

**MINUTES OF MEETING OF BOARD OF DIRECTORS
BASALT WATER CONSERVANCY DISTRICT
June 14, 2022**

CALL TO ORDER

The Board of Directors of the Basalt Water Conservancy District met on June 14, 2022 commencing at 7:00 p.m. in the Board Room at the Third Street Center, 520 South Third Street, Carbondale, Colorado. The meeting was also held via online and telephonically (Elevate).

The District's attorney Ryan Mitchell took the roll call. The following directors were present: Gary Knaus, Tim Nieslanik, Jim Nieslanik, Michael Kennedy, Max Macdonell, Dean Seader and Charles Spickert. There was a quorum.

The District's attorney Ryan Mitchell of Balcomb & Green, the District's engineer Eric Mangeot of LRE Water ("LRE") and Water Commissioners Bill Blakeslee and Heather Ramsey also attended.

INITIAL BUSINESS

Director Jim Nieslanik moved to appoint Michael Kennedy as Secretary for the meeting. Director Tim Nieslanik seconded the motion, and it carried unanimously.

The minutes from the May 10, 2022 meeting were considered by the Board. Director Michael Kennedy moved to approve the May minutes, and Director Max Macdonell seconded the motion, which carried unanimously.

REPORT FROM DIRECTOR SPICKERT: COLORADO BASIN ROUNDTABLE

Director Spickert reported that the Colorado Basin Roundtable met on May 23rd. The current primary focus of the Roundtable is to participate with CWCB in rewriting the Colorado Water Plan, as is required by statute. The draft Colorado Water Plan will be released on June 30 for public comment. The Colorado Water Trust also presented their mission to the Roundtable. The Roundtable elected Jason Turner as the new chair. Finally, the Roundtable discussed federal funding opportunities resulting from the Bi-Partisan Infrastructure Bill. The Board then inquired if the District has any projects that may be supported by such federal funding. Eric Mangeot and Ryan Mitchell reported that the District does not currently have any shovel ready projects; however, the District has potential projects that could benefit from such federal funding.

REPORT OF THE ENGINEER (ERIC MANGEOT, LRE WATER)

a. Final Snowpack Summary

Eric Mangeot reported that the snowpack has reached roughly zero.

b. Gage Flow Summary

Eric Mangeot reported that there is currently a call on Cattle Creek. Across the board, flows are roughly the same as medium. Ruedi is at 54% of capacity.

c. Billing Update

Eric Mangeot reported that Melody has billed out roughly \$319,007.00, and has collected roughly \$200,000.00

d. BWCD Augmentation During Partial Month Calls – Copy of Draft Memo sent to DWR

Eric Mangeot discussed the draft memo he prepared for the DWR. It is not entirely clear why DWR requested this information. Eric suspects the DWR wants to learn the District's procedure and to suggest it to other Conservancy Districts.

e. Other

None.

WATER ALLOTMENT CONTRACT ASSIGNMENTS, AMENDMENTS, INCLUSIONS AND CONTRACTS

a. Contract No. 797 – William R. Moler Revocable Trust, a Kansas Trust

Eric Mangeot presented this application for service under the District's Case No. 02CW77 to cover depletions associated with the Moler Pond. The property is located at 124 Cold Stream Lane, Basalt. The contract amount is for 0.002 cfs and 1.1 AF. Ryan Mitchell reported that the Board had jurisdiction to consider the contract. Director Max Macdonell made a motion to approve the contract and inclusion. Director Jim Nieslanik seconded the motion, which passed unanimously.

b. Amendment to Contract No. 150a – Susan J. Rudd

The property consists of 6.65 acres, also known as Lot A of the Schultz Subdivision and is located at 76 Flying Fish Road, Carbondale. The sources of supply is an existing well (Permit No. 41847-F) which covers depletions associated with single family dwelling, caretaker unit, pond evaporation, and 2,000 sq. ft. of irrigation. This amendment is adding five livestock to be included in the District's Case No. 02CW77. Ryan Mitchell reported that the Board had jurisdiction to consider the contract. Director Jim Nieslanik made a motion to approve the contract. Director Max Macdonell seconded the motion, which passed unanimously.

REPORT OF THE ATTORNEY (RYAN MITCHELL, BALCOMB & GREEN, P.C.)

a. Case No. 19CW3143 – Update

Ryan Mitchell reported that we have finished negotiations with all opposers. We have filed the proposed decree with exhibits as of today. The Referee will likely enter a Final Decree and Ruling in two to three months, after which we will review the Final Decree and Ruling.

b. Case No. 19CW3159 – Update

Ryan Mitchell reported that the District shall wait for Aurora to stipulate with the remaining four opposers before taking further action. At that point, the District will conduct a final review of the proposed decree and provide comments to Aurora.

c. Case No. 20CW3107 – Update

Ryan Mitchell reported that the Referee has yet to file a Final Decree. Ryan Mitchell will reach out to the DWR and the Referee to see if they have any outstanding questions.

d. Diversion Meter Records – Suspension of Service

Ryan Mitchell reported that he and LRE have finalized the Letter for Contractees who have failed for a second time to report their diversion records. LRE will begin to send the letter out shortly.

e. 2022 Audit Preparation

Director Max Macdonell made a motion to approve Audit Preparations for accounting year 2022. Director Charles Spickert seconded the motion, which passed unanimously.

f. Other

None.

REPORT OF THE DIVISION OF WATER RESOURCES

Nothing to report.

BILLS, AUDIT REPORTS, FINANCIAL STATEMENTS

The Board reviewed the bills tendered in June for the month of May. Director Jim Nieslanik made a motion to pay the bills. Director Max Macdonell seconded the motion, which passed unanimously.

DIRECTOR REPORTS AND COMMENTS

None.

EXECUTIVE SESSION

None.

CONCLUSION

At 7:44, Director Max Macdonell moved to conclude the meeting. Director Tim Nieslanik seconded the motion, and it was approved unanimously.