



LOWER SOUTH PLATTE WATER CONSERVANCY DISTRICT

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**MINUTES OF MEETING OF THE BOARD OF DIRECTORS
OF THE
LOWER SOUTH PLATTE WATER CONSERVANCY DISTRICT**

October 10, 2023

DIRECTORS PRESENT:

Allen Coyne	Gene Manuello Zoom
Ken Fritzler	Joe Patterson
Bruce Gerk	Kent Pflager Zoom
Dan Kendrick Zoom	Bryan Ruf
Brian Kembel	Carson Smart

DIRECTORS ABSENT:

Bob Mari
Jack McClary
Cody Poitz
Brad Stromberger

DISTRICT STAFF PRESENT:

Joe Frank, General Manager
Rick Fleharty, Technician
Craig Brownell, Technician
Deanna Eskew, Secretary

VISITORS PRESENT:

None

The meeting was called to order by President Fritzler.



APPROVAL OF THE SEPTEMBER 12, 2023 BOARD MINUTES:

Director Coyne made the motion to approve the September 12, 2023 Board Minutes as submitted. Director Kembel seconded. Motion passed unanimously.

FINANCE REPORT:

Treasurer Coyne presented the finance report for the month of September. Director Coyne made the motion to approve payment of District checks 16865-16911 as well as Julesburg Recharge check 1218. Director Patterson seconded the motion which passed unanimously.

RIVER MONITORING:

Division I, Water Court Resume`:

- 23CW3102, Harmony Ditch – Harmony is seeking to prove diligence on their second recharge water right in case 08CW209. After reviewing the errors in their accounting and an overstatement of water diverted for recharge during the diligence period, Director Kembel made the motion that Manager Frank contact counsel Donovan to discuss the errors in their accounting which need to be corrected. If Harmony agrees to correct their numbers, then the board will not file a statement of opposition. If Harmony carries forward with the incorrect values, then a statement of opposition will be filed on this case. Director Coyne seconded. Motion passed unanimously.

Julesburg Recharge Project:

Manager Frank will be signing the verification to file an amendment to the District's augmentation plan for expanded acres on the Bruce Gerk well.

Heyborne Recharge Project:

The board reviewed pictures of the work Blochowitz Ditching has done at the Heyborne site. Technician Fleharty noted that the pump will be primed next Monday for the start of recharge.

LEGAL REPORT:

Due to the Appeals Court hearing the afternoon of December 12th, the December board meeting will be held on December 12th at 8:30 a.m.

There will be no need to go into executive session at the end of today's board meeting.

Manager Frank noted that the Confidentiality agreement with Castle Rock was signed.

PRESIDENT'S REPORT:

None

MANAGER'S REPORT:

Legislative Matters:

- WRASP –
 - The next WRASP meeting will be on Friday, October 20th at 2:00 p.m.

General Matters:

- 2024 Proposed Budget –
 - Manager Frank presented the proposed budget for 2024. The budget consists of two versions; budget version 1 if Proposition HH does not pass and version 2 if Proposition HH does pass. Both versions are included in the director's packets. Director Coyne made the motion to accept the proposed 2024 Budget for publication and set the date for the public hearing to November 14, 2023. Director Patterson seconded the motion. Motion passed unanimously.
- Perkins County Canal –
 - Included in the board packets were various articles regarding the Perkins County Canal.
 - Manager Frank and the board discussed language in the compact along with the 1925 letter from Del Carpenter to the Colorado Governor which clearly stated the compact shall not impact water rights within Colorado. Mr. Carpenter noted that a water right junior to the compact in the lower section shall be able to call for a like amount of water from the upper section.
- Platte Valley Water Partnership –
 - Manager Frank and the board discussed the need to move forward with the project as a way to capture available water to help mitigate shortages within the District.
- South Platte Water Related Activities Program –
 - Manager Frank and Jon Altenhofen have been working with Rich Belt, Executive Director of SPWRAP and Ryan VanPelt, Board Director from SPWRAP on interactions between the Tamarack Project and the Petersen Ditch to try and come up with a Resolution.
- South Platte Basin Roundtable –
 - The next meeting of the Round Table will be held later today.
 - The C-9 Summit meeting will be held on November 14, 2023 at the Westin Hotel in Westminster, CO. Lower's board meeting will be held that same day, so

Manager Frank was not sure if he would be able to attend.

- South Platte Regional Opportunities Water Group –
 - SPROWG will hold their next meeting on October 17th at Aurora Water
- Other Discussion Topics –
 - The South Platte Forum will be held on November 30th at the Aims Community College Community Center in Greeley, CO.
 - The Colorado Ag Water Alliance Summit will be held on November 29th and 30th, 2023 at the Larimer County Fairgrounds. Director Coyne made the motion that the District contribute \$250.00 as a Bronze Sponsor of the Summit. Director Kembel seconded the motion which passed unanimously.
 - The District staff has received two bids for website processing and pricing. Manager Frank said that a decision will be made by the end of the month on which company to proceed with.

OLD BUSINESS:

None

NEW BUSINESS:

None

ADJOURNMENT:

There being no further business, Director Coyne made the motion to adjourn. Director Patterson seconded the motion which passed unanimously. The meeting was adjourned at approximately 12:45 p.m.



Deanna Eskew, District Secretary