#### **RESOLUTION 95-1**

### RESOLUTION OF THE CHINO BASIN WATERMASTER, SAN BERNARDINO COUNTY, CALIFORNIA, ESTABLISHING A ZERO BASE APPROPRIATIONS LIMIT FOR FISCAL YEAR 1995/1996

WHEREAS, on January 24, 1978, the Chino Basin Watermaster was appointed by the Superior Court of the State of California for the County of San Bernardino to administer and enforce the provisions of Judgment Number WCV 51010 (formerly Judgment No. SCV 164327); and

WHEREAS, the Watermaster may be considered a local government required under Article XIIIB of the State of California Constitution to annually establish an appropriations limit for the following fiscal year; and

WHEREAS, a uniform guideline for the implementation of Article XIIIB of the California Constitution (October 1980) has been drawn up by the League of California Cities Gann Task Force and the assumptions included therein have been used in determining the applicability of said article to the Watermaster activities.

NOW, THEREFORE, the Chino Basin Watermaster does hereby declare:

- a. Under Judgment Number WCV 51010, Administrative Assessments are to be levied on all water producers to cover the costs of administering this program.
- b. Under said Judgment, Water Replenishment Assessments are to be levied upon all water producers who pump water in excess of their adjudicated rights to water within the underlying Chino Basin to cover the cost of replacing that amount of water over-produced in the prior fiscal year.
- c. Such assessments are levied only on parties pumping water from the Chino hydrologic basin.
- d. Those parties assessed receive direct benefits from maintaining the water levels within the underlying water basin.
- e. All revenues of the 1978-1979 base year consisted of said Assessments, interest earned thereon and upon funds held in appropriated reserves resulting from prior year Assessments, and grants in aid from other local agencies. Exhibit "A" attached hereto.

- f. All revenues received that exceeded the cost of administration and groundwater replenishment are either returned to the pumpers or retained in the Watermaster accounts for carrying out the Watermaster purposes.
- Section 2. Findings and Determinations. That, based upon the above declaration, this Watermaster does hereby find and determine:
- a. The Chino Basin Watermaster had no appropriations subject to limitation during the 1978-1979 Base Year.
- b. The Chino Basin Watermaster is an enterprise operation and as such, is not subject to appropriations limitation under Article XIIIB of the California Constitution.

Section 3. Filing. That the Secretary is hereby authorized and directed to file a certified copy of this resolution with the Board of Directors of Chino Basin Municipal Water District for inclusion in the public notice procedures for that local government.

ADOPTED this fifth day of April 1995.

Chairman of the Chino Basin Watermaster

ATTEST:

Secretary of the Chino Basin Watermaster

## EXHIBIT "A"

# 1978-1979 BASE YEAR APPROPRIATIONS SUBJECT TO LIMITATION UNDER ARTICLE XIIIB STATE OF CALIFORNIA CONSTITUTION

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REVENUE SOURCE	PROCEEDS OF TAX	NON-PROCEEDS OF TAX
Property Tax	\$ -0-	
Interest Income	-0-	\$ 40,942.00
Assessment Revenue - Judgment No. 164327		757,143.00
Grants-in-Aid (Midge Study)		4,000.00
Total Revenues	\$ -O-	\$802,085.00

<sup>&</sup>quot;Appropriations Subject to Limitation": None

### STATE OF CALIFORNIA

#### COUNTY OF SAN BERNARDINO

I, John L. Anderson, Secretary of the Chino Basin Watermaster, DO HEREBY CERTIFY that the foregoing Resolution being 95-1, was adopted at a regular meeting of Watermaster by the following vote:

AYES:

Dunihue, Anderson, Troxel, Hill

NOES:

None

ABSENT:

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### **CERTIFICATION**

The undersigned hereby certifies that the attached copy of Resolution No. 95-1, of the Chino Basin Watermaster adopted at the regularly scheduled annual meeting of Watermaster held on the fifth day of April 1995 is a true and exact copy of the Resolution on file in the permanent records of the Watermaster and duly signed by Chairman Bill Hill and Secretary/Treasurer John L. Anderson.

CHINO BASIN WATERMASTER

Michelle Lauffer

**Recording Secretary** 

DATED: / August 7, 1995

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# MINUTES OF THE BOARD OF SUPERVISORS OF SAN BERNARDINO COUNTY, CALIFORNIA

AUGUST 22, 1995

CHINO BASIN WATER DIST.: NOTE RECEIPT OF RES. 95-6-1: APPRO-PRIATIONS LIMITS FOR FY 95/96: AND RES. 95-1 FROM WATERMASTER ESTABLISHING APPROPRIATIONS LIMIT FOR FY 95/96: REFER TO AUDITOR:

On motion by Supervisor Eaves, seconded by Supervisor Mikels and carried, the Board of Supervisors notes receipt of Resolution 95-6-1 from Chino Basin Water District establishing appropriations limits for FY 1995/96 and Resolution 95-1 from Chino Basin Watermaster establishing zero base appropriations limit for FY 1995/96 and refer to Auditor.

PASSED AND ADOPTED by the Board of Supervisors of the County of San Bernardino, State of California, by the following vote:

AYES: Mikels, Riordan, Walker, Eaves, Turoci

NOES: None ABSENT: None

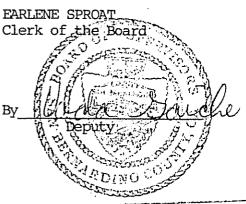
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STATE OF CALIFORNIA COUNTY OF SAN BERNARDINO

SS

I, EARLENE SPROAT, Clerk of the Board of Supervisors of the County of San Bernardino, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the said Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of August 22, 1995.

cc: Auditor Chino Basin Water Dist.
File



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