



COLORADO

**Colorado Water
Conservation Board**

Department of Natural Resources

Jared Polis
Governor

Dan Gibbs
DNR Executive Director

Rebecca Mitchell
CWCB Director

September 16 & 17, 2020 Board Meeting Agenda

A meeting of the CWCB will be held on Wednesday, September 16, 2020 commencing at 8:30 AM and continuing through Thursday, September 17, 2020. The meeting will be held virtually.

A Finance Committee Meeting will be held virtually on Tuesday, September 15, 2020, from 1:00 – 4:30p.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:

<https://dwr.state.co.us/Portal/Login/>.

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 <https://cwcb.colorado.gov/>.

The CWCB meeting will be made available through live audio streaming on GoTo Webinar, 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 viola.bralish@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 want to make a public comment during the meeting you must fill out a [comment sheet](#) 5 days prior to the meeting date and email it to the [Board Coordinator](#). 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 Viola Bralish at 303-866-3441, ext. 3206. All programs, services, and activities of the CWCB are operated in compliance with the Federal Americans with Disabilities Act (ADA).



Wednesday, September 16, 2020	
8:30 - 8:32	CWCB Call to Order and Pledge of Allegiance
8:32 – 8:35	1. Review and Approve Agenda
8:35 – 8:37	2. Review and Approve July 2020 Board Meeting Minutes
8:37 – 8:40	3. Approve and/or Remove Consent Agenda Items
8:40	<p>Board Meeting Dates in 2020</p> <p>a. November 18 & 19 – Virtual</p> <p>Board Meeting Dates in 2021</p> <p>a. January 25 & 26 – TBD</p> <p>b. March 17 & 18 – TBD</p> <p>c. May 19 & 20 – TBD</p> <p>d. July 21 & 22 – TBD</p> <p>e. September 15 & 16 – TBD</p> <p>f. November 17 & 18 - TBD</p>
8:40 -9:40	<p>4. Directors' Reports</p> <p>a. DNR Executive Director</p> <p>b. CWCB Director</p> <p>c. IBCC Director</p> <p>d. Agriculture Commissioner</p> <p>e. State Engineer</p> <p>f. Division of Parks and Wildlife Director</p> <p>g. Water Resource and Power Development Authority</p>
9:40 – 10:10	<p>5. Request for Authorization to Initiate Formal Rulemaking to Revise Instream Flow Rules to Implement HB20-1157</p> <p><i>Stream and Lake Protection Section</i></p>
10:10-10:25	<p>6. Lease of Ruedi Reservoir Water for Instream Flow Use on the Fryingpan River and 15-Mile Reach of the Colorado River (Water Division 5)</p> <p><i>Stream and Lake Protection Section</i></p>
10:25-10:40	Morning Break
10:40-11:00	<p>7. Financial Matters – Construction Fund and Severance Tax Perpetual Base Fund</p> <p><i>Finance Section</i></p> <p>a. Financial Projections and Cash Management</p>

	b. 2020 Wildfire Impact Loans
11:00-11:30	8. Water Project Loans <i>Finance Section</i> a. Redlands Water and Power Company – Roller Gate Replacement b. City of Grand Junction – Purdy Mesa Flowline Replacement c. Genesee Water and Sanitation District – Genesee Reservoir No. 1 Enlargement
11:30-11:45	9. Loan Delinquency Action <i>Finance Section</i> a. Two Rivers Water & Farming Company, and Two Rivers Farms F-2, Inc.
11:45-12:30	LUNCH
12:30-2:00	10. Demand Management Feasibility Investigation <i>Interstate, Federal, and Water Information Section</i>
2:00-2:15	11. Basin Fund MOA Reallocation Request – Dolores Project Pumping Plant Replacement <i>Interstate, Federal, and Water Information Section</i>
2:15-2:20	12. Attorney General’s Report, Legal Briefing, and Executive Session
2:20-2:35	Break to Transition to Executive Session
2:35-3:35	13. Executive Session a. Lake Powell Pipeline b. Demand Management c. Chatfield Storage Reallocation Project Environmental Pool Negotiations
3:35-3:40	14. Report from Executive Session
3:40	RECESS

Thursday, September 17, 2020

8:30 – 10:00	<p>15. Basin Directors' Reports</p> <ul style="list-style-type: none"> a. North Platte River Basin Director's Report b. South Platte River Basin Director's Report c. Arkansas River Basin Director's Report d. City and County of Denver Director's Report e. Rio Grande River Basin Director's Report f. Yampa-White River Basin Director's Report g. Colorado River (Mainstem) Basin Director's Report h. San Juan/San Miguel-Dolores River Basin Director's Report i. Gunnison River Basin Director's Report
10:00-10:15	Morning Break
10:15-10:30	<p>16. South Platte River Easement Application – City of Englewood <i>Watershed and Flood Protection Section</i></p>
10:30-10:45	<p>17. Status of BIP & Water Plan Update Efforts <i>Water Supply Planning Section</i></p>
10:45 – 11:00	<p>18. WSRF Criteria and Guidelines <i>Water Supply Planning Section</i></p>
11:00-11:40	<p>19. WSRF Grant Applications <i>Water Supply Planning Section</i></p>

Water Supply Reserve Fund Application Grants at the September 2020 CWCB Board Meeting			
Agenda Item	Basin	Applicant	Name of Water Activity
a.	South Platte	Neirbo Hydrogeology	South Platte River Salinity Study – Phase 2
	Metro		
b.	Arkansas	Lower Arkansas Valley Water Conservancy District	Headgate 199 Lining
c.	Arkansas	Pueblo County	Italian and Suburban Lateral Water Improvement Project
d.	Arkansas	Round Mountain Water and Sanitation District	Reservoir Feasibility Study & Design
e.	Gunnison	Cimarron Canal and Reservoir Company	Fish Creek Reservoir #2 Repair and Conservation Project
f.	Metro	Lookout Mountain Water District	Upper Beaver Brook Reservoir SCADA System Project
g.	Metro	Colorado Nonprofit Development Center	10.10.10 Water & Climate Program
h.	Metro	WaterReuse Colorado	Direct Potable Reuse WQCD

				Stakeholder Process Facilitation
	i.	North Platte	Owl Mountain Partnership	Jackson County Water Structure Improvement Project #3
	j.	Rio Grande	Colorado Rio Grande Restoration Foundation	Conejos River Partnership Project – Phase 1
	k.	South Platte	Colorado State University	Sustaining Plains Aquatic Ecosystems using an Integrated Ecological and Social Approach
	l.	Southwest	Fort Lewis College	Dolores River Adaptive Management Project
	m.	Southwest	Morrison Consolidated Ditch Company	Railroad Siphon Replacement Project
	n.	Southwest	Montezuma Orchard Restoration Project	Innovations in Irrigation To Support Heritage Apple Orchards in SW Colorado
	o.	Southwest	Red Mesa Reservoir and Ditch Company	Red Mesa Reservoir Project
11:40-11:50	20. Water Project Loan/Grant <i>Finance Section</i> a. Florida Consolidated Ditch Company – Florida Canal Diversion Replacement			
11:50	ADJOURN			

CWCB Consent Agenda September 16, 2020

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 during the meeting or at the next meeting, with action taken after discussion of the item. If a member of the CWCB requests further consideration of an item on the Consent Agenda that pertains to a pending or imminent court action, the matter will be withdrawn from the Consent Agenda and may be discussed during executive session of the same meeting, and any action on that item will be taken in public session. 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. 20CW3029 (Water Division 2): Application of The Bar NI Corporation

2. WSRF Grant Amendment

Basin	Applicant/Grantee	Name of Water Activity
Gunnison	Leroux Creek Water Users Association	Leroux Creek Reservoir System, Dam Outlet Rehabilitation