

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 June 13, 2019

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**CALL TO ORDER** Bruce Smart, President, called the meeting to order at 7:06 PM

**ROLL CALL** Bruce Smart, President  
Simon Martinez, Vice-President  
Don Schwindt, Secretary-Treasurer  
Godwin Oliver, Director  
Wes Wilson, Director  
Mike Preston, General Manager  
Ken Curtis, Engineer  
Lloyd Johnson, Maintenance Supervisor  
Gina Espeland, Accounting Clerk  
Robert Stump, Bureau of Reclamation  
Adam Reeves, Attorney  
Dan McCarl, Attorney

#### INTRODUCTION OF GUESTS

Brandon Johnson, General Manager MVIC; Ed Millard, Montezuma County/SWBRT, Jim Mimiaga, Cortez Journal, Tony Tanner and Justin Dennison, Full Service Irrigator

#### MINUTES

#### APPROVAL OF THE MINUTES

**MOTION: TO APPROVE THE MINUTES AS SUBMITTED FOR THE MAY 9, 2019 ENTERPRISE MEETING.**

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

#### FINANCIAL STATEMENTS

**MOTION: TO APPROVE THE APRIL '19 FINANCIAL STATEMENT AND APPROVE THE STATEMENT OF PAYABLES AS PRESENTED.**

**O&M: AP/CHECK #37177-37313 & PR/CHECK #123293-123344  
\$318,241.85**

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

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

**Pump Plants**

All pump plants have been running steady at 60 to 70 percent of capacity.

**Laterals**

A leak on the 100 lateral was excavated and repaired. The leak was on a 30” steel line that had an existing drain removed approx. 20 years. ago. The drain line patch had rusted out. A new patch was welded in place and coated with epoxy. Lloyd provided a picture.

Godwin asked where the 100 lateral is located. Lloyd stated it was in Cahone by Bob Neely.

A leak on an 8” line on the Dove Creek lawn and garden system was also repaired. This leak was caused by town crews hitting the pipe with a backhoe.

**Power Plants**

McPhee Power Plant has been running steady at 75 cfs. Towaoc Power Plant has been running around 40 to 60 cfs. (approx. 20% of capacity)

Lloyd reported that there was a problem at Cahone Pump Plant. The motor was not aligned right when it was installed and it had to be pulled out and sent it in and had it rebuilt.

General ongoing maintenance as the season goes on.

**ENGINEERING AND WATER MANAGEMENT REPORT**

**Water Accounting**– Ken presented the **1) May and June Inflow/Outflow.** Starting with May which came in colder than normal and we gained about 20 feet putting us at 6912.88 elevation and 181,000 active capacity at the end of the month. The river had its up and downs chasing recurring cold fronts. April came in higher than expected while May came in lower. We had a lot of unrecorded inflows and had about 116,000 AF total inflow for May versus the expected 180,000-190,000 AF. Total runoff was about 114,000 AF in April and so it looks like June will be the big inflow month this year. The Ute diversions were steady and then shut off for Memorial weekend. MVIC is still running slow and you can see the total diversions are just 22,000. So far while topping off Narraguinnep with May diversions at only about 13,000 AF, lower than normal. Call water is starting to get spilled with onset of the spill. In FSA we didn't even take meter readings for May based on low Dove Creek Canal diversions. The little FSA use chases the storms and we finally broke 100 CFS the last day of May. The spill is highlighted and did spill over Memorial Day and then was shut back down to gain some elevation before a sustained spill. **2) June** shows us filling up towards 6921+ elevation. The Dolores upstream was close to flood stage last Sunday for a brief time and still seeing significant inflows. Summit did start to fill and were late getting going, but was hardly noticeable on Lost Canyon. We are showing 300,000 AF in total inflow through June 12 and climbing with June looking like the big inflow month. Utes started cutting, so then were down in use. MVIC got up to 300 CFS range then backed off with weather and have not reached 400 CFS yet. Full Service up north are starting to cut, so expect their diversions to drop and then rise next week or the week after. June is usually dry and we've had just a little rain so far. Robert will talk about the spill information in his report.

**Cortez Office Parking Lot** – Ken stated that he has been talking about the parking lot the last couple of years. It was chip sealed in 2009 and a couple of things have changed for the current needed maintenance. Chip sealing is not a huge job and we do have a quote. There is a lot of parking lot patching that would be required prior to chip sealing. Ken is currently talking to both local paving contractors. If we do want to discuss details he would like to discuss the low quote in Executive Session until a decision is made. We can chip seal with the patching or alternatively place a 1” overlay, but it is marginally stronger and may not last better than the chip seal. For approximately twice the cost we can rebuild for probably 4 times the life span.

Ken stated to fund a complete rebuild would likely require a budget adjustment later this year as somewhere within the next month or so we will need to commit to a contractor. Ken stated that if the Board wants we can bid it and will probably get the same bidders. The local bidders are Four Corners and Elam. Ken stated that he would like to go with the two quotes. The cheaper options do not look like they would last very long. If you don't want to do it this year, he would suggest looking at a full rebuild next year. Simon asked if there were others that contribute in the cost. Ken explained that some of the cost goes against not paying rent to federal government. There is not a cost share and we would more than often do not end up paying rent because of the offset of costs for other building improvements. Bruce asked if it was pulverized how much could be reused if any on the base. Ken stated he was not sure, but yes that some would be reused, but to grade to match the curbs would requiring hauling

some off and feather down at edges. Bruce asked where we would pull the funds. Ken stated that it would have to come out of reserve funds.

Bruce asked the Board for their thoughts. Ken stated that we can put it off until next month, but need to make a decision on this year or next. Godwin said he would like to see what the next quote comes in at.

Ken stated that he feels comfortable with the range of the quotes.

**MOTION: AUTHORIZE STAFF TO GO AHEAD AND COMPLETE THE REBUILD ON THE PARKING LOT**

**MOTION: WES WILSON  
SECOND: DON SCHWINDT  
MOTION CARRIED UNANIMOUSLY**

**FSA Petition Hearing Eric White**

**Recessed Meeting at 7:35 P.M. for FSA Petition Hearing  
Reconvened Meeting at 8:20 P.M.**

**ADJOURNMENT** Dolores Water Conservancy District Water Activity Enterprise Board meeting adjourned at 8:22 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 June 13, 2019

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**CALL TO ORDER** Bruce Smart, President, called the meeting to order at 8:22 PM

Bruce Smart, President  
Simon Martinez, Vice-President  
Don Schwindt, Secretary-Treasurer  
Godwin Oliver, Director  
Wes Wilson, Director  
Mike Preston, General Manager  
Ken Curtis, Engineer  
Lloyd Johnson, Maintenance Supervisor  
Gina Espeland, Accounting Clerk  
Robert Stump, Bureau of Reclamation  
Adam Reeves, Attorney  
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### INTRODUCTION OF GUESTS

Brandon Johnson, General Manager MVIC; Tony Tanner, Full Service Irrigator, Jim Mimiaga, Cortez Journal, Ed Millard, Montezuma County/SWBRT

### APPROVAL OF THE MINUTES

#### MINUTES

**MOTION: TO APPROVE THE MINUTES AS SUBMITTED FOR THE MAY 9, 2019 REGULAR MEETING AND MAY 9, 2019 EXECUTIVE SESSION.**

**MOTION: GODWIN OLIVER  
SECOND: SIMON MARTINEZ  
MOTION CARRIED UNANIMOUSLY.**

**MOTION: TO APPROVE THE MINUTES AS SUBMITTED FOR THE MAY 20, SPECIAL MEETING AND MAY 20, 2019 EXECUTIVE SESSION.**

**MOTION: SIMON MARINTEZ  
SECOND: GODWIN OLIVER  
MOTION CARRIED UNANIMOUSLY.**

### FINANCIAL STATEMENTS

**MOTION: TO APPROVE THE APRIL '19 FINANCIAL STATEMENTS AND APPROVE THE STATEMENT OF PAYABLES AS PRESENTED.**

**ADMIN: AP/CHECK #11317-11331**

**\$26,204.44**

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

### AGENCY REPORTS

#### BOR Report

Robert reported that he would try to explain management of the runoff and releases. There are two sheets included. One is from the Colorado Basin River Forecast Center and the other a spreadsheet that Eric Sprague and Robert had been working on. Robert has been meeting weekly with Eric for the runoff, having to make adjustments weekly and setting

downstream goals and communications back out to the public with bi-weekly website updates. The forecast sheet from Colorado Basin River Forecast Center has stayed steady since April. We have been using the 50% forecast and taking the others into consideration. The inflows started climbing in April. We were at 6912 elevation on Memorial Day and reached out to see the interest in the boating community over Memorial Day and despite the fact that the reservoir was below the target elevation we started and went up to 1200 cfs over the Memorial Day weekend. A week before we released temperature suppression flows to help delay native fish spawning. Some natives had started spawning when CPW did the sampling.

Release went down to 400 cfs to allow the reservoir to reach 6916. There was a lot of smaller craft users during the lower flows. Simon asked if there was still rafting today. Robert and Lloyd said yes. We are still releasing the 100,000+ af spill. The target is habitat maintenance flows and we reached that goal and set releases for 2600 cfs for June 8<sup>th</sup>. June 9<sup>th</sup> the inflows started increasing and inflows got up to 4686 total average for the day. When the spill group met this week they wanted to target another goal and it benefits the reservoir filling too rapidly by meeting another ecological flow target of 3400 cfs that gets the water in the riparian beyond the river banks and into the floodplain. We are currently at 3400 cfs and monitoring on a sub-daily basis and once the inflows drop below 4000 inflow the river inflow will be matched to the outflow minus irrigation diversions. We will continue to meet weekly with the spill group and have boatable flows out until June 23<sup>rd</sup>. Releases could be pushed out to the close to the 27<sup>th</sup> and beyond. Simon asked who was on the group that was meeting weekly.

Runoff assessment group is boating and fish advocates, BOR and DWCD. American Whitewater, Dolores River Boating Advocates, Fishery biologist and CPW biologist and DWCD staff, Ken, Mike, Eric and Robert for Reclamation. Mike stated that the input has been very helpful along with crafting communication for the language on the website. Robert said that is the beauty of the weekly meetings and we are able to adjust midweek if needed. Robert has been working closely with Eric Sprague on operational forecasting.

Ed Millard ask if it was a subset of the full M&R team and who had been left out from the M&R team. Bruce said it is just a flow discussion group, it is the boaters because of the flows and fishery and riparian benefits. Mike said the work of this group gets vetted at M&R team meetings. Reclamation and DWCD protect content and manage operations. A primary concern is keeping the reservoir full at the end of the spill. Robert said the weekly spill group is a benefit in advising DWCD and BOR and it is not a closed meeting. Ed asked if the M&R Team was invited and if it is a public meeting. Mike stated that these are working meetings, that anyone can observe, but Reclamation and DWCD are in charge of the spill and have invited this group in for specific input on boating, fishery and ecological issues. Advice on irrigation supplies comes from the Water Boards and counties through their participation on the M&R Team. All input is advisory to Reclamation which has final say and DWCE which operates McPhee on a daily basis.

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

CDWR was not in attendance.

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

Godwin reported that the THC Committee had a meeting May 22, 2019. **1)** The Committee paid DWCD and MVIC and Ute Farm and Ranch. Brandon wanted to look at Checks 508 and 509 and that was done on Thursday.

**Next T/H Meeting** – The Committee will meet at the DWCD, Cortez Office June 26, 2019 at 2:00 p.m. at the Cortez Office.

### **MVIC Report**

Brandon reported that **1)** Groundhog has 12 feet to fill and he projects that it should fill. The MVIC Board allocated 42 inches to their users. Work is being finished up the Lone Pine liner. Dealing with daily issues as they arise. The MVIC Board decided to forego the Board to Board meeting for the month of June and will schedule for a July Board to Board Meeting.

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

**MVIC 87.3cfs Water Rights Filing** – Mike stated that he would let Adam report. Adam reported that he received a revised decree from MVIC's attorney and has had an initial cursory review. It looks like the concerns expressed by DWCD are being addressed. There is real significant progress and Adam feels we are moving forward. Adam stated that he is looking for detailed analysis by the LEMing to bring to the July Board meeting. Ken added that after DWCD looks at the revisions he would get with Brandon to bring it back full cycle for the next month. Looking to have a LEMing on the 27<sup>th</sup> and a president meeting in July to confirm agreement by attorneys. Ken said he would follow-up with Brandon to discuss 87.3 resolution with the Boards. Adam said further discussion will need to be in Executive Session.

**Board to Board, June 18, 7:00PM, DWCD:** Headed for July and discussion on the 87.3 agreement. Exhibit A is an important part of these discussions. 2019 is a low call water year, which may come up.

**Colorado River Compact Issues, Drought Contingency Planning, Demand Management** – Mike stated that the major local event since the May Board meeting was the presentation made on May 28 by Mark Harris of the Grand Valley Water Users Association who set up a panel that included Luke Gingrich of JUB Engineering, Dan Birch, formerly Colorado River District, Steve Anderson Uncompaghre Water Users and CWCB Board Member, and Celene Hawkins Southwest Basin CWCB Representative. Attached are excerpts from Mark Harris's introduction.

Five Board members attended the meeting; and Board members can share their observations and thoughts on the presentation and extensive comments and questions. We were also encouraged that a majority of the MVIC Board was present as well as the Montezuma and Dolores County Commissions. We plan to advance this discussion post-season with the Farmer Advisory Committee and other interested farmers. The question we are confronted with is: Can demand management work in conjunction with the Dolores Project? What would make it work? If it won't work, why not? We want as many Dolores Project irrigators as are interested, in on this discussion. Also attached is a series of discussion points on demand management developed by the Colorado Basin Roundtable Workgroup that are a good reflection of some of the questions that we will be grappling with entitled: "Colorado Basin Roundtable Demand Management Workgroup Discussion Points Work in Progress."

Ken stated that the reason we brought Mark in was because of their pilot program on Demand management with farmer participation and careful documentation. They set aside infrastructure money and are trying to be proactive about risk in a compact call. Mark Harris offered the presentation and Ken took him up on it. Ken said we want to get ahead of it and that is why it happened when it did. Ken's personal observations are that the policy on the Colorado River policy input has been handled by SWCD and the River District and we need to figure out how to engage in west slope efforts and opportunities to bring different coalitions together. Mark Harris is trying to alert other west slope agriculture interests, to what they have learned from their active engagement.

Mike stated that there are things that we share in common with Grand Valley Water Users Association since they have Reclamation reservoirs, and agriculture crops. Mike stated that he put in Mark's notes and one point is a real interest to learn and engage at this level which gives a lot of visibility to our concerns. They view this as being prepared and taking an approach of being proactive. Mike opened up to the Board attendees. Wes said it was a lot of good information and an over- view of different points. Bruce said it was good to have them explain what and how they are doing things. Don said the real value is the details of putting the program together for them in their entity. It was not designed to meet the standards at all of what will happen with the water. Don said it was useful to have Mark here speaking. Mike stated the intent of getting to the farmer level in the fall at the Farmer Advisory meetings and other structured farmer meetings if the interest is there. Ken said there is a DM study going on and what will come of it, we don't know. To have meaningful input you need to know what works on your project. You have to look at you own system to see what can be controlled and not. Don stated that it has been a setback for SW in the role that they were planning on taking, but they will get back on track when a new Manager is in place. SW had planned on serious outreach and plan to pick up that active role again.

Included is Colorado Basin Round Table Demand Management (DM) Workgroup discussion points which brings forth good questions about the ramifications of DM.

The other avenue for analysis and input is the formation by CWCB of 8 Workgroups for Demand Management Feasibility Investigations involving people with subject matter expertise on the topics of: Law and Policy, Monitoring and Verification, Water Rights Administration and Accounting, Environmental Considerations, Economic Considerations, Funding, Education and Outreach, Agricultural Impacts. There is an information sheet provided on the appointments of the workgroups that have been setup through CWCB.

Adam stated that the participants will have to sign a nondisclosure agreement and that Ken was on one of the working groups. Ken said he doesn't see a concern. Don asked Adam about the non-disclosure agreement that could limit communication with the Board. Don said that the discussion of Ken being on the workgroup doesn't need to be decided until we see the non-disclosure statement. Bruce said he looks at it as Ken getting in and looking at the situation and having more in-depth knowledge of what is going on. Ken stated that he had a look at the first go around of the non-disclosure and didn't see a problem. Bruce asked if the session will be closed door. Ken stated yes and that they will have ground rules. Ken said he thought that the legal groups likely to have more disclosure issues. Ken stated that he had discussed with this Board his intent to be on a workgroup. Wes stated that he thought it was vitally important to be included and active. Adam said he can't comment on a non-disclosure agreement he doesn't have. He can view the document to see what it says when it comes out and he can put out a memo to the Board and have an email to the Board of his evaluation. Ken said he suspects to see a new draft in the next few weeks. The first workshop will be open to the public sometime around the Water Congress Meeting. Bruce said that he would suggest leaving it to Ken to make the decision if it affects the way he would communicate with this Board. Ken said this work process is going and we are either engaged or not and it doesn't mean we agree with anything or take away anything from DWCD. Don stated that he agrees with Ken, but does not think that we need DM at this time in the near term. Mike said that the work groups are strong people that can be assertive with CWCB. Mike said he feels that Ken's presence would only strengthen DWCD's knowledge and add strength to advising the staff at CWCB on DM.

### **The West Slope Roundtable Caucus will be meeting at Ute Water in Grand Junction**

The focus of this event will be on Phase III of the Risk Assessment which considers the level of risk of Lake Powell falling below elevation 3525 which is approaching loss of power generation and risk of mandatory compact administration. This discussion will reveal details about how much the "risk curve" can be "bent" by all aspects of the Upper and Lower Basin Drought Contingency Plans. The discussion will also explore scenarios concerning how mandatory administration to meet a compact deficit would fall on West Slope Basins. There will be discussion about additional questions, and analyses and actions that the West Slope Caucus and member Roundtables should consider pursuing going forward.

If you have already registered then you are in and if not they are running out of room. There is a lot more information we will review with the Board in an orderly manner. Ed said there is a lot of missing information and wondered how much time is allowed to ask questions. Mike said there will be 45 minutes or 1 hour of Q&A on the Risk Assessment. This is a discussion starter. The questions will be addressed in the roundtable and other venues and an attempt. Ken suggested that if you are looking for black and white answers, you should lower your expectations.

The Southwest Basin Roundtable and its DCP/DM Subcommittee will continue their work in conjunction with the July 10 Roundtable meeting at DWCD. The Subcommittee will meet from 1:30 to 2:30 to review recent developments and prepare for discussion by the full Roundtable at the meeting beginning at 3:00.

Bruce said that Ed will give a brief highlight on a workshop that he attended at CU on concepts for renegotiating interim guidelines. Ed stated he would give a brief overview of the conference. They were discussing the interim guideline negotiations that are going to start next year and thinking outside of the box on approaches. Ed felt that he learned a lot. A big focus was pushing grand bargain #1. Due to climate change and over estimating hydrology there is not enough water in the river to meet obligations. They talked about the structural deficit and what turned out to be over allocation in 1922. The upper basin obligated 7.5 million acre feet to the lower basin that was undermined in 1964 when the lower basin was allowed to take uncounted tributary water. We are at 4.5 million acre feet in the upper basin consumptive use and the lower basin is taking the other 3 million acre feet. The Grand Bargain is to freeze the upper basin at 4.5 and in exchange the lower basin agreeing never to place a call. Ed thought that it is not a bad idea.

It is a good thing for us because it eliminates a compact call and we would not have any new water to develop. You would have to do conservation and adjust water rights and management of existing depletions. Bruce stated that he invited Ed and it is a lot of information that might be coming up in the future. Don said that these people are running the show. Things are starting to happen now. Ken asked Ed how he plans to get ahead of this. Ed said he wants to get in front of these people and use SW to influence for us at this table. Ken asked how he perceives SW having influence on these issues. Don said we have to rely on SW and the River District and depend on them being at the table. The real issue is the interim guidelines. Don said getting our voice together will be helpful. Ed stated that the 603A was written in 1968 by Aspinall with this intent of protecting the water of the Dolores Project.

Adam asked if the tribes weighed in on a cap. The settlement water is the tribes and they are not going to give it up. Sooner or later we have to authorize DWCD's engagement. Ken is pushing for DWCD to come up with a policy after careful evaluation.

**Himes Creek Instream Flow** – Adam has been working with Beth Van Vurst and they have agreed on substantive matters and are working to get the stipulation adopted by the CWCB Board. Hopefully the stipulation will be adopted and incorporated.

The Minutes in the packet from the May 20 Special Meeting and Executive Session cover the discussion and motion to “Accept the proposed settlement and non-precedent language . . .” provide an overview of progress on minimizing the impact the Himes Creek Instream Flow on any future ISF proceedings involving the Dolores River and Tributaries. Adam has been working with Southwestern Attorney Beth Van Vurst and the Attorney General’s Office to ratify the stipulation and will update the Board on the status of this negotiation.

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

- May 13: All Roundtable Chairs Webinar Meeting, 11:00AM, GM
- May 14: Quantified Ventures Biomass Power Discussion with Industry, County, Tribal, DWRF Representatives - GM
- May 14: MVIC Board Meeting
- May 15: Native Trout in Dolores Tributaries Discussion, 8:30 Durango SJPLC – GM, Ken, Doug Pickering
- May 15: Risk Study Technical Advisory Group – GM, Ken
- May 16: CSU Researcher Kelsea Macilroy, Demand Management Interview with GM as Roundtable Chair
- May 17: Interview on DWRF Strategic Plan by Stacie Beaugh - GM
- May 22: Risk Study Technical Advisory Group – GM, Ken
- May 22: Spill Management Group – Ken, Eric, Robert, GM
- May 23: West Slope Chair Call to Plan West Slope Roundtable Caucus - GM
- May 28: Demand Management Presentation by Mark Harris Manger, Grand Valley Water Users Association, Luke Gingerich JUB Engineering, Dan Birch, Steve Anderson, Celene Hawkins - GM, Ken, Bruce, Godwin, Wes, Sheldonna, Don
- May 29: Risk Study Technical Advisory Group – GM, Ken
- May 29: Spill Management Group – Ken, Eric, Robert, GM
- May 31: Call with Quantified Ventures on Power Grid Protection, Biomass Power- GM
- June 5: Risk Study Technical Advisory Group – GM, Ken
- June 5: Spill Management Group – Ken, Eric, Robert, GM
- June 11: MVIC Board, 2:00PM
- June 12: Risk Study Technical Advisory Group – GM, Ken
- June 12: Spill Management Group – Ken, Eric, Robert, GM

**Upcoming Meetings and Activities:**

- June 14: Meeting with Empire Electric Board, Forest Health, Fiber Utilization Study, Bio-mass Power – GM, Ken, Ellen Roberts
- June 20: West Slope Caucus Meeting, Ute Water Company, Grand Junction, 10:00-3:30, RSVP for lunch
- June 26: Spill Management Group, DWCD, 10:30AM
- July 1: Native Trout in Dolores Tributaries Discussion, 10:00A Durango SJPLC
- July 3: Spill Management Group, DWCD, 10:30AM
- July 3: DWRF Coordinating Committee, 10:00AM
- July 3: DWRF Collaborative
- July 9: MVIC Board Meeting, 2:00PM
- July 10: Roundtable DCP/DM Subcommittee, 1:30-2:30PM DWCD
- July 10: Southwest Basin Roundtable, DWCD, 3:00PM (2:30 Social Time)

**Legal Report** – Adam stated that work on Bayless Ranches is almost done. Received a summary of consultation on Plateau Creek diligence. They were moved from other rights and Division would like us to go back to original decreed uses and didn’t include beneficial uses or flood control and will have a recommendation at the next meeting. Hydro is still in



there. Adam stated that they received notice of reappointment of Don Schwindt in his director position. Adam stated that we need to enter into Executive Session for discussion on the 87.3 Filing.

**RECESSED REGULAR MEETING FOR BREAK AT 10:20 PM**

**RECONVENED REGULAR MEETING AT 10:25 PM**

**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 THE MVIC 87.3 FILING.**

**MOTION: WES WILSON  
SECOND: DON SCHWINDT  
MOTION CARRIED UNANIMOUSLY**

**RECESSED FOR EXECUTIVE SESSION AT 10:26 P.M.**

**RECONVENED REGULAR MEETING AT 10:45 P.M.**

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

Adam reported that in Executive Session the Board discussed the MVIC 87.3 filing change and no decisions were made.

Don said he appreciated the question on what his strategy was. Don shared that he has 4 pages of his thoughts and information if any of the Board would like to read it. He is going to give it to Ken and wanted to make the offer to the Board. Don said he will email it to Ken. Ken can then forward to the Board.

**NEXT DWCD BOARD MEETING – Thursday, July 11, 2019 - 7:00 P.M.**

**ADJOURNMENT** Meeting adjourned at 10:48 P.M.

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Donald W. Schwindt, Secretary-Treasurer

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Bruce Smart, President