

# RECORD OF PROCEEDINGS

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**UPPER YAMPA WATER CONSERVANCY DISTRICT  
SPECIAL BOARD OF DIRECTORS MEETING  
THURSDAY, OCTOBER 12, 2023 (9:00 AM)  
CATAMOUNT RANCH AND CLUB  
30215 WATERS EDGE TRAIL  
ONLINE MEETING:**

<https://us06web.zoom.us/j/83818834973?pwd=MG5GVWNkOE9VN2JQMUg1T1dicjUxdz09>

## MINUTES

Chairman Doug Monger called the meeting to order and declared a quorum present. In addition to Chairman Monger, the Board Members present were Ken Brenner, Jim Haskins, John Redmond, Lyn Halliday, Tom Sharp, Webster Jones and Nicole Seltzer. General Manager Andy Rossi, District Engineer Emily Lowell, Public Information and External Affairs Manager Holly Kirkpatrick, Business Manager Deb Bastian, Finance Manager Karina Craig; Facility Operators Eddie Rogers, Neal Obroy and John Nelson and General Counsel Bob Weiss were also present. Members of the public present for some portion of the meeting included Alyson Gould, Office of the Colorado Attorney General; Mike Robertson, Friends of the Yampa.

This meeting was held in person and 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) **9:00 AM** Establishment of Quorum and Call to Order
- (2) **9:00 AM** Approval of Agenda for Meeting **Action item**
- (3) **9:05 AM** 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) **9:10 AM** 2024 Draft Proposed District Meeting Schedule **Action Item**
- (5) **9:20 AM** Holiday Party Update
- (6) **9:25 AM** UYWCD Representation **Action Item**
- (7) **9:45 AM** 2024 UYWCD Budget Discussion
- (8) **11:15 AM** New Business (Limited to emergency matters that came up **Action item**  
During the course of the meeting)
- (9) **11:20 AM** Executive Sessions:
  - a. Executive session under CRS § 24-6-402(4)(b) to discuss legal issues on Water Resumes, Water Cases, Contract Negotiations and \_\_\_\_\_ (insert description). Mere presence or participation of an attorney at an executive session is not sufficient to satisfy the requirements of CRS § 24-6-402(4)(b). Executive sessions to discuss legal matters are not recorded.

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- b. Executive session under CRS § 24-6-402(4)(e)(I) for the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators with respect to \_\_\_\_\_ (insert brief description). This session will be recorded, and a copy of the recording maintained for not less than 90 days.
- (10) **11:25 AM** Board Actions in Regard to Executive Session
- (11) **11:30 AM** Determination of Next meeting Agenda

### **11:35 AM Lunch Break**

- (12) **12:30 PM** Colorado River System Matters Discussion

### **1:30 PM Afternoon Break**

- (13) **2:00 PM** UYWCD Technical Projects Update
- (14) **2:30 PM** Adjournment.

Chairman Monger established a quorum and called the meeting to order at 9:08 AM.

**Meeting Agenda.** Director Haskins moved to approve the agenda. Director Jones seconded the motion which was unanimously approved.

**Public Input and Comment.** Chairman Monger invited members of the public to comment on items not otherwise scheduled on the agenda. There was no comment.

**2024 Draft Proposed District Meeting Schedule.** The Board reviewed the 2024 proposed meeting schedule. The Board requested the Board Retreat be moved from October to July. The Board Retreat will be scheduled on July 18, 2024. The Board will have a regular board meeting dedicated to the UYWCD annual budget on October 23, 2024. Director Sharp moved to approve the proposed district meeting schedule as revised. Director Redmond seconded the motion which was unanimously approved.

**Holiday Party Update.** The Board was provided with the details and information regarding the upcoming holiday party on November 16, 2023.

**UYWCD Representation.** General Manager Rossi informed the Board that the District's seat on the Yampa White Green Roundtable (YWG) expires this year (2023) and, as per the YWG's bylaws, appointments are due for recognition by the YWG at their upcoming November 2023 meeting. Director Brenner is currently the District representative. The Board discussed if the nominee for District representation on the YWG Roundtable should be a member of the Board or District staff. Director Sharp nominated General Manager Rossi. Director Jones nominated Director Brenner. Director Monger seconded both nominations. Directors Sharp, Seltzer and Redmond voted in favor of General Manager Rossi. Directors Monger, Haskins, Jones and Brenner voted in favor of Director Brenner. Director Halliday abstained. Director Brenner was approved as the District representative to the YWG Roundtable for a 5-year term.

**2024 UYWCD Budget Discussion.** General Manager Rossi reviewed the draft budget, budget process and the District's legal responsibilities. The Board reviewed and discussed the proposed 2024 budget. The Board directed staff, for budgeting purposes, to retain the current 1.82 mill levy and to continue the development of the recommended addition of 1.5 FTE's to the UYWCD staff. Additionally, the Board requested staff to add, as

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a one-time contribution, a “Yampa River Fund Grant” line item to the 2024 expenditure budget in the amount of \$150,000. General Counsel Weiss was directed to draft a statement on the use of the contribution to the Yampa River Fund. The Board will review the draft statement and provide comment directly to General Counsel Weiss. General Manager Rossi also reviewed other alternatives relating to proposed new projects, including funding for wildfire hazardous fuels mitigation. The Board will continue to review and assess the outcome of 2023 public funding ballot items during the budget review process.

***New Business.*** There was no new business.

***Executive Session.*** There was no Executive Session.

***Board Action Regarding Executive Session.*** There was no Executive Session.

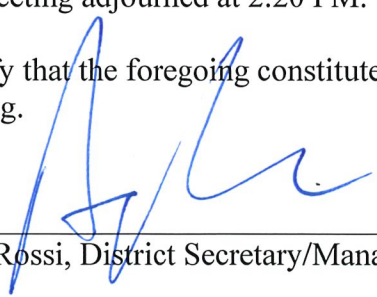
***Determination of Next Meeting Agenda.*** The Board reviewed the draft agenda for the November 15, 2023, board meeting.

***Colorado River System Matters Discussion.*** Alyson Gould, Assistant General Attorney, presented the Board with an overview of the Colorado River System and the Law of the River. The focus of the presentation was on the “Big Three”: Colorado River Compact (1922), Treaty with Mexico (1944) and Upper Colorado River Basin Compact (1948).

***UYWCD Technical Projects Update.*** General Manager Andy Rossi provided the Board with an overview and update on the technical projects being undertaken and planned by the District for 2023 – 2026.

The meeting adjourned at 2:20 PM.

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

  
\_\_\_\_\_  
Andy Rossi, District Secretary/Manager

Date: 11/15/23