



COLORADO

Colorado Water Conservation Board

Department of Natural Resources

John W. Hickenlooper
Governor

Mike King
DNR Executive Director

James Eklund
CWCBC Director

Summary Minutes and Record of Decisions

November 4, 2015 - Board Teleconference

The meeting was called to order by Chairwoman Diane Hoppe. Nine voting members were present at the call to order, so a quorum was present (at least 6 required). Voting members present were: Patti Wells, John McCloy, Alan Hamel, April Montgomery, Jay Gallagher, Travis Smith, Ty Wattenberg, and Diane Hoppe. Ex-officio member Mike King, Executive Director of the Department of Natural Resources, was present. Non-voting ex officio members present or represented were Lauren Ris, Assistant Director of Water for the Executive Director's Office; James Eklund, Colorado Water Conservation Board Director; Chris Wiseman, Deputy Commissioner for the Colorado Department of Agriculture; Dick Wolfe, Colorado State Engineer for Division of Water Resources; and John Stulp, Director of the IBCC. Others present were Pat Kowaleski, Shanti Rosset, and Karen Kwon from the Colorado Attorney General's office, and Tim Feehan and Mara MacKillop from the Colorado Water Conservation Board.

Action: A motion to enter into Executive Session was made by Alan Hamel, which was seconded by John McCloy. The motion was approved unanimously (9-0).

Action: A motion to exit Executive Session was made by Ty Wattenberg, which was seconded by Alan Hamel. The motion was approved unanimously (9-0).

Action: Pat Kowaleski gave the report from Executive Session that the Board only discussed the topic noticed to the public regarding the settlement proposal in 13CW3011, Water Court, Division 7 among the CWCBC, State and Division Engineers, the Southwestern Water Conservation Board, the Southern Ute Indian Tribe, Ute Mountain Ute Indian Tribe, San Juan Water Commission and the La Plata Conservancy District (New Mexico).

Action: A motion to approve the staff recommendation was made by April Montgomery, which was seconded by Ty Wattenberg. Both made a motion to include Shanti Rosset's amendment: "or 4) alternatively, if the CWCBC and AGO cannot reach stipulation, the Board authorizes the AGO to withdraw from the case." The motion was approved unanimously (9-0).

Staff recommendation: In the CWCBC's statement of opposition in 13CW3011 the board directs legal counsel to 1) stipulate to entry of the proposed decree, 2) Consent to conveyance of the water rights to the Association, and 3) Withdraw from the case, or 4) alternatively, if the CWCBC and AGO cannot reach stipulation, the Board authorizes the AGO to withdraw from the case.

Action: A motion to adjourn the meeting was made by Alan Hamel, which was seconded by Jay Gallagher. The motion was approved unanimously (9-0).

Meeting adjourned.