

These written minutes represent the general discussion of the DWCD Board of Directors, DWCD staff, and participants at the DWCD board meeting, and they include a record of any and all board actions taken at the meeting. The written minutes are not intended to provide a word-for-word account of the board meetings. Nor are they a direct quote of any statements offered at board meetings. All DWCD board meetings are recorded on audio tape.

## DOLORES WATER CONSERVANCY DISTRICT WATER ACTIVITY ENTERPRISE

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### MINUTES

Regular Meeting  
January 10, 2019

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**CALL TO ORDER** Bruce Smart, President, called the meeting to order at 7:02PM

**ROLL CALL** Bruce Smart, President  
Simon Martinez, Vice-President  
Don Schwindt, Secretary-Treasurer  
Glen Fish, Director  
Wes Wilson, Director  
Sheldonna Z. Ives, Director  
Mike Preston, General Manager  
Ken Curtis, Engineer  
Lloyd Johnson, Maintenance Supervisor  
Lisa Jordan, Office Administrator  
Robert Stump, Bureau of Reclamation  
Doug Pickering, Colorado Division of Water Resources  
Marty Robbins, Colorado Division of Water Resources  
Adam Reeves, Attorney  
Dan McCarl, Attorney

### INTRODUCTION OF GUESTS

Brandon Johnson, General Manager MVIC; Greg Black, Director, MVIC; Phil Johnson, City of Cortez; Ed Millard, Montezuma County/SWBRT; Jim Mimiaga, Cortez Journal

### MINUTES

### APPROVAL OF THE MINUTES

**MOTION: TO APPROVE THE MINUTES AS SUBMITTED FOR THE DECEMBER 13, 2018 ENTERPRISE MEETING.**

**MOTION: GLEN FISH**

**SECOND: DON SCHWINDT**

**MOTION CARRIED UNANIMOUSLY WES WILSON WAS ABSENT AT THE TIME OF THE VOTE. SIMON MARTINEZ AND SHELDONNA A. IVES ABSTAINED FROM THE VOTE.**

### **FINANCIAL STATEMENTS**

Don asked what the Largo Tank purchase was for and Lloyd explained that it was for the new truck. The truck was the capital vehicle purchased in addition to the used crane in 2018. Lloyd stated that two half-ton pickup trucks and a side-by-side ATV were cut from the budget to offset the crane purchase. The truck was part of the original 2018 budget. The two ½ tons & side by side that were cut from the budget may be brought back to the Board for consideration in the 2020 budget.

**MOTION: TO APPROVE THE NOVEMBER '18 FINANCIAL STATEMENT AND APPROVE THE STATEMENT OF PAYABLES AS PRESENTED.**

**O&M: AP/CHECK #36685-36783 & PR/CHECK #123014-123065  
\$369,255.74**

**MOTION: DON SCHWINDT  
SECOND: GLEN FISH  
MOTION CARRIED UNANIMOUSLY WES WILSON WAS ABSENT AT THE TIME OF THE VOTE.**

**O&M REPORT** – Lloyd reported the following:

**McPhee Dam** – Snow has been plowed on the road to the Dam and Power Plant five times this month.

**Power Plants** – Winter maintenance is ongoing at Towaoc Power Plant. Some electric actuated hydraulic valves are being updated and installed. At McPhee Power Plant final checks are being made in preparation of the new excitation equipment scheduled for install in March.

**Laterals** – Work continues on the meter and valve repairs on the Pleasant View, Ruin Canyon and Sandstone fields.

**Pump Plants** – Winter maintenance on all Pump Plants is continuing. Repairs and upgrades on high voltage switches at Great Cut Pump Plant continues.

**Misc.** – Snow plowing, tire mats being built, upgrade and repair of fiber optic system for THC, jetflow gate repairs at the EDS, hydraulic cylinder rebuild on Check gate 403.

## **ENGINEERING AND WATER MANAGEMENT REPORT**

**Water Accounting**– Ken presented the **1) December Inflow/Outflow** spreadsheet and stated that the elevation isn't changing much, meaning inflow and outflow are balancing out. There may be minor changes to the spreadsheet in the future due to corrections of frozen gages. Montezuma Water Company (MWC) has steady standard use through the winter. The City of Cortez has a senior 4.2 CFS irrigation water right that went through a change case several years ago. As an irrigation right, DWR only allowed diversion during the irrigation season. Ken stated that normally MVIC would take the river and store winter flows in Narraguinnep, however this year we had repairs to the Lone Pine outlet and will be storing water in McPhee until MVIC decides where they want the water to go in the spring. MVIC had planned a Lone Pine stock run, but temperatures were too low for the stock run when repairs were complete. Ken stated that the mountains had good precipitation in October and then November was abnormally dry. Moisture returned for a week at the end of December. **2) January Inflow/Outflow** – Ken stated that January is a continuation on the

December information, inflows going to M&I and MVIC storage in Narraguinnep with fishery as the only release. **3) SNOTEL Median** – Ken stated that there isn't the normal gradation from lower to higher elevations. Also Sharkstooth is running lower than other SNOTELS and staff wondered if the north slopes aren't missing out on the storms. So far this winter we are under average for the year on all SNOTELS and particularly Sharkstooth. Ken noted that the McElmo gage has even risen on recent warm temps. Ken stated that the mountain snowpack is not yet where we need for a full supply. Ken stated that the Forecast Center is one of the government agencies that is shut down therefore there was no January webinar. **4) Low Snowpack Sites** – Ken stated that low snow looks above normal with recent heavy wet storms. The fact that we are in the storm track is positive with more storms forecasted to arrive soon. Don asked about Black Mesa. Mike stated that it is right at 100% for the 4-year median. Bruce stated that Black Mesa likely has twice the snow pack of Sharkstooth at this time. Ken stated that snow pack is already looking better than 2018 from winter storms. Robert stated that he didn't know if it played into this but the Burro Fire was close to Sharkstooth. Ken stated that NRCS is going to look at that area with the fire in mind when they can get up there. Ken mentioned that the Gunnison Basin, just north of us, is doing well this season. **High 4 and High 5** – Ken stated that Eric has highlighted a comparable year, 2006. It is still too early to make a water supply determination and will be covered in more detail in subsequent months. The High 4 graph comes off of the CRBFC site and shows that 2006 is the most similar pattern to this year so far. We are not up to normal median snow pack yet for this date in the year.

**Projects Update**– Ken stated that there is a sign-up sheet for the Family Farm Alliance annual conference in February. Ken stated that Don is on the Board and Ken is on the Technical Advisory Committee. This year's meeting will focus on Forest Health, Colorado River DCP and the ESA, all topics affecting irrigators throughout the West. Don stated that he asked Ken to bring this up and pointed out that the conference will be a really good one to learn about important western issues affecting irrigated agriculture. Ken stated that there is always a large group of Federal personnel presenting at this meeting. Don stated that this is a great place to learn about other projects and topics throughout the West. Glen asked if DWCD shared the cost like CWC. Mike stated that yes, this is broadly educational and if anyone would like to attend they should contact the Office staff who will help make reservations.

**OTHER** – Ken stated that CSU extension is hosting local agricultural educational programs and trainings. Ken stated that he doesn't know who CSU is distributing their information to but DWCD will be happy to spread the information if Board thinks FSA not getting the notice.

Bruce stated that Ed Millard has asked to discuss the Drought Contingency Plan (DCP) and Demand Management (DM) on behalf of Montezuma County. Ed Millard stated that he became aware of the DCP and the controversy over risks to local irrigators and developed a concern for what he was hearing. He has been communicating with the Montezuma County Commissioners (MCC) and has now been appointed by the MCC to the SWBRT. Ed stated that after Thanksgiving the MCC decided they are not fully supportive of the DCP and DM. Ed stated that he will attempt to explain Montezuma County's position on this issue.

Ed stated that there was a Montezuma County Commissioner's meeting in December and the Commissioners voted to oppose the DCP. Ed stated that he has attended the Colorado River Water Users Association Conference and stated that there are a lot of bureaucrats and attorneys at this meeting, but not many farmers so he feels like the farmers are not being heard. Don stated that

SWCD is supporting participation in the DCP. Ed stated that he has heard from all sides that Montezuma County has left the table and this is not the case. The Commissioners continue reading the DCP/DM and related Colorado Compact information. Ed stated that he gave a recommendation to the Commissioners and they agreed to oppose the DCP. Ed stated that he will state his issues with the Plan: 1<sup>st</sup> Issue – Colorado is only using 66% of its compact entitlement with the Upper Basin using approximately 50%-66%. Ed stated that even though he feels like CWCB has been making a good attempt at outreach, he doesn't feel that CWCB communicated that UB under use in their outreach. Ed stated that the Lower Basin is getting their entitlement and the unused Upper Basin water is going downstream also to the Lower Basin. Ed stated that there is a statement that MCC has asked to be reviewed regarding protections for the Upper Basin use. The way the MCC reads the information is that the Lower Basin can empty Powell, but not come after UB uses. 2<sup>nd</sup> Issue – The DCP states there will be a compact call and it doesn't appear that anyone can give an answer as to how a compact call is made. Ed stated that the River District, SWCD and Nature Conservancy have been working on this since 2007 through the water bank work group. Ed stated that it appears there was an effort among these parties towards banking UB consumptive use. Don stated that what Ed is stating about these entities working on the current proposed DCP is not true. Much of what the water bank work group has learned can inform the DCP/DM discussions, but that was not their original mission. Don has been actively engaged communicating the various Colorado River issues to local parties and stated that there needs to be more communication to avoid miscommunication breakdowns. Glen asked Ed what he thought of Brent Newman's answer regarding Section 603. Glen noted that 50 people at the SWBRT meeting heard Brent tell Ed that he would give him a written answer. Ed stated that he will look forward to this document as he feels CWCB has been evasive. Don stated that Ed was told that he would receive a written document.

Ed stated that he has been emailing the raw research and stated that if there is anyone receiving the emails and would like to be taken off of the list to let him know.

**ADJOURNMENT** Dolores Water Conservancy District Water Activity Enterprise Board meeting adjourned at 8:05 PM

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Donald W. Schwindt, Secretary-Treasurer

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Bruce Smart, President

# DOLORES WATER CONSERVANCY DISTRICT

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## MINUTES Regular Meeting January 10, 2019

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**CALL TO ORDER** Bruce Smart, President, called the meeting to order at 8:05 PM

Bruce Smart, President  
Simon Martinez, Vice-President  
Don Schwindt, Secretary-Treasurer  
Glen Fish, Director  
Wes Wilson, Director  
Sheldonna Z. Ives, Director  
Mike Preston, General Manager  
Ken Curtis, Engineer  
Lloyd Johnson, Maintenance Supervisor  
Lisa Jordan, Office Administrator  
Robert Stump, Bureau of Reclamation  
Doug Pickering, Colorado Division of Water Resources  
Marty Robbins, Colorado Division of Water Resources  
Adam Reeves, Attorney  
Dan McCarl, Attorney

### **INTRODUCTION OF GUESTS**

Brandon Johnson, General Manager MVIC; Greg Black, Director, MVIC; Phil Johnson, City of Cortez; Ed Millard, Montezuma County/SWBRT; Jim Mimiaga, Cortez Journal

### **APPROVAL OF THE MINUTES**

**MINUTES** Don suggested changes to the minutes to clarify the position of SWCD regarding Colorado River Basin issues.

**RECESSED AT 8:15 PM FOR BREAK TO WORK OUT LANGUAGE CHANGES TO THE MINUTES.**

**RECONVENED AT 8:20 PM**

Dan McCarl read the proposed changes to the minutes.

**MOTION: TO APPROVE THE MINUTES AS CHANGED FOR THE DECEMBER 13, 2018 REGULAR MEETING.**

**MOTION: WES WILSON  
SECOND: DON SCHWINDT  
MOTION CARRIED UNANIMOUSLY. SIMON MARTINEZ AND SHELDONNA Z. IVES ABSTAINED.**

**MOTION: TO APPROVE THE MINUTES AS SUBMITTED FOR THE DECEMBER 13, 2018 EXECUTIVE SESSION.**

**MOTION: WES WILSON  
SECOND: GLEN FISH  
MOTION CARRIED UNANIMOUSLY. SIMON MARTINEZ AND SHELDONNA Z. IVES ABSTAINED.**

#### **FINANCIAL STATEMENTS**

**MOTION: TO APPROVE THE NOVEMBER '18 FINANCIAL STATEMENTS AND APPROVE THE STATEMENT OF PAYABLES AS PRESENTED.**

**ADMIN: AP/CHECK #11242-11250**

**\$84,012.85**

**MOTION: GLEN FISH  
SECOND: SIMON MARTINEZ  
MOTION CARRIED UNANIMOUSLY.**

#### **AGENCY REPORTS**

##### **BOR Report**

Robert reported that **1)** All American still has the pumps in the machine shop and will contact Robert to inspect the repairs prior to putting pumps back together. **2)** Brimhall is working on stainless steel impellers that are not only better impellers they are less expensive to repair. **3)** Ken pointed out that BOR is not furloughed but the Department of Interior solicitors are not funded at this time.

##### **Division of Water Resources Report**

CDWR did not have a report.

##### **T/H Committee Report**

Brandon reported that the THC Committee had a meeting December 19, 2018. **1)** The Committee paid DWCD and MVIC. **2)** Revised the worklist items and **3)** Asked for letters of representatives and alternates from each entity for 2019.

**Next T/H Meeting** – The Committee will meet at the DWCD, Cortez Office January 23, 2019 at 2:00 p.m. at the Cortez Office.

### **MVIC Report**

Brandon reported that **1)** MVIC has been working on their meters and has performed extensive canal cleaning on the U-Lateral.

**THCC Representative** – Bruce stated that Godwin has expressed interest in remaining the THCC representative. Bruce stated that Godwin had suggested to him that Sheldonna be the alternate to the Committee. Sheldonna agreed to be the alternate.

**MOTION: THAT GODWIN OLIVER BE THE THCC REPRESENTATIVE AND SHELDONNA Z. IVES BE THE THCC ALTERNATE.**

**MOTION: SIMON MARTINEZ**  
**SECOND: WES WILSON**  
**MOTION CARRIED UNANIMOUSLY.**

### **GENERAL MANAGERS REPORT/DECISION ITEMS**

**Water Congress – January 30-February 1** – Mike asked that Board members wanting to attend Water Congress confirm participation and arrangements. The January 30 Workshop Agenda and the January 31-Feb.1 Convention Program were mailed to the Board.

**Board to Board** – There will not be a January 15 Board to Board meeting. February 26 is the next scheduled Board to Board and a topic will be determined.

**Proxy for MVIC Annual Shareholder Meeting** – As has been the practice, those Board members that plan to attend the MVIC shareholder meeting can decide jointly how DWCD's 170 shares will be voted. Mike will write a letter identifying DWCD Board members eligible to register and vote the shares.

**Select Date for Brainstorm** – The Annual Brainstorm Session will be held February 28, 2018 at 9:00AM. Primary Agenda Topic is Colorado River Basin Compact issues including the Drought Contingency Plans, Demand Management, and being prepared for Compact Compliance should DCP/DM measures not be adequate to address compact requirements.

**Disappointment Creek Instream Flow** – Dolores County wants to protect their non-decreed right to draw water out of Disappointment for road watering. Steve Harris has evaluated the flow calculations which conform to standard methods, and is consulting with Rob Veil of CWCB on how best to document the non-decreed road water right. This information will be shared with Dolores County and the DWCD Board. Any legal work will be at the direction and expense of Dolores County.

**Colorado River Basin Issues – Drought Contingency Planning, Demand Management, West Slope Risk Assessment** – There was meeting of the Drought Contingency-Demand Management Basin Roundtable Subcommittee on January 9. The role of the Roundtable is to make sure water managing entities and water rights holders have the opportunity to be informed on these issues and consider how best to address Colorado Basin Compact issues. DWCD is one entity that is taking up this challenge.

Mike mailed three documents to the Board they included: “Historical Information for Roundtable” “Roundtable Drought Contingency Plan and Demand Management Synopsis” and “Connecting it All” Flow Chart developed for the January 9 Roundtable Subcommittee meeting and the full Roundtable. All relevant Colorado Compact/Drought Contingency Plan/Demand management documents and overview material can be found at the Southwest Basin Roundtable Webpage: <https://waterinfo.org/resources/southwest-basin-roundtable/>. Click DCP/Demand Management Button.

The Board requested placing current DCP/DM discussions in a memo to frame legal analysis and advice. A January 3 MBSS Memo “Drought Contingency Planning, Demand Management and Intrastate Curtailment” was mailed to the Board. The Board also requested a memo that could circulate publicly. After the Board has a chance to discuss the memo in Executive Session, direction will be taken on how to frame a public version of this information.

As described above, the 2019 Brainstorm will be devoted to Colorado River Basin Compact issues including the Drought Contingency Plans, Demand Management, and being prepared for Compact Compliance should DCP/DM measures not be adequate to address compact requirements.

**Discussion:** Don stated that Ed Millard asked if there was BOR hydrology work that could be used for Drought Contingency Planning. Don stated that he thinks this data is available and has been shared so it should be pursued with John Currier. Don stated that with the DCP in place and with BOR modeling what is showing is that the Lake Powell problems are not serious in the near future. Don stated that given where Montezuma County is regarding the DCP then this information should be sought. Don stated that the question should be what does the BOR model tell us for the 2020-2026 years. Don asked that with the equalization tiers what are the risks to Lake Powell? What is the manageable risk for Powell and Mead? John Currier’s answer was it is difficult to tell because it is based on future hydrology. Don asked if he could get this answered more specifically to answer Ed Millard. Mike stated that he will get with Don regarding the specifics of the question then forward to Carrie Lile-Pagett to pose to John as this is the protocol which was set up in the SWBRT on January 9.

Mike stated that the key benefit of the DCPs is the Lower Basin DCP commitment to reduce consumption and bank water in Mead. Don stated that if the Lower Basin DCP is in place in Mead then the “sky is not falling” in Powell. Mike stated that this involves substantial reduction in use in the Lower Basin and these reductions are still being sorted out in Arizona. Mike stated that if the Lower Basin doesn’t figure it out the Secretary of Interior will decide what the reduction in consumptive use will be. Mike noted that 2020 is when the next interim agreement is due. Mike stated that the Upper Basin DCP documents are the next items to be discussed. They are talking about storage reservoir releases primarily from Flaming Gorge to avoid curtailment by keeping Lake Powell elevation up. Mike stated that there are quite a few moving parts in Demand Management and the Upper Basin DCP also includes weather modification and generating more hydrology by cloud seeding. There are caveats and concerns like; will the impact of DCP be equitable across the basins. There will be a lot of people keeping an eye out to make sure there is no disservice to this basin.

Mike stated that the Demand Management Storage Agreement, is an agreement to store Demand Management water in Powell. There has to be a place to put the water if it is stored in Powell that is not subject to equalization. Mike stated that Brent Newman is very supportive of the local efforts to explore DM concerns and what will work for us. Mike stated that the next element if DM fails is Compact Administration. Mike stated that this would be mandatory curtailment of water rights. If we fall out of compliance and the State Engineer gets involved then we are in a prior appropriation situation. Mike stated that what the CWCB asked for in their DCP/DM memo is a request for transparent the rule making by the State Engineer. Mike stated that the risk study that John Currier is doing is trying to model what the risks are in falling out of compliance under various approaches to prior appropriation with and without the DCP. Mike stated that one of the things we are trying to do in the study is anticipate which approach to curtailment would do the least damage to water supplies. Mike stated that there will be a West Slope Caucus meeting on May 2 at Ute Water in Grand Junction. John's risk assessment will be available at that time.

Greg Black stated that he asked Brent Newman and Carrie Lile-Pagett if there have been any hydrology or studies on the Sierra Nevada's cloud seeding taking water from this area. Mike stated that there has been extensive research in Wyoming regarding this issue. Ken stated that this is a tough question. The short answer is even when you do effective cloud seeding you take another 10%. Ken stated that you can actually see the clouds disappear over the Sierra Nevada's and reconfigure as fronts move across the continent. Ken stated that the science is not definitive enough to be precise. Bruce stated that this question has been around for 30 years and is not a new idea.

Glen stated that he feels like each Governor elected will have control over the prior appropriation and Glen is not in agreement with the Demand Management. Don stated that there is a steep hill to climb as a result of the water bank workgroup efforts. Don stated that Demand Management and curtailment will both be difficult and he feels that if they blend together then it could really hurt this valley. These should stay completely separate. It was stated that Celene Hawkins has made the point to CWCB that these are separate stages. Don stated that we may be better off to discard one of these pieces and may need to pick one. Ken stated that the water bank was created to protect agriculture. Don stated that prior appropriations was created to facilitate buy and dry, that was the plan in the beginning. Adam stated that prior appropriation was developed to support agriculture and allowed people who had land that was not next to a river to have water. Adam suggested caution in applying prior appropriations. Prior appropriation is pretty inflexible. Be aware that there was always a recognition that the West Slope would develop more slowly. Mechanical application may not be the best answer for the West Slope, or the Dolores Project. Mike stated that the water plan is in a lot of ways built from the basins up. Adam stated that we don't know what the law is with respect to compact curtailment across basins and states. We don't know how it works. We don't know how the prior appropriations doctrine relates to compact states.

**Himes Creek ISF** – The Legal, Engineering and Management Team met January 4 to consider how best to engage the Himes Creek Instream Flow which is on the CWCB "Intent to Appropriate" list in January. As reported in December, we were not able to reach agreement on Sideboards to constrain the Himes Creek "all unappropriated flows" to remote native trout populations with no intervening water rights at play. Discussions are underway with the Forest Service, TU and CPW about using Federal tools in the future in lieu of distorting the Instream Flow Program.

The question remains, how to deal with Himes Creek in a manner that does not result in a costly challenge and does not undermine DWCD efforts to explore post Himes Creek alternatives for dealing with first order native trout streams. What actions, if any, should DWCD take prior to and

after notice of intent to appropriate. Adam is working with Southwestern Legal Counsel to try and understand how they intend to approach Himes, and if a coordinated effort is advisable. The Board will get a report on suggestions coming out of the January 4 legal-engineering team meeting and have the opportunity to provide direction in Executive Session.

**Activities and Meetings since Last Board Meeting:**

- December 17: Meeting with City of Cortez Public Works Director and Water Plant Operator to Discuss M&I Operational Challenges at Low Reservoir Levels – Mike, Ken
- December 19: Towaoc-Highline Committee
- December 20: Call with Linda Bassi, Rob Veil and Brandy Logan of CWCB, Rob Genualdi and John Simpson of DWR Division 7 with Questions Pertaining to the 87.3 MVIC Filing Referred by John Justus to Evaluate Impact on Instream Flow – Mike and Ken asserted that there are too many unknowns to evaluate the question. CWCB and DWR representatives agreed.
- December 21: Phone Meeting Christine Arbogast to Discuss Strategies Related to Compact, DCP/DM Issues within Reclamation and the Political Process – Mike, Ken
- December 26: Call with Talmage Wilson, Reclamation Upper Colorado Power Office on DCP/DM Issues related to Glen Canyon Power Elevations – Mike, Vern, Robert
- January 8: Meeting with San Juan Forest, TU, CPW to Discuss Alternative Tools for Native Trout Protection that Don't Involve Non-Stand Instream Flow applications – SJPLC, Durango, 10:00AM.
- January 8: DWRF Coordinating Committee, DWCD, 1:30PM
- January 8: MVIC Board Meeting, 2:00PM
- January 9: Roundtable Subcommittee on Drought Contingency Planning/ Demand Management 12:30-2:30, DWCD
- January 9: Southwest Basin Roundtable, DWCD, 3:00PM (2:30 Social Time), DWCD

**Upcoming Meetings and Activities:**

- January 19: MVIC Annual Meeting, 1:00PM
- January 19-23: Mike on Vacation
- January 23: Towaoc-Highline
- January 29-30: CWCB, Denver
- January 30: Water Congress Workshops, Denver
- January 31-February 1: Water Congress
- February 6: DWRF, 1:30, DWCD
- February 12: MVIC Board Meeting
- February 14: DWRF Coordinating Committee

**Other** – Don stated that Colorado Water Ag Alliance was at the SWBRT on January 9. Don stated that some of the water down in McElmo goes to environmental benefit. Don stated that stream management plans are one of the tools DWCD might think about using in the process. Colorado Water Ag Alliance meeting will be January 24 in Nucla from 9:00AM to 2:00PM it is free to the public. Mike stated that the Roundtable funded a Stream Management Plan and the issue with it was that there were not adequate agricultural inputs. Mike stated that now recreation and environment is half of the table and agriculture is the other half. Don stated that we need to be aware of this and would like to urge anyone that is interested in going to attend this meeting

**Legal Report** – Adam stated that **1)** he is scheduled to talk to Amy Huff to discuss Bayless Ranches on January 11 regarding the riparian concern.

**RECESSED FOR BREAK AT 9:55 P.M.**  
**RECONVENED REGULAR MEETING AT 10:01 P.M.**

**MOTION: MOVE INTO EXECUTIVE SESSION PER CRS 24.6.402(b) TO OBTAIN ADVICE FROM COUNSEL AND CRS 24.6.402(e) MATTERS OF NEGOTIATION IN DISCUSSION ON DROUGHT CONTINGENCY PLAN/DEMAND MANAGEMENT, AND HIMES CREEK.**

**MOTION: WES WILSON**  
**SECOND: SIMON MARTINEZ**  
**MOTION CARRIED UNANIMOUSLY**

**RECESSED FOR EXECUTIVE SESSION AT 10:01 P.M.**  
**RECONVENED REGULAR MEETING AT 10:47 P.M.**

#### **REPORT OUT OF EXECUTIVE SESSION**

Adam reported that in Executive Session the Board discussed Himes Creek the Drought Contingency Plan and Demand Management. No decisions were made.

**NEXT DWCD BOARD MEETING** – Thursday, February 14, 2019 - 7:00 P.M.

**ADJOURNMENT** Meeting adjourned at 10:55 P.M.

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Donald W. Schwindt, Secretary-Treasurer

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Bruce Smart, President