

**UPPER ARKANSAS WATER
CONSERVANCY DISTRICT**

Regular Meeting of the Board of Directors

**March 14, 2019
1:30 PM**

A regular meeting of the Board of Directors of the Upper Arkansas Water Conservancy District was held Thursday, March 14, 2019, 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 March 13, 2019, at the offices of the Upper Arkansas Water Conservancy District, 339 East Hwy 50, Salida, Colorado.

DIRECTORS PRESENT

Robert M. Senderhauf	Tim Payne	Brett A. McMurry
Franklin J. (Jay) Moore	Robert B. (Bill) Donley	Thomas Goodwin
Tom E. French	Gregory W. Felt	Timothy C. Canterbury
Richard Hilderbrand	Mannie Colon	John H. Sandefur

DIRECTORS ABSENT

Jeff Ollinger

DISTRICT OFFICIALS/STAFF MEMBERS PRESENT

Ralph L. (Terry) Scanga, General Manager	Ken Baker, Consultant
Jord Gertson, Hydrologist	Kendall K. Burgemeister, Attorney
Chris Manera, Colorado River Engineering (phone)	Kimberly Kerschke, Secretary
Wendy Ryan, Colorado River Engineering (phone)	

DISTRICT OFFICIALS ABSENT

STATE OFFICIALS PRESENT

Brian Sutton, Water Commissioner District 11
Dan Henrichs, Water Commissioner District 12
Jerry Livengood, Water Commissioner District 13

EX-OFFICIO REPRESENTATIVES PRESENT

Tom Flower, Custer County Commissioner
Bob Hartzman, Canon City Water Superintendent

EX-OFFICIO REPRESENTATIVES ABSENT

Brian Berger, Poncha Springs Administrator
Michael Patterson, Florence City Manager
John Roorda, Chaffee County Planning Manager
Shawn Williams, Buena Vista Public Works Director
George Medaris, District Manager, Round Mountain WSD
Philip Puckett, Buena Vista Town Administrator
Council Representative, Salida City Council

GUESTS PRESENT

See attached guest list.

PLEDGE OF ALLEGIANCE

Chairman Senderhauf led attendees in the Pledge of Allegiance.

INTRODUCTION OF GUESTS

Guests were asked to introduce themselves.

RECORD OF PROCEEDING

MINUTES OF THE MEETING OF January 10, 2019, February 25, 2019, and February 6, 2019 (work session)

The minutes of the meeting of January 10, 2019 were unanimously approved upon motion by Director Felt with second by Director French.

The minutes of the meeting of February 25, 2019 were unanimously approved upon motion by Director Goodwin with second by Director Canterbury.

The minutes of the February 6, 2019 work session were unanimously approved upon motion by Director Payne with second by Director Felt.

Chairman Senderhauf asked all guests to please sign in and reminded ex-officio representatives that folders are available to them that include agendas and minutes for the year's District Board meetings.

FINANCIAL REPORTS

Upon motion by Director Colon with second by Director Goodwin, the Board unanimously approved the monthly financial reports dated January 31, 2019 and February 28, 2019.

PROGRAM PRESENTATIONS

Jim Broderick, Executive Director for the Southeastern Colorado Water Conservancy District presented the District's Financial Strategy and Sustainability Study. After introducing staff and advisors working on the study, Mr. Broderick explained that this is a multi-phase project to help inform future rate design. JACOBS, one of the largest engineering firms in the world, was chosen for consulting based on their portfolio of experience, which includes work with the Northern Colorado Water Conservancy District and the Bureau of Reclamation. Components of the project include a financial plan, policies analysis, capital improvement and capital projects plan, revenue requirement analysis, cost of services analysis, rate design analysis, and communication plan.

The financial planning piece will look at a worst, best, and expected scenarios. For the policies analysis component they will look at current policies, suggested policy changes, and suggested policy additions. The capital improvement and capital projects plan will look at District operations as a whole, along with Enterprise operations. Operations, maintenance, and replacement costs for the Fry-Ark Project will be considered, along with expenditure cost estimates over a 20-year period. For the rate design analysis Mr. Broderick highlighted that suggested rate adjustments can be anticipated by the year 2020 and impacts to stakeholder budgets will be known by mid-summer 2019. In terms of communication, Mr. Broderick said that the one page handout provided for today's meeting offers a summary of the project. Outreach meetings are being scheduled and the District's website has more details, along with a platform for requesting additional information. The District's August 2019 Board meeting will assess rates, surcharges, and fees with adoption of the proposed changes taking place in September. There will also be executive committee workshops, which are open to the public. Final approval will take place in December.

Mr. Broderick mentioned that SECWCD has not had a raise in its water rates in 20 years and they recognize that a large fee increase cannot take place all at once.

Director Canterbury asked if the project will assess current shortfalls and remarked that if you rob Peter to pay Paul to balance the budget, without addressing these shortcomings, those issues will continue to surface. Mr. Broderick responded that the utilization of experts for independent analysis will help determine the true cost of services. The SECWCD has never had a cost of service completed and has been managed primarily by Board directed policy. This independent analysis will help to highlight shortcomings.

One area that could benefit from a true cost of service analysis is the Voluntary Flow Management Program. Mr. Broderick said that every year water is moved across the continental divide and there are costs associated with evaporation and transport. He knows there is a gap in the VFMP and the questions are, "How do you address the gap? How do you start planning for capital costs in the future?" Mr.

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Broderick offered the example of expansion joints that are being replaced at Pueblo Reservoir, which cost approximately \$39 million each.

Director Felt asked if operations, efficiency, and cost effective ways to do programs and manage water would be considered during the study. Mr. Broderick said that traditionally these issues would not be evaluated, but JACOBS has worked with other Conservancy Districts and there will be a questioning of processes and best practices. Mr. Broderick remarked that the Bureau operates on 6-8 years projections, but SECWCD needs to look further considering that the cost to recover all storage is estimated at \$190 million.

Director French inquired if the power plant at Pueblo reservoir is producing revenue. Mr. Broderick reported that a trial run on the turbines is scheduled to take place on March 25th. The estimated cost of the project is \$20 million and they are looking forward to the next stage.

Director Colon asked about the silt loading in Pueblo Reservoir and Mr. Broderick said that they have lost about 20,000 acre-feet of project water from silt loading. At this time the Bureau of Reclamation is doing studies and looking at the cost of storage recovery, knowing that silt loading will increase as time goes on. Mr. Broderick said that this will also be considered as part of the study that looks at capital improvements and projects and that a piece of asset valuation is defining how much assets will cost to replace. Evaluating these projected costs will aid with cash reserve planning.

Manager Scanga said that one takeaway is that at this point in time we are short about 20,000 acre-feet of storage in Pueblo Reservoir. The silt loading issue is happening now and though stakeholders have not yet been impacted, they will be if the issue is not resolved. He remarked that there has been concern regarding spill the last few years, but with 20,000 acre-feet of storage space gone wouldn't it become an issue?

Director Felt commented that Pueblo Reservoir is losing an average of 500 acre-feet of storage per year to sedimentation and that average predates things like the Hayden burn scar. Director Donley predicted that the rate of sediment loading will increase when snowmelt hits the mud in the canyon.

EX-OFFICIO REPORTS

Tom Flower, Custer County Commissioner, Chairman for the Board of County Commissioners, and ex-officio representative to the UAWCD, thanked the Board for time on the agenda to represent his community and fellow commissioners. Commissioner Flower noted that a public hearing was held in Custer County on February 11th and 73 people signed in. Water Commissioner Jerry Livengood was present and shared facts about water and the proposed blue line in Custer County, which was followed up with a time for questions. Commissioner Flower recognized Director Donley and Chairman Senderhauf's attendance at the meeting and thanked them for being there.

Commissioner Flower expressed his opinion that the citizens of Custer County were blindsided by the filing of the blue line expansion application. He said that the UAWCD referenced presentations that were offered in the community, but that not one of those presentations took place in Custer County prior to the filing. Commissioner Flower said that meetings held over the last 20 years were of no consequence, as there was no attempt made to communicate in advance of the filing.

Commissioner Flower went on to mention a statement he believes was made by Director Canterbury, that if the commissioners and citizens opposed the application, he guaranteed it would be withdrawn. Commissioner Flower also referenced a statement made by Chairman Senderhauf, that if the people and the commissioners don't want the augmentation plan, why should he beat his head against the wall. Commissioner Flower then proceeded to ask the Board to amend the application to withdraw Custer County. He said he would like to move forward in a positive and productive manner from this day on and work with the District.

Chairman Senderhauf interjected with comments about the role of ex-officio members, that they have the right to come to meetings, to participate, and to interact with the Board. He pointed out that Commissioner Flower, ex-officio for Custer County, has been at a number of meetings during which

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the augmentation plan has been discussed and the intention to file the application has been referenced. Chairman Senderhauf said that he had a record of Commissioner Flower's attendance and copies of the minutes that referenced these conversations. He said that ex-officios are meant to go back to their communities and organizations to let people know what is going on in our meetings.

Chairman Senderhauf then went on to thank all those in attendance and reminded the public that they are always welcome at our meetings. He said that it is important that people know who we are and what we do, that the intent of this organization is to keep as much water as possible in our District, which includes Custer County.

Chairman Senderhauf expressed that he has heard numerous times that the District is trying to buy water in Custer County and sell it out of the area. He said that, in truth, we are trying to provide water for people that need it. Chairman Senderhauf then went on to say that his duty is to help preserve and conserve water through good management, not only for his County, but for the entire District. He referenced a time when there were several ranchers that were willing to put storage on their ranches, knowing that this is something that needs to be done. The process would not be fast and it would be costly, but it is important. Chairman Senderhauf then reminded those in attendance that water from Conquistador was in the process of being sold out of the valley and the District bought that water to use it in the County. He believes close to \$1 million was spent on that project. He also mentioned Lake DeWeese, which was almost drained completely, but under the direction of the Board and Manager Scanga, that water was obtained and kept in the reservoir as a permanent pool for recreation and for the fishery. These, along with involvement in other cases presented in the resume, demonstrate that the UAWCD is always looking out for what is in the best interest of the District.

Chairman Senderhauf suggested that it might be a good idea to have the District's Board and appointed people from the community get together and have a discussion. The Blue Line Expansion Committee was recommended to meet with representatives from Custer County to continue discussions.

Commissioner Canda responded saying that he knows Custer County needs a plan, but he wants it to be a good plan and the right plan. He said that they want out of what is currently being proposed and that relationships need to be built between the County, its citizens, and the District. He would like to see meetings take place in the valley so that everyone can be brought up to speed on water. Commissioner Flower went on to say that dialog is important, but that relationships need to be built to establish trust.

Chairman Senderhauf then addressed Manager Scanga and asked for a meeting of the Blue Line Expansion Committee and individuals designated by Commissioner Canda. Commissioner Canda clarified that this was not just his request, but that of the Board of Custer County Commissioners.

Director Donley then made a motion to withdraw Custer County from the blanket augmentation plan. He said that twice in the past, when the District has proposed an augmentation plan, a request to withdraw Custer County has been made. There was no second to Director Donley's motion, though Director Felt said that he would like to keep the issue open for discussion.

Director Felt went on to say that the motion doesn't present a pair of choices that work. He truly believes it would be a mistake for Custer County to leave the table at this point in time, though he strongly supports the commissioner's autonomy and right to make the request. Director Felt said that it is a good suggestion to get people together and that we have time to continue discussions. He also suggested a committee getting together to see if progress can be made and if a solution can be found that works for Custer County. Director Felt then went on to remind the commissioners that the implementation of subdivision plan is a land use decision, over which they have authority. He said that withdrawing Custer County completely is throwing the baby out with the bathwater and that going through the process may result in other options. Director Felt said that it's important to go through the legal process, to let the lawyers work out the details, and to continue communicating so that everyone will understand what the UAWCD is doing on behalf of Custer County. Director Felt concluded by saying that he would entertain a motion in the future, but that it's important to communicate first.

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CONSULTANT REPORT – Ken Baker

Following up on the report that was sent by email in February, Consultant Baker responded to a Board member inquiry about the term Demand Management. In the changing legislative scene promoting both legislative changes and administrative changes to the “change of use” procedures that have been historically adjudicated by Colorado Courts, there is a definite effort to exclude the Water Court jurisdiction under the 1969 Adjudication and Administration Act. The primary effort appears to favor legislation that will authorize the CWCB to administratively assume the change of use jurisdiction historically granted to the Water Court.

Consultant Baker included in the Board Member files an article titled “Current And Future Challenges To Upper Arkansas Basin Water Supplies” written by Manager Scanga. The article highlights the problems with demand management when separated from the prior appropriation system. Consultant Baker said that our augmentation plan operates under the 1969 Act and we need to stand guard to protect this process.

A legislative report was provided to the Board, highlighting the activities of the General Assembly. This update will also be included in the District’s March e-newsletter.

Consultant Baker provided information on several bills of interest, including HB19-1218, authorizing the CWCB to expand a use granted in previous legislation. The new authority will grant the right to contract for a loan of agricultural water right for five years of a ten-year period. The current legislation limits the use to three years of a ten-year period. The State Engineer has given assurances that the use of the water will result in no injury to other water-right owners, and will comply with the terms of inter-state compact agreements.

Other bills referenced during Consultant Bakers report include HB19-1213, concerning the compensation payable to a member of a Board of Directors of an urban drainage and flood control District, HB-1006, concerning wildfire mitigation in wildland-urban interface areas, and HB-1200, concerning a point of compliance for last year’s bill regarding reclaimed domestic wastewater.

Following his report, Director Colon posed a question to Consultant Baker. He said that he is getting a lot of questions regarding who should be responsible for the replacement of culverts when they go under roads. He mentioned an issue in Montezuma County where a pipe had to be replaced under a County road. Some felt it was the ditch owner’s responsibility and some believed it was the responsibility of the government agency that put the culvert beneath the road in the first place. Consultant Baker said that he would advise ditch owners to buy special insurance to cover these issues. Discussion followed on spring high water conditions, culverts being designed to handle these flows, and culverts being built so that ditch owners can maintain their ditches.

COMMITTEE REPORTS

None

Resume Review Committee

Apart from the District’s required diligence filing for North Fork Reservoir, there is nothing of significance for the District in the Resume.

MANAGER’S REPORT – Terry Scanga

Manager Scanga reported that the IBCC met on February 28th in Aurora. Russ George, brainchild of the roundtable process, has taken over John Stulp’s position as Chairman of the IBCC.

Manager Scanga offered a summary of presentations that took place during the IBCC meeting, including a proposition to move approximately 22,000 acre-feet of water out of the San Luis Valley over Poncha Pass and Trout Creek Pass into the Platte River Basin. The beneficiaries of the proposed project are most likely Castle Rock and Douglas County, though an application has not yet been filed. Manager Scanga said that the San Luis Valley Water Conservancy District is not going to support the project.

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Manager Scanga provided an update on the workings of the water planning and implementation working group, which is the technical group for the State Water Supply Initiative. Better data is being compiled that will now project out to 2050, rather than 2030. Reporting will take place at the C-9 Summit in Winter Park on September 25th and 26th.

Manager Scanga also reported that a discussion on smart cities took place during the IBCC meeting. Topics included water efficiency for cities and land use planning issues.

The topic of drought contingency planning was discussed, which has both an interstate and intrastate component. The essence of the plan is that people would be compensated for voluntarily offering water to create a softening pool in Lake Powell and Lake Mead. Manager Scanga said that federal legislation is being sought, but that if they do not agree to Compact modification the plan won't go forward.

On the intrastate level, drought contingency planning is being proposed through a demand management plan, which is an attempt to pass legislation to allow water rights to be purchased and then ushered down the Colorado River to Lake Powell. The water would then stay in Lake Powell to deal with future water needs. Manager Scanga reported that, though we are now meeting our Compact requirements, the demand management plan would mean a foregoing of consumption in order to send water to Lake Powell for future use. He also said that this would be done administratively and not through water court. Questions about the calculation of historic consumptive use and evaporative loss remain. While legislation would have to include quantification, the CWCB has said that they like the lease following tool. Manager Scanga mentioned that the lease following tool was not intended to be utilized without the water court process. He said that the District needs to keep an eye on this issue.

Director Colon noted that Colorado has been providing more water down the Colorado River over a ten year time period than is required and that other states have used it. He asked if we get credited for the water being delivered to Lake Powell. Manager Scanga said that any water we contribute can be used to meet Compact obligations. He said that there has been excess water and the Compact allows that to happen, but excess water that Colorado puts in Lake Powell cannot be taken by other States under the Drought Contingency Plan. The water stored becomes a softening pool, a cushion for Colorado for future deliveries. Manager Scanga made a point of asking why we would put water in a pool where it can evaporate when we are already meeting our Compact requirements. He said that removing the water court process for a change of water rights through the demand management plan means that injury could take place, as a presumptive HCU calculation is likely to be used.

Manager Scanga provided a projects and operations update, highlighting the major categories of the District's focus and the cross over between categories. He also mentioned specific projects completed to date, along with projects completed in the last year. Manager Scanga specifically referred to broken augmentation plans and how our blanket plan works to cover their depletions and protect senior water rights.

Director Felt said that missing from the update is the review and evaluation of land use applications that is done by the UAWCD for the Chaffee County Commissioners. He said that the commissioners expect substantial comments from the District in order to understand projects from a hydrological and water rights perspective and that this is a free service to the commissioners. Director Felt added that the District has also helped with policy issues, like how to deal with exempt wells or retain exempt wells.

Following this discussion, at 3:28 p.m., Director Canterbury asked to be excused from the meeting.

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

Engineer Manera provided an update by phone on various engineering activities. In case 18CW3048, our application with Young Life, Engineer Manera reported that a joint engineering analysis was conducted for the change of Silver Creek Ronk water rights. Engineer Manera said that Young Life's dry up of 18 acres will equate to 30 acre-feet of consumptive use and approximately 11 acre-feet for the District. It is proposed that the consumptive use credits are put back into Cottonwood Creek or exchanged back to Cottonwood Lake or Rainbow Lake to be used for augmentation. Recharge provisions are also included.

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In the Friend Ranch case, 17CW3037, Engineer Manera said that a second meeting of the experts has taken place, which involved two engineers from the Colorado Water Conservation Board's instream flow program.

In the Security case, 16CW3055, the District is an objector and Engineer Manera reported that they are getting close to approving the engineering in that case.

Engineer Manera said that reports on the Lake Ranch Multi-Use Project are being delivered to the Colorado Water Conservation Board tomorrow and that they will have a final quantification of historic yield under the Cameron Ditch.

Engineer Manera said that they are conducting a feasibility study and hydraulic analysis on the Helena Ditch and there is the potential for increased use by the District. He plans to give a presentation in the next couple of months.

With regards to the blue line, Engineer Manera said that more work is being done and that they are working on an engineering report for the water court application.

Engineer Manera said that the number one priority for Colorado River Engineering is a report to the State on the groundwater study on Thompson Ditch. He also said that numerous District projects, court cases, and reports require multi-tasking.

In closing, Engineer Manera said that they are working on an update to the projection tool to incorporate exchange credits for Silver Creek Ronk water rights.

LEGAL REPORT – Law of the Rockies, Kendall Burgemeister

Opposition updates and transactional matters are included in the Law of the Rockies legal report in the Board's binders.

Attorney Burgemeister reported that there are four potential stipulations for Board consideration. The first is in case 19CW3008, which is an application filed by the City of Salida. The resume stated that North Fork Reservoir is owned by Chaffee County when it is actually owned by the UAWCD. The stipulation states that Salida's decree will include language identifying the District's ownership of North Fork Reservoir. Upon motion by Director Goodwin, second by Director Donley and unanimous approval from the Board, the stipulation with the City of Salida in case 19CW3008 was approved.

The second stipulation for consideration is in case 18CW3076, our application to expand the blue line. Attorney Burgemeister reported that in our application we list Friend Ranch water rights as a potential source of water for augmentation. We inadvertently left language about changing water rights in our application, which was an oversight, as those water rights do not need to be changed. Attorney Burgemeister said that those water rights are being changed in case 17CW3037 and should not have been listed as "to be changed". The stipulation with the City of Salida indicates that this was a typographical error in the original application and the final decree will not include any change of those water rights. Having reviewed the stipulation with the City of Salida in case 18CW3076 Director Goodwin made a motion to approve the stipulation, which was seconded by Director French. Originally Director Hilderbrand abstained from voting based on a potential conflict of interest. After having his questions answered by Attorney Burgemeister Director Hilderbrand added his vote of support to the motion, which was unanimously approved by the Board.

Discussion followed on issues related to conflicts of interest for Board members. Attorney Burgemeister provided a review of Standards of Conduct and his notes are attached for reference. He cited various statutes including C.R.S. 24-18-101 et seq, C.R.S. 24-18-102, C.R.S. 24-18-103, C.R.S. 24-18-104 (1), C.R.S. 24-18-105, C.R.S. 24-18-108, C.R.S. 24-18-109, and C.R.S. 37-45-114 (1) (e). This information was offered to Board members so that an assessment could be made about conflicts that could preclude them from participating in discussions or voting.

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Attorney Burgemeister provided examples from other organizations where conflict of interest issues have been assessed. He said that it's important to consider the nature of statements of opposition when evaluating whether or not there is a conflict of interest. Is the opposition meant to monitor the case or kill the case? Does the situation pass the sniff test or is there something concerning about the circumstances that would get someone's attention? Attorney Burgemeister said he recommended a policy regarding executive session attendance and the delegation of authority to specific committees. He said everyone's risk tolerance is different regarding their positions, but that he does not recommend decisions about conflicts of interest being made on an ad hoc basis. He said a policy is needed to define specific terms and provide direction.

Individual Directors asked for advice based on their roles with other organization or on other Board's and Attorney Burgemeister provided direction based on the language of the statutes.

Manager Scanga commented that, if a Director feels that a conflict exists or something could be viewed as a breach of fiduciary duty, to be safe, that Director should recuse themselves from participating. Attorney Burgemeister added that the breach is not in hearing information, but in sharing information. He also stated that it is absolutely not a conflict to have a position that is contrary to the majority of the Board. He said that just because your view is different, you may be acting in a way that you feel is in the best interest of the District. Attorney Burgemeister added that, when there is sensitive attorney client privilege information, that's when a breach or the appearance of a breach is possible. Under these circumstances a policy could be a good idea. Manager Scanga commented that Board responsibility lies in matters that fit the mission of the District, which is clear in the statute.

Having provided information related to conflicts of interest and fiduciary duty, Attorney Burgemeister said that there were two more stipulations for Board consideration. Manager Scanga recommended receiving legal advice on how to proceed and asked for consideration of an executive session to receive legal advice in cases 16CW3055 and 17CW3037, pursuant to C.R.S 24-6-402 (4)(b) & (e).

Custer County Commissioner Bill Canda interjected a few comments into the meeting prior to departing. He said that he is a big believer in team work and that a lack of understanding and communication has resulted in Custer County being a teammate that holds a grudge. He said that there are approximately 57 objections that need to be resolved in this case and it is his duty to figure out how to work together. Commissioner Canda said that Custer County citizens need to be comfortable with what is going to evolve. He knows that storage is needed to benefit agribusiness and that the key to working together is building trust. He asked the District to come to Custer County and provide more education.

Commissioner Printz followed up by saying that he is not quite as team oriented as Commissioner Canda. He expressed his feeling that the augmentation application was filed behind the backs of Custer County citizens without discussion. He said that he appreciated Director Felt's remarks about revisiting the motion to remove Custer County, but being that a second to Director Donley's motion was not put forth by any other Director, he doesn't believe there is a chance. Commissioner Printz expressed concern about Chairman Senderhauf's personal motivations for the augmentation plan in Custer County and questioned whether or not there is a conflict of interest due to his profession as a realtor. He went on to say that he does not trust statements by the UAWCD because the District has not worked with Custer County to this point. He said that his constituents are screaming mad and that there is a serious problem with his County and with this organization, highlighting the fact that Commissioner Flower denied knowing anything about augmentation and the filing of the blue line expansion application.

In closing, Commissioner Canda said we have a time frame to work through this process.

Hydrologist Gertson thanked the Custer County Commissioners for coming to the meeting and for staying and asking questions. Following the Commissioner's departure and upon motion by Director Goodwin, second by Director French and unanimous approval from the Board, an executive session was convened to receive legal advice in cases 16CW3055 and 17CW3037. At this time the recording of the meeting was stopped due to matters of attorney/client privilege.

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Chairman Senderhauf called for a short break, beginning at 4:55 p.m., at which time Director Moore left the meeting. The executive session began at 5:08 p.m., a quorum having been established.

At 5:45 p.m., upon motion by Director French and second by Director Colon, the Board unanimously voted to come out of executive session. At this time the recording of the meeting was resumed.

Director Goodwin made a motion to approve the proposed stipulation for case 16CW3055, if it is substantially accepted as presented. If significant changes are proposed, a condition was set to revisit the stipulation. The motion was seconded by Director Donley and unanimously approved by the Board.

Director Felt made a motion to approve the new language that was presented in the stipulation for case 17CW3037. Director Goodwin seconded the motion, which was unanimously approved by the Board.

CHAIRMAN AND DIRECTOR REPORTS

Chairman Senderhauf said that he was concerned with comments made by Commissioner Flower and that he honestly believes that we have been talking about the augmentation plan for at least a year and a half. He said that for Commissioner Flower to state that he never knew anything about it is crazy, as it has been presented regularly and has been recorded in the minutes, which are available for review. Chairman Senderhauf said that he is hearing a tremendous amount of misinformation daily and it has been incredibly difficult.

Director Payne remarked that the statements referring to comments made by Director Canterbury were inaccurate. Director Sandefur further added that the Wet Mountain Tribune and Sangre De Cristo Sentinel are both telling different stories. Director Felt said that in this situation, regardless of who is right, people's feelings have to be acknowledged and we have to get ourselves out of this situation.

NOTICES & MEETINGS

- **Augmentation Blue Line Expansion Committee Meeting- TBD**
- **Arkansas Basin Roundtable Meeting – April 23, 2019**
- **Arkansas River Basin Water Forum – VIP Dinner April 23, Forum April 24-25, 2019, Pueblo Convention Center**


ADJOURN

There being no further business to come before the Board, upon motion by Director Colon, second by Director Donley and unanimous approval of the Board, the meeting adjourned at 5:55 pm.

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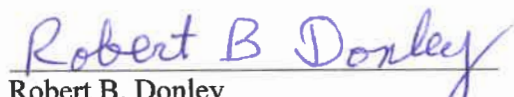
RECORD OF PROCEEDING

Respectfully submitted,


Ralph L. Scanga, Jr., General Manager


Timothy C. Canterbury



Mannie Colon


Robert B. Donley

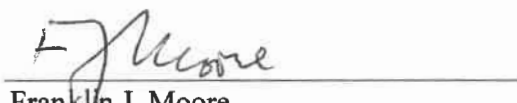

Gregory W. Felt

Absent for Approval- No Signature
Tom E. French


Brett A. McMurry


Thomas Goodwin, Treasurer



Richard Hilderbrand


Franklin J. Moore

Absent from Meeting- No Signature

Jeff Ollinger

Approved by Phone
Tim Payne


John H. Sandefur


Robert M. Senderhauf