

**UPPER ARKANSAS WATER
CONSERVANCY DISTRICT**

Regular Meeting of the Board of Directors

**June 9, 2023
1:00 PM**

A regular meeting of the Board of Directors of the Upper Arkansas Water Conservancy District was held Friday, June 9, 2023, commencing at 1:00 pm at the District offices, 339 East Hwy 50, Salida, Colorado, following the Water Activity Enterprise committee meeting, notice having been given by posting of Notice and Agenda on June 8, 2023, at the offices of the Upper Arkansas Water Conservancy District, 339 East Hwy 50, Salida, Colorado.

DIRECTORS PRESENT (IN PERSON)

Tim C. Canterbury	Richard Hilderbrand	Tony Telck
Gregory W. Felt	Tim Payne	Warren Diesslin
Tom French	Brett McMurry	Albert Eggleston
Thomas Goodwin	Mike Shields	

DIRECTORS PRESENT (BY REMOTE VIDEO AND AUDIO CONFERENCING)

Mannie Colon

DIRECTORS ABSENT

Robert B. (Bill) Donley

DISTRICT OFFICIALS/STAFF MEMBERS PRESENT

Ralph L. (Terry) Scanga, General Manager	Gracy Goodwin, Projects Manager
Kendall Burgemeister, Attorney	Chris Manera, Engineer
Jennifer A. Scanga, Administrative Assistant	

DISTRICT OFFICIALS/STAFF MEMBERS PRESENT (BY REMOTE VIDEO AND AUDIO CONFERENCING)

Denise Sanchez, Office Manager
Richard Brown, Legislative Consultant
Ken Baker, Consultant

DISTRICT OFFICIALS ABSENT

None

STATE OFFICIALS PRESENT

Dan Henrichs, Water Commissioner, District 12
Talon Canterbury, Deputy Water Commissioner, District 12

STATE OFFICIALS PRESENT (BY REMOTE VIDEO AND AUDIO CONFERENCING)

Will Scott, Water Commissioner District 11

STATE OFFICIALS ABSENT

Brian Sutton, Augmentation Coordinator
Ashleigh Cogan, Deputy Water Commissioner, District 11
Rachel Zancanella, Division Engineer

EX-OFFICIO REPRESENTATIVE PRESENT

None

EX-OFFICIO REPRESENTATIVES PRESENT (BY REMOTE VIDEO AND AUDIO CONFERENCING)

Travis Payne, Canon City Water Superintendent

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EX-OFFICIO REPRESENTATIVES ABSENT

Brian Berger, Poncha Springs Town Administrative Officer
Shawn Williams, Buena Vista Public Works Director
Drew Nelson, City of Salida Administrator
Dave Schneider, Round Mountain Water and Sanitation District Manager
Dwayne McFall, Fremont County Commissioner

GUESTS PRESENT

None

GUESTS PRESENT (BY REMOTE VIDEO AND AUDIO CONFERRING)

Emily Tracy, Canon City Council Member
Joe Stone, Heart of the Rockies Radio

PLEDGE OF ALLEGIANCE

Chairman Canterbury led attendees in the Pledge of Allegiance.

INTRODUCTION OF GUESTS

Guests were asked to introduce themselves.

Chairman Canterbury turned the chairmanship over to Vice Chairman Greg Felt.

NEWLY APPOINTED DIRECTORS - OATH OF OFFICE

Notary Public Jennifer A. Scanga swore in newly appointed directors, Timothy C. Canterbury, Division 1; Albert Eggleston, Division 2; Mike Shields, Division 4; Tony Telck, Division 6, Seat B.

ELECTION OF OFFICERS

Election of Officers: Chairman, Vice Chairman, Secretary, Treasurer, & Assistant Secretary-Treasurer. Vice Chairman Felt informed Board of current officers. They are as follows:

Chairman – Tim Canterbury

Vice Chairman – Gregory W. Felt

Secretary – Tom French

Treasurer – Thomas Goodwin

Assistant Secretary-Treasurer – Terry Scanga

Re-Appointment of Enterprise Committee – All directors, Consultant Baker, & GM Scanga

Director Payne made a motion to leave officers and Committee as is and the motion was seconded by Director Telck. This motion was unanimously approved by the board

THE BOARD OF DIRECTOR MEETING RECESSED AT 1:15PM

MEETING RECONVENED AT 1:36pm

MINUTES OF THE MEETING OF May 11, 2023

The minutes of the meeting of May 11, 2023, were approved upon motion by Director Felt with second by Director French.

FINANCIAL REPORTS

Upon motion by Director Goodwin with second by Director Telck, the Board approved the monthly financial reports dated May 31, 2023.

PROGRAM PRESENTATIONS

None

EX-OFFICIO REPORTS

None

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PROJECT MANAGEMENT REPORT- Gracy Goodwin

PM Goodwin provided a summary of grants in progress via a power point presentation. She gave an update on June 2023 projects which included Round Mountain Reservoir Feasibility Study, DeWeese Enlargement Feasibility Study, USGS Study Phase 3, Trout Creek Park Alluvial Storage, and Trout Creek Park Intra-Ditch Exchange.

CONSULTANT REPORT – Richard Brown

Legislative Consultant Brown provided an oral presentation on Legislative Updates.

He stated that the Governor ran through his 30-day period to approve or disapprove any Bills that reached his desk after legislature. Mr. Brown said the Governor signed many Bills and traveled around the state for bills of interest. He vetoed 10 bills that were of little concern to the District. Mr. Brown added that Legislation pushed bills through at a fast rate. He said the schedule for the Water Resources and Agricultural Review committee is not currently available but they will be meeting with Colorado Water Congress (CWC) in August in Steamboat Springs, Colorado. He further stated that the meeting with CWC is more informative.

Mr. Brown explained that the appointments to Senate Bill 295 task force for the Colorado River Compact have not been made yet and no logistics defined since it is not a committee of the legislature. He said ballot issues for 2024 will be worked out soon and there are currently 64 requests working in the process and many are several versions of the same issue. Mr. Brown stated the only one of interest to the District is Proposition HH which was passed at the last minute by the legislature, and deals with property taxation increases and the advance payment from the Tabor surplus.

MANAGER'S REPORT – Terry Scanga

Manager Scanga discussed a temporary two-year special use permit (SUP) for the continued use and maintenance of Cottonwood Lake spillway and reservoir located in Chaffee County on the San Isabel National Forest.

Upon motion by Director Goodwin, seconded by Director Telck, the Board approved to sign a resolution with the United States Forest Service for a SUP for Cottonwood Lake.

Manager Scanga explained that he will work on the offset negotiations. He said there is 11 acre-feet of surface area to cover and if the District's water isn't there the USGS will need to cover those 11 acre-feet. He added that he will confer with Engineer Manera for determination of the evaporation amount and charge accordingly for augmentation services.

COMMITTEE REPORTS

None

RESUME REVIEW COMMITTEE

The May Resume was not available at the time of meeting.

ENGINEER'S REPORT – Chris Manera, Colorado River Engineering (CRE)

Engineer Manera gave updates on several working projects.

Mr. Manera updated the Board on the design and engineering details for the Round Mountain Reservoir project. He stated that the biggest change is the delivery and release of water from the reservoir. Engineer Manera explained that the reservoir is separated from Grape Creek and the original plan was to pump through 1000 feet of pipeline from Grape Creek across the neighboring property to fill the reservoir, and use that same line to make releases back to Grape Creek from an augmentation point or emergency release for dam safety purposes.

He further explained that once the detailed topography report was completed it revealed that there is a 20 foot high spot. He stated that getting it through the pipe to the creek would require a 30 foot cut. He

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said one option is to bore a pipe through the high spots and he is working on a way to make the pipeline shorter. Mr. Manera stated that he is reviewing alternatives for a better route. He discussed that one alternative is to use Round Mountain's well to fill the reservoir. He said the well would be augmented and added that the engineering exchange analysis showed a positive report.

Engineer Manera gave an update on the Wenke Pond and stated that more engineering was completed. He explained that the pond is adjacent to Grape Creek and the engineering exchange analysis showed a positive report.

Mr. Manera stated that he is working on the accounting for the Cottonwood Irrigating Ditch Change Case and working with the Division Engineer to monument the Ludwig irrigated Property.

Engineer Manera also gave an update on the DeWeese Dye Reservoir project and said that the Division of Dam Safety approved the design flood and hydrology.

He reported that the Alluvial Storage Project has several recharge facility sites available and different landowners, however a delivery system that follows the county road is still needed. He stated that location for the delivery system has been discussed and he recommends a detailed survey for this common corridor and design the pipe where it would go best and the new delivery lateral.

Director Felt asked if there is a survey from Blue Triton/Nestle? Mr. Manera stated that there is a detailed survey that was completed and he will be working on finding the survey. He explained that the issue with the Blue Triton easement concerns title blocks for the drawings and there isn't a surveying company listed. Director Felt suggested asking Blue Triton directly for the survey.

Engineer Manera stated that Hydrologist Gertson has been looking for a well site on the river for the Trout Creek Park Intra-Ditch Exchange project. He said the advantage of being on the river is not having 6 feet of alluvial material to drill through and from a cost standpoint is also better. He further stated that there has been contact with a couple specialty drilling companies to work on a well design. Mr. Manera mentioned that a challenge in the design is the state's well construction rule. The rule requires the first 20 feet of the well casing be solid as a contamination prevention measure.

LEGAL REPORT – Law of the Rockies, Kendall Burgemeister

Opposition updates, transactional matters, applications, and updates were included in the Law of the Rockies legal report made available to all Board members prior to the meeting.

Atty Burgemeister informed the Board that the Hill vs. Warsewa Case was dismissed finding no standing to bring the case to the Supreme Court.

CHAIRMAN AND DIRECTOR REPORTS

Director Felt gave a brief update on the IBCC meeting and CWCB news.

NOTICES & MEETINGS

None

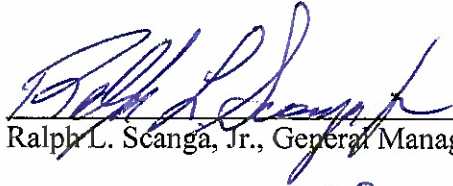
ADJOURN


There being no further business to come before the Board or Enterprise and upon motion by Director Colon seconded by Director French and approval of the Board, the meeting adjourned at 2:20pm.

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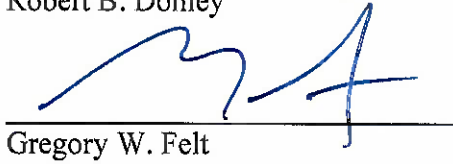
Respectfully submitted,


Ralph L. Scanga, Jr., General Manager



Timothy C. Canterbury

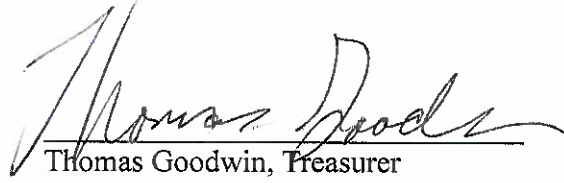
Approved remotely - no signature
Mannie Colon

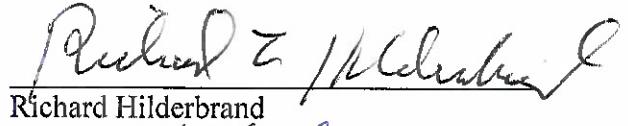
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Robert B. Donley


Gregory W. Felt

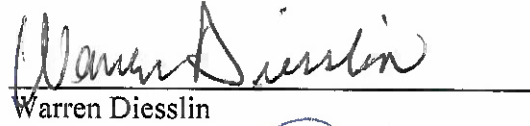

Tom E. French

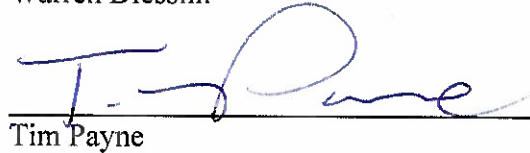

Brett A. McMurry


Thomas Goodwin, Treasurer


Richard Hilderbrand


Albert Eggleston


Warren Diesslin


Tim Payne

approved remotely - no signature
Tony Telck

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Mike Shields