

RECORD OF PROCEEDING

**SOUTHEASTERN COLORADO WATER
ACTIVITY ENTERPRISE
MINUTES
January 20, 2022**

A meeting of the Board of Directors of the Southeastern Colorado Water Activity Enterprise (Enterprise) was held on Thursday, January 20, 2022, at the District office, 31717 United Avenue, Pueblo, Colorado. President Long called to order the Enterprise meeting at 11:18 a.m.. The ZOOM platform was also made available for Board members and visitors.

President Long established that a Quorum was present.

DIRECTORS PRESENT:

Alan Hamel	Curtis Mitchell	Mark Pifher
Andy Colosimo	Dallas May	Pat Edelmann
Ann Nichols(remote)	Greg Felt(remote)	Patrick Garcia
Bill Long	Howard Miller(remote)	Seth Clayton
Carl McClure(remote)	Kevin Karney	Tom Goodwin

DIRECTOR(S) ABSENT AND EXCUSED:

None

ENTERPRISE OFFICIALS PRESENT:

Executive Director James Broderick; General Counsel Lee Miller; Senior Policy and Issues Manager Chris Woodka; Water Resource Engineer Garrett Markus; Principal Engineer Kevin Meador; Administrator of Finance and Administration Leann Noga; Administrative Support Specialists Margie Medina and Patty Rivas; and Kogovsek and Associates Christine Arbogast.

VISITORS PRESENT:

Barbara Crockett (remote) Jacobs Engineering; Bill Tyner (remote) Division Engineer; Brandon Forbes, Ryan Banta USGS; Brett Gracely (remote) LRE Water; Cathy Garcia (remote), Congresswoman Lauren Boberts Office; Erin Wilson (remote) Wilson Water Group; Gordon Dillon Kleinfelder; Jeffery Deherrera (remote) Pueblo West Metro District; Jenny Bishop (remote) Colorado Springs Utilities; Kevin Salter and Rachel Duran (remote), Kansas Department of Agriculture; Kortney Kelly (remote) Fountain Valley Authority; Mark Scott, Citizen; Mike Holmberg (remote) USBR; Rick Kientz Aurora Water; Travis White JHL Constructors.

APPROVAL OF MINUTES:

President Long said the minutes of the December 9, 2021 joint District and Enterprise Board meetings were posted to the Board website for review and asked if there were any corrections or additions. Hearing none, Mr. Hamel moved, seconded by Mr. Pifher to approve the minutes. Motion unanimously carried.

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TREASURER REPORT:

Mr. Karney reported the financial statements for November 2021 and DRAFT December 2021, were posted to the Board website for review. Mr. Karney moved, seconded by Mr. Clayton, for acceptance of the November 2021 and DRAFT December 2021 financial statements and payment of the January 2022 bills. Motion unanimously carried.

PRESENTATION ITEMS:

FEDERAL LEGISLATION UPDATE

Ms. Arbogast reported that things in play include the infrastructure bill, which has \$8 billion for Bureau of Reclamation and Southeastern Colorado Water Conservancy District will have access to some of that funding; with the Continuing Resolution for 2022 running out on February 16, appropriators are working out the final details of a bill and there will be \$10 million for AVC in that bill. The President's FY 2023 budget proposal is due out in early February. The Bureau of Reclamation has sent their spend plan for the first year of infrastructure spending to Capitol Hill and Southeastern Colorado Water Conservancy District fits in that category. While the AVC has at times been in question simply because of limited funding, that issue or obstacle is no longer there. It is unknown exactly when funds will become available, or what the mix of regular budget and infrastructure money will be, but Southeastern Colorado Water Conservancy District will have funding.

Not much is expected to happen in 2022 with the mid-term elections.

There are ongoing regulatory issues like the rewrite of Waters of the United States (WOTUS) and NEPA.

The newly-drawn 7th Congressional District now includes Upper Arkansas Basin counties. Incumbent Ed Perlmutter is not running.

ACTION ITEMS:

Mr. Meador presented an action item that recommends that the Enterprise Board approve the Agreement for the JWBHP Mechanical Pipe Plugs between Obermeyer Hydro, Inc., and the Southeastern Water Activity Enterprise.

This agreement is for the manufacture and supply of two mechanical pipe plugs for the James W. Broderick Hydropower Plant (JWBHP). The mechanical pipe plugs will provide an emergency means of isolating the 90-inch diameter pipeline between the North Outlet Works at Pueblo Dam and the hydro facility's penstock pipelines to the turbines. The pipe plugs are required by the Bureau of Reclamation's Lease of Power Privilege, Article 9.a.IV.k. The Board was provided a copy of the Obermeyer Hydro Inc. proposal for the mechanical plus, and the agreement between SECWAE and Obermeyer Hydro, Inc.

Mr. Clayton moved, seconded by Mr. Hamel that the Southeastern Colorado Activity Enterprise Board approve an agreement for the JWBHP Mechanical Plugs Between the Southeastern Colorado Water Activity Enterprise and Obermeyer Hydro, Inc. Motion unanimously carried.

Curtis Mitchell, chair of the Resource and Engineering Planning Committee, mentioned this item had not gone to the Committee, due to timing of the matter, the committee was made aware of the agreement and did not have any opposition on the matter.

