

# HUERFANO COUNTY WATER CONSERVANCY DISTRICT

## Minutes of Board Meeting

July 17, 2017

The monthly meeting of the Huerfano County Water Conservancy District was called to order by President Scott King on Monday, July 17, 2017 at 6:02 pm.

Directors present: Michael "Sandy" White, Scott King, John Vallejos, Kent Mace, Beaver Edmundson. Secretary: Carol Dunn; Attorney: Steve Monson; Engineer: John Faux. Guests: Keith Bouchard, Jim Eccher, Doug Brgoch, Lenna Rauber, Delmar Janovec, John Janovec, Gail Terry, Rebecca Cummings, Phil Cummings, Gerald Cisneros; Bill Knowles, David Rinehart (press).

White moved, Mace seconded and board approved the agenda.

Minutes – White moved, Edmundson seconded and board approved the June 26, 2017 minutes.

Treasurer's Report – White moved, Mace seconded and board approved the treasurer's report.

New Business – Water case 2017CW9 – On a White/Edmundson motion, the board will take no action on this case. Case 2017CW3034 – On a White/Vallejos motion, the board will take no action on this case.

River reports: Rauber reported on the Huerfano River, and Brgoch reported on the Cucharas. The call is 1896 on the Arkansas River. Brgoch noted a significant amount of rain in the upper Cucharas watershed. The board discussed the Cucharas #5 reservoir with Brgoch in relation to the water infrastructure improvements grant project.

White moved and Edmundson seconded to amend the Intergovernmental Agreement with Huerfano County for a September 1 start date on the gravel operations at the Sheep Mountain Augmentation Facility (SMAF) site. Board approved. TZA Water Engineers reviewed the two bids received for Phase 1 of the SMAF project, and Faux recommended Paul Morgan Excavating, with the low bid of \$333,410.50. The project was awarded to Paul Morgan Excavating on a White/Vallejos motion.

The 2017 augmentation lease with NuGro was executed on a White/Mace motion. Delmar Janovec confirmed that NuGro has gone through the required process to qualify as the first participating diversion added to the decreed regional augmentation plan. There was a White/Vallejos motion to add NuGro and also SCG as participating diversions to the regional augmentation plan, subject to the rules and regulations and fee structure. Board approved. There was also a motion to add ACME, but that motion was subsequently withdrawn. Bouchard asked the board about being given first right of refusal on any augmentation water that is available in the future beyond what has already been allocated. Monson advised that it is speculative for the board to address the matter. The State is questioning whether the ACME well is non-tributary.

On a White/Edmundson motion, the board agreed to send a letter to the Colorado Water Conservation Board supporting the City of Walsenburg in its loan and grant applications to repair and enlarge City Lake, as long as the capacity over 412 acre-feet be made available to storage collaborative members and other water users at a reasonable cost and term.

Director reports- Vallejos reported that the head gate on the William Craig ditch is ok for now. Faux suggested that using the well on the Ranch property could be a solution to the sediment problems in William Craig ditch.

The board agreed that HCWCD can continue to provide administration, by C.Dunn, in year three of the Arkansas Basin BIP Coordinator grant project.

Guest Comments – Cummings asked about the timing on his inclusion into the regional augmentation plan. Objector comments are due by August 3. TZA is still in discussions with the State about handling the lagging of Cumming’s well depletions.

King called a recess at 7:17 pm. Meeting was called back to order at 7:27 pm.

Bills – White moved, Vallejos seconded and board approved transferring \$14,000.00 to ColoTrust and paying the following bills, which total \$58,147.00:

Mountain States Financial group, July bookkeeping –	\$120.00
Monson, Cummins & Shohet, Bd mtg, Sheep Mtn, Aug plan, Perrino, Exch storage, 2Rivers	\$9,848.81
Monson, Cummins & Shohet, work for 5 growers–	\$2,877.09
Dunn Write, contract, mileage, meeting expense, website expenses –	\$1,919.94
Stephen Wardell, replace battery at augmentation station --	\$30.00
Dunn Write, Cucharas Storage Collaborative grant admin, 6/27/17–7/16/17 –	\$175.00
Dunn Write, PRWCD grant fiscal agent, 6/16/17–7/16/17 –	\$181.42
Dunn Write, Infrastructure Improvements grant admin, 6/26/17–7/16/17 –	\$148.75
Dunn Write, BIP Coordinator grant admin, 6/15/17–7/10/17 –	\$245.00
TZA Water Engineers, Water acctg, Stormwater Mgmt plan, 16CW3074, Bd mtg, –	\$6,802.52
TZA Water Engineers, Inclusions of growers in Reg Aug Plan --	\$4,162.50
TZA Water Engineers, Sheep Mountain pond, final (total billed \$58,300) –	\$5,830.00
La Veta Carpentry, Water analyst contract, July –	\$200.00
Chillili Ditch Company, PRCWD grant project (grant pmt received) --	\$14,530.00
Century Link, phone service, July –	\$54.51
Garald Barber, BIP Coordinator invoice for June 2017 (grant pmt pending) –	\$3,597.38
HRS Water Consultants, Engineering on Infrastructure improvements grant project --	\$3,870.20
Dixon, Waller & Co, Audit of 2016 financials –	\$3,100.00
Postmaster, La Veta PO Box fee, 6 months –	\$26.00
The Signature, Legal ads for notice of inclusion (Cummings) & SMAF bid notice --	\$105.60
World Journal, Legal ads: 4x reclamation permit, inclusion notice (Cummings), bid notice --	\$190.08
Pueblo Chieftain, legal ad for SMAF bid notice –	\$67.20
Spanish Peaks Library, July rent –	\$65.00

Executive Session – At 7:39 pm there was a motion by White, seconded by Mace and approved by the board to go into executive session to discuss matters involving the regional augmentation plan, ongoing litigation and SWSP, including the purchase, acquisition, lease or sale of real, personal or other property interest as in CRS 24-6-402(4)(a); conference with an attorney representing the District for the purposes of receiving legal advice on specific legal questions pursuant to CRS 24-6-402(4)(b); and determine positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators pursuant to CRS 24-6-402(4)(e).

At 9:24 pm, White moved, Vallejos seconded and board approved closing the executive session and returning to open session. The meeting was called back to open session at 9:24 pm.

King was authorized by the board to sign the air quality control permit application on a White/Edmundson motion.

There being no further business, meeting adjourned at 9:27 pm.