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#### RESOLUTION NO. 05-23-315

# A RESOLUTION OF THE MAIN SAN GABRIEL BASIN WATERMASTER RESCINDING RESOLUTION NO. 05-22-311 AND ADOPTING ASSESSMENTS FOR PRODUCERS OF THE BASIN FOR FISCAL YEAR 2022-23 AND SETTING REPLACEMENT WATER ASSESSMENTS FOR 2022-23 and 2023-24

WHEREAS, the Main San Gabriel Basin Watermaster "Watermaster" is the Court-appointed agency with the responsibility to manage and maintain the quality and quantity of water in the Main San Gabriel Basin "Basin".

WHEREAS, pursuant to the most recent amendments to the Judgment, dated June 21, 2012, and Rules and Regulations adopted by Resolution No. 03-13-251, Watermaster has established assessments to be levied on water production for specific purposes detailed in this resolution; and

WHEREAS, Watermaster has adopted assessments effective July 1, 2023; and

NOW THEREFORE, BE IT RESOLVED BY THE MAIN SAN GABRIEL BASIN WATERMASTER, as follows:

Section 1. Resolution No. 05-22-311 is hereby rescinded.

Section 2. There is hereby fixed, established, and levied an In-Lieu Assessment in the amount of Eight Dollars (\$8.00) per acre-foot on all Production from the Basin during Fiscal Year 2022-23, except that such In-Lieu Assessment shall not be applicable to the non-consumptive use portion of an Overlying Right.

Section 3. There is hereby fixed, established, and levied an Administration Assessment in the amount of Eighteen Dollars (\$18.00) per acre-foot on all Production from the Basin during Fiscal Year 2022-23, to meet the said expenses of said adopted Administration Budget.

Section 4. There is hereby adopted, an Administration Budget for Fiscal Year 2023-24, in the amount of Four Million, Nine Hundred Seventy-Four Thousand, Six Hundred Sixty Dollars (\$4,974,660), attached hereto as Attachment "A".

Assessment "RDA" of One Hundred Seventy-Five Dollars (\$175.00) per acre-foot on all Production from the Basin during Fiscal Year 2022-23 and One Hundred Seventy-Five Dollars (\$175.00) per acre-foot on all Production from the Basin during Fiscal Year 2023-24, in accordance with Resolution No. 12-16-281 as described in Attachment "B" (schedule) of this Resolution, except that such RDA Assessment shall not be applicable to the non-consumptive use portion of an Overlying Right. Watermaster shall annually determine the RDA applicable to the current production year and estimate the same for the next succeeding four years. Said determination shall be made in April of each year, and in accordance with Section 18(e) of Watermaster's Rules and Regulations and adopted in May of each year.

Section 6. There is hereby fixed, established, and levied a Make-Up Water Assessment in the amount of Zero Dollars (\$0.00) per acre-foot on all Production from the Basin during Fiscal Year 2022-23, to meet the said expenses associated with the lower area obligation under the Long Beach Judgment.

Section 7. There is hereby fixed, established, and levied the Replacement Water Assessments on Excess Production from the Basin during Fiscal Year 2022-23, and 2023-24, from within each of the three Responsible Agencies within the Basin as referenced, below.

Production Based Assessments				
Assessment Description	2022-23 Amount per Acre-Foot	2023-24 Amount per Acre-Foot		
In Lieu Assessment	\$8.00	Not determined at this time.		
Administration Assessment	\$18.00	Not determined at this time.		
Water Resource Development Assessment	\$175.00	Not determined at this time.		
Make-Up Water Assessment	\$0.00	Not determined at this time.		
Other Assessment as may be determined by Watermaster Board pursuant to the Amended Judgment.	Not determined at this time.	Not determined at this time.		

Replacement Water Assessments			
2022-23 Amount per Acre-Foot	2023-24 Amount per Acre-Foot		
\$200.00	\$220.00		
\$955.00	\$1,003.00		
\$1,058.00	\$1,106.00		
_	\$200.00 \$955.00		

#### Section 7. Description of Assessments:

#### In-Lieu Assessment

Watermaster entered into the Alhambra Exchange Agreement on March 24, 1975 establishing the Basin-wide In-Lieu Assessment. The City of Alhambra agreed to forgo pumping its wells and take direct treated water through an MWD connection for the benefit of the Basin as a whole. The In-Lieu Assessment applies to all Pumping except for the non-consumptive use portion of an Overlying Right. Also included in the In-Lieu Assessment is any Production related to Watermaster's Direct-Delivery Imported Water Program implemented on January 1, 2015 by Resolution No. 12-14-270.

#### Administration Assessment

Within thirty (30) days after completion of the hearing on the Preliminary Determination of the Operating Safe Yield of the Basin and Watermaster's determination thereof, Watermaster shall adopt a proposed budget for the succeeding fiscal year. The Administrative Assessment shall be uniformly applicable to each acre-foot of Production.

#### Water Resource Development Assessment

Watermaster adopted Resolution No. 05-14-263 providing for the development of a long-term storage program to purchase and store imported water in the Basin, or to augment

natural recharge for general benefit of the Basin, when available, as defined by Section 45(b)(7) of the Amended Judgment.

#### Make-up Water Assessment

Watermaster is obligated to deliver an amount of water, calculated by the San Gabriel River Watermaster to the Lower Area as a result of the Long Beach Judgment. At times when natural delivery isn't possible, Watermaster must purchase Replacement Water to deliver resulting in a Make-Up Water Assessment.

#### Replacement Water Assessment

Replacement Water Assessments shall be collected from each party on account of such party's Production in excess of its Diversion Rights, Pumper's Share or Integrated Production Right, and on account of the consumptive use portion of Overlying Rights, computed at the applicable rate established by Watermaster consistent with the Watermaster Operating Criteria, and other relevant factors, including the projected cost and availability of Supplemental Water supplies. Subject to Rules and Regulations adopted by Watermaster, Replacement Water Assessment rates may be in an amount calculated to allow Watermaster to purchase more than one acre-foot of Supplemental Water for each acre-foot of excess Production to which such Replacement Water Assessment applies, when such purchases are necessary to secure Supplemental Water supplies for the benefit of the Basin and parties.

The Watermaster Board recognizes the challenges associated in securing Supplemental Water and varied pricing, and has determined that pricing should better anticipate varying short-term costs and conditions while at the same time, provide economic incentive for Producers to pre-purchase Replacement Water to every extent practicable. In a case where Watermaster receives a discounted available rate, Water Resource Development Assessment funds will specifically apply to additional water purchases.

Section 3. Within (30) days hereof, Watermaster's Secretary shall have mailed a copy of said final report, findings and determinations, together with a statement of each producer's entitlement thereunder in each such Fiscal Year, stated in acre-feet, to each Pumper and Integrated Producer within the Basin, in accordance with the provisions of Section 43(c) of the Amended Judgment in the Adjudication Action of the Water Rights in the Basin.

Dated: May 3, 2023

Chair

Attest:

Secretary



# 2023-24 Adopted Administration Budget

# Attachment "A"

REVENUE		2022-23 Adopted Budget	I	2022-23 Estimated Actual	2023-24 Adopted Budget
Administrative Assessment*	\$	3,060,000	\$	3,149,851	\$ 3,240,000
BPOU Reimbursements	,	152,000		105,000	155,000
Interest Income		5,000		40,000	40,000
Admin/Other Income		306,100		305,100	319,400
Forward from Previous Fiscal Year		1,536,793		1,896,459	 1,220,260
TOTAL REVENUE	\$	5,059,893	\$	5,496,410	\$ 4,974,660
EXPENSES					
Watermaster Board Compensation	\$	20,000	\$	15,000	20,000
Salaries, Benefits & Employee Development		1,877,000		1,669,000	2,038,500
Meeting and Travel		25,000		15,000	25,000
Vehicle Expense		11,000		10,000	11,000
Insurance		37,700		37,100	39,000
Office Supplies, Services, Rent and O&M		267,600		251,550	279,700
Legal Services		450,000		350,000	450,000
Audit		25,000		27,700	22,000
Public Education		121,000		118,000	115,000
Engineering		442,000		332,000	448,000
Production Reporting		5,000		5,000	5,000
Inspection/Meter Checks		37,500		37,500	37,500
Water Quality Monitoring		1,187,300		1,144,300	1,168,300
Water Quality Management		215,000		264,000	270,000
Contingency (Balance Figure)		338,793			 45,660
TOTAL EXPENSES	\$	5,059,893	\$	4,276,150	\$ 4,974,660

Attachment "A"

<sup>\*</sup> Figure based on Administrative Assessment of \$18/AF (\$18/AF X 180,000 AF = \$3,240,000)

# Main San Gabriel Basin Watermaster 2023-24 Administration Budget Detail of Revenues

Assessments Received (2022-23 Production)	\$	3,240,000
Estimate of Production (AF) 180,	000	
Proposed Admin. Assessment (\$/AF) \$18	8.00	
BPOU Reimbursement	\$	155,000
BPOU Labor & OH 155,	000	
Interest	\$	40,000
Interest on Operating Cash 40,	000	
Admin/Other Income	\$	319,400
Administrative Reimbursement 318,	400	
Other Income (Carrier/Sale of Annl Rpts etc.) 1,	000	
Forward from Previous Fiscal Year	\$	1,220,260
TOTAL REVENUE	<i>\$</i>	4,974,660

# Main San Gabriel Basin Watermaster 2023-24 Administration Budget Detail of Expenditures

Watermaster Board Compensation		\$ 20,000
Salaries/Benefits/Employee Development		\$ 2,038,500
Salaries & Overtime	1,260,600	
Benefits & Taxes	674,700	
Contribution to Medical Retiree Fund	88,200	
Employee Educational Reimbursement	10,000	
Employee Training	5,000	
Meeting/Travel		\$ 25,000
ACWA/Basin conferences	18,000	
In-house meeting expense	3,000	
Outside meeting expense	3,200	
Employee Recognition and Christmas Luncheon	800	
Vehicle Expense		\$ 11,000
1 car allowance @ \$700/mo	8,400	
Staff mileage reimbursement	2,600	
Insurance		\$ 39,000
Staff, Treasurer's Bonds & Notary	350	
Travel/Accident Insurance	750	
Liability Coverage (inc D&O and Pollution Protection)	35,000	
Property & Cyber Liability Coverage	2,900	
Supplies/O&M		\$ 279,700
Building lease @ \$5,578/mo	67,000	
Management Fee and O&M	20,000	
Office Improvements	6,000	
Postage & meter lease	5,000	
Copier lease/usage	11,000	
Telephone	8,000	
Printing Expense	12,000	
Office supplies & services	50,000	
Dues (associations, professional)	33,700	
Equipment Maintenance/Agreements	47,500	
Computer/Office Equipment	19,500	
Legal Services		\$ 450,000
Nossaman LLP	450,000	
Auditing Fees		\$ 22,000
Financial Audit (incl. Actuaries)	22,000	
Public Education		\$ 115,000
Events (Water Forum)	-	
WM public education/relations material	25,000	
WM Outreach messaging	90,000	

Engineering		\$ 294,000
General (meetings, OSY, annual report, etc.)	34,000	
Landfill inspections 1	0,000	
Federal, State, County - Technical Review		\$ 154,000
General Review (meetings, report prep, studies, etc.)	26,000	
Database Management 1	6,000	
CASGEM	2,000	,
Modeling 1	0,000	
Production Reporting	5,000	\$ 5,000
Inspection/Meter Checks 3	7,500	\$ 37,500
Water Quality Monitoring		\$ 1,168,300
Sampling/Administration & Lab (Title 22) 55	3,300	
Sampling/Administration & Lab (UCMR5) 26	60,000	
Sampling/Administration & Lab (PFAS) 35	55,000	
SOC Waivers (every 3 years)	-	
Water Quality Management		\$ 270,000
Section 28 Staff Reports 10	00,000	
Five-Year Plan 5	0,000	
Groundwater monitoring /well testing program 11	0,000	
Quagga Mussel Plan	0,000	
Contingency (balance figure)		\$ 45,660
TOTAL EXPENSES		\$ 4,974,660

# Attachment "B"

		<b>Estimated MWD</b>
Year	RDA	Water Purchase
FY 2016-17	\$40/AF	9,146 AF
FY 2017-18	\$70/AF	15,411 AF
FY 2018-19	\$105/AF	22,365AF
FY 2019-20	\$140/AF	28,449 AF
FY 2020-21	\$175/AF	33,929 AF
FY 2021-22	\$175/AF	32,219 AF
FY 2022-23	\$175/AF	. 30,988 AF
FY 2023-24	\$175/AF	29,847 AF
FY 2024-25	\$175/AF	28,713 AF
FY 2025-26	\$175/AF	27,593 AF

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