



COLORADO

Colorado Water Conservation Board

Department of Natural Resources

John W. Hickenlooper
Governor

Robert Randall
DNR Interim Executive
Director

James Eklund
CWCB Director

May 18 - 19, 2016 Board Meeting Agenda

A meeting of the CWCB will be held on Wednesday, May 18, 2016 commencing at 9:30 AM and continuing through Thursday, May 19, 2016. The meeting will be held at the Windsor Hotel in Del Norte, CO. The meeting will be held in the Event Room at the Windsor Hotel, located at 625 Grand Avenue, Del Norte, CO 81132.

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 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, May 18, 2016

- | | |
|---------------|--|
| 9:30 - 9:33 | CWCB Call to Order and Pledge of Allegiance |
| 9:33 - 9:50 | 1. Board Reappointments |
| 9:50 - 9:52 | 2. Review and Approve Agenda |
| 9:52 - 9:54 | 3. Review and Approve March 16 - 17, 2016 Board Meeting Minutes |
| 9:54 - 9:56 | 4. Approve and/or Remove Consent Agenda Items |
| 9:56 - 10:00 | 5. Proposed Board Meeting Dates in 2017 <ul style="list-style-type: none">a. January 23 & 24 Denver Tech Centerb. March 22 & 23 North Platte Basinc. May 17 & 18 Southwest Basind. July 19 & 20 Gunnison Basine. September 20 & 21 South Platte Basinf. November 15 & 16 Denver Metro Area |
| 10:00 - 10:02 | 6. Future Board Meeting Dates in 2016 <ul style="list-style-type: none">a. July 20 & 21 Steamboatb. September 20 - 22 Beaver Creekc. November 16 & 17 Denver |
| 10:02 - 11:00 | 7. Directors' Reports <ul style="list-style-type: none">a. DNR Executive Directorb. IBCC Directorc. Agriculture Commissionerd. CWCB Directore. State Engineerf. Division of Parks and Wildlife Directorg. Water Resource and Power Development Authority |
| 11:00 - 11:05 | 8. Attorney General's Report, Legal Briefing and Executive Session |
| 11:05 - 11:15 | BREAK |

11:15 - 12:20	9. Executive Session <ul style="list-style-type: none"> a. Case No. 04CW130, Division 2 (Application of Board of Water Works of Pueblo) b. Case No. 07CW128, Division 2 (Application of CWPDA (Colorado Water Protective & Development Association)) c. Bear Creek Lake d. Glenwood RICD e. Colorado River f. Animas La Plata - Association Matters g. Republican River - Interstate Negotiations and Compact Compliance
12:20 - 12:25	10. Report from Executive Session
12:25 - 1:25	LUNCH
1:25 - 1:30	11. Request for Authorization to Proceed to Trial in Case No. 04CW130, Division 2 (Application of Board of Water Works of Pueblo, Colorado) <i>Stream and Lake Protection Section</i>
1:30 - 1:35	12. Request for Authorization to Proceed to Trial in Case No. 07CW128, Division 2 (Application of CWPDA (Colorado Water Protective & Development Association)) <i>Stream and Lake Protection Section</i>
1:35 - 1:50	13. Uncontested 2016 Instream Flow Appropriations <i>Stream and Lake Protection Section</i>
1:50 - 2:05	14. Contested 2016 Instream Flow Appropriations <i>Stream and Lake Protection Section</i>
2:05 - 2:30	15. Colorado Foundation for Water Education 2016-2017 Scope of Work <i>Water Supply and Planning Section</i>
2:30 - 2:45	16. Grant Application for Parker Water & Sanitation District <i>Water Supply and Planning Section</i>
2:45 - 3:00	17. Proposed Addition to the Guidelines to Review & Evaluate Water Conservation Plans - Water Efficiency and Land Use Element <i>Water Supply and Planning Section</i>

3:00 - 3:25

18. WSRA Grant Program

Water Supply and Planning Section

WSRA Applications for Consideration at the CWCB May 2016 Board Meeting			
Item	Basin	Applicant	Name of Water Activity
a.	Arkansas	Lower Arkansas Valley Water Conservancy District	Pueblo Channel Debris Removal and Habitat Restoration Project
b.	Rio Grande	Colorado Rio Grande Restoration Foundation	Upper Rio Grande Assessment
c.	Yampa/White/Green	Community Agriculture Alliance	Yampa/White/Green River Basins Roundtable Education Outreach
d.	Yampa/White/Green	Yampa/White/Green Basin Roundtable (Colorado River Water Conservation District acting as Fiscal Agent)	Yampa/White/Green Basin Implementation Plan Modeling

WSRA Change of Fiscal Agent for Consideration at the CWCB May 2016 Board Meeting				
Item	Basin	Current Fiscal Agent	Proposed Fiscal Agent	Name of Water Activity
e.	Rio Grande	Rio Grande Watershed Conservation and Education Initiative	Colorado Open Lands	Implementing Public Education & Public Outreach in the Rio Grande River Basin: Education to Implementation

3:25 - 3:40

19. Litigation Account

Interstate, Federal and Water Information Section

- a. Annual Report to the General Assembly
- b. Requests for Authorizations

3:40 - 3:55

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

Finance Section

- a. Interest Rates
- b. Projections and Cash Management Report

3:55 - 4:35

21. Water Project Loans

Finance Section

- a. Dixon Canon Ditch and Reservoir Company - Dixon Reservoir Dam Improvements
- b. Union Well Augmentation Group - Union Reservoir Water Rights Purchase
- c. Julesburg Irrigation District - Reconstruction of the Harmony No.1 Measurement Structure

4:35 - 4:55 **22. Water Plan Funding Update**
 Finance Section

4:55 **RECESS**

Thursday, May 19, 2016

9:30 - 10:30 **23. 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

10:30 - 10:50 **24. HB15-1178 Dewatering Grant Application for a Pilot Project in the
Gilcrest Area**
 Interstate, Federal and Water Information Section

10:50 - 11:05 **25. Annual Review of Wild and Scenic Rivers Fund**
 *Interstate, Federal and Water Information & Stream and Lake
Protection Sections*

11:05 **ADJOURN**

CWCB Consent Agenda May 18-19, 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. 16CW3015, Division 1: Application of Eldora Enterprises LLC
- b. Case No. 16CW3009, Division 5: Application of TerraCarta Energy Resources, LLC

2. Approval of Request from CRWCD for use of the Board's Regional Conservation Partnership Program (RCPP) Technical Assistance Fund

Interstate, Federal and Water Information Section

- The Board will be asked to approve the use of up to \$370,000 from the Construction Fund as authorized in SB15-253 (section 7) for technical assistance and design work to implement segments of the Gunnison RCPP project being managed by the CRWCD.

3. Statement of Opposition

Interstate, Federal and Water Information Section

- The Board will be asked to ratify a Statement of Opposition that was filed by staff to protect Colorado's ability to promote maximum utilization of the waters of the State for the following Recreational In-Channel Diversion (RICD) case:

- a. Case No. 5-2016CW3010: Application to Make Conditional Rights Absolute and for Finding of Reasonable Diligence by the Eagle River Water & Sanitation District.

4. Floodplain Designation

Watershed and Flood Protection Section

"As-Built Hydraulic Analysis for the West Vine Basin and Cache La Poudre River" dated August 2015 by Anderson Consulting Engineers

5. Change to Existing Loans

Finance Section

- a. Oligarchy Irrigation Company - Dam Outlet Works Rehabilitation
- b. Greeley and Loveland Irrigation Company - Irrigation Systems Improvements