



COLORADO

Colorado Water Conservation Board

Department of Natural Resources

John W. Hickenlooper
Governor

Robert Randall
DNR Interim Executive
Director

James Eklund
CWCB Director

FINAL

Summary Minutes and Record of Decisions

March 16 - 17, 2016 Board Meeting

A regular meeting of the Colorado Water Conservation Board (CWCB) convened at Otero Junior College, located at 2001 San Juan Avenue, La Junta, CO 81050. The meeting was called to order by Chair Russ George. Nine voting members were present at the call to order, so a quorum was present (at least 6 required). Voting members present were: Russ George, April Montgomery, Patti Wells, Ty Wattenberg, Jay Gallagher, Travis Smith, John McClow, and Alan Hamel. Ex-officio voting member Robert Randall, Interim Executive Director of the Department of Natural Resources, was present. Non-voting ex officio members present or represented were Dick Wolfe, Colorado State Engineer for Division of Water Resources; John Stulp, Director of the IBCC; Casey Shpall, Deputy Attorney General, Colorado Department of Law Natural Resources Section, and James Eklund, Colorado Water Conservation Board Director.

On the second day, the meeting was called to order by Chair Russ George. Eight voting members were present at the call to order, so a quorum was present (at least 6 required). Eight voting members present were: Russ George, April Montgomery, Ty Wattenberg, Jay Gallagher, Travis Smith, John McClow, Patti Wells, and Alan Hamel. Ex-officio voting member Robert Randall, Interim Executive Director of the Department of Natural Resources, was not present. Non-voting ex officio members present or represented were John Stulp, Director of the IBCC; Casey Shpall, Deputy Attorney General, Colorado Department of Law Natural Resources Section, and James Eklund, Colorado Water Conservation Board Director.

Note: While the Board's consideration of agenda items does not always follow the sequence indicated by the agenda numbers, these minutes are listed in agenda item order for easier reference.



1. Board Reappointment & Election of Officers

Action: Casey Shpall, Deputy Attorney General for Natural Resources, announced that the swearing-in of incumbent Board members Jay Gallagher, Russ George, and Patti Wells will occur in May 2016.

James Eklund chaired the election of officers. A motion to elect Russ George to Chair was made by Alan Hamel, which was seconded by John McClow. The motion was approved unanimously (9-0).

A motion to elect Ty Wattenberg to Vice-Chair was made by John McClow, which was seconded by April Montgomery. The motion was approved unanimously (9-0).

2. Review and Approve Agenda

Action: A motion to approve the agenda was made by Travis Smith, which was seconded by Ty Wattenberg. The motion was approved unanimously (9-0).

3. Review and Approve January 25 - 26, 2016 Board Meeting Minutes

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

4. Approve and/or Remove Consent Agenda Items

Action: A motion to approve the Consent Agenda was made by Ty Wattenberg, which was seconded by Travis Smith. The motion was approved unanimously (9-0).

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*

5. Future Board Meeting Dates in 2016

- a. May 18 & 19 Del Norte
- b. July 13 & 14 Steamboat
- c. September 13 - 15 Colorado River Basin
- d. November 16 & 17 Denver

Action: This was an informational item only. No Board action was required.

6. Directors' Reports

- a. Department of Natural Resources Executive Director

Action: Report by Robert Randall. This was an informational item only. No Board action was required.

- b. Interbasin Compact Committee Director

Action: Report by John Stulp. This was an informational item only. No Board action was required.

- c. Agriculture Commissioner

Action: No report given. No Board action was required.

- d. Colorado Water Conservation Board Director

Action: Report by James Eklund. This was an informational item only. No Board action was required.

- e. State Engineer

Action: Report by Dick Wolfe. This was an informational item only. No Board action was required.

- f. Division of Parks and Wildlife

Action: No report given. No Board action was required.

- g. Water Resource and Power Development Authority

Action: No report given. No Board action was required.

7. Public Comment on 2016 Instream Flow Appropriations in Water Divisions 1, 2, 4, 5, and 6

Stream & Lake Protection Section

Action: Report by CWCB staff member Jeff Baessler. This was an informational item only. No Board action was required.

8. Notice of Instream Flow and Natural Lake Level Recommendations for 2017

Stream & Lake Protection Section

Action: Report by CWCB staff member Jeff Baessler. This was an informational item only. No Board action was required.

9. Financial Matters - Construction Fund and Severance Tax Perpetual Base Fund

Finance Section

a. Projections and Cash Management Report

Action: Report by CWCB staff member Kirk Russell. This was an informational item only. No Board action was required.

10. Change to Existing Loans

Finance Section

a. Pagosa Area Water & Sanitation District - Loan Restructuring

Action: Report by CWCB staff Tim Feehan. A motion to approve the staff recommendation with amendments as provided by Director McClow was made by April Montgomery, which was seconded by Alan Hamel. The motion was approved unanimously (9-0).

Amendments from Director McClow:

In the amendment to the agreement, on page 2 in paragraph 4, where it talks about the amended loan contract shall provide that the CWCB shall have a right to request a court of proper jurisdiction, after the word right, requests the addition of "in addition to any other remedy available in law or equity."

In the agreement to restructure on page 3, in paragraph 2.2.6, where it talks about the District using reduced principal payments to make infrastructure improvements, 2.2.6. says once an acceptable delivered supply to metered usage ratio etc.... is achieved, then the District will be allowed to apply the entire annual payment reduction to debt reduction. Does not think it should be permissive, it should be mandatory, so "they shall" is a better approach.

2.2.7 talks about an annual report that lets us know that they are in fact committing those payment savings to their infrastructure improvements. But the agreement doesn't have any provision for the fact that if their report discloses, or if we don't get a report, that they are not actually expending those sums, or that they are expending less than that amount that the differences need to go to principal reductions. Need to build something in there to make sure they are spending that savings on those improvements, and if they are not, that goes toward the principal and interest payment that we are reducing for their benefit.

Paragraph 5, which is on page 7, in 5.1.1., we are discussing the exercise of the Board's right of first refusal, and the process is that if the District decides to sell, they will provide us with a notice and appraisal. Then the Board can obtain its own appraisal and the purchase price would be the average of the two appraisals. But then at the closing, it says at closing, CWCB shall mark both loan A and loan B as paid in full. Nervous about that because don't really know that the ultimate appraised value is going to come up to be enough to satisfy both loans, and there is no opportunity for us to withdraw from the intent to perform if that appraisal comes in below the loan balances. Like it to be changed to - if we get an appraised value that is less than that amount due on those loans that we can rescind our notice to exercise the right of first refusal.

Staff recommendation: The Board authorizes the Director of the Colorado Water Conservation Board to work with the Pagosa Area Water and Sanitation District, and the San Juan Water Conservancy District, to execute the following documents described below and as attached:

- 1) "Amendment to Agreement to Restructure Colorado Water Conservation Board Dry Gulch Reservoir Loan Contract C150261".
- 2) "Memorandum Giving Notice of Agreement Affecting Real Property".

11. Severance Tax Operational Fund Grants

Finance Section

Action: Report by CWCB staff Steve Biondo. A motion to approve the staff recommendation with amendments of reducing line 30 from \$48,998 to \$0, increasing line 2 from \$25,000 to \$50,000, and increasing line 6 by an additional \$23,998 was made by Ty Wattenberg, which was seconded by John McClow. The motion was approved (5-2). The motion was reopened for a revote by a roll call vote and the final vote was (7-2). Yes: JG, JM, RG, AM, AH, TW, BR. No: PW, TS.

Staff recommendation: Staff recommends that the Board approve the proposed funding for each of the projects from the Severance Tax Operational Fund as summarized as Table 1 to this memo. Recommended projects are numbered 1 - 31 and a project not recommended is numbered 32.

12. Water Plan Funding Update

Finance Section

Action: Report by CWCB staff member Tim Feehan. This was an informational item only. No Board action was required.

13. Water Project Loans / WSRA Grants

Finance Section

a. City of Grand Junction - Hallenbeck Reservoir No. 1 Dam Rehabilitation

Action: Report by CWCB staff member Anna Mauss. A motion to approve the staff recommendation for the CWCB loan was made by John McClow, which was seconded by Ty Wattenberg. The motion was approved unanimously (9-0). A motion to approve the staff recommendation for the WSRA grant was made by John McClow, which was seconded by Alan Hamel/Patti Wells. The motion was approved unanimously (9-0).

Staff recommendation for CWCB Loan: Staff recommends the Board approve a loan not to exceed \$1,010,000 (\$1,000,000 for Project costs and \$10,000 for the 1% service fee) to the City of Grand Junction, acting by and through its water activity enterprise, for costs related to the Hallenbeck Reservoir No. 1 Dam Rehabilitation Project from the Construction Fund. The loan terms shall be 20 years at the reduced middle-income municipal interest rate of 2.65% per annum. Security for the loan shall be in compliance with CWCB Financial Policy #5.

Staff recommendation for WSRA Grant: Staff recommends approval of up to \$75,000 from the Statewide Account and \$25,000 from the Gunnison Basin Account to the City of Grand Junction, acting by and through its water activity enterprise, for costs related to the Hallenbeck Reservoir No. 1 Dam Rehabilitation Project.

b. Duke Ditch Company - Piping the Duke Ditch

Action: Report by CWCB staff member Anna Mauss. Beth Karberg, Colorado Department of Agriculture, addressed the Board. A motion to approve the staff recommendation for the CWCB loan was made by John McClow, which was seconded by Ty Wattenberg. The motion was approved unanimously (9-0). A motion to approve the staff recommendation for the WSRA grant was made by John McClow, which was seconded by Alan Hamel. The motion was approved unanimously (9-0).

Staff recommendation for CWCB Loan: Staff recommends the Board approve a loan not to exceed \$90,900 (\$90,000 for Project costs and \$900 for the 1% service fee) to the Duke Ditch Company for costs related to the Piping the Duke Ditch Project from the Construction Fund. The loan terms shall be 30 years at a blended interest rate of 2.00% per annum. Security for the loan shall be in compliance with CWCB Financial Policy #5.

Staff recommendation for WSRA Grant: Staff recommends approval of up to \$47,237 from the Statewide Account and \$47,237 from the Gunnison Basin Account to the Duke Ditch Company for costs related to the Piping the Duke Ditch Project.

Jim Rizzuto, President of Otero Junior College, and John Marrin, President of Lamar Community College, welcomed the Board to Otero Junior College.

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
<p>Action: Report by CWCB staff Craig Godbout. Damian Highman, Denver Water, addressed the Board. A motion to approve the staff recommendation made by Patti Wells, which was seconded by Alan Hamel. The motion was approved unanimously (9-0).</p> <p>Staff recommendation: Staff recommends approval of up to \$25,000 from the Metro Account; \$15,000 from the South Platte Basin Account; \$15,000 from the Colorado Basin Account; \$2,500 from the North Platte Basin Accounts; and \$131,455 from the Statewide Account to help fund the project titled: Advancing Direct Potable Reuse to Optimize Water Supplies and Meet Future Demands.</p>			
b.	Metro South Platte	Coalition for the Upper South Platte	Horse Creek Restoration Project
<p>Action: Report by CWCB staff Craig Godbout. Carol Eharius, Coalition for the Upper South Platte, addressed the Board. A motion to approve the staff recommendation made by Patti Wells, which was seconded by Travis Smith. The motion was approved unanimously (9-0).</p> <p>Staff recommendation: Staff recommends approval of up to \$50,000 from the Metro Account; and \$50,000 from the South Platte Basin Account; and \$550,000 from the Statewide Account to help fund the project titled: Horse Creek Restoration Project.</p>			
c.	Colorado Gunnison Southwest Yampa/White/Green	Colorado River Water Conservation District	Colorado River Development and Curtailment Risk Study
<p>Action: Report by CWCB staff Craig Godbout. Eric Kuhn, Colorado River District, addressed the Board. A motion to approve the staff recommendation with amendment to specifically include participation on the technical committee by the front range roundtables and a representative of the CWCB, Michelle Garrison was made by John McClow, which was</p>			

seconded by April Montgomery. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$8,000 from the Colorado Basin Account; \$8,000 from the Gunnison Basin Account; \$8,000 from the Southwest Basin Account; and \$8,000 from the Yampa/White Basin Account to help fund the project titled: Colorado River Development and Curtailment Risk Study.

d.	Arkansas	Huerfano County Water Conservancy District	Water System Improvements - Huerfano River Basin
----	----------	--	--

Action: Report by CWCB staff Craig Godbout. Sandy White, Huerfano County Water Conservancy District, addressed the Board. A motion to approve the staff recommendation made by Alan Hamel, which was seconded by Travis Smith. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$20,000 from the Arkansas Basin Account, and \$93,400 from the Statewide Account to help fund the project titled: Water Infrastructure 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
----	----------	--	---

Action: Report by CWCB staff Craig Godbout. Jay Winner, Lower Arkansas Valley Water Conservancy District, addressed the Board. A motion to approve the staff recommendation made by Alan Hamel, which was seconded by John McClow. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$25,000 from the Arkansas Basin Account to help fund the project titled: La Junta Flood Mitigation Project.

f.	Arkansas	Upper Arkansas Valley Water Conservancy District	Upper Arkansas Multi-Use Project Phase I - Lake Ranch Multi-Use Pilot Project Feasibility Study
----	----------	--	---

Action: Report by CWCB staff Craig Godbout. Terry Scanga, Upper Arkansas Valley Water Conservancy District, addressed the Board. A motion to approve the staff recommendation made by Alan Hamel, which was seconded by Ty Wattenberg. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$31,196 from the Arkansas Basin Account, and \$162,944 from the Statewide Account to help fund the project titled: Upper Arkansas Multi-Use Projects Phase I - Lake Ranch Multi-Use Pilot Project (LRMUPP) Feasibility Study.

g.	Arkansas	Fountain Creek Watershed Flood Control and Greenway District	Evaluation Flood Control Alternatives for Fountain Creek Corridor
----	----------	--	---

Action: Report by CWCB staff Craig Godbout. Larry Small, Fountain Creek Watershed Flood Control and Greenway District, addressed the Board. A motion to approve the staff recommendation made by Alan Hamel, which was seconded by Travis Smith. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$8,800 from the Arkansas Basin Account; and \$33,000 from the Statewide Account to help fund the project titled: Evaluation of Flood Control Alternatives for the Fountain Creek Corridor.

h.	Arkansas	McClave Water Association	McClave Water Delivery Improvement Project
----	----------	---------------------------	--

Action: Report by CWCB staff Craig Godbout. Ryan Hemphill, McClave Water Association, addressed the Board. A motion to approve the staff recommendation made by Alan Hamel, which was seconded by April Montgomery. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$23,010 from the Arkansas Basin Account and \$25,000 from the Statewide Account to help fund the project titled: McClave Water Association Delivery Improvement Project.

i.	Arkansas	Purgatoire Water Conservancy District	Ditch Infrastructure Repair Project
----	----------	---------------------------------------	-------------------------------------

Action: Report by CWCB staff Craig Godbout. Jeris Danielson, Purgatoire Water Conservancy District, addressed the Board. A motion to approve the staff recommendation made by Alan Hamel, which was seconded by Travis Smith. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$30,000 from the Arkansas Basin Account; and \$60,000 from the Statewide Account and to assist in funding the project titled: Ditch Infrastructure Repair Project.

j.	Colorado	Irrigators of Lands in the Vicinity of Kremmling	Upper Colorado River Irrigation and Restoration Project
----	----------	--	---

Action: Report by CWCB staff Craig Godbout. Mely Whiting, Trout Unlimited, addressed the Board. A motion to approve the staff recommendation made by April Montgomery, which was seconded by Ty Wattenberg. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$50,000 from the Colorado Basin Account; and \$415,400 from the Statewide Account to help fund the project titled: Irrigators of Lands in the Vicinity of Kremmling (ILVK) Upper Colorado River Irrigation and Restoration Project - 2016.

k.	Gunnison	Upper Gunnison River Water Conservancy District	Remote Cloud Seeder for Upper Gunnison Basin
----	----------	---	--

Action: Report by CWCB staff Craig Godbout. Frank Kugel, Upper Gunnison River Water

Conservancy District, addressed the Board. A motion to approve the staff recommendation made by John McClow, which was seconded by Alan Hamel. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$25,000 from the Gunnison Basin Account to help fund the project titled: Remote Cloud Seeder for Upper Gunnison Basin.

l.	Gunnison	Young Creek Reservoir Company	Young Creek Reservoir No. 1-2 Repair and Rehabilitation
----	----------	-------------------------------	---

Action: Report by CWCB staff Craig Godbout. Robert Morris, Young Creek Reservoir Company, addressed the Board. A motion to approve the staff recommendation made by John McClow, which was seconded by Travis Smith. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$60,000 from the Gunnison Basin Account and \$75,000 from the Statewide Account to help fund the project titled: Young Creek Reservoir No. 1-2 Repair and Rehabilitation.

m.	Gunnison	Vern Hillis	McKoon/Blanchard Reservoir Outlet Improvements
----	----------	-------------	--

Action: Report by CWCB staff Craig Godbout. A motion to approve the staff recommendation made by John McClow, which was seconded by Ty Wattenberg. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$47,000 from the Gunnison Basin Account to help fund the project titled: McKoon/Blanchard Reservoir Repair Project.

n.	Gunnison	Trout Unlimited & Western Slope Conservation Center	North Fork of the Gunnison Environmental/Recreation and Irrigation Infrastructure Assessment
----	----------	---	--

Action: Report by CWCB staff Craig Godbout. A motion to approve the staff recommendation made by John McClow, which was seconded by April Montgomery. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$27,000 from the Gunnison Basin Account; and \$30,000 from the Statewide Account to help fund the project titled: North Fork of the Gunnison Environmental/Recreation and Irrigation Infrastructure Assessment and Planning.

o.	Gunnison	Lake Fork Valley Conservancy	Lake Fork of the Gunnison River Enhancement Project
----	----------	------------------------------	---

Action: Report by CWCB staff Craig Godbout. A motion to approve the staff recommendation made by John McClow, which was seconded by Alan Hamel. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$23,295 from the Gunnison Account; and \$209,653 from the Statewide Account to help fund the project titled: 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
----	-------	---	--

Action: Report by CWCB staff Craig Godbout. Pat Mulhern, Cottonwood Water and Sanitation District, addressed the Board. A motion to approve the staff recommendation made by Patti Wells, which was seconded by Ty Wattenberg. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$25,000 from the Metro Account; and \$375,000 from the Statewide Account to help fund the project titled: Biological Treatment to Remove Selenium from Water Treatment Plant Concentrate.

q.	Rio Grande	Rio Grande Headwaters Land Trust	Nash Ranch Conservation Easement
----	------------	----------------------------------	----------------------------------

Action: Report by CWCB staff Craig Godbout. Alan Law, Rio Grande Headwaters Land Trust, addressed the Board. A motion to approve the staff recommendation made by Travis Smith, which was seconded by Alan Hamel. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$10,000 from the Rio Grande Basin Account and \$90,000 from the Statewide Account to help fund the project titled: Nash Conservation Easement Project.

r.	Rio Grande	South Metro Water Supply Authority	WISE II
----	------------	------------------------------------	---------

Action: Report by CWCB staff Craig Godbout. A motion to approve the staff recommendation made by Travis Smith, which was seconded by Patti Wells. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$10,000 from the Rio Grande Basin Account. This approval will supplement the following previously approved grant funding:

- Metro Account: \$40,000
 - North Platte Basin Account: \$10,000
 - South Platte Basin Account: \$15,000
 - Colorado Basin Account: \$10,000
 - Arkansas Basin Account: \$10,000
 - Gunnison Basin Account: \$10,000
 - Yampa/White/Green Basin Account: \$10,000
- and \$800,000 from the Statewide Account to help fund the implementation of the water project titled: WISE Partnership: Conjunctive Use Infrastructure

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
<p>Action: Report by CWCB staff Craig Godbout. Judy Lopez, Rio Grande Watershed Conservation and Education Initiative, addressed the Board. A motion to approve the staff recommendation made by Alan Hamel, which was seconded by April Montgomery. Travis Smith recused himself from the vote. The motion was approved (8-0).</p> <p>Staff recommendation: Staff recommends approval of up to \$90,000 from the Rio Grande Basin Account to help fund the project titled: Implementing Public Education and Public Outreach in the Rio Grande River Basin: Education to Implement Project.</p>			
t.	Southwest	Town of Telluride & Valley Floor Restoration Partners	Valley Floor Restoration Reach 1
<p>Action: Report by CWCB staff Craig Godbout. Hillary Cooper, Valley Floor Restoration, and Lance McDonald, Town of Telluride, addressed the Board. A motion to approve the staff recommendation made by April Montgomery, which was seconded by Alan Hamel. The motion was approved unanimously (9-0).</p> <p>Staff recommendation: Staff recommends approval of up to \$45,000 from the Southwest Account; and \$399,021 from the Statewide Account to help fund the project titled: Valley Floor River Restoration Reach One.</p>			
u.	Southwest	San Juan Resource Conservation and Development Council	Phase 3 of Southwest Basin Roundtable's Implementation Plan: Implementation and Outreach
<p>Action: Report by CWCB staff Craig Godbout. Ann Oliver, San Juan Resource Conservation and Development Council, addressed the Board. A motion to approve the staff recommendation made by April Montgomery, which was seconded by Jay Gallagher. The motion was approved unanimously (9-0).</p> <p>Staff recommendation: Staff recommends approval of up to \$87,562 from the Southwest Basin Account, and \$43,781 from the Statewide Account to help fund the project titled: Phase 3 of the Southwest Basin Roundtable's Implementation Plan: Implementation and Outreach.</p>			
v.	Southwest	Mountain Studies Institute	Animas River Community Forum
<p>Action: Report by CWCB staff Craig Godbout. Ann Oliver, Southwest Basin Roundtable, addressed the Board. A motion to approve the staff recommendation made by April Montgomery, which was seconded by Travis Smith. The motion was approved unanimously (9-0).</p> <p>Staff recommendation: Staff recommends approval of up to \$37,850 from the Southwest Basin</p>			

Account to help fund the project titled: Animas River Community Forum.			
w.	Southwest	Mancos Conservation District	Mancos River Habitat and Diversion Project
<p>Action: Report by CWCB staff Craig Godbout. Ann Oliver, Southwest Basin Roundtable, addressed the Board. A motion to approve the staff recommendation made by April Montgomery, which was seconded by Ty Wattenberg. The motion was approved unanimously (8-0).</p> <p>Staff recommendation: Staff recommends approval of up to \$59,000 from the Southwest Basin Account to help fund the project titled: Mancos River Habitat and Diversion Project - Phase III.</p>			
x.	Southwest	Dolores Water Conservancy District	SW Colorado Weather Modification Strategic Plan for Winter Snow Augmentation
<p>Action: Report by CWCB staff Craig Godbout. A motion to approve the staff recommendation made by April Montgomery, which was seconded by John McClow. The motion was approved unanimously (8-0).</p> <p>Staff recommendation: Staff recommends approval of up to \$55,620 from the Southwest Basin Account to help fund the project titled: SW Colorado Weather Modification Strategic Plan for Winter Snow Pack Augmentation.</p>			
y.	South Platte	Colorado Agricultural Water Alliance	Agricultural Water Workshop
<p>Action: Report by CWCB staff Craig Godbout. A motion to approve the staff recommendation made by Patti Wells, which was seconded by Jay Gallagher. The motion was approved unanimously (8-0).</p> <p>Staff recommendation: Staff recommends approval of up to \$2,550 from the South Platte Basin Account to help fund the project titled: CAWA Agricultural Water Workshop.</p>			
z.	South Platte	City of Greeley	Greeley Area Cache la Poudre Greenway Corridor Project
<p>Action: Report by CWCB staff Craig Godbout. A motion to approve the staff recommendation made by Patti Wells, which was seconded by Jay Gallagher. The motion was approved unanimously (8-0).</p> <p>Staff recommendation: Staff recommends approval of up to \$15,000 from the South Platte Basin Account and \$25,000 from the Statewide Account to help fund the project titled: Greeley Area Cache la Poudre Greenway Corridor Project.</p>			
aa.	South Platte	City of Fort Collins	Poudre River Downtown Project Reach 3

Action: Report by CWCB staff Craig Godbout. John Stokes, City of Fort Collins, addressed the Board. A motion to approve the staff recommendation made by Patti Wells, which was seconded by Alan Hamel. The motion was approved unanimously (8-0).

Staff recommendation: Staff recommends approval of up to \$50,000 from the South Platte Basin Account and \$250,000 from the Statewide Account to help fund the project titled: Poudre River Downtown Project - Reach 3.

ab.	Yampa/White/Green	Crosho Lake Corporation	Crosho Lake and Reservoir - Simon #1 Dam Outlet Replacement
-----	-------------------	-------------------------	---

Action: Report by CWCB staff Craig Godbout. Nicole Langley, grant writer, and Mark Rossi, Crosho Lake Corporation, addressed the Board. A motion to approve the staff recommendation made by Jay Gallagher, which was seconded by Patti Wells. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$30,000 from the Yampa/White/Green Basin Account; and \$108,380 from the Statewide Account to help fund the project titled: 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.
-----	-------------------	---	--

Action: Report by CWCB staff Craig Godbout. A motion to approve the staff recommendation made by Jay Gallagher, which was seconded by John McClow. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of up to \$11,304 from the Yampa/White/Green Basin Account; and \$11,304 from the Statewide Account to help fund the project titled: 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
ad.	North Platte	Ducks Unlimited	United States Fish & Wildlife Service

Action: Report by CWCB staff Craig Godbout. A motion to approve the staff recommendation made by Ty Wattenberg, which was seconded by Travis Smith. The motion was approved unanimously (9-0).

Staff recommendation: Staff recommends approval of change of fiscal agent from Ducks Unlimited to the United States Fish & Wildlife Service for the project titled: MacFarlane Dam Rehabilitation

15. Alternative Transfer Methods Discussion and Proposed Legislation

Action: Report by CWCB staff member Tom Browning. Leah Martinson, council for the Lower Arkansas Valley Water Conservancy District, and Peter Nichols, BHGR Law, addressed the Board. This was an informational item only. No Board action was required.

16. Basin Directors' Report

a. Colorado River (Mainstem) Basin Director's Report

Action: Report by Russell George. This was an informational item only. No Board action was required.

b. San Juan/San Miguel-Dolores River Basin Director's Report

Action: Report by April Montgomery. This was an informational item only. No Board action was required.

c. Gunnison River Basin Director's Report

Action: Report by John McCLOW. This was an informational item only. No Board action was required.

d. North Platte River Basin Director's Report

Action: Report by Ty Wattenberg. This was an informational item only. No Board action was required.

e. South Platte River Basin Director's Report

Action: No report given.

f. Arkansas River Basin Director's Report

Action: Report by Alan Hamel. This was an informational item only. No Board action was required.

g. City and County of Denver Director's Report

Action: Report by Patricia Wells. This was an informational item only. No Board action was required.

h. Rio Grande River Basin Director's Report

Action: Report by Travis Smith. This was an informational item only. No Board action was required.

i. Yampa-White River Basin Director's Report

Action: Report by Jay Gallagher. This was an informational item only. No Board action was required.

17. Spring Climate Update

Watershed & Flood Protection and Water Supply & Planning Sections

Action: Report given by CWCB staff members Taryn Finnessey and Kevin Houck. This was an informational item only. No Board action was required.

18. Ruedi Lease Renewal

Interstate, Federal, & Water Information Section

Action: Report given by CWCB staff Ted Kowalski. A motion to approve the staff recommendation was made by April Montgomery, which was seconded by Travis Smith. The motion was approved unanimously (8-0).

Staff recommendation: Staff recommends that the Board approve a one-year renewal of the lease of Ruedi water from the Ute Water Conservancy District subject to the following conditions:

1. At a public meeting in El Jebel, CO on March 21, 2016, staff will present information on the potential lease renewal and hear and consider comments and concerns regarding Ruedi reservoir operations and the possible impacts of this lease renewal.
2. Staff will work with the Bureau of Reclamation, and angling interests, to try to accommodate (to the extent practicable) angling concerns so that releases of Ruedi water under the Water Lease Agreement shall not cause the flows to exceed 250 cfs.
3. Releases of Ruedi water under the Water Lease Agreement shall not cause the releases out of Ruedi Reservoir to exceed 300 cfs and shall not cause flows in the Fryingpan River below Ruedi Reservoir to exceed 350 cfs. Staff shall coordinate with the Bureau of Reclamation to ensure that this condition is met.
4. If CWCB and Ute Water desire to renew the Water Lease Agreement after this second year, CWCB staff will notify local stakeholders of the potential renewal and seek input, and will seek the Board's approval for any lease renewal at a subsequent regularly scheduled CWCB meeting.
5. CWCB staff shall consult and coordinate weekly with CPW staff on proposed releases to minimize impacts to the fishery below Ruedi Reservoir.

19. SB-195 South Platte Phreatophyte Study, Interim Report to General Assembly

Interstate, Federal, & Water Information Section

Action: Report given by CWCB staff Ted Kowalski. The Board has until March 31st to provide feedback to CWCB staff. No vote was taken.

Staff recommendation: Staff recommends that the Board review the draft report, provide comments and suggestions for finalizing the progress report, and approve the process for presentation to the General Assembly.

20. Attorney General's Report, Legal Briefing, and Executive Session

Action: Report by Casey Shpall, Deputy Attorney General for Natural Resources. This was an informational item only. No Board action was required.

21. Executive Session

Action: Under the Colorado Open Meetings Act, C.R.S. Section 24-6-402(3)(a)(II), a motion was made by Ty Wattenberg for the Board to go into executive session for the discussion of agenda items 21.a. through 21.e. The motion was seconded by Alan Hamel. The motion was approved unanimously (8-0).

- a. Chatfield Reallocation Project
- b. Colorado River Legal Issues
- c. Bear Creek Reservoir Litigation
- d. Republican River Litigation
- e. Animas La-Plata

John McCLOW made a motion for the Board to leave Executive Session, which was seconded by April Montgomery. The motion was approved unanimously (8-0).

22. Report from Executive Session

Action: Casey Shpall reported that the Board went into Executive Session, pursuant to C.R.S. Section 24-6-402(3)(a)(II) for discussion of agenda items 21.a. through 21.e., and that the discussion was limited to those items only, with no action taken.

23. Bear Creek Lake Appropriation

Interstate, Federal, & Water Information Section

Action: Report given by CWCB staff Ted Kowalski. Vince Castil and Drew Sprafky, City of Lakewood, addressed the Board. A motion to approve the staff recommendation was made by Travis Smith, which was seconded by Ty Wattenberg. The motion was approved unanimously (8-0).

Staff recommendation: Staff recommends that, pursuant to 37-60-106(1) and 37-92-103(3)(a) C.R.S. (2015), the Board declare its intent to appropriate a new storage water right for Bear Creek Reservoir.

Meeting Adjourned

A motion to adjourn the March 2016 Board meeting was made by Ty Wattenberg, which was seconded by Alan Hamel. The motion was approved unanimously (8-0).