

**COLORADO RIVER COMMITTEE**  
**MINUTES**  
**September 13, 2016**

A meeting of the Colorado River Committee was held on Tuesday, September 13, 2016 at 10:02 a.m. at the District office

Chairman Goodwin announced a quorum was present.

**COMMITTEE MEMBERS PRESENT:**

Tom Goodwin - Chairman,  
Pat Edelmann, Gary Bostrom, Mark Pifher, Jim Broderick

**COMMITTEE MEMBERS ABSENT AND EXCUSED:**

None

**OTHERS PRESENT:**

Gib Hazard, Board Member, Lee Miller, District General Counsel, Steve Leonhardt, Special Water Counsel, Erin Wilson, Engineering Consultant, Garrett Markus, Water Resources Specialist/Engineer, Chris Woodka, Issues Management Programs Coordinator.

**APPROVAL OF MINUTES:**

Mr. Bostrom moved the approval of the March 17, 2016 minutes, seconded by Mr. Edelmann.

**EXECUTIVE SESSION:**

Lee Miller stated a request was made for the Committee to enter Executive Session for the purpose of:

**C.R.S. §24-6-402(4)(b):** (Conferences with an attorney for the local public body for the purposes of receiving legal advice on specific legal questions)

**C.R.S. §24-6-402(4)(e):** (Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators)

To discuss the Diligence and Change Applications for the District's Division 2 Conditional Water Rights

**The presence of the following persons is requested at this Executive Session:**

- Non-Excused Committee and Board Members
- Executive Director
- General Counsel
- Engineering Consultant
- Water Resources Specialist/Engineer
- Issues Management Programs Coordinator
- Special Water Counsel

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The minutes will be electronically recorded as required by the Colorado Open Meetings Act.

Mr. Edelman moved, seconded by Mr. Bostrom, to enter into Executive Session. Chairman Goodwin recessed the Committee meeting at 10:07 a.m., and reconvened at 11:25 a.m.

**REPORT OUT OF EXECUTIVE SESSION:**

Lee Miller reported that during Executive Session the Committee received legal advice and provided direction for negotiation on the matters subject of the Executive Session. One action item resulted from the Executive Session.

**ACTION ITEMS:**

Mr. Bostrom moved, seconded by Mr. Pifher, that the Colorado River and Water Supply Committee, General and Special Water Counsel and District staff recommend that the Board adopt Resolution No. 2016-02D, and authorize Special Water Counsel to:

- (1) File an Application for Diligence with the Water Court by November 30, 2016 to maintain the District's conditional water rights decreed in Water Division 2 to Pueblo Reservoir, Turquoise Lake, and Twin Lakes Reservoir;
- (2) File an Application for a change of water rights with the Water Court before November 30, 2016 to change the District's conditional water rights decreed in Division 2 for the Malta Canal, Otero Conduit, Otero-Wapaco A, Otero-Wapaco B, Wapaco Diversion, and Chalk Creek Diversion, and to correct errors in legal descriptions, and include these rights in the Diligence Application to maintain these conditional water rights; and
- (3) Abandon the District's conditional water rights for the proposed Princeton Forebay, Pancho Forebay, Salida Forebay, Salida Afterbay, Wapaco-Princeton, Princeton-Pancho, Pancho-Salida structures, and the Sangre de Cristo Power System's Canal A/Tenderfoot, Canal C, and Grape Creek Reservoir structures.

Motion unanimously carried.

**INFORMATION ITEMS:**

None

**OTHER BUSINESS:**

None

**NEXT MEETING:**

To be determined.

**ADJOURN**

Chairman Goodwin adjourned the meeting at 11:28 a.m.

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Respectfully submitted,

Lee Miller

General Counsel