

**MINUTES<sup>1</sup>**  
**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**

**June 4, 2020**

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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, June 4, 2020.

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**Directors participating during all or part of the meeting:**

David H. Merritt, President	Martha Whitmore, Vice President
Steve Acquafresca	Tom Alvey
Kathy Chandler-Henry	Stan Whinnery
Al Vanden Brink	Rebie Hazard
Karn Stiegelmeier	Doug Monger

**Directors not participating:**

Marc Catlin	John Ely
Mike Ritschard	William S. Trampe
Tom Gray	

**Other participating during all or part of the meeting:**

Andrew A. Mueller, General Manager, CRWCD  
Peter Fleming, General Counsel, CRWCD  
Audrey Turner, Chief of Operations, CRWCD  
John Currier, Chief Engineer, CRWCD  
Jason Turner, Senior Counsel, CRWCD  
Zane Kessler, Director of Governmental Affairs, CRWCD  
Dave Kanzer, Deputy Chief Engineer, CRWCD  
Mike Eytel, Sr. Water Resources Specialist, CRWCD  
Ian Philips, Chief Accountant, CRWCD  
Laurie DePaolo, Executive Assistant, CRWCD  
Eleanor Hasenbeck, Water Policy & Communications Fellow, CRWCD  
Lorra Nichols, Paralegal, CRWCD  
Alesha Frederick, Director of Information and Outreach , CRWCD  
Gracie Wright, Contract Administrator, CRWCD

**Quorum.**

President Merritt found a quorum and called the meeting to order 12:04 p.m.

**Revision to Agenda**

Peter Fleming requested the addition of Matter Proposed for Executive Session: Windy Gap FIRMING Project as agenda item 5.a. and Public Session as agenda item 5.b. Director Vanden Brink moved, seconded by Director Monger to approve the agenda as revised. Motion carried unanimously.

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<sup>1</sup>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.

**Proposed Approval of Central Colorado Mountain River Basin Weather Modification Program (CCMRB Program) Program Extension.**

Director Whitmore moved, seconded by Director Acquafresca, to authorize the General Manager to renew all pertinent contracts with cost share cooperators and contractors, subject to review and approval of the General Manager and General Counsel, to enable the Colorado River District to act as fiscal agent and administrator for the CCMRB Program for three years (2020-2023) with relevant agreements to be subject to cost recovery rates or a minimum 3% management fee for the River District, subject to annual budgeting and appropriations and contingent upon receipt of sufficient cost-share partner funding. Motion carried unanimously.

**Proposed Approval of River District Fiscal Agency Status for Upper Colorado Wild & Scenic Alternative Management Plan.**

Director Stiegelmeier moved, seconded by Director Chandler-Henry, to authorize the Colorado River District to act as the fiscal agent for funding through 2021 of up to \$99,999 from the Colorado Water Conservation Board (CWCB) for the Upper Colorado Wild & Scenic Alternative Management Plan and to authorize the General Manager to execute a purchase order for the funding with the CWCB. Motion carried unanimously.

**External Affairs.**

**State Affairs:**

Zane Kessler presented the following bills for consideration:

**HB20-1403: CONCERNING THE FUNDING OF COLORADO WATER CONSERVATION BOARD PROJECTS.**

**Recommended Position: Support.**

Director Whitmore moved, seconded by Director Alvey, to **support HB20-1403**. Motion carried unanimously.

**SCR20-001: CONCERNING REPEAL PROPERTY TAX ASSESSMENT RATES (GALLAGHER REPEAL).**

**Recommended Position: Support.**

Director Monger moved, seconded by Director Acquafresca, to **support SCR20-001**. Motion carried unanimously.

**DRAFT BILL: CONCERNING A PERMIT REQUIREMENT FOR THE DISCHARGE OF POLLUTANTS INTO STATE WATERS, AND, IN CONNECTION THEREWITH, ESTABLISHING A STATE DREDGE AND FILL PERMIT PROGRAM TO ADDRESS CHANGES IN FEDERAL LAW.**

**Recommended Position: Oppose.**

Director Whitmore moved, seconded by Director Vanden Brink, to **strongly oppose the draft bill**. Motion carried unanimously.

**General Manager's Update.**

John Currier reported that the River District recently received a water conservation program application from a water user near Maybell, Colorado for staff review and approval.

**General Counsel's Update – Executive Session.**

Peter Fleming reported that the following matter qualified for discussion in Executive Session pursuant to C.R.S. §§ 24-6-402(4)(b)(legal advice) and (e)(negotiations):

Windy Gap Firing Project.

Director Vanden Brink moved, seconded by Director Whitmore, to proceed into Executive Session pursuant to C.R.S. §§ 24-6-402(4)(b)(legal advice) and (e)(negotiations). Motion carried unanimously.

Peter Fleming stated that no further record of the Executive Session need be kept based on his opinion that the discussion will constitute privileged attorney-client communications.

*President Merritt reconvened into Public Session at 1:00 p.m.*

**General Counsel's Update – Public Session.**

Peter Fleming reported that during Executive Session, the Board provided guidance to staff and General Counsel on the following matter:

Windy Gap Firing Project.

Mr. Fleming also reported there were no action items as a result of Executive Session.

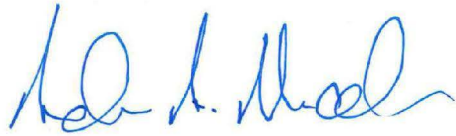
**Adjourn.**

There being no other business the Board, President Merritt adjourned the meeting at 1:01 p.m.



David H. Merritt, President

ATTEST:



Andrew A. Mueller, Secretary/General Manager

*Executive Session Attestations.*

*I hereby attest that the portions of the Executive Session that were not recorded constituted privileged attorney-client communications.*



Peter Fleming, General Counsel