

**WEST DIVIDE WATER CONSERVANCY DISTRICT
818 Taughenbaugh Blvd., Suite 101
Rifle, Colorado 81650**

**MINUTES OF BOARD OF DIRECTORS MEETING
May 18, 2023**

CALL TO ORDER

The regular Board of Directors meeting was called to order at the district office at 9:00 a.m. by President Samuel B. Potter.

ROLL CALL

The following directors were present: President Samuel B. Potter, Vice President Dan R. Harrison, Secretary Richard L. McNeill, Treasurer Tom Jankovsky and Director Kelly Couey. Also in attendance were Tammy Keenan, Office Manager; Wendy Ryan, Colorado River Engineering, Inc.; Edward B. Olszewski, Counsel and Water Commissioners Dave Hale.

PUBLIC COMMENT

There was no comment from the public.

MINUTES

Richard L. McNeill moved the minutes of the April 20, 2023, meeting be approved as received; Tom Jankovsky seconded; motion carried.

FINANCE REPORT

Bills to be Paid: Richard L. McNeill moved the attached list of bills be paid; Tom Jankovsky seconded; motion carried.

Financial Statements: Richard L. McNeill moved the March and April 2023, Financial Statements prepared by Barnes, Pearson & Rudow, LLC be accepted; Tom Jankovsky seconded; motion carried.

Accounts Receivable: The board reviewed the current accounts receivable.

EXECUTIVE SESSION

Richard L. McNeill moved to go into executive session at 9:10 a.m., per CRS 24-6-402(4) for the purpose of potential contractual issues; Tom Jankovsky seconded; motion carried. At 10:15 a.m. the meeting moved out of executive session and will be further reviewed next month.

RIVER DISTRICT REPORT

There was no report this month from the River District.

WATER CONTRACTS

Chevron USA, Inc.; Tom Jankovsky moved approval of this water allotment contract, 244.21 a.f., Industrial, General Sored Water; seconded by Richard L. McNeill; motion carried.

Richard L. McNeill moved approval of the following cancelled contracts; seconded by Kelly Couey; motion carried; contracts cancelled.

The following contracts are cancelled effective this date for the reasons listed in italics.

RMR Aggregates **2.00 af**
4601 DTC Blvd
Ste 130
Denver, CO 80237
Direct Haul Contract #190718RMR(a)
Cancelled per email from Bobby Wagner – no longer needed

Louise and Gerald Kelley **1.00 af**
1742 County Road 214
Silt, CO 81652
Contract # 860120BDP(east)(f)
Cancelled – purchased a city water tap

John Lyons Symposium **2.13 af**
8711 County Road 300
Parachute, CO 81635
Contract #171113JLS(a)-NF
Cancelled – no longer needed

Ruiz South Minor **1.00 af**
PO Box 456
Silt, CO 81652
Contract # 20119RSMS3(a)
Cancelled due to SB20-155

Felipe and Cristina Venzor **1.00 af**
41 County Road 221
Rifle, CO 81650
Contract # 220915FCV(a)
Cancelled – subdivision fell through

Alexander Elsdon **1.00 af**
1120 Cedar Breaks Road
Rifle, CO 81650
Contract # 200116RM(c)
Cancelled – non-payment

ROUNDTABLE REPORT

There was no roundtable report this month. The next meeting is Monday May 22, 2023.

WATER RESOURCES' REPORT

Dave Hale has survived his 1st records season and learned a lot from the West Divide records. He greatly appreciates all of Wendy Ryan's help.

He has requested that there be more regular attendance from the commissioners again.

HYDROLOGISTS' REPORT

Water Watch and Augmentation reports were provided and discussed.

ALSBURY

The outlet has been closed. Another trip will need to be scheduled after things thaw out and large logs can be removed from the dam.

CRYSTAL RIVER

Wendy Ryan is finalizing the report and updating the scenario models as the grant ends this month. Larry Darrien is ok with the smaller pond concept. He is interested in selling his augmentation pond and 1 c.f.s. enlargement water right to West Divide. The water could be used to fill a new pond.

MARTIN RESERVOIRS

All three reservoirs have filled and spilled. The reservoir inspection has been completed, and the seep is running again. Beavers have dammed the diversion structure and might need repaired before next year.

The Fourmile gaging station has been installed.

Wendy Ryan discussed the ERO Quote with the board and ~~Samuel B. Potter~~ ^{the board} approved moving forward with ERO ~~Cultural~~ ^{Environmental}.

FOURMILE

A meeting with Division 5 on the Atkinson Ditch operations was held on April 21, 2023. Wendy Ryan is working with Caleb Roberts of Division 5 to quantify and replace historical return flows during a Cameo call.

WD YIELD STUDY

All transducers have been installed and measurements will continue to be taken as long as the conditions are safe. Estimates will be made using HWL and velocity estimates if need be.

ACTIVE CALLS

Rifle Creek – Rifle Creek Cannon Ditch 11/1- 5/6, switched to Grand Tunnel on 5/6 – current.

ATTORNEY'S REPORT

Received written and oral report from counsel.

The Board

~~Samuel B. Potter~~ authorized a trespass fee up to \$1000 per landowner for continued conduct studies.

NEW BUSINESS

The next meeting is scheduled for June 20, 2023. July will be a regular meeting on Thursday July 20, 2023 and August may need to be cancelled but will be confirmed at the July meeting.

DIRECTORS' COMMENTS

No comment this month.

ADJOURN

Meeting adjourned at 11:45 a.m.

SIGNED:



Richard L. McNeill, Secretary

ATTEST:



Samuel B. Potter, President

GENERAL FUND

Num	Name	Memo	Account	Amount
eft	CEBT	TSK Health Ins	5222 · Medical Insurance--Employer	955.26
DD11:	Keenan, Tamara S	Direct Deposit	5221 · Salary	2,403.90
eft	American Funds		2227 · Simple IRA Payable	107.93
eft	American Funds		2227 · Simple IRA Payable	359.76
eft	Electronic Federal Tax Payment System	84-0976632	2205-FICA/MED/FWT Payable	918.42
5655	Bookcliff Professional Building, LLC		5395 · Rent--Office unit	996.35
5655	Bookcliff Professional Building, LLC		5394 · Rent-Prop.Taxes/Ins/Utilities	200.00
eft	Capital One, F.S.B.	Comcast	5390 · Telephone & Internet	186.64
eft	Capital One, F.S.B.	Zoom	5390 · Telephone & Internet	17.29
eft	Capital One, F.S.B.	Postage	5300 · Postage/Box Rent/Etc.	248.91
eft	Capital One, F.S.B.	office & cleaning supplies	5100 · Office Supplies	185.62
5649	Postmaster	Annual Box Rent (203)	5300 · Postage/Box Rent/Etc.	78.00
5656	Barnes, Pearson & Rudow, PC	April	5150 · Accounting	945.00
5657	Olszewski, Massih & Maurer, P.C.	General	5280 · Legal	652.75 8255.83

GENERAL STORED WATER

Num	Name	Memo	Account	Amount
2610	Silt Credit Card Payments	Gutierrez, Raul	4025 · In/Domestic	425.00
2611	Garfield County Clerk and Recorder	Memorandums	7070 · Memorandum Recording Fees	13.00
2612	Olszewski, Massih & Maurer, P.C.	Inclusions	7047 · Legal--General	35.00
2612	Olszewski, Massih & Maurer, P.C.	CRWCD	7047 · Legal--General	428.75
2612	Olszewski, Massih & Maurer, P.C.	Contracts	7047 · Legal--General	17.50
2612	Olszewski, Massih & Maurer, P.C.	Crystal	7048 · Legal--Crystal River	253.75
2612	Olszewski, Massih & Maurer, P.C.	Martin Diligence	7046 · Legal--WD project Diligence	638.75
2612	Olszewski, Massih & Maurer, P.C.	Area A	7047 · Legal--General	750.75
2612	Olszewski, Massih & Maurer, P.C.	Scanon	7047 · Legal--General	307.50
2608	Colorado River Engineering, Inc.	Task 2 Review budget, hydrology reports	Martin Grant	5,142.50
2608	Colorado River Engineering, Inc.	Task 10 Feasibility Study, consultations	Martin Grant	1,415.00
2609	Colorado River Engineering, Inc.	General	7032 · Hydrology--General	2,115.00 542.50

FOURMILE CREEK

Num	Name	Memo	Account	Amount
2003	Olszewski, Massih & Maurer, P.C.	General	8050 · Legal--General	1,245.50
2004	Garfield County Clerk & Recorder	Memorandum recording	8070 · Memorandum Recording Fees	28.00
2005	Colorado River Engineering, Inc.	General	8030 · Hydrology	2,612.50
2005	Colorado River Engineering, Inc.	Travel to check conditions	8080 · Maintenance - Martin Reservoir	209.60 95.60

SILT INTERCONNECT

Num	Name	Memo	Account	Amount
549	Garfield County Clerk & Recorder	Memorandum	8000 · Memorandum Recording Fees	13.00 13.00
GRAND TOTAL				23,906.93