

**UPPER SOUTH PLATTE WATER CONSERVANCY
DISTRICT
SEPTEMBER 10, 2020
TELECONFERENCE
MONTHLY MEETING
548 FRONT STREET
FAIRPLAY, CO 80440**

At 1:04 p.m. the September 10, 2020, meeting of the USPWCD was called to order by Dave Wissel, President (at district office). Members present by conference call: Lynda James (phone), Bob Slagle (office), Jon Rice (at office), Brian Woodyard (at office), District Secretary, Lillian Wissel (phone).

APPROVAL/MODIFICATION OF PROPOSED AGENDA

Agenda – Brian moved to approve the September 10, 2020 agenda. Bob seconded the motion. Ayes carried.

PUBLIC INPUT/COMMENTS

Mark Lamb was a guest. Dave gave overview of Foxtail Estates discussions. Mark stated that the FTE HOA met and discussed proposal. They are not interested in loosing water. They have been in contact with Erin Elers, Army Corp of Engineers, Erin feels that FTE doesn't need to do a 404 permit but could get away with a maintenance exemption. One of the issues is the head gate. There was discussion.

Dave discussed the field trip to the FTE reservoir. Dave, Jon, Brian and Bob all took the field trip and they were very

impressed with the FTE system. Dave stated that he thought the USPWCD could help with some rehabilitation for water and storage consideration. Dave suggested that the USPWCD put together a proposal to show where we can help with FTE needs and try to work out an exchange or compromise for water or storage.

Mark stated there is a new FTE HOA Board, Bill Springer a new board member, is going to write a plan that FTE believe will make their main supply ditch work. Jon stated he will be glad to see something in writing. There was discussion.

Dave took pictures of a possible site and possibly more than one, that could be used be used for distribution. There could be a suitable topographic / “low spot” location for storage which is a possibility. Dave stated there are options of what is available. There was discussion.

There was discussion regarding degreed rights of water for FTE and the amounts of CFS they have. Mark stated that FTE had lost 19 CFS to abandonment in the late 1990’s.

Mark will take this information back to the Board for discussion and a plan that they can present to the USPWCD.

ADMINISTRATIVE MATTER

a. Minutes of previous meetings – August 12, 2020.

Bob moved to approve August 12, 2020 minutes as corrected. Brian Seconded. Ayes carried.

b. Financial report- Bob gave an overview of the financial report for August 2020

General Fund - \$	51,870.34
Chase Trust Fund - \$	138,596.65
Project Reserve Fund - \$	96,302.71
Colo Trust Public Ed Fund	<u>\$ 33,850.45</u>
	\$268,749.91

Jon moved to approve the treasurers' report for August 2020 as presented. Brian seconded. All ayes carried.

Bob and Linda O'Rourke will get together in November to make the bank balance with Bob's record.

Bob will research the payback of \$10,000 to Project Reserve fund.

c. Invoices for legal services, bills needing review for payment & directors expenses – Bob gave an over view of the bills for August 2020. There was discussion. Bob stated all bills are current and paid.

Lynda moved to approve the invoices/bill payments for the month of August 2020 and September 2020 director's expenses. Jon seconded. Ayes carried.

d. Daisy Design – Leesa Bush – website update – she isn't present.

e. Legal Report – Dave W stated there is nothing much to report except for HASP issues.

DISTRICT PROJECTS

a. Jones/Bills water – Jon Rice – no real update. Pipeline is finished. He has been in contact with excavator to get meter in. There was discussion. Dave and Jon must get together with Boink and Kaltenbacker and see what he has to do or will do to repair Rosalie #4. Try to negotiate something with maybe a 50/50 split. There was discussion.

Bob stated that he thought we should consider restoring the dam if a water storage can be obtained. There was discussion.

b. Foxtail Estates – Mark Lamb was here earlier and gave an overview of status of Foxtail Estates.

c. North Fork Water Rights offer – North/South side Ditch Dave stated they had until September 24th to answer us on the offer to purchase with conditions. Issues are this water had been purchased in January 2020 by a different entity. This water right is from Farmers Union. North side is not independently quantified. South side is very iffy. There was discussion.

d. Tarryall Water Rights future supply - Dave has communicated with Madoline about a gentleman here in Park County that wishes to remain anonymous. He has water rights. His rights are more junior than the Elk Horn

Ranch rights but Madoline considers this a second option. There was discussion.

HASP UPDATE

A. Current Creek 2 meeting – Jon meeting on 24th of August to look at the site for everyone to see. Hard to visualize the proposal unless you are at the site. Dan, Jon, Dave, Bob, New Engineer, Chris Fuller, and John Matteson present. There was discussion at the site. Dan had a ridiculous amount of money to be spent on this project. Park County does not require a 1041. We don't need to spend Dan's proposed amount of money on this site now. Dave and Jon stated not another dime until we have customers. Jon, Dave and Liza McVicker all agreed to this. There was much discussion and a decision made to put in a gauge to capture data. Jon Rice came up with a figure of \$45,000. Jon has spoken to his excavator working on Rosalie and he has told Jon that this shouldn't cost more than \$20,000. He told Jon he would drive to Current Creek and do it for \$20,000.

Lynda stated this should be put out for bid. It is the way to get the best pricing. Jon stated they are bringing this up at the HASP meeting on September 11, 2020.

Bob stated that the USPWCD has to put a stop to this money and engineering. There was discussion.

B. Dave's meeting with District 12 Water Commissioners – Aspen Meadows – Dave went to Guffey on August 26th and met with Dennis Jones and Dan Henrichs. He met with

the Melvin's of Guffey (Aspen Creek Meadows) and the water commissioners and gave a brief overview of that meeting. They had a good discussion and found out that the water commissioners are looking to monitor off stream channel ponds to see if legal or illegal. There was discussion.

HASP Report

Jon gave an overview of the HASP books as follows:

Balance of accounts as of August 2020:

**Bank of West \$52,434.83
Money Market -0-
Colo Trust + \$ 621,714.83**

There was discussion.

DIRECTORS ISSUES

- a. Lynda – nothing much CUSP is going to be meeting every other month instead of monthly.**

South Platte Basin Roundtable: Lynda added some LWTF projects to the Implementation Plan update, including the water resource inventory, Riparian ReConnect and Fire Adapted Bailey's study determining which of 15 ponds in its district without augmentation are needed for firefighting. This will also save water for wildlife.

The Round Table changed the grant process to include maintenance projects.

CWCB will not be getting any more money from Severance Taxes for at least three years.

b. Jon – nothing

c. Bob – Send to Bob the directors expenses by email and will get checks out by the weekend.

d. Brian –nothing

e. Dave – Dave stated HASP will be working towards suppling aug water to the delivery devise at CC2. There was a question asked in the August meeting if HASP could create a specific authority for hauling water. There was discussion.

Dave stated that there could be another option for hauling water beyond hauling water from Hartsel. We could find a piece of property closer to the Division boundary and place a deep well. We can place a pipe for water loading onto the truck. Look for land close to Highway 9. There was discussion.

Dave had a conversation Glenn Hass. IM will be at the November 2020 joint meeting. There was discussion

Dave was sent an email from Dave Shoheit regarding Barr Starr water. Barr Starr approached Dave Shoheit with an offer for discussions about their IM water holdings. There was discussion.

Barr Starr's deal is basically to ask for nothing more than O&M payment to take care of Slater Ditch and Tarryal Ranch Reservoir #2. If possible can gain access / management to their original augmentation plan. We wouldn't have to do anything like the current conditions. There was discussion.

ADJOURNMENT

The next regular board meeting of the USPWCD is scheduled for October 8, 2020 at 1:00 p.m., District Office, Fairplay, Colorado.

Next joint meeting is – November 11, 2020 at 2:00 p.m.

With no further business to come before the board the meeting was adjourned at 2:40 p.m.

Moved, seconded and passed this ___ day of _____ 2020.

President, David Wissel

Attest:

District Secretary, Lillian Wissel