

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**

December 10, 2019

DIRECTORS PRESENT:

Allen Coyne
Ken Fritzler
Brian Kembel
Gene Manuello
Bob Mari

Jack McClary
Joe Patterson
Bryan Ruf
Carson Smart
Brad Stromberger

DIRECTORS ABSENT:

Pete Bolinger
Bart Ginther
Dan Kendrick

Terry Linker
Don Schneider

DISTRICT STAFF PRESENT:

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

VISITORS PRESENT:

None

The meeting was called to order by President Fritzler.



APPROVAL OF THE NOVEMBER 12, 2019 MINUTES:

Director Coyne made the motion to approve the November 12, 2019 Minutes. Director Kembel seconded. Motion passed unanimously.

FINANCE REPORT:

Treasurer Coyne presented the finance report for the month of November. Treasurer Coyne made the motion to approve payment of District checks 15328 – 15357 as well as Julesburg Recharge checks 1066 – 1067. Director Manuello seconded the motion which passed unanimously.

Director Mari made the motion to approve payment in the amount of \$10,468.08 to Datarecovery.com Inc. to retrieve data lost from the District's downed server. Director Patterson seconded the motion. Motion passed unanimously.

RESOLUTION TO SET THE MILL LEVY:

Director Coyne made the motion to approve the Resolution to Set the Mill Levy at 1.000 mill. Director Mari seconded the motion which passed unanimously.

RESOLUTION TO APPROPRIATE SUMS OF MONEY:

Director Mari made the motion to approve the Resolution to Appropriate Sums of Money for the 2020 budget year. Director Coyne seconded. Motion passed unanimously.

RIVER MONITORING:

Division I Water Court Resume':

No statements of opposition will be filed from the October 2019 Water Court Resume'.

Julesburg Recharge Project:

Manager Frank noted that the Julesburg Irrigation District stockholders had voted to approve replacement of the Peterson Ditch diversion structure.

Manager Frank also reported that the State has refused the District's latest stipulation proposal. Because of the high cost of trial and also the likely potential for an unfavorable outcome the board discussed withdrawing from the case.

Manager Frank has started preparing the billing for the 2019 pumping season for those members under the District's augmentation plan.

Heyborne Recharge Project:

Manager Frank stated that Diligence for the Heyborne Project will be due in April of 2020.

LEGAL REPORT:

Manager Frank stated that a letter had been received from Ryan Donovan stating that their office would be raising their legal fees in 2020. Their last rate increase was in 2018.

PRESIDENT'S REPORT:

President Fritzler appointed Director Kendrick as the nominating officer for 2020. The board will vote on the 2020 slate of officers at the February board meeting.

Director Coyne made the motion to sign the understanding of services letter from David Kauffman for the 2019 audit at a cost of \$4,500.00. Director Kembel seconded the motion which passed unanimously.

MANAGER'S REPORT:

Included in Manager Frank's report were the following:

- Director Manuello made the motion that the District contribute \$4,000.00 to WRASP for legislative lobbying in 2020. Director Smart seconded. Motion passed unanimously.
- Director Manuello also made the motion that the District contribute \$1,000.00 to the Colorado Water Stewardship Program. Director Mari seconded the motion which also passed unanimously.
- The South Platte Water Related Activities Program (SPWRAP) will be holding their next quarterly meeting in Sterling on January 16, 2020 at 9:30 a.m.
- Manager Frank attended the Colorado Ag Water Summit on December 2, 2019.

EXECUTIVE SESSION:

Director Coyne made the motion that the board recess into executive session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)e regarding legal matters. Director Mari seconded. Motion passed unanimously.

The board meeting was recessed at approximately 12:20 p.m. President Fritzler adjourned the executive session and reconvened the board meeting at approximately 4:15 p.m.

NEW BUSINESS:

Director Manuello made the motion to table the Resolution to use some unappropriated water from the South Platte River for a water storage and delivery project as well as an Agreement between the Parker Water and Sanitation District and the Lower South Platte Water Conservancy District until the next board meeting. Director Stromberger seconded the motion which passed unanimously.

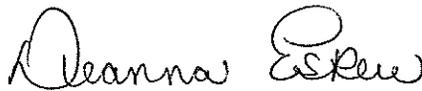
The board determined that because of ongoing negotiations it will be necessary to schedule another board meeting for Tuesday, December 17th at 1:30 p.m.

OLD BUSINESS:

None

ADJOURNMENT:

There being no further business, Director Mari made the motion to adjourn. Director Coyne seconded. Motion passed unanimously. The meeting was adjourned at approximately 4:25 p.m.



Deanna Eskew, Secretary