

RECORD OF PROCEEDINGS

UPPER YAMPA WATER CONSERVANCY DISTRICT
BOARD OF DIRECTORS MEETING
DECEMBER 17, 2020 12:00 PM
ONLINE MEETING:

[HTTPS://ZOOM.US/J/94557760160?pwd=DNl1U2VVeFE2LzV1bkdBKytAQksxZz09](https://zoom.us/j/94557760160?pwd=DNl1U2VVeFE2LzV1bkdBKytAQksxZz09)

MINUTES

Chairman Ken Brenner called the meeting to order and declared a quorum present. In addition to Chairman Brenner, the Board members present were Doug Monger, Jim Haskins, John Redmond, Ron Murphy, Lyn Halliday, Tom Sharp and Webster Jones. General Manager Andy Rossi, District Engineer Emily Lowell, Public Information & External Affairs Manager Holly Kirkpatrick, Business Manager Deb Bastian, Chief Accountant Karina Craig and General Counsel Bob Weiss were also present. Members of the public present included Erin Light, Colorado Division of Water Resources; Kevin McBride, Katie Duncan, Claire Sollars and Jerry Smith.

This meeting was held entirely by videoconference utilizing Zoom. The meeting agenda included instructions to the public describing the process to participate in the meeting and comment on agenda items.

The following agenda was proposed:

AGENDA

- (1) **12:00PM** Establishment of Quorum and Call to Order
- (2) **12:00PM** Approval of Agenda for Meeting **Action item**
- (3) **12:05PM** Public Input and Comment
The Board will make no decision nor take action, except to direct the General Manager. Those addressing the Board are requested to identify themselves by name, organization, if any, and address. Comments shall not exceed three (3) minutes.
- (4) **12:10PM** Consent Agenda;
 - a) Approval of the minutes of November 19, 2020 Board Meeting and **Action item**
Approval and acceptance of December 9, 2020 Negotiating Committee Meeting
 - b) Augmentation Contracts
- (5) **12:15PM** Report of General Manager
 - a) Update on Stagecoach Water Marketing Policies, including the Fill and Release Policies
 - b) Status of January 6, 2021, meeting Stagecoach Reservoir Municipal Contractors
 - c) Amendment for Ski Corp Contract

RECORD OF PROCEEDINGS

- (6) **1:00 PM** Communication-Marketing Updates
 - a) List of industry meetings for review by Board
 - b) Letter of support for American Whitewater study **Action item**
- (7) **1:10 PM** Selection of Auditor **Action item**
- (8) **1:20 PM** Pending Water Cases
 - a) Water Resumes
- (9) **1:25 PM** New Business (Limited to emergency matters that came up during the course of the meeting) **Action item**
- (10) **1:30 PM** Determination of Next Meeting Agenda
- (11) **1:35PM** Adjournment.

Chairman Brenner established a quorum and called the meeting to order at 12:04 PM.

Meeting Agenda Director Monger moved to approve the agenda as presented. Director Redmond seconded the motion which was unanimously approved.

Public Input and Comment Chairman Brenner invited members of the public to comment on items not otherwise scheduled on the agenda. Director Brenner stated Nicole Seltzer of the River Network wanted to provide a summary on the IWMP stakeholder data that was recently released but she was unable to attend the Board meeting. Staff will send the Board the website link from Nicole on the summary. Erin Light of the Colorado Division of Water Resources notified the Board that she would not be presenting her report to Kevin Rein on designating the Yampa River as over appropriated by December 31, 2020 as she had stated at the November 19, 2020 Board Meeting. She noted that it would be closer to the end of January 2021 before a report would be presented.

Consent Agenda Director Sharp requested the Broadnax augmentation contract be pulled from the Consent Agenda. Director Sharp moved to approve the consent agenda (approval of November 19, 2020 Board Meeting minutes, approval and acceptance of December 9, 2020 Negotiating Committee Meeting minutes and Whitehaven augmentation contract). Director Haskins seconded the motion which was unanimously approved.

Director Sharp requested further information on this contract about the amount of water requested (3-acre feet) and the contemplated use for this water. Public Information & External Affairs Holly Kirkpatrick provided clarifying information about the proposed contract.

Director Sharp moved to approve the Broadnax augmentation contract as presented. Director Monger seconded the motion which was unanimously approved. Holly noted a typographical error in paragraph 11 that will be corrected prior to sending the contract for signature.

Report of General Manager

Update on Stagecoach Water Marketing Policies, including the Fill and Release Policies – General Manager Rossi provided an update on the marketing policies and noted the changes made regarding contract terms.

RECORD OF PROCEEDINGS

Status of January 6, 2021, meeting with Stagecoach Reservoir Municipal Contractors – General Manager Rossi informed the Board that invitations for the meeting have been sent to the current municipal contractors, City of Steamboat Springs, and the County Commissioners. He reiterated that the purpose of the meeting will be to listen and to gather information.

Amendment for Ski Corp Contract – The amendment was reviewed. Director Sharp moved to approve the final signed amendment to the water supply contract between Upper Yampa Water Conservancy District and Steamboat Ski and Resort Corporation (SSRC) and authorize the Board Chairman and the General Manager to execute the document. Director Jones seconded the motion which was unanimously approved. It was noted that General Counsel Weiss recused himself from this discussion due to his current relationship with the SSRC.

Communications-Marketing Updates

List of industry meetings for review by Board – Public Information & External Affairs Manager Kirkpatrick provided a list of industry meetings that the Board is currently involved with. The Board was asked to review this list prior to representatives being appointing at the January 2021 Board Meeting. The Board was asked to contact Holly if they have other organizations that need consideration for representation.

Letter of support for American Whitewater Study – Public Information & External Affairs Kirkpatrick presented a letter of support for Board review. Director Monger moved to approve the letter of support as presented. Director Jones seconded the motion which was unanimously approved.

Selection of Auditor Chief Accountant Karina Craig provided an overview of the auditor selection process. Director Monger moved to approve staff recommendation to retain Watson Coon Ryan, CPA for the Districts auditing services.

Pending Water Cases General Counsel Weiss informed the Board that there was not anything in Divisions 5 or 6 to bring to the Board's attention.

Bob Weiss further noted that the District has received four (4) applications to fill the Board seat vacated by Director Woodmansee. A virtual hearing has been scheduled with the Water Judge for December 30, 2020 at 9:30 AM. Applicants will be notified on Friday, December 18, 2020, about the hearing. Bob Weiss will provide applicants and staff the instructions to be able to join the hearing.

RECORD OF PROCEEDINGS

General Manager Rossi informed the Board about a new proposed project that has been filed with the Federal Energy Regulatory Commission for a pump storage project on the Routt County and Moffat County boarder. The project involves two 4800-acre feet reservoirs and includes three 200 megawatt generators. It is a preliminary filing by a land development company and there has been no studies or engineering investigations and they have no specific water rights determined for the project.

New Business There was no new business.

Determination of next meeting agenda The agenda for the January 20, 2021 Board meeting was reviewed.

Director Jones moved to adjourn the meeting at 1:51 PM. Director Monger seconded the motion which was unanimously approved.

I certify that the foregoing constitutes a true and correct summary of the proceedings at the above referenced meeting.



Andy Rossi, District Secretary/Manager

Date: Mar 18, 2021