

**Center of Colorado Water Conservancy District
Meeting of the Board of Directors
June 13, 2018**

The monthly meeting of the Center of Colorado Water Conservancy District was held on Wednesday, June 13, 2018 in the water district offices at 548 Front Street, Fairplay, CO 80440. Board President Briggs Cunningham called the meeting to order at 3:01 PM.

Members of the Board who were present in the office were Briggs Cunningham and Chris Fuller. Attending by telephone conference were Geri Salsig, Lisa McVicker and Craig Steinmetz. Also present at the offices were Dan Drucker and Nola Knudsen. Legal counsel, David Shohet was present by telephone conference. Patrons Joy and Gary Minke were in attendance as well.

APPROVAL OF THE AGENDA AND MINUTES

Chris Fuller moved to approve the agenda as presented. Geri Salsig seconded and the motion carried unanimously. Chris Fuller moved to accept the May minutes as presented. Geri Salsig seconded and the motion carried unanimously.

ADMINISTRATIVE MATTERS

2.1 Administrator's report on accounts: Nola Knudsen reviewed the monthly warrants with the Board. Warrants and invoices totaled \$66,612.18 which includes \$52,507.89 for the CRMC payment for the Chatfield Reservoir project.

2.2 Treasurer's Review. None provided.

2.3 Approval of Invoices and Warrants: Lisa McVicker moved to approve the invoices as presented. Chris Fuller seconded and the motion carried unanimously.

OPERATIONS MANAGER'S REPORT

Prior to the meeting, Dan Drucker emailed the Operations Manager's Report to all Board members. There were no questions regarding the report.

Dan reported he was told that he would be getting a letter from Colorado Open Lands (COL), the holder of the Cline Ranch Conservation Easement stating that COL has no problem with HASP constructing the underground storage facility as long as the disturbed land was revegetated and monitored for noxious weeds. CUSP will probably be chosen for that job.

Tom Eisenman has been in and out of town, but he is trying to arrange an onsite meeting with the other parties needed to approve or at least accept what we intend to do on the Cline Ranch. Letters from concerned parties will raise the comfort level of Tom Eisenman and the County in our project. Geri Salsig asked if the letter(s) are what Tom Eisenman needs to feel comfortable; Dan said: "we will see". Dan believes that the County and Tom are on our side, but it would be nice to have more than verbal approval to go ahead from IREA and CDOT. They don't seem to want to send letters.

The CPW has not set up a meeting on-site to discuss the project. The CPW manages the Cline Ranch as a State Wildlife Area (SWA) while Park County actually owns the Ranch and COL holds the conservation easements.

The Water Commissioners from both sides of Kenosha Pass, Garver Brown and Tim Buckley, have given approval to start to exchange water from the JTR to Lininger Lake to give us 25 AF of storage on the North Fork of the South Platte.

The Annual inspection of the JTR will be on July 23, 2018 from 9:00 a.m. to 12:00 p.m.

OLD BUSINESS

4.1 Update on Indian Mountain subdivision water issues: The Minke's asked about the delay in getting the storage project underway. Gary Minke said he believes many more people will be signing up and that it will help conservation as well. There was a general discussion regarding the process for getting information from various entities as well as the purchase, production of, and readiness to place the tanks in place.

4.2. Update on Division 2 projects: None

NEW BUSINESS

5.1 None

Patrons Comments

6.0 See above

UPDATE ON LEGAL ISSUES

7.1 Acquisitions, IGA's, MOU's, and statements of opposition

16CW3127 Forest Glen, 16CW3184 Bureau of Land Management, 16CW3197 Mountain Mutual Reservoir Company and 17CW3168 Mountain Mutual Water and Sanitation District: In all four of these cases, HASP is an opposer. Legal counsel indicated they are getting closer to agreement in each case but can't recommend HASP stipulate as of yet.

17CW3207 James Tingle Reservoir – As of June 12th, a decree from the Water Court was received and has been recorded and finalized. This makes a portion of the JTR absolute.

17CW3214 Lininger Lake - CCWCD is the applicant seeking to appropriate a water right for Lininger Lake and to exchange water into Lininger Lake. Park County, Aurora, Mountain Mutual and Centennial have filed statements of opposition to this case. Legal Counsel has provided the opposers with a draft decree and an engineering report prepared by TZA on June 12, 2018. Opposers have 90 days to provide comments to those materials.

17CW3205 City of Aurora – HASP has filed a statement of opposition to Aurora's efforts to quantify the historical consumptive use of the McArthur Ditch water right change for irrigation of approximately 35 acres and to change the type of use. Madoline Wallace-Gross is lead attorney in that case.

Indian Mountain – HASP will be holding a special meeting next week to discuss where wells can be drilled when falling in between two tranches.

Indian Mountain has started open enrollment for a second period. They expect another 100 plus applicants.

Cline Ranch Storage Tank – David Shoheit said TZA has gone over budget for the Cline Ranch project by about \$3,000 at this point. TZA has been working on a contract with Wilson Excavating. TZA has been asked to provide an estimate on how much more money they need to complete any remaining matters. HASP will be discussing this issue at its next special meeting on June 20, 2018.

Leadville JV Liens – CCWCD has several recorded judgments against property owned by Leadville JV. David Shoheit's office has been monitoring the bankruptcy pleadings. David said it appears that CCWCD will need to file a claim with the Bankruptcy Court.

Director Appointments: Briggs Cunningham and Craig Steinmetz were reappointed as Board members. Both Board members will be sworn in at the August 2018 Board of Director's meeting.

Deer Creek – The State and Division Engineers have filed an action against the Upper South Platte and the Center asserting that the Deer Creek water rights decree must be amended to remove all language stating that CCWCD and USPWCD do not need to install a measurement device on Deer Creek. Legal Counsel will file an initial response. The Hearing will be early January 2019.

Compensation for HASP Meetings – The Upper South Platte Water Conservancy District has voted in favor of providing compensation for the Board members at the statutory limit of \$2400 per year. Chris Fuller made a motion to approve the HASP members be compensated up to \$200 per month until it meets the maximum effective June 13, 2018. Geri Salsig seconded and the motion passed unanimously. Lisa McVicker abstained from the vote.

ADJOURN TO EXECUTIVE SESSION

None

DIRECTOR'S ISSUES

None

There being no further business brought before the Board, Geri Salsig moved to adjourn the meeting. Chris Fuller seconded and the meeting was adjourned at 4:05 pm.

Nola Knudsen, District Administrator