

**MINUTES OF MEETING OF BOARD OF DIRECTORS  
BASALT WATER CONSERVANCY DISTRICT  
March 11, 2025**

**CALL TO ORDER**

The Board of Directors of the Basalt Water Conservancy District met on March 11, 2025 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 online and telephonically (Teams).

The District's attorney Andie Hall took the roll call. The following directors were present: Gary Knaus, Jim Nieslanik, Michael Kennedy, Tim Nieslanik, Max Macdonell (virtually via Teams), Charles Bailey, and Charles Spickert. There was a quorum.

The District's attorney Andie Hall of Balcomb & Green and the District's engineer Eric Mangeot of LRE Water ("LRE") also attended.

**INITIAL BUSINESS**

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

The minutes from the February 11, 2025 meeting were considered by the Board. Director Michael Kennedy moved to approve the February minutes, and Director Charles Spickert seconded the motion, which carried unanimously.

**REPORT OF THE ENGINEER (ERIC MANGEOT, LRE WATER)**

a. Snowpack Summary

Eric Mangeot reported that snowpack is 88% of median.

b. Gage Flows

Eric Mangeot reported that Colorado has equal to slightly less than equal chances of precipitation this month. He then reported on the following stream gages: The Roaring Fork River (1) near Aspen is at 17.7 cubic feet per second ("c.f.s."), which is up 3.9 c.f.s. from this time last year, (2) near Emma was not reporting, and (3) at Glenwood Springs was down 6 c.f.s. to 425 c.f.s.; the Crystal River (1) above Avalanche Creek near Redstone is up 9 c.f.s. at 51 c.f.s., and (2) at the Fish Hatchery is down 8.6 c.f.s. at 72.9 c.f.s.; and the Fryingpan River near Thomasville is at 412 c.f.s. and Ruedi Reservoir discharge rate is down 19.8 c.f.s. at 84.2 c.f.s. with the reservoir 70.9% full at 75,552 acre feet ("AF").

c. Overage Memos Update

Eric Mangeot reported that he is currently unable to provide info on overages but will do so in April.

d. Crystal River Augmentation Plan Update

Eric reported that the potential Jane Way component of a plan for augmentation will not be included in a water court application projected to be filed in June. Eric communicated to the Crystal River Augmentation Plan group that the District is not participating at this time. He then discussed with the Board what supplies the West Divide Water Conservancy District has in this area. Pitkin County indicated they may have land available for dry up for their constituents, but they would not be prepared to include them as part of a June filing. Eric noted that tThe future decree will allow a procedure to add sources of supply into the plan.

e. Pitkin County Vision 2050

Eric Mangeot provided information about the District's Umbrella Plan and use in Area A-3 to Pitkin County. He will include the table he provided to Pitkin County in next month's Board packet, which he noted is substantially the same as the information he provides to the state. Pitkin County did not request additional information.

f. System Conservation Pilot Program (SCPP)

Eric reported on the Cerise participation in the SCPP following earlier Board inquiries. Eric Mangeot discussed this with the Colorado River District surrounding funding availability. He explained that Cerise is not participating due to lack of funding this year. Eric, Andie and the Board discussed the District's interest, including use and availability of water in the river.

g. Annual Invoices Efficiency

Eric reported that LRE has found some ways to use the existing billing program more efficiently, upon which LRE intends to build for a more automated system. This new efficiency will maintain the current database but develop queries and bills to generate invoices. The Board discussed of how this will impact Melody's replacement and that transition, for which Eric noted that he has compiled her hours over the last three years and will prepare a memo for the Board.

h. Other

None.

**WATER ALLOTMENT CONTRACT ASSIGNMENTS, AMENDMENTS, INCLUSIONS AND CONTRACTS**

a. Contract No. 856 – KBBS Holdings, LLC

Eric Mangeot presented this contract application for service under the District’s Case No. 02CW77 Umbrella Plan for Augmentation to cover depletions associated with two tiny homes and 400 square feet of lawn and landscape irrigation. The property is approximately 40 acres in size and is located in Garfield County. The source of supply is a proposed well (KBBS Well). The contract amount is for 0.033 c.f.s. and 0.2 AF. Eric noted that there is a commercial component (possible housing and wedding venue) that is subject to the county review process, but currently the contract will cover two tiny homes. Eric disclosed to the Board that he represents the applicant and is assisting with drilling his well and providing support to show physical and legal water supply for the county approval process. The Board discussed water quality and well depths for this property. The application was properly published on the website; the Board has jurisdiction to consider operating the contract within Case No. 02CW77. Director Tim Nieslanik made a motion to approve the contract. Director Jim Nieslanik seconded the motion, which passed unanimously.

b. Contract No. 857 – Roaring Fork Fire Rescue Authority

Eric Mangeot presented this contract application for service under the District’s Case No. 02CW77 to cover depletions associated with a fire station and training facility and in particular 0.96 acres of lawn and landscape irrigation, filling a 10,000 gallon storage tank and refilling the tank with an additional 2,000 gallons per month. The property is located in Eagle County and has an address of 1089 J W Drive, El Jebel. The source of supply is a proposed well (RFFRA Training Facility Well). The contract amount is for 0.033 c.f.s. and 2.3 AF. Eric reported that he received a comment from DWR related to whether the well is tributary to the Roaring Fork River or Blue Creek, to which Eric responded with an explanation that wells in this area are considered to be tributary to the Roaring Fork River. DWR agreed to a term and condition in the contract that the applicant must construct the well in the Roaring Fork River alluvium. Eric noted that the well has not been drilled yet, but the applicant will ensure the well is drilled to a sufficient depth. The Board discussed commercial water uses of storage tank filling. Andie Hall mentioned additional language added into the contract that the District does not guarantee the future availability of Blue Creek supplies if the applicant later needed to amend the contract to enable the use thereof. She discussed with the Board the status of this entity and described how it was formed from the Snowmass and Basalt fire Districts. Andie Hall reported that the application was properly published on the website; the Board has jurisdiction to consider operating the contract within Case No. 02CW77. Director Jim Nieslanik made a motion to approve the contract. Director Charles Bailey seconded the motion, which passed unanimously.

c. Amendment to Contract No. 334b – Daniel L. and Cheryl L. Sullivan

Eric Mangeot presented this amendment application for service under the District's Cases No. 02CW77 and 01CW305 to cover depletions associated with an ADU and 5,000 square feet of lawn and landscape irrigation. The property is five acres located in Garfield County and has an address of 609 Harmony Lane, Carbondale. The source of supply is Mid Valley Well No. 2 (aka Antonides Well). The contract amount is decreasing from 0.8 to 0.7 AF. Eric clarified that the new uses will be covered by the District's Case No. 02CW77 umbrella plan and that the contract will be split use with the rest covered by the 01CW305 batch plan for augmentation. He explained that the amendment raises depletions, but that they are still under the 1 AF minimum. The Board discussed the Blue Creek service area and the revised Area A boundary. Andie Hall reported that the application was properly published on the website; the Board had jurisdiction to consider the amendment. Director Jim Nieslanik made a motion to approve the amendment. Director Charles Bailey seconded the motion, which passed unanimously.

d. Amendment to Contract No. 849 – Hallam Ventures LLC

Eric Mangeot presented this amendment to cover depletions associated with a pending private augmentation plan in Case No. 24CW3064 for 0.5 acres of irrigation and evaporative losses associated with the Three Sons Ponds Nos. 1 and 2. The amendment will adjust the irrigation demand and BWCD contract release table. The contract depletions remain the same at 0.8 AF. The property is approximately 0.89 acres located in Pitkin County and has an address of 848 Willoughby Way, Aspen. The source of supply is Davies Ditch. Eric noted that the recent District Resolution regarding amendments applies here because this applicant needs to change its augmentation schedule. Director Charles Bailey made a motion to approve the amendment. Director Tim Nieslanik seconded the motion, which passed unanimously.

**REPORT OF THE ATTORNEY (ANDIE HALL, BALCOMB & GREEN, P.C.)**

a. Case No. 24CW3112 Update –Home Supply Ditch Company

Andie Hall reported that the applicant filed a response to the Division Engineer's Summary of Consultation, which did not thoroughly address the Division Engineer's comments. She reported that the next status conference is April 17 and that the engineers for all opposers have been meeting. She noted that Balcomb & Green plans to collaborate with the other opposers. Andie discussed the process of submitting comments on the proposed ruling on behalf of the District with the Board.

b. Memorandum of Cancellation for Contract No. 798 – Castle Creek Valley Ranch Lot 15, LLC

Andie Hall presented this contract for cancellation, explaining that the attorney for the contractee reached out to request cancellation. She noted that a contractee may request to cancel a contract. She explained that this contract was to cover depletions associated with a pending private plan for augmentation, but that the applicant withdrew its pending water court application. She noted the location of the property benefitted by the contract and discussed the same with the Board. Director Jim Nieslanik moved to cancel Contract No. 798 and Director Charles Spickert seconded the motion, which passed unanimously.

c. Other

None.

**REPORT OF THE DIVISION OF WATER RESOURCES**

None.

**BILLS, AUDIT REPORTS, FINANCIAL STATEMENTS**

The Board reviewed the bills tendered in March for the month of February. Eric Mangeot noted that the LRE invoice and check included in the Board packet do not align because the invoice had already been paid and the invoice for the check had not yet been presented to the Board. The Board agreed to execute the check on the condition that LRE includes the corresponding invoice in next month's Board packet. Director Jim Nieslanik moved to approve payment and Director Tim Nieslanik seconded the motion, which carried unanimously.

**DIRECTOR REPORTS AND COMMENTS**

No reports.

**EXECUTIVE SESSION**

None.

**CONCLUSION**

At 7:45, Director Tim Nieslanik moved to conclude the meeting. Director Michael Kennedy seconded the motion, and it was approved unanimously.