

STATE OF COLORADO

Colorado Water Conservation Board Department of Natural Resources

1313 Sherman Street, Room 721
Denver, Colorado 80203
Phone: (303) 866-3441
Fax: (303) 866-4474
www.cwcb.state.co.us



SEPTEMBER 24-25, 2013 BOARD MEETING AGENDA

John W. Hickenlooper
Governor

Mike King
DNR Executive Director

James Eklund
CWCB Director

A meeting of the CWCB will be held on Tuesday, September 24, 2013, commencing at 8:30 a.m. and continuing through Wednesday, September 26, 2013. This meeting will be held in Telluride, CO at The Peaks Resort in the Crystal Room, located at 136 Country Club Drive, Telluride, CO 81435. There will be a meeting of the Finance Committee on Thursday, September 26th, at the same location, from 8:00 a.m. to 2:00 p.m.

The CWCB posts notice 30 days in advance of each regularly scheduled meeting. Notices for special meetings are posted on the website typically within five business days and not less than 24 hours of such a meeting. Notices of regular and special meetings may also be received by email. To receive notices by email please visit: <http://cwcb.state.co.us/Pages/CWCBIBCCInsider.aspx>.

Although dates and times are indicated in this notice and in the following agenda, the CWCB may address and take action on noticed items in any order. Any known changes to the agenda will be announced at the beginning of the meeting. This notice, any late notice(s) of additional items, and briefing memos prepared for the CWCB will be posted at 1313 Sherman Street, Suite 721, Denver, CO 80203, and on our website at www.cwcb.state.co.us.

The CWCB's meetings are made available through live audio streaming, although Board workshops are not. To listen to the proceedings, click the "Listen to the meeting LIVE!" link on the CWCB website homepage. The link will be posted just prior to the start of the meeting. Listeners must have a program on their computer or mobile device that handles streaming media (such as Windows Media Player, RealPlayer or similar) in order to hear the audio broadcast.

PowerPoint presentations are also being made available to the public. To watch presentations that accompany agenda items, click the "Watch Presentations" link on the CWCB website homepage. You will encounter a few dialogue boxes: 1) click Run for the See-and-Share loader, 2) click Run, to run the software, and 3) enter your name to join the conference and click ok.

The CWCB encourages citizens to express their views and provide feedback to the Board on the agenda items. This can be done by sending an email to lindsay.cox@state.co.us, by sending a letter to a Board member or to the Chair of the Board, or by attending the meeting. If you attend a meeting, simply fill out a comment sheet and give it to the Board Coordinator at the recording station. The Board will appreciate hearing your views when it reaches that agenda item. If you have any questions, need special accommodations as a result of a disability, or require further information on any CWCB activity, please contact Lindsay Cox at 303-866-3441, ext. 3242. All programs, services, and activities of the CWCB are operated in compliance with the Federal Americans with Disabilities Act (ADA).

TUESDAY, SEPTEMBER 24, 2013

CWCB Call to Order 8:30 AM

- 1. Review and Approval of Agenda (8:30 – 8:32)**
- 2. Review and Approval of Meeting Minutes – July 16-17, 2013 Board Meeting (8:32 – 8:35)**
- 3. Approve and/or Remove Items from Consent Agenda (8:35 – 8:38)**
- 4. Future Board Meeting Dates in 2013 (8:38 – 8:40)**
 - *Informational item only. No action is required by the Board. The Board Coordinator will check available locations listed below and report back to the CWCB Director.*
 - a. November 19-20, 2013 Denver
 - b. January 27-28, 2014 Denver Tech Center
- 5. Directors' Reports (8:40 – 9:25)**
 - a. DNR Executive Director
 - b. IBCC Director
 - c. Agriculture Commissioner
 - d. CWCB Director
 - e. State Engineer
 - f. Division of Parks and Wildlife
 - g. Water Resource and Power Development Authority
- 6. Interstate, Federal, and Water Information Section – Colorado River Issues (9:25 – 9:55)**
 - a. Current Colorado River Conditions
 - b. Upper Colorado River Commission (UCRC) Update
 - *Commissioner McClow will provide a public briefing to the Board about the current activities of the UCRC.*
- 7. Interstate, Federal and Water Information and Stream and Lake Protection Sections – Wild and Scenic Rivers Alternatives Update (9:55 – 10:05)**
- 8. Interstate, Federal, and Water Information Section – Open Source Issues (10:05 – 10:25)**
 - *CWCB staff will update the board on progress related to implementing open source processes related to the DSS, and seek the Board's direction on proceeding.*
- 9. Attorney General's Report, Legal Briefing and Executive Session (10:25 – 10:30)**
 - *This is a briefing on legal issues contained in the Attorney General's written report and on items listed below that the Board may refer for discussion in an Executive Session based upon attorney-client privilege.*

BREAK 10:30 – 10:40

10. Executive Session 10:40 – 12:00

- a. Case No. 5-10CW43: Application of Board of County Commissioners of Summit County
- b. Case No. 1-12CW91: Application of Board of County Commissioners of Boulder County
- c. Case No. 4-10CW480: Application of CWCB (Breem Ditch)
- d. Case No. 5-11CW144: Application of CWCB (Unnamed Tributary of Muddy Creek)
- e. Case No. 5-12CW154: Application of Byers Peak Ranch, LLLP
- f. Colorado River Issues

LUNCH 12:00 – 1:00

11. Report from Executive Session (1:00 – 1:05)

12. Stream and Lake Protection Section – Proposed Acquisition of Contractual Interest in Water on the Snake River, Case No. 5-10CW43 (1:05 – 1:25)

- *The Board will consider a proposed water delivery agreement with Summit County for instream flow use on the Snake River. Consideration of this proposal triggers the 120-day period for Board review pursuant to ISF Rule 6b. No action is required at this time.*

13. Stream and Lake Protection Section – Temporary Lease of Water for Instream Flow Use – Colorado Water Trust (1:25 – 1:45)

- *Staff will ask the Board to ratify the Director's acceptance of a temporary lease of water from the Colorado Water Trust for instream flow use on the Yampa River and to approve an expenditure of funds for the lease pursuant to section 37-60-123.7, C.R.S. (2013).*

14. Watershed & Flood Protection Section – Colorado Floodplain Rules and Regulation Update and Discussion (1:45 – 2:05)

15. Watershed & Flood Protection Section – Colorado Wildfire Update (2:05 – 2:20)

16. Watershed & Flood Protection Section - Weather Modification and Dust on Snow Updates (2:20 – 2:40)

17. Watershed & Flood Protection Section - Colorado Map Modernization Update (2:40 – 2:50)

BREAK 2:50 – 3:00

18. Water Supply Planning Section – Water Supply Reserve Account Grants (3:00 – 4:30)

- a. Radar Monitoring & Hydrologic Modeling in Upper Rio Grande Basin
- b. Ute Mountain Ute Tribe Water Conservation and Management Plan
- c. Mountain Meadows – Missouri Heights Irrigation Company Ditch Lining
- d. Paonia Water Treatment Plant Raw Water Line
- e. Water Infrastructure and Supply Efficiency (WISE) Partnerships: Western Pipeline Connection Engineering/Design
- f. Grand County Water and Sanitation District Reservoir 2 Enlargement and Lining

- g. Grant-Frontier Park West Bank Riparian Floodplain Design and Construction Project
- h. Josh Ames Diversion Removal
- i. Bear Creek Sediment Removal (Phase 1)
- j. Royal Gorge Wildland Fire Water Quality Impact and Protection Project
- k. Upper Colorado River Irrigation and Restoration Assessment
- l. Willow Creek Floodplain Restoration – Phase II
- m. Rural Well Level Monitoring in Douglas County
- n. Pikes Peak Regional Water Supply Infrastructure Study
- o. Somerset Diversion Improvement Study – North Fork of the Gunnison River Corridor Project
- p. Plum Valley Heights Water Supply Pipeline
- q. La Plata River Water Resources Operations Model – Request for Additional Funds
- r. State Land Board South Platte Recharge Study
- s. South Platte & Metro Integrated Basin Implementation Plan – Consumptive
- t. South Platte & Metro Integrated Basin Implementation Plan – Nonconsumptive
- u. Colorado Basin Implementation Plan
- v. Gunnison Basin Implementation Plan
- w. North Platte Basin Implementation Plan
- x. Rio Grande Basin Implementation Plan
- y. Southwest Basin Implementation Plan

19. Interstate, Federal, and Water Information Section – Colorado River Water Availability Study (CRWAS) Phase II (4:30 – 5:00)

- *Staff will provide the Board with an update of how this work relates to the Colorado Water Plan and the Basin Implementation Plans, and seeks Board direction on this work.*

RECESS 5:00 PM

WEDNESDAY, SEPTEMBER 25, 2013

CWCB Call to Order 8:00 AM

20. Basin Directors' Reports (8:00 – 9:00)

- a. Colorado River (Mainstream) Basin Director's Report
- b. San Juan/San Miguel-Dolores River Basin Director's Report
- c. Gunnison River Basin Director's Report
- d. North Platte River Basin Director's Report
- e. South Platte River Basin Director's Report
- f. Arkansas River Basin Director's Report
- g. City and County of Denver Director's Report
- h. Rio Grande River Basin Director's Report
- i. Yampa-White River Basin Director's Report

21. Colorado Water Plan Update (9:00 – 10:00)

BREAK 10:00 – 10:10

22. Water Supply Planning Section – Drought Plan (10:10 – 10:55)

23. Water Supply Planning Section – Statewide Water Supply Initiative Update (10:55 – 11:10)

24. Water Supply Planning Section – IBCC No & Low Regrets Update (11:10 – 12:10)

LUNCH 12:10 – 1:10

25. Water Supply Planning Section – New Supply Update (1:10 – 1:55)

26. Criteria and Guidelines for Fallowing-Leasing Pilot Projects (1:55 – 2:55)

BREAK 2:55 – 3:05

27. Finance – Construction Fund and Severance Tax Trust Fund Perpetual Base Account (3:05-3:15)

- a. Projections and Cash Balance Report

28. Finance/Water Supply Planning – Change to Existing CWCB Loan and WSRA Grant (3:15 – 3:30)

- a. Colorado Rio Grande Restoration Foundation – Plaza Project Phase 2: McDonald Ditch Implementation Project (GRANT)
- b. McDonald Ditch Company – McDonald Ditch Diversion and Headgate Replacement Project (LOAN)

29. Finance/Water Supply Planning – CWCB Loans and WSRA Grants (3:30– 4:15)

- a. City of Lamar – Raw Water Transmission Line Replacement Project
- b. Santa Maria Reservoir Company – Continental Dam Spillway Restoration Project
- c. Lone Cabin Ditch & Reservoir Company – Lone Cabin Dam Rehabilitation Project

30. Finance – Water Project Loans (4:15 – 4:45)

- a. Town of Windsor – Kyger Reservoir Project
- b. Greeley and Loveland Irrigation Company – Irrigation System Improvements
- c. Huerfano County Water Conservancy District – Regional Augmentation Project
- d. Petrocco Family Limited Partnership, LLLP – Water Rights Purchase

ADJOURN 4:45 PM

CWCB CONSENT AGENDA
September 24-25, 2013

Matters may be placed on the Consent Agenda when the recommended action follows established policy or precedent, there has been a negotiated settlement, or the matter is uncontested and non-controversial. Staff provides memos to CWCB members explaining the matters on the Consent Agenda. Matters on the Consent Agenda are noticed for hearing in the same manner as other agenda items. If a member of the CWCB requests further consideration of an item on the Consent Agenda, the item will be withdrawn from the Consent Agenda and discussed at the end of the meeting or at the next meeting. The Consent Agenda may be voted on without reading or discussing individual items. Any CWCB member may request clarification about any matter on the Consent Agenda.

1. Stream and Lake Protection Section - Temporary Lease of Water for Instream Flow Use – Colorado Water Trust and Western Rivers Conservancy

- *Staff will ask the Board to ratify the Director's acceptance of a temporary lease of water from the Colorado Water Trust and Western Rivers Conservancy for instream flow use on the Cimarron River.*

2. Finance/Water Supply Planning – CWCB Loan and WSRA Application

- a. Town of Ridgway – Lake Otonowanda Renovation Project
(CHANGE OF DISBURSEMENT ORDER)