice
Watermaster Board Role	Approval; must notify the Advisory Committee	Approval; must notify the Advisory Committee	<p>Watermaster must act consistently with an AC recommendation that has been approved by 80 or more votes, but has the right to bring the issue before the Court. In case an AC recommendation does not have the 80 vote mandate, Watermaster may take a different action after a public hearing followed by written findings and a decision.</p>	Approval; must notify the Advisory Committee

The above table is a brief summary; the full text can be found in Part III of Special Referee Report and Recommendation entitled "Watermaster Roles and Review of Watermaster Actions" found on pages 10 through 22. This was adopted and incorporated by the Court in its February 19, 1998 Order establishing the nine-member Watermaster Board



III. Upon Advisory Committee Recommendation or Advice, or Pool Committee Requirement



Type of Actions	<p>Recommendation or advice on items like: Adoption of rules and regulations; Acting jointly with other agencies of the United States or the State of California Adoption of administrative budget Levy and collect annual assessments</p> <p>Required actions like: Allocation of special project expenses</p>
Pools and Advisory Committee Role	<p>Recommendation or Advice; approval required; OR Required Action; approval required</p>
Watermaster Board Role	<p>Watermaster must act consistently with an AC recommendation that has been approved by 80 or more votes, but has the right to bring the issue before the Court. In case an AC recommendation does not have the 80 vote mandate, Watermaster may take a different action after a public hearing followed by written findings and a decision.</p>
Appears on Staff Reports as	<p>[Advisory Committee Approval Required]</p>



Examples

- Adoption of the Budget
- Agreements and Task Orders with Municipal Water Districts (IEUA, WMWD, TVMWD)
- Budget Amendments and Budget Transfers
- Reappointment of the Watermaster Board

III. Upon Advisory Committee Recommendation or Advice, or Pool Committee Requirement

Example:



CHINO BASIN WATERMASTER

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Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

PETER KAVOUNAS, P.E.
General Manager

STAFF REPORT

DATE: October 28, 2021

TO: Board Members

SUBJECT: Task Order No. 6 Under Master Agreement for Collaborative Projects: Loss of Hydraulic Control Mitigation Plan Update (Consent Item I.F.)

SUMMARY:

Issue: The Regional Water Quality Control Board has required Watermaster and IEUA to update the Loss of Hydraulic Control Mitigation Plan.

Recommendation: Approve Task Order No. 6 as presented and authorize the General Manager to execute the agreement on behalf of Watermaster subject to any necessary non-substantive changes.

Financial Impact: This expense has not been included in the FY 2021/22 budget as the item was presented to Watermaster after the approval of the FY 2021/22 budget. A budget amendment for the Watermaster portion of the costs of \$72,000 is necessary and presented as separate agenda item.

Future Consideration

Watermaster Board – October 28, 2021: Approval [Advisory Committee Approval Required]

ACTIONS:

Appropriative Pool – October 14, 2021: Unanimously recommended Advisory Committee approval

Non-Agricultural Pool – October 14, 2021: Unanimously recommended to direct its representatives to support at Advisory Committee and Watermaster Board subject to changes they deem appropriate.

Agricultural Pool – October 14, 2021: Unanimously recommended Advisory Committee approval

Advisory Committee – October 21, 2021: Unanimously approved the Task Order as presented

Watermaster Board – October 28, 2021: Unanimously approved the Task Order as presented

III. Upon Advisory Committee Recommendation or Advice, or Pool Committee Requirement Example:



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PETER KAVOUNAS, P.E.
General Manager

STAFF REPORT

DATE: May 26, 2022

TO: Board Members

SUBJECT: Watermaster Fiscal Year 2022/23 Approved Budget (Business Item II.A.)

SUMMARY:

Issue: A budget for Fiscal Year 2022/23 needs to be adopted.

Recommendation: Adopt the Watermaster Fiscal Year 2022/23 Approved Budget as presented.

Financial Impact: The Fiscal Year 2022/23 Approved Budget expenses are \$9,490,976 (excluding any Carryover Funds).

Future Consideration

Watermaster Board – May 26, 2022: Adoption (Advisory Committee Approval Required)

ACTIONS:

Appropriative Pool – May 12, 2022: No action was taken

Non-Agricultural Pool – May 12, 2022: By majority, approved recommendation as presented and directed the Pool representatives to support at the Advisory Committee and Watermaster Board meetings subject to changes which they deem appropriate. The City of Ontario abstained.

Agricultural Pool – May 12, 2022: Unanimously recommended Advisory Committee approval of the budget as presented.

Advisory Committee – May 19, 2022: By majority vote of 72.141%, approved the FY 2022/23 budget as presented.

Watermaster Board – May 26, 2022:

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



Watermaster and Advisory Committee Respective Roles

	I. Watermaster Board Duties and Powers	II. Watermaster Board Discretionary Function	III. Upon Advisory Committee Recommendation or Advice, or Pool Committee Requirement	IV. Other Watermaster Functions
Type of Actions	<p>Administer, Enforce & Implement the Judgment and Physical Solution.</p> <p>Examples:</p> <ul style="list-style-type: none"> •Control and regulate storage •Establish procedures and administer withdrawal and supplemental water replenishment <p>Steward the Basin's resources</p>	<p>Develop an Optimum Basin Management Program</p>	<p>Recommendation or advice on items like:</p> <ul style="list-style-type: none"> •Adoption of rules and regulations; •Acting jointly with other agencies of the United States or the State of California •Adoption of administrative budget •Levy and collect annual assessments <p>Required actions like:</p> <ul style="list-style-type: none"> •Allocation of special project expenses 	<p>Normal Course of Business</p> <p>Examples:</p> <ul style="list-style-type: none"> •Acquire facilities and equipment •Employ or retain staff and consultants <p>Administering the Pools</p> <ul style="list-style-type: none"> •Levy and collect annual assessments <p>Administering the Physical Solution</p> <p>Example:</p> <ul style="list-style-type: none"> •Accomplish replenishment of overproduction
Pools and Advisory Committee Role	Advice and assistance	Advice and assistance	Recommendation or Advice; approval required; OR Required Action; approval required	Advice
Watermaster Board Role	Approval; must notify the Advisory Committee	Approval; must notify the Advisory Committee	Watermaster must act consistently with an AC recommendation that has been approved by 80 or more votes, but has the right to bring the issue before the Court. In case an AC recommendation does not have the 80 vote mandate, Watermaster may take a different action after a public hearing followed by written findings and a decision.	Approval; must notify the Advisory Committee

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Examples

- Hiring and retaining consultants
- Hiring staff
- Acquiring equipment
- Levy and collect assessments
- Replenish overproduction

IV. Other Watermaster Functions



Type of Actions

Normal Course of Business
 Examples:
 Acquire facilities and equipment
 Employ or retain staff and consultants

Administering the Pools
 Levy and collect annual assessments

Administering the Physical Solution
 Example:
 Accomplish replenishment of overproduction

Pools and Advisory Committee Role

Advice

Watermaster Board Role

Approval; must notify the Advisory Committee

Appears on Staff Reports as

[Normal Course of Business]



CHINO BASIN WATERMASTER

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Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

PETER KAVOUNAS, P.E.
General Manager

STAFF REPORT

DATE: June 24, 2021

TO: Board Members

SUBJECT: Professional Services Agreement Between Applied Computer Technologies and Chino Basin Watermaster (Consent Calendar I.H.)

SUMMARY:

Issue: Watermaster intends to renew the annual professional services agreement with Applied Computer Technologies to provide continuing software development and database administrator services. Applied Computer Technologies has been providing services to Watermaster since 2001.

Recommendation: Approve and authorize the General Manager to execute the contract on behalf of Watermaster.

Financial Impact: The FY 2021/22 budget (which includes account number 6052.2 in the amount of \$48,000) was approved by the Board on May 27, 2021. The contract expenses of \$46,200 have been funded within the FY 2021/22 budget.

Future Consideration

Watermaster Board – June 24, 2021: Approve and authorize the General Manager to execute the contract on behalf of Watermaster [Normal Course of Business]

ACTIONS:

Watermaster Board – June 24, 2021: Unanimously approved and authorized the General Manager to execute the contract on behalf of Watermaster

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

IV. Other Watermaster Functions Example:





Quiz





Instructions

- You will be presented with real life examples of items that have come to the Board for action
- For each item you will be asked to write on your paddle board:
 - If you know the category of the item (I, II, III, or IV) please write the role of the Pools and Advisory committee:
 - Pools: Advice and Assistance (A&A)
 - AC: Advice and Assistance (A&A) or Approval
 - If you know the actions taken by Pools and AC, please write the category (I, II, III, or IV)



Get ready!

DATE: May 12, 2022

Correct Answer:

I. Watermaster Board Duties and Powers


Future Consideration

Appropriative Pool – May 12, 2022: Advice and assistance.

Non-Agricultural Pool – May 12, 2022: Advice and assistance.

Agricultural Pool – May 12, 2022: Advice and assistance.

Advisory Committee – June 16, 2022: Advice and assistance.

Watermaster Board – June 23, 2022: Approval 

: 19

Correct Answer: Pools: Advice and Assistance (A&A) AC: Approval

Future Consideration

Appropriative Pool – July 8, 2021

Non-Agricultural Pool – July 8, 2021

Agricultural Pool – July 8, 2021:

Advisory Committee – July 15, 2021

Watermaster Board – July 22, 2021: Adoption [Advisory Committee Approval Required]

00:29



DATE: November 14, 2019

TO: Pool Committee Members

Correct Answer: II. Watermaster Board Discretionary Function

00:29

Future Consideration

- Appropriative Pool – November 14, 2019:** Advice and Assistance
- Non-Agricultural Pool – November 14, 2019:** Advice and Assistance
- Agricultural Pool – November 14, 2019:** Advice and Assistance
- Advisory Committee – November 21, 2019:** Advice and Assistance
- Watermaster Board – November 21, 2019:** Approve and file with the Court



DATE: January 21, 2021

TO: Advisory Committee

Correct Answer: IV. Other Watermaster Functions

insurance certificates as required by the permit.

Future Consideration

Advisory Committee – January 21, 2021: Advice

Watermaster Board – January 28, 2021: Approve 

00:29



DATE:

TO:

SUBJECT:

SUMMARY:

Correct Answer: III. Upon Advisory Committee Recommendation or Advice, or Pool Committee Requirement

00:29

Future C
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Agricult
Advisory

Watermaster Board – September 28, 2017: Approval

ACTIONS



DATE: May 12, 2022

TO:
SU:
SU:

Correct Answer: I. Watermaster Board Duties and Powers

Financial Impact: None


Future Consideration

Appropriative Pool – May 12, 2022: Advice and assistance.

Non-Agricultural Pool – May 12, 2022: Advice and assistance.

Agricultural Pool – May 12, 2022: Advice and assistance.

Advisory Committee – June 16, 2022: Advice and assistance.

Watermaster Board – June 23, 2022: Approval 

00:29



DATE:

TO:

SUB:

SUM:

Correct Answer: Pools and AC: Advice and Assistance (A&A)

Future Consideration

Appropriative Pool – May 12, 2022

Non-Agricultural Pool – May 12, 2022

Agricultural Pool – May 12, 2022:

Advisory Committee – June 16, 2022

Watermaster Board – June 23, 2022: Approval [Within WM Duties and Powers]

00:29





Discussion & Questions



Thanks for participating!
