

**UPPER BLACK SQUIRREL CREEK GROUND
WATER MANAGEMENT DISTRICT
REGULAR MEETING MINUTES
May 2nd, 2017**

The **May** meeting of the Board of Directors of the Upper Black Squirrel Creek Ground Water Management District was called to order **Tuesday, May 2nd, 2017 at 5:33 P.M.**, at the District Office, 520 Colorado Avenue, C, Calhan, CO by President Donald Booker, and determined a quorum was present.

Board Members in Attendance: President Donald Booker, Vice-President JR Bond, Treasurer Mark Greeley, Secretary Dave Doran, Director Dave Elliott

Vice-President Bond entered the meeting at 5:41 P.M.

Board Members Absent: NA

Others in Attendance: John Hill, Lisa Thompson Via Phone, Tracy Doran

PUBLIC NOTICE OF THE MEETING WAS POSTED

President Booker opened the meeting and called for approval or amendments to the agenda.

1. Agenda for May 2nd, 2017:

Director Doran motioned to approve the May 2nd, 2017 agenda with the addition of #4 Thacker well permit application under new business and an executive session for Woodmen Hills and Cherokee. Director Elliott seconded the motion. Motion carried (4-0)

2. Minutes for April 10th, 2017:

Director Doran motioned to approve the April 10th, 2017 minutes as written. Director Greeley seconded the motion. Motion carried (4-0)

3. Treasurer Report & Any Bills Needing Board Approval:

Treasurer Greeley reported on the income and expenses for the month of April and motioned to pay the attorney bill of \$8,987.98. Director Elliott seconded the motion. Motion carried (4-0)

OLD BUSINESS

1. Cherokee Metro & Meridian Service Metro/Replacement Plan:

Attorney Thompson reported that Cherokee may file a Declaratory Judgement and the District would have to answer that complaint. Discussion followed about reaching out to Cherokee to discuss.

2. Cherokee Case No. 14CW3061/Denver Basin Augmentation in Water Court:

Attorney Thompson reported that we are waiting for Cherokee to send over a stipulation and that we are not active in this case just monitoring it.

3. Cherokee Case No. 15GW15/Wells 1-8:

Attorney Thompson reported that there are no pending deadlines and we will discuss this in executive session.

4. Woodmen Hills Case No. 03GW20/Replacement Plan:

Ms. Thompson reported that this will be discussed in executive session. There are some deadlines for Woodmen Hills coming up for their expert report, we did allow them some extra time. We did have some settlement discussions.

5. Meridian Ranch Case No. 15GW14/Replacement Plan:

Attorney Thompson reported that we are getting close to wrapping this up, the Hearing Officer has a Draft Order but we have not seen it yet. Discussion followed on the technical analysis.

6. Blue Springs Ponds:

There were no updates to report on this item.

7. Ground Water Contamination Study:

Director Doran reported that there are no updates to report on this.

NEW BUSINESS

1. Water Well Permit Replacement Application/Anderson:

The Board reviewed the application. Director Bond motioned to approve the Anderson well permit application. Director Doran seconded the motion. Motion carried (5-0)

2. Water Well Permit Application/Montes:

The Board reviewed the application. Director Bond motioned to approve the Montes application with 2 homes and .5 acre feet. Director Greeley seconded the motion. Motion carried (5-0)

3. Water Well Permit Application/Defrahne & Foulke:

The Board reviewed the application. Director Doran motioned to approve the Defrahne & Foulke well permit application. Director Greeley seconded the motion. Motion carried (5-0)

4. Emergency Water Well Permit Application/Thacker:

The Board reviewed the emergency application. Discussion followed on emergency applications and how they should be handled. Director Doran motioned to approve the Thacker well application. Director Bond seconded the motion. Motion carried (5-0)

ANY OTHER BUSINESS THE BOARD MAY HAVE

Attorney Thompson reported that Meridian had filed a Petition in December 2016 to the Commission Staff requesting a determination by the Commission whether the surface water that flows into Meridian's Ponds B and C is designated ground water in whole or part subject to the jurisdiction of the Ground Water Commission. That will be heard at the May 18th, 2017 Commission meeting. The Attorney General's office has reached out and asked for a meeting with Meridian, the AG's Office and the District for May 15th to see if there is a possibility to do a joint position.

Attorney Thompson updated the board on the surface diversion off the main stem and Chris Grimes inspection and email with his report and that he suggests a follow up inspection in June or July. Mr. Grimes did observe some ponds in the area. Discussion followed up on the remedies for the ponds.

Attorney Thompson reported that she had sent the Board an email on the Aquifer Storage and Recovery Draft Rules. Ms. Thompson recommends that we wait on the Commission Rules that they are working on right now and see what the changes are and then decide how the Board wants to proceed after they see what the Commission Rules look like.

VISITOR INPUT

NA

Director Bond motioned to go into executive session at 6:30 P.M. to discuss Woodmen Hills Case No. 03GW20 and Cherokee Wells 1-8. Director Doran seconded the motion. Motion carried (5-0)

EXECUTIVE SESSION

Please take notice that Attorney Thompson Pursuant to C.R.S. §24-6-402(4)(b), is requesting an Executive Session with the Board of Directors of the Upper Black Squirrel Creek Ground Water Management District during its regular meeting scheduled on Tuesday, May 2nd, 2017, regarding the following matters:

1. Woodmen Hills Case No. 03GW20
2. Cherokee Wells 1-8

Director Doran motioned to come out of executive session at 7:14 P.M. Director Bond seconded the motion. Motion carried (5-0)

EXECUTIVE SESSION REPORT

Director Doran motioned to direct Attorney Thompson to continue with the settlement discussions with Cherokee for wells 1-8 with the parameters the Board discussed. Director Bond seconded the motion. Motion carried (5-0)

Director Bond motioned to direct Attorney Thompson to pursue additional conversations with Woodmen Hills in meetings. Director Elliott seconded the motion. Motion carried (5-0)

ADJOURNMENT

President Booker called for the meeting to be adjourned.

There being no further business before the Board at this time Director Doran made a motion to adjourn the meeting. Director Greeley seconded the motion. Motion carried (5-0)

The meeting adjourned at 7:17 P.M.

Respectfully submitted,

Tracy Doran/Office Manager