

MINUTES OF MEETING OF THE BOARD OF DIRECTORS OF THE LOWER SOUTH PLATTE WATER CONSERVANCY DISTRICT

August 13, 2019

DIRECTORS PRESENT:

Allen Coyne
Ken Fritzler
Dan Kendrick
Brian Kembel
Gene Manuello
Bob Mari

Jack McClary
Joe Patterson
Carson Smart
Don Schneider
Brad Stromberger

DIRECTORS ABSENT:

Pete Bolinger
Bart Ginther

Terry Linker
Bryan Ruf

DISTRICT STAFF PRESENT:

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

VISITORS PRESENT:

Jeff Rice, Sterling Journal Advocate
Darlene Carpio, Aide to U.S. Senator Cory Gardner
David Kauffman, Liittjohann, Kauffman and Pederson

The meeting was called to order by President Fritzler.



PRESENTATION OF THE 2018 AUDIT:

The 2018 financial audit report prepared by David Kauffman was reviewed by the board. The 2018 year-end fund balances for the General Fund was \$568,363.00 and \$139,034.00 for the Julesburg Recharge Project. Director Coyne made the motion to approve the audit as presented. Director Patterson seconded. Motion passed unanimously.

APPROVAL OF THE JULY 9, 2019 EXECUTIVE COMMITTEE MINUTES:

Director Coyne made the motion to approve the Executive Committee Minutes of July 9, 2019 as presented. Director Manuello seconded the motion which passed unanimously.

FINANCE REPORT:

Director Coyne presented the finance report for the month of July. Director Coyne made the motion to approve payment of District checks 15181 – 15214 and Julesburg Recharge checks 1057 – 1059. Director Mari seconded the motion. Motion passed unanimously.

RIVER MONITORING REPORT:

Division I Water Court Resume':

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

Julesburg Recharge Project:

Manager Frank noted that Counsel Custer had sent a certified letter to Charles Julius advising him that he had 30 days from August 1, 2019 to pay his pumping fees from 2018 along with all legal fees and costs incurred for collection. The District has not received a response from Mr. Julius as of this date.

LEGAL REPORT:

Manager Frank reported that Counsel Kelly Custer is planning on retiring within the next couple of months. The following directors volunteered to serve on a Legal Committee with Manager Frank:

President Ken Fritzler
Vice President Gene Manuello

Director Dan Kendrick
Director Joe Patterson
Director Brad Stromberger

PRESIDENT'S REPORT:

President Fritzler asked that the Legal Committee remain after the board meeting for a brief discussion.

PUBLIC COMMENT:

Darlene Carpio who attended the Lower South Platte River Basin Water Tour that was held on June 17th and 18th thanked Manager Frank for his work. She stated that the legislators felt the tour had been very informative.

MANAGER'S REPORT:

Included in Manager Frank's report were the following:

- Manager Frank will be submitting the 2020 Budget Proposal at next month's meeting along with an update regarding new counsel for the District. It was determined that a full board meeting will be necessary for next month's (September) meeting instead of the usual Executive Committee meeting.
- Manager Frank gave an update on the Instream Flow Loan Program through the Water Conservation Board. The Interim Water Committee will be meeting at next month's Water Congress Summer Convention to discuss potential changes.
- South Platte Water Related Activities Program – Manager Frank noted that the District will serve as the fiscal agent for a small grant from the Colorado Water Conservation Board for the Ducks Unlimited's bank stabilization project at Tamarack.
- The next meeting of the South Platte Basin Round Table will be held later today in Greeley.
- Manager Frank again stressed the importance of the outreach meeting with agricultural water users that was held on June 28th at the District office regarding the South Platte Regional Opportunities Water Group (SPROWG) Study. He asked the directors to refer to last month's Executive Committee Minutes regarding the three key takeaways from the outreach meetings. The next Task Force meeting of SPROWG will be held today, prior to the South Platte Basin Roundtable meeting.

OLD BUSINESS: None

NEW BUSINESS None

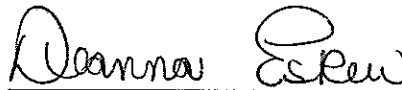
EXECUTIVE SESSION:

Director Schneider 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 the motion which passed unanimously.

The board meeting was recessed at approximately 10:35 a.m. President Fritzler adjourned the executive session and reconvened the board meeting at approximately 11:50 a.m.

ADJOURNMENT:

There being no further business, Director Schneider made the motion to adjourn. Director McClary seconded. Motion passed unanimously. The meeting was adjourned at approximately 11:50 a.m.

A handwritten signature in cursive script that reads "Deanna Eskew". The signature is written in dark ink and is positioned above a horizontal line.

Deanna Eskew, Secretary