

**MINUTES<sup>1</sup>**  
**FOURTH REGULAR QUARTERLY MEETING OF THE**  
**BOARD OF DIRECTORS OF THE**  
**COLORADO RIVER WATER PROJECTS ENTERPRISE OF THE**  
**COLORADO RIVER WATER CONSERVATION DISTRICT**

**October 21, 2009**

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Pursuant to notice duly and properly given, the Fourth Regular Quarterly Meeting of the Board of Directors of the Colorado River Water Projects Enterprise of the Colorado River Water Conservation District (CRWCD) was held on Wednesday, October 21, 2009 at the Hotel Colorado, 526 Pine Street, Glenwood Springs, Colorado.

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**Directors present during all or part of the meeting:**

Andrew A. Mueller, President	Thomas R. Sharp, Vice President
Tom Alvey	Jon Stavney
David H. Merritt	James Newberry
William S. Trampe	Tom Gray
Stephen M. Mathis	Thomas A. Long
John Ely	Rebie Hazard

**Directors not present:**

Warner Dewey	Richard Proctor
Forrest F. Nelson	

**Others present during all or part of the meeting:**

Eric Kuhn, Secretary/General Manager, CRWCD  
Peter Fleming, General Counsel, CRWCD  
Dan Birch, Deputy General Manager, CRWCD  
Chris Treese, Manager, External Affairs, CRWCD  
Jason Turner, Associate Counsel, CRWCD  
Mary Kalmes, Senior Accountant/Admin. Chief, CRWCD  
Laurie DePaolo, Business Support Specialist, CRWCD  
Ray Tenney, Senior Water Resources Engineer, CRWCD  
Don Meyer, Senior Water Resources Engineer, CRWCD  
Dave Kanzer, Senior Water Resources Engineer, CRWCD  
Dave Smith, Engineering Technician, CRWCD  
Jim Pokrandt, Communication and Education Specialist, CRWCD  
Rob Streit, Senior Accountant, CRWCD  
Martha Moore, Public Affairs Specialist, CRWCD  
Audrey Hughes, Human Resources Specialist, CRWCD  
Denise Hussain, Administrative Assistant, CRWCD  
Jeff Schneider, Town of Avon

**Quorum.**

President Mueller found a quorum and called the meeting to order at 10:06 a.m.

**Review and Approve Agenda and Meeting Objectives.**

Peter Fleming requested the addition of Agreement with Aurora to Enhance Yield of the Eagle Park Reservoir as agenda item 7a., for potential action. Director Sharp moved, seconded by Director Long, to approve the agenda as amended. Director Newberry requested that agenda items 6. and 7. be moved to items 3. and 4. and the subsequent items be renumbered. Directors Sharp and Long accepted the amendment, and the motion carried unanimously.

**Consent Agenda.**

Director Merritt moved, seconded by Director Trampe, to approve the following consent agenda as presented. Motion carried unanimously.

Approval of Minutes and Actions Taken:

- a. Minutes of the Third Regular Quarterly Meeting, July 22, 2009.
- b. Minutes of the Water Supply Projects Committee Meeting, Telephone Conference, September 8, 2009.
- c. Ratification of Statement of Opposition, Wildcat Ranch, Case No. 04CW202, Water Division, 5.

**10,825 NEPA Update.**

Dan Birch reported that the 10,825 NEPA process is underway with scoping meetings scheduled for November 2009. The 15 Mile Reach Programmatic Biological Opinion requires a permanent supply of water in the amount of 10,825 a.f. for endangered fish in the 15 Mile Reach. The West Slope has agreed to provide 5,412.5 a.f. which is proposed to be provided from Ruedi Reservoir. Mr. Birch also reported that West Slope water users have committed over \$300,000 toward the NEPA process.

**General Counsel's Report.**

Peter Fleming reported that negotiations are progressing between the City of Aurora and the Eagle Park Reservoir Company (EPRC) to increase the yield of EPRC. Upon completion and execution of the agreement, the River District, as a shareholder in EPRC, will receive approximately 49 a.f. of water which may be included in the District's water marketing program. Director Trampe moved, seconded by Director Merritt, to delegate to the General Manager and General Counsel the authority to enter into the Delivery Agreement between Aurora and the EPRC on a proposed junior water right for the Columbine Ditch, thereby allowing the River District to obtain additional water as a shareholder in the EPRC, subject to certain terms and conditions, as discussed during the September 17, 2009 Special Joint Meeting. Motion carried unanimously.

**Financial Matters.**

Director Trampe moved, seconded by Director Alvey, to approve the Treasurer's reports for May, June, July and August 2009. Motion carried unanimously.

**Budget Hearing.**

President Mueller opened the 2010 budget hearings.

Eric Kuhn reported that the budget notice was published in local papers and that copies of the budget were sent to each county to be posted and were available to the public at the district office and on the district's website. Comments were requested from the public on the website. No public comment was received. Mr. Kuhn also noted that in 2019, construction loans with the CWCB for Wolford Mountain and Elkhead Reservoir, as well as all water contracts for Ruedi Reservoir water, will be paid in full.

**Resolution for 2009 Enterprise Fund Budget Amendments:**

Director Trampe moved, seconded by Director Newberry, to adopt a resolution summarizing expenditures and revenues for the Colorado River Water Projects Enterprise and adopting an amended budget for the Colorado River Water Conservation District acting by and through its Colorado River Water Projects Enterprise for the calendar year beginning on the first day of January 2009 and ending on the last day of December 2009. Motion carried unanimously.

**Resolution to Adopt 2010 Enterprise Fund Budget:**

Director Trampe moved, seconded by Director Newberry, to adopt a resolution summarizing expenditures and revenues for the Colorado River Water Projects Enterprise and adopting a budget for the Colorado River Water Conservation District acting by and through its Colorado River Water Projects Enterprise for the calendar year beginning on the first day of January 2010 and ending on the last day of December 2010. Motion carried unanimously.

**Resolution to Appropriate Sums of Money:**

Director Trampe moved, seconded by Director Newberry, to adopt a resolution appropriating sums of money to the Colorado River Water Projects Enterprise of the Colorado River Water Conservation District acting by and through its Colorado River Water Projects Enterprise in the amount of \$12,529,774 and for the purpose as set forth below for the 2010 budget year. Motion carried unanimously. (The resolutions are attached as Appendices A.-C.).

**Project Operations Updates.**

**Proposed Revisions to Water Marketing Policy:**

Dan Birch reviewed proposed revisions to the Water Marketing Policy. After discussion, the Board took the matter under advisement and will revisit the subject at the January 2010 quarterly meeting.

**Wolford Mountain Reservoir:**

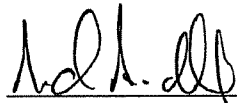
Mr. Birch reported that the installation of monitoring equipment to track the rate of dam settlement at Wolford Mountain Reservoir is proceeding on schedule and under budget. Also, URS Engineering is continuing its analysis of the situation.

**Elkhead Reservoir:**

Mr. Birch noted that the Recovery Program released its 5,000 a.f. of water to support endangered fish flows; however, the release did not impact recreational activities at Elkhead Reservoir.

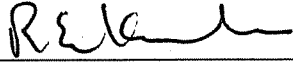
**Adjourn.**

There being no further business before the Board, President Mueller adjourned the meeting at 11:34 a.m.



Andrew A. Mueller, President

ATTEST:



R. Eric Kuhn, Secretary/General Manager