

**Center of Colorado Water Conservancy District  
Meeting of the Board of Directors  
November 8, 2017**

The monthly meeting of the Center of Colorado Water Conservancy District was held on Wednesday, November 8, 2017 at the water district offices at 548 Front Street, Fairplay, CO 80440. Board President Briggs Cunningham called the meeting to order at 3:02 PM.

Members of the Board present in the office were Lisa McVicker, Craig Steinmetz, Briggs Cunningham, and Chris Fuller. Attending by telephone conference was Geri Salsig. Also present at the offices were Dan Drucker and Nola Knudsen. Ryan Farr, legal counsel was present by telephone conference.

**APPROVAL OF THE AGENDA AND MINUTES**

Lisa McVicker moved to approve the agenda as amended. Craig Steinmetz seconded and the motion carried unanimously. Lisa McVicker moved to accept the minutes with a spelling correction. Craig Steinmetz seconded and the motion carried unanimously.

**ADMINISTRATIVE MATTERS**

2.1 Administrator's report on accounts - Nola Knudsen reported on what she found out about the repair and update of the CCWCD web-site. Daisy Design provided a list of broken links, accessing problems, and recommendations for using all parts of the web-site.

2.2 Treasurer's Review – Craig Steinmetz reviewed the budget memo from Craig Erickson. Lisa McVicker moved that CCWCD approves a Resolution and Supplemental Budget and Appropriation for the recovery of the SPR settlement in the amount of \$140,00. Craig Steinmetz seconded the motion which carried unanimously. Lisa McVicker made a Resolution to transfer \$97,655 from the previous fund balance to Capex to allow for the funding of Chatfield in 2018. Craig Steinmetz seconded and the motion carried unanimously.

2.3 Nola Knudsen reviewed the monthly warrants with the Board. Warrants and invoices totaled \$18,643.42. Lisa McVicker made a motion to approve the monthly warrants as presented. Craig Steinmetz seconded and the motion carried unanimously.

2.4 Ratification of the 2018 Budget - Lisa McVicker made a motion to move the budget discussion until after discussion of the Chatfield Reservoir. Craig Steinmetz seconded and the motion carried unanimously.

2.5 Supplementary appropriation for the 2017 Budget year. Completed in section 2.2.

**OPERATIONS MANAGER'S REPORT**

The report was previously distributed to Board members by email. Dan Drucker advised the Board that Bob Slagle found two tanks to be used in the Guffey area. Two checks were needed to purchase them. Geri Salsig was tasked with delivering the agreements for those tanks. At the joint meeting, members will decide who will make delivery.

Chris Fuller joined the meeting at 1:38 PM.

## **OLD BUSINESS**

4.1 Decisions on various Chatfield Storage Reallocation Project – These will be made after the executive session.

4.1.1 Discussion and decision on accepting increase in CWCB loan for extra cost. This matter will be discussed in an executive session.

4.1.2 Decision on taking the CSRP “off-ramp”, due Dec. 15<sup>th</sup>. This matter will be discussed in executive session.

4.2 Update on Indian Mountain subdivision water issues – The Intergovernmental Agreement (IGA) between IMMD and HASP has been signed. The application has been filed and now HASP must provide notice to opposers. There are possible issues with Park County 1041 requirements. HASP will discuss how to approach the notice to opposers and the instream flow water right. A 1041 application is excessively burdensome for installation of a tank. There are 4 options. Ryan Farr suggested informally meeting with Park County asking to amend the 1041 permit regulations so such a project will not apply.

4.3 Update on Div. 2 Guffey-area Augmentation Plan – tabled to be discussed at the HASP meeting.

## **NEW BUSINESS**

5.1 Lininger Lake – CCW has an agreement that provides the District with 25 acre feet of storage capacity in Lininger Lake. Currently there is no way to use it. Ryan Farr said he thought it would be beneficial to get a junior water right and be able to store other water rights in Lininger Lake. Matt Luce with WW Wheeler is putting together a report to show how we can best use it.

Lisa McVicker moved to authorize its legal representatives to file an application seeking a conditional storage water right in Lininger Lake and conditional appropriative rights of exchange of water rights owned by CCWCD or allowed to be used by CCWCD or the Headwater Authority of the South Platte to Lininger Lake. The motion was seconded by Craig Steinmetz and carried unanimously. Resolution No.2017-001 authorizing this action was signed by the President and Treasurer.

Lisa McVicker moved to go into executive session pursuant to Section 24-6-402(4)(b) C.R.S. for purposes of discussing the possible legal implications of (1) deadline to terminate water provider agreement for pro-rata interest in Chatfield Reallocation project; (2) funding options for increased cost for the Chatfield Reallocation Project. The motion was seconded by Geri Salsig and carried unanimously. The Board entered into executive session at 2:52 PM and returned to regular session at 3:45PM.

I, Lisa McVicker, hereby make the motion that CCWCD not choose to exercise the option to terminate the Water Provider Agreement and agrees to be responsible for the additional financial

requirement of \$237,655.00, which such amount shall be due on or by June 13, 2018. The motion was seconded by Craig Steinmetz and carried unanimously.

Lisa McVicker made a motion to made a direction payment in the amount of \$237, 655.00 in order to meet its additional financial obligation of \$237,655.00 for its pro-rata interest in the Chatfield Reallocation Project. Chris Fuller seconded the motion which carried unanimously.

Lisa McVicker made a motion to approve the revised 2018 budget that reflects an additional payment of \$237,655 for additional refined costs for the Chatfield Reallocation project. Craig Steinmetz seconded and the motion carried unanimously.

Lisa McVicker moved to approve the CCWCD 2018 Budget in its entirety subject to a possible increase/decrease from the Assessor's final numbers in December of up to \$5,000. Craig Steinmetz seconded and the motion carried unanimously.

#### **UPDATE ON LEGAL ISSUES**

None

#### **DIRECTORS ISSUES**

None

With no further business brought before the Board, Chris Fuller moved to adjourn. The motion was seconded by Lisa McVicker. The Board adjourned at 3:56 PM.

Nola Knudsen, District Administrator