

# HUERFANO COUNTY WATER CONSERVANCY DISTRICT

## Minutes of Board Meeting

April 27, 2020

The monthly meeting of the Huerfano County Water Conservancy District was called to order by President Scott King online with GoToMeeting, which was properly noticed and available for public participation, on Monday, April 27, 2020 at 6:09 pm.

Directors participating: Lewis "Beaver" Edmundson, Michael "Sandy" White, Scott King, Kent Mace, Lonnie Brown.

Secretary: Carol Dunn; Attorney: Steve Monson; Engineer: John Faux

Guests: Doug Brgoch, Jim Berg, Dave Steffan, Rachel Pittinger, Don Sieke, Mike Morgan.

On a White/Mace motion, the meeting agenda was approved with the addition of two items requested by Monson.

MINUTES – White moved and Mace seconded to approve the February 17, 2020 minutes as presented. Board approved.

FINANCIAL REPORTS – The February and March 2020 financial reports were reviewed. Dunn explained there is an error on the March checks – the bookkeeper entered a check as \$27,615.00 instead of \$276.15. Dunn made corrections by hand, and a corrected report will be sent to board members when the bookkeeper sends it. The financials were accepted on a White/Mace motion. Dunn reviewed the cash flow report and also explained the two new grants that have been added the loan and grant information report.

OLD BUSINESS – None.

NEW BUSINESS – Water case 2020CW2, T. Keith Wiggins, application to make absolute: Wiggins Spring #1, 0.75 gpm. Brgoch reported the spring is futile about 95% of the year. The board agreed to not oppose the case on a White/Mace motion.

SMAF Phase 3 – Dunn reported on the plan to get Paul Morgan Excavating paid in full: \$53,630 at this meeting and the balance by May 18. Morgan has billed HCWCD for 1% interest amounting to \$8,803.02 on the overdue amount. The invoice for interest was approved on a White/Mace motion.

SMAF Phase 4 – John Faux spoke about the next steps for this phase and the proposal from Lamp Rynearson for phase 4 engineering and project oversight. The board referred the Lamp Rynearson contract to Monson to negotiate/revise on behalf of HCWCD to make sure communication is ensured among HCWCD, the contractor and Lamp Rynearson. On a White/Mace motion, the contract was approved conditionally based on Monson's recommendations and negotiation with Faux.

2019 CWCB fire remediation grant, phase 3 – The grant contract has been received, and work can proceed. On a White/Brown motion, the work order with ARWC was authorized.

Collaborative Storage project, phase 5 – The grant has been approved, and work can proceed. On a White/Brown motion, the work order with Applegate Group was authorized pending a review by Monson and a change on the "estimated budget" to "not to exceed" amount of \$65,955.

Augmentation water lease-purchase by Southway Corp. – Monson reported that this lease-purchase of 30 acre-feet of aug water has been delayed because of the economic slowdown caused by the coronavirus. Southway confirmed that it will go forward this summer. There was a White/Mace motion to authorize Monson to file a notice of inclusion with water court. Board approved, with Edmundson abstaining. Monson will let Southway know that the water is not reserved for their use until the agreement is executed. If another entity comes forward requesting aug water, that request could take precedence.

Water Commissioner Brgoch reported the Cucharas River call is the Holita Reservoir. The Huerfano River call is 29-33. The Orlando is still working on their flume, so the water is filling the winter call on the Arkansas River.

Brgoch reported that all of the emergency flood gages have been installed except on Middle Creek. The conduit that was installed to carry the cable to the gage was damaged and needs to be replaced. Everything is mounted, it just needs to be hooked up. Any remaining flood warning gage sensors that were removed for winter are expected to be remounted by May 1.

BILLS – White moved, Edmundson seconded, and board approved a ColoTrust transfer of \$32,000 to checking and paying the following bills, which total \$57,642.77:

Mountain States Financial group: bookkeeping –	\$120.00
Dunn Write: contract, mileage, postage	\$1,722.00
La Veta Carpentry: water analyst –	\$200.00
La Veta Carpentry: website maintenance –	\$150.00
Century Link, March phone bill (autopay 4/1) –	\$59.98
Spanish Peaks Library, April rent –	\$65.00
Lamp Rynearson: water acctg, mapping for storage collab. case, Southway aug app –	\$570.00
World Journal, legal ad for SMAF final settlement w/Morgan –	\$41.04
Paul Morgan Excavating – SMAF	\$53,630.00
Applegate Group, Collaborative Storage Phase 3	\$1,084.75

Approved when the mill levy check is received in May:

Paul Morgan Excavating	\$58,790.02
Monson, Cummins & Shoheit –	\$13,682.79

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At 7:24 there was a motion by White, seconded by Edmundson and approved by the board, to go into executive session to discuss matters involving the SMAF, sale of HCWCD's Ranch, and Cucharas Collaborative exchange case 17CW3075, 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 8:34 pm, White moved, Mace seconded and board approved closing the executive session and returning to open session. The meeting was called back to regular session at 8:34 pm.

There being no further business, meeting adjourned at 8:34 pm.