

MINUTES¹

SPECIAL JOINT MEETING OF THE BOARD OF DIRECTORS OF THE COLORADO RIVER WATER CONSERVATION DISTRICT AND OF THE COLORADO RIVER WATER CONSERVATION DISTRICT ACTING BY AND THROUGH ITS COLORADO RIVER WATER PROJECTS ENTERPRISE

February 6, 2014

Pursuant to notice duly and properly given, a special joint meeting telephone conference of the Board of Directors of the Colorado River Water Conservation District (CRWCD) and of the Colorado River Water Conservation District acting by and through its Colorado River Water Projects Enterprise was held on Thursday, February 6, 2014, at the offices of the Colorado River Water Conservation District, 201 Centennial Street, Glenwood Springs, Colorado.

Directors participating during all or part of the meeting:

Jon Stavney, Vice-President	David Merritt
Tom Alvey	Doug Monger
John Ely	Andrew Mueller
Tom Gray	William Trampe
Rebie Hazard	Stan Whinnery

Directors not participating:

James Newberry, President	Stephen Mathis
John Justman	Kai Turner
Gary Martinez	

Others participating during all or part of the meeting:

John Currier, Chief Engineer, CRWCD
Laurie DePaolo, Executive Assistant, CRWCD
Martha Moore, Public Affairs Specialist, CRWCD
Jim Pokrandt, Communication and Education Specialist, CRWCD
Chris Treese, Manager, External Affairs, CRWCD
Audrey Turner, Administrative Chief, CRWCD
Brent Gardner-Smith, Aspen Journalism
Torie Jarvis, Northwest Colorado Council of Governments
Danny Williams, Corporate Advocates
Robert Simpson, Corporate Advocates

Quorum.

Vice-President Stavney found a quorum and called the meeting to order at 12:09 p.m.

External Affairs.

State Issues:

Consent Agenda:

HB 1138 Hydroelectricity Inclusion in Renewable Energy Standards

The bill amends the definition of "renewable energy resources" that can be used to meet the state's renewable energy standards to include hydroelectricity and pumped hydro generation.

Recommended position: support

¹ An audio recording has been made of the meeting. The motions described herein may not necessarily represent a verbatim transcription. The audio recordings are available for listening at the CRWCD offices during regular office hours. These minutes are the official record of the Colorado River Water Conservation District's meeting.

HB 1150 Federal Land Coordination

The bill creates the division of federal land coordination in the department of local affairs to address federal land decisions in Colorado that affect the state and local governments. Based on findings of a task force of various state agency representatives, the chief coordinator in DOLA may recommend that a local government receive a grant for research and analysis to form a coordinated response to a federal land decision.

Recommended position: monitor

SB 103 Conserving Fixtures

SB 103 the sale of lavatory faucets, shower heads, flushing urinals, tank-type toilets, and tank-type water closets on and after September 1, 2016, unless they are listed as a WaterSense plumbing fixture.

Position: support (The Board gave guidance in support at its October 2013 quarterly.)

SB 105 Water Resources Division Fees: 100% to Division

This bill requires that all of the Water Resources Division's collected fee revenue goes to the water resources cash fund and none to the General Fund.

Recommended position: support

SJR 004 Water & Power Authority Projects Approvals

Annual Water & Power Development Authority's (WPDA) projects' approval resolution. Adds, removes and modifies eligible drinking water and wastewater projects from WPDA's revolving funds.

Recommended position: support

Director Alvey moved, seconded by Director Trampe, to approve the staff recommendations on the consent agenda. Motion carried unanimously.

HB 1218 Pilot Program Groundwater Rule

This bill allows the use of surface water to replace or augment out-of-priority groundwater depletions without the necessity of filing an application for a change of water right if both the surface water and the well have been decreed or permitted for use on the same parcel of land, the use of the surface water does not result in any enlargement in the use of water, and the use complies with a rule adopted by the state engineer. The bill authorizes the state engineer to adopt the rule as a pilot project and repeals the authority on September 1, 2020.

Recommended position: oppose

Director Mueller moved, seconded by Director Trampe, to oppose HB 1218. Motion carried unanimously.

HB 1219 Define Cost Liability of Certain Water Conveyances

Current law requires a person or corporation that owns a ditch, race, drain, or flume to construct a culvert, bridge, or similar structure (structure) when necessary to ensure that water being conveyed by the structure does not interfere with safe and convenient travel on any highway, or to pay the costs incurred by a local government in constructing a structure. The local government in which the structure is located must then maintain the structure at its expense. This bill clarifies that the maintenance obligation of a local government does not include construction of a new structure or complete reconstruction or replacement of an existing structure and that any such costs must be paid by the owner of the affected ditch, race, drain, or flume.

Recommended position: monitor

Director Merritt made a motion to monitor HB 1219 but that motion failed for lack of a second.

Director Trampe moved, seconded by Director Mueller, to oppose HB 1219. Directors voting in favor of the motion: Jon Stavney, Tom Alvey, John Ely, Tom Gray, Rebie Hazard, Doug Monger, Andrew Mueller,

William Trampe and Stan Whinnery. Director voting against the motion: David Merritt. Motion carried.

SB 115 State Water Plan Requires Legislative Approval

The bill requires the CWCB to hold a hearing on the draft State Water Plan (SWP) in each basin, update the plan based on public comments, and present the draft plan to the Water Resources Review Committee. The committee must vote on whether to introduce legislation that would approve the plan. The bill specifies that SWP does not embody state water policy unless the General Assembly, acting by bill, approves the plan.

Recommended position: monitor

Director Trampe moved, seconded by Director Whinnery, to monitor SB 115. Motion carried unanimously.

SB 134 Allow Water Quality Control Commission to set Water Quality Fees

Gives the water quality control commission rule-making authority to set the fees for the various funds and categories of water quality discharge permits.

Recommended position: oppose

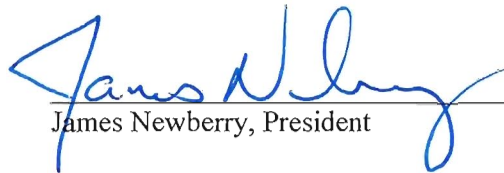
Director Alvey moved, seconded by Director Trampe, to oppose SB 134. Motion carried unanimously.

Federal Issues:

The comprehensive Farm Bill passed and includes provisions concerning forest health and watershed programs. More details will be provided at the April board meeting.

Adjournment:

There being no other business before the Board, Vice-President Stavney adjourned the meeting at 12:34 p.m.


James Newberry, President

ATTEST:



R. Eric Kuhn, Secretary/General Manager