



# COLORADO

## Colorado Water Conservation Board

Department of Natural Resources

John W. Hickenlooper  
Governor

Robert Randall  
DNR Interim Executive  
Director

James Eklund  
CWCB Director

## MARCH 16 - 17, 2016 Board Meeting Agenda

A meeting of the CWCB will be held on Wednesday, March 16, 2016 commencing at 9:15 AM and continuing through Thursday, March 17, 2016. The meeting will be held at Otero Junior College in La Junta, CO. The meeting will be held in the Student Center Banquet Room, located at 2001 San Juan Avenue, La Junta, CO 81050.

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](http://www.cwcb.state.co.us).

The CWCB's meetings are made available through live audio streaming on YouTube, although Board workshops are not. To listen to the proceedings, click the "Listen to the meeting LIVE!" link on the CWCB website homepage and select the link for the proper day and time. The link will be posted just prior to the start of the meeting.

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 [mara.mackillop@state.co.us](mailto:mara.mackillop@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 Mara MacKillop 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).



## **Wednesday, March 16, 2016**

- 9:15 - 9:18 CWCB Call to Order and Pledge of Allegiance
- 9:18 - 9:32 Recognition of Rep. Diane Hoppe's service to the CWCB
- 9:32 - 9:50 1. Board Reappointment & Election of Officers
- 9:50 - 9:52 2. Review and Approve Agenda
- 9:52 - 9:54 3. Review and Approve January 25 - 26, 2016 Board Meeting Minutes
- 9:54 - 9:56 4. Approve and/or Remove Consent Agenda Items
- 9:56 - 9:58 5. Future Board Meeting Dates in 2016
- a. May 18 & 19 Del Norte
  - b. July 20 & 21 Steamboat
  - c. September 20 - 22 Colorado River Basin
  - d. November 16 & 17 Denver
- 9:58 - 10:55 6. Directors' Reports
- a. DNR Executive Director
  - b. IBCC Director
  - c. Agriculture Commissioner
  - d. CWCB Director
  - e. State Engineer
  - f. Division of Parks and Wildlife Director
  - g. Water Resource and Power Development Authority
- 10:55 - 11:05 7. Public Comment on 2016 Instream Flow Appropriations in Water Divisions 1, 2, 4, 5, and 6  
*Stream & Lake Protection Section*
- 11:05 - 11:15 8. Notice of Instream Flow and Natural Lake Level Recommendations for 2017  
*Stream & Lake Protection Section*
- 11:15 - 11:30 BREAK
- 11:30 - 11:40 9. Financial Matters - Construction Fund and Severance Tax Perpetual Base Fund  
*Finance Section*
- a. Projections and Cash Management Report

11:40 - 11:50

**10. Change to Existing Loans**

*Finance Section*

- a. Pagosa Springs Water & Sanitation District - Loan Restructuring

11:50 - 12:20

**11. Severance Tax Operational Fund Grants**

*Finance Section*

12:20 - 1:20

**LUNCH**

1:20 - 1:50

**12. Water Plan Funding Update**

*Finance Section*

1:50 - 2:15

**13. Water Project Loans / WSRA Grants**

*Finance Section*

- a. City of Grand Junction - Hallenbeck Reservoir No. 1 Dam Rehabilitation
- b. Duke Ditch Company - Piping the Duke Ditch

2:15 - 4:15

**14. WSRA Grants**

*Water Supply & Planning Section*

WSRA Applications for Consideration at the CWCB March 2016 Board Meeting			
Item	Basin(s)	Applicant	Name of Water Activity
a.	Colorado Metro North Platte South Platte	WaterReuse Colorado	Advancing Direct Potable Reuse to Optimize Water Supplies and Meet Future Needs
b.	Metro South Platte	Coalition for the Upper South Platte	Horse Creek Restoration Project
c.	Colorado Gunnison Southwest Yampa/White/Green	Colorado River Water Conservation District	Colorado River Development and Curtailment Risk Study
d.	Arkansas	Huerfano County Water Conservancy District	Water System Improvements - Huerfano River Basin
e.	Arkansas	Lower Arkansas Valley Water Conservancy District & North La Junta Water Conservancy District	North La Junta Streamlined Flood Mitigation and Flow Management Project
f.	Arkansas	Upper Arkansas Valley Water Conservancy District	Upper Arkansas Multi-Use Project Phase I - Lake Ranch Multi-Use Pilot Project Feasibility Study
g.	Arkansas	Fountain Creek Watershed Flood Control and Greenway District	Evaluation Flood Control Alternatives for Fountain Creek Corridor
h.	Arkansas	McClave Water Association	McClave Water Delivery Improvement Project
i.	Arkansas	Purgatorie Water Conservancy District	Ditch Infrastructure Repair Project
j.	Colorado	Irrigators of Lands in the Vicinity of Kremmling	Upper Colorado River Irrigation and Restoration Project

k.	Gunnison	Upper Gunnison River Water Conservancy District	Remote Cloud Seeder for Upper Gunnison Basin
l.	Gunnison	Young Creek Reservoir Company	Young Creek Reservoir No. 1-2 Repair and Rehabilitation
m.	Gunnison	Vern Hillis	McKoon/Blanchard Reservoir Outlet Improvements
n.	Gunnison	Trout Unlimited & Western Slope Conservation Center	North Fork of the Gunnison Environmental/Recreation and Irrigation Infrastructure Assessment
o.	Gunnison	Lake Fork Valley Conservancy	Lake Fork of the Gunnison River Enhancement Project
p.	Metro	Cottonwood Water and Sanitation District & Arapahoe County Water and Wastewater Authority	Biological Treatment To Remove Selenium from Water Treatment Plant Concentrate
q.	Rio Grande	Rio Grande Headwaters Land Trust	Nash Ranch Conservation Easement
r.	Rio Grande	South Metro Water Supply Authority	WISE II
s.	Rio Grande	Rio Grande Watershed Conservation and Education Initiative	Implementing Public Education and Public Outreach in the Rio Grande River Basin: Education to Implement
t.	Southwest	Town of Telluride & Valley Floor Restoration Partners	Valley Floor Restoration Reach 1
u.	Southwest	San Juan Resource Conservation and Development Council	Phase 3 of Southwest Basin Roundtable's Implementation Plan: Implementation and Outreach
v.	Southwest	Mountain Studies Institute	Animas River Community Forum
w.	Southwest	Mancos Conservation District	Mancos River Habitat and Diversion Project
x.	Southwest	Dolores Water Conservancy District	SW Colorado Weather Modification Strategic Plan for Winter Snow Augmentation
y.	South Platte	Colorado Agricultural Water Alliance	Agricultural Water Workshop
z.	South Platte	City of Greeley	Greeley Area Cache la Poudre Greenway Corridor Project
aa.	South Platte	City of Fort Collins	Poudre River Downtown Project Reach 3
ab.	Yampa/White/Green	Crosho Lake Corporation	Crosho Lake and Reservoir - Simon #1 Dam Outlet Replacement
ac.	Yampa/White/Green	Colorado Climate Center, Colorado Division of Water Resources	Continuation of lysimeter operations and consumptive use quantification in high-altitude, irrigated meadows in the Yampa /White Basin.

WSRA Change of Fiscal Agent for Consideration at the CWCB March 2016 Board Meeting				
Item	Basin	Original Fiscal Agent	New Fiscal Agent	Name of Water Activity
ad.	North Platte	Ducks Unlimited	United States Fish & Wildlife Service	MacFarlane Dam Rehabilitation

4:15 - 4:35

### 15. Alternative Transfer Methods Discussion and Proposed Legislation

4:35

RECESS

## **Thursday, March 17, 2016**

- 9:00 - 10:15      **16. Basin Directors' Report**
- a. Colorado River (Mainstem) 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
- 10:15 - 10:55      **17. Spring Climate Update**  
*Watershed & Flood Protection and Water Supply & Planning Sections*
- 10:55 - 11:25      **18. Ruedi Lease Renewal**  
*Interstate, Federal, & Water Information Section*
- 11:25 - 11:45      **19. SB-195 South Platte Phreatophyte Study, Interim Report to General Assembly**  
*Interstate, Federal, & Water Information Section*
- 11:45 - 11:50      **20. Attorney General's Report, Legal Briefing, and Executive Session**
- 11:50 - 12:50      **LUNCH**
- 12:50 - 1:30      **21. Executive Session**
- a. Chatfield Reallocation Project
  - b. Colorado River Legal Issues
  - c. Bear Creek Reservoir Litigation
  - d. Republican River Litigation
- 1:30 - 1:35      **22. Report from Executive Session**
- 1:35 - 1:55      **23. Bear Creek Lake Appropriation**  
*Interstate, Federal, & Water Information Section*
- 1:55      **ADJOURN**
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### **CWCB Consent Agenda March 16 - 17, 2016**

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. Statements of Opposition**

##### *Stream & Lake Protection Section*

*The Board will be asked to ratify Statements of Opposition that have been filed by staff to protect instream flow and natural lake level water rights and to protect CWCB's exclusive authority to hold instream flow water rights in the following water court cases:*

- a. *Case No. 1-15CW3148: Application of Central Colorado Water Conservancy District, the Groundwater Management Subdistrict of the Central Colorado Water Conservancy District, and the Well Augmentation Subdistrict of the Central Colorado Water Conservancy District*
- b. *Case No. 1-15CW3183: Application of Rainbow Falls Mountain Trout Inc.*
- c. *Case No. 2-15CW19: Application of Elin Parker Ganschow*
- d. *Case No. 5-15CW3107: Application of Michael Dalton and Suzanne Dalton, and Mary McMahon*
- e. *Case No. 5-15CW3110: Application of Red Mountain Willoughby Associates. LLC; RMWW Holdings LLC; RMWW Holdings 25 Year QPRT; RMWW Holdings 30 Year QPRT*
- f. *Case No. 5-15CW3119: Application of City of Aspen*
- g. *Case No. 5-15CW3123: Application of Home Supply Ditch Company Inc*
- h. *Case No. 6-15CW3056: Application of Needmore Water, LLC, A Texas Limited Liability Company*
- i. *Case No. 6-15CW3057: Application of Ted Myers and Cross Mountain Ranch Limited Partnership*
- j. *Case No. 6-15CW3058: Application of Upper Yampa Water Conservancy District*

