



COLORADO

Colorado Water Conservation Board

Department of Natural Resources

John W. Hickenlooper
Governor

Robert Randall
DNR Executive Director

Rebecca Mitchell
CWCB Director

September 19 - 20, 2018 Board Meeting Agenda

A meeting of the CWCB will be held on Wednesday, September 19, 2018 commencing at 8:30 AM and continuing through Thursday, September 20, 2018. The meeting will be held at the Steamboat Grand, located at 2300 Mt Werner Cir, Steamboat Springs, CO 80487.

The CWCB posts notice 30 days in advance of each regularly scheduled meeting. Notices for special meetings are posted on the website typically within five business days and not less than 24 hours of such a meeting. Notices of regular and special meetings may also be received by email. To receive notices by email please visit: <https://dnrweb.state.co.us/DNR/DNRPortal/Login.aspx>.

Although dates and times are indicated in this notice and in the following agenda, the CWCB may address and take action on noticed items in any order. Any known changes to the agenda will be announced at the beginning of the meeting. This notice, any late notice(s) of additional items, and briefing memos prepared for the CWCB will be posted at 1313 Sherman Street, Suite 721, Denver, CO 80203, and on our website at www.cwcb.state.co.us.

The CWCB's meetings are made available through live audio streaming on YouTube, although Board workshops are not. To listen to the proceedings, click the "Listen to the meeting LIVE!" link on the CWCB website homepage and select the link for the proper day and time. The link will be posted just prior to the start of the meeting.

The CWCB encourages citizens to express their views and provide feedback to the Board on the agenda items. This can be done by sending an email to andrew.rickert@state.co.us, by sending a letter to a Board member or to the Chair of the Board, or by attending the meeting. If you attend a meeting, simply fill out a comment sheet and give it to the Board Coordinator at the recording station. The Board will appreciate hearing your views when it reaches that agenda item. If you have any questions, need special accommodations as a result of a disability, or require further information on any CWCB activity, please contact Andrew Rickert at 303-866-3441, ext. 3249. All programs, services, and activities of the CWCB are operated in compliance with the Federal Americans with Disabilities Act (ADA).



Wednesday, September 19, 2018

- 8:30 - 8:32 **CWCB Call to Order and Pledge of Allegiance**
- 8:32 - 8:35 **1. Review and Approve Agenda**
- 8:35 - 8:37 **2. Review and Approve July 18 - 19, 2018 Board Meeting Minutes**
- 8:37 - 8:40 **3. Approve and/or Remove Consent Agenda Items**
- 8:40 - 8:45 **4. Board Meeting Dates in 2018**
a. November 14 & 15 South Platte Basin
- 8:45 - 9:30 **5. Directors' Reports**
a. DNR Executive Director
b. IBCC Director
c. Agriculture Commissioner
d. CWCB Director
e. State Engineer
f. Division of Parks and Wildlife Director
g. Water Resource and Power Development Authority
- 9:30 - 9:40 **6. Update on Community Compliance with Colorado Floodplain Rules and Regulations**
Watershed and Flood Protection Section
- 9:40 - 9:50 **7. Temporary Designation of Best Available Floodplain Data Policy**
Watershed and Flood Protection Section
- 9:50 - 10:00 **8. State Flood Mitigation Plan Update**
Watershed and Flood Protection Section
- 10:00 - 10:20 **9. State Lidar Plan Update**
Watershed and Flood Protection Section
- 10:20 - 10:30 **BREAK**
- 10:30 - 10:50 **10. Lower Boulder Creek Floodway Update**
Watershed and Flood Protection Section
- 10:50 - 11:50 **11. 2013 Flood 5-Year Anniversary**
Watershed and Flood Protection Section

11:50 - 12:20

12. Water Supply Reserve Funding (WSRF)
Water Supply Planning Section

Water Supply Reserve Fund Applications for Consideration at the September 2018 CWCB Board Meeting			
Agenda Item	Basin	Applicant	Name of Water Activity
a	Gunnison	Surface Creek Ditch and Reservoir Company	Deep Ward Dam Rehabilitation Project
b	Gunnison	Tri-County Water Conservancy District & Dallas Creek Water Company, Inc.	Emergency Domestic Water Supply
c	Arkansas	Beaver Park Water	Upper Canal Lining Removal & Replacement Phase 2
d	Arkansas	Lake County	Lake County Derry Flume & Hayden Reservoir Project
e	Arkansas	Arkansas River Watershed Collaborative	Monarch Pass Forest and Watershed Health Project
f	Arkansas	Arkansas River Water Basin Forum	Arkansas Basin Roundtable Website
g	Yampa/White/Green	Friends of the Yampa	Yampa River Leafy Spurge Project
h	Southwest	Webber Ditch Company	Webber Ditch Diversion and Piping Project
i	Southwest	RiversEdge West	Dolores River Restoration Partnership Maintenance and Monitoring
j	Colorado	Grand Valley Water Users Association	Grand Valley Roller Dam Electrical Upgrade Project
k	Colorado	Harry Teff	Kendall Reservoir
l	South Platte	Big Thompson Conservation District	Irrigation Water Return Flow Filter Strip
m	South Platte	Lefthand Watershed Oversight Group	Fish Passage and Education on Left Hand Creek
n	Metro South Platte	Lower South Platte Water Conservancy District	South Platte Regional Water Development Concept Pre-Feasibility Study

12:20 - 1:20

LUNCH

1:20 - 2:20

13. Colorado River Basin Drought Contingency Planning
Interstate, Federal & Water Information Section

2:20 - 3:00

14. Glenwood Springs RICD
Interstate, Federal & Water Information Section

3:00 - 3:05 **15. Attorney General's Report, Legal Briefing, and Executive Session**

3:05 - 3:15 **BREAK**

3:15 - 5:25 **16. Executive Session**

- a. Rio Grande Issues
 - 1. Status Update on Texas v. New Mexico and Colorado, Orig. No. 141
- b. Bear Creek Lake Reallocation
- c. Colorado River Issues
 - 1. Colorado River Basin Drought Contingency Planning
 - 2. Demand Management Outreach/Studies
 - 3. Upper Colorado River Basin Fund Monies
 - 4. Aspinall Unit Operations
 - 5. Reserve Water Rights Settlement - Utah/Navajo
 - 6. Basin Fund Memorandum of Agreement
- d. Administrative Process to Recognize Claimed Stockwatering Uses Pursuant to Section 37-92-102(3)(b), C.R.S.
- e. Requests for Administration of Instream Flow Water Rights
- f. Glenwood Springs RICD
- g. T&G Enterprises/Ackerman v. Big Elk Meadows Ass'n Case Nos. 17CV31102 and 17CV31281

5:25 - 5:30 **17. Report from Executive Session**

5:30 **RECESS**

Thursday, September 20, 2018

8:30 - 10:15 **18. Basin Directors' Reports**

- a. Colorado River (Mainstem) Basin Director's Report
- b. San Juan/San Miguel-Dolores River Basin Director's Report
- c. Gunnison River Basin Director's Report
- d. North Platte River Basin Director's Report
- e. South Platte River Basin Director's Report
- f. Arkansas River Basin Director's Report
- g. City and County of Denver Director's Report
- h. Rio Grande River Basin Director's Report
- i. Yampa-White River Basin Director's Report

10:15 - 10:25 **BREAK**

- 10:25 - 10:45 **19. Proposed Acquisition of Contractual Interest in Water to be Released from Glade Reservoir for Protected Mitigation Releases**
Stream and Lake Protection Section
- 10:45 - 10:55 **20. Abrams Creek Instream Flow Appropriation (Water Division 5)**
Stream and Lake Protection Section
- 10:55 - 11:05 **21. Lease of Water to Benefit Endangered Fish on the Yampa River**
Interstate, Federal & Water Information Section
- 11:05 - 11:20 **22. Financial Matters - Construction Fund and Severance Tax Perpetual Base Fund**
Finance Section
- a. Financial Projections and Cash Management Report
- b. Two Rivers Water & Farming Company and Two Rivers Farms F-2 Inc. - Loan Payment Delinquency
- 11:20 - 11:45 **23. Water Project Loans**
Finance Section
- a. Central Colorado Water Conservancy District - Walker Recharge
- b. Well Augmentation Subdistrict of Central Colorado Water Conservancy District - Walker Recharge
- c. Groundwater Management Subdistrict of Central Colorado Water Conservancy District - Walker Recharge
- d. Arabian Acres Metropolitan District - Automatic Meter Implementation
- 11:45 - 11:55 **24. Changes to Existing Loans**
Finance Section
- a. Trinchera Irrigation Company - Mountain Home Dam Outlet Rehabilitation Phase III
- 11:55 - 12:10 **25. Colorado Water Plan Implementation Update**
- 12:10 - 1:10 **LUNCH**
- 1:10 - 1:50 **26. Colorado Drought Mitigation and Response Plan**
- 1:50 - 2:20 **27. Colorado Water and Growth Dialogue**
Water Supply Planning Section
- 2:20 - 2:35 **28. Alternative Transfer Method (ATM) Grant Program**
Interstate, Federal & Water Information Section
- a. HB 13-1248 Lease Fallow Pilot Project Climate and Evapotranspiration Data Verification

2:35 - 2:50

29. Deep Creek Stakeholder Group Update

Stream and Lake Protection Section

2:50 - 3:05

**30. Colorado River Water Conservation District Lease of Ruedi Water for
Instream Flow Use - Additional Locations of Use**

Stream and Lake Protection Section

3:05 - 3:25

**31. Terms for the Sale of CWCB Shares in the Chatfield Reallocation
Project**

Finance Section

3:25

ADJOURN



COLORADO

Colorado Water Conservation Board

Department of Natural Resources

John W. Hickenlooper
Governor

Robert Randall
DNR Executive Director

Rebecca Mitchell
CWCB Director

CWCB Consent Agenda September 19 - 20, 2018

Matters may be placed on the Consent Agenda when the recommended action follows established policy or precedent, there has been a negotiated settlement, or the matter is uncontested and non-controversial. Staff provides memos to CWCB members explaining the matters on the Consent Agenda. Matters on the Consent Agenda are noticed for hearing in the same manner as other agenda items. If a member of the CWCB requests further consideration of an item on the Consent Agenda, the item will be withdrawn from the Consent Agenda and discussed at the end of the meeting or at the next meeting. The Consent Agenda may be voted on without reading or discussing individual items. Any CWCB member may request clarification about any matter on the Consent Agenda.

1. Statements of Opposition

Stream & Lake Protection Section

The Board will be asked to ratify Statements of Opposition that have been filed by staff to protect instream flow and natural lake level water rights and to protect CWCB's exclusive authority to hold instream flow water rights in the following water court cases:

- a. *Case No. 18CW3090 (Water Division 1): Application of City of Westminster*

2. Floodplain Designations

Watershed and Flood Protection Section

- a. *"Flood Hazard Area Delineation Update for Rangeview Gulch Between South Platte River and Turtle Lake", by Ayres Associates, dated January 2017*
- b. *"Flood Hazard Area Delineation Report, Big Dry Creek, Downstream of County Line Road", by RESPEC, dated February 2018*
- c. *"Flood Hazard Area Delineation, Grange Hall Creek and Tributaries", by RESPEC, dated June 2018*

3. New Prequalification Loans

Finance Section

- a. *Schneider Ditch Company - Schneider Ditch Diversion Structure Replacement*

4. Change to Existing WSRF Grant

Finance Section

- a. *City of Lamar - Repurposing of Wells 12 and 13*

