

**UPPER BLACK SQUIRREL CREEK GROUND
WATER MANAGEMENT DISTRICT
REGULAR MEETING MINUTES
June 6th, 2017**

The **June** meeting of the Board of Directors of the Upper Black Squirrel Creek Ground Water Management District was called to order **Tuesday, June 6th, 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, Treasurer Mark Greeley, Secretary Dave Doran, Director Dave Elliott

Board Members Absent: Vice-President JR Bond

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

PUBLIC NOTICE OF THE MEETING WAS POSTED

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

1. Agenda for June 6th, 2017:

Director Doran motioned to approve the June 6th, 2017 agenda with the addition of Emergency Application Letter under #10 New Business. Director Greeley seconded the motion. Motion carried (4-0)

2. Minutes for May 2nd, 2017:

Director Greeley motioned to approve the May 2nd, 2017 minutes. Director Doran 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 May. Treasurer Greeley motioned to accept the May treasurer report and pay the attorney bill of \$9,021.75 and Engineering Bill for \$1,110.00. Director Doran seconded the motion. Motion carried (4-0)

OLD BUSINESS

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

Attorney Thompson reported that it is anticipated that Cherokee will file a Motion with the Commission seeking a determination as to the legal use of its effluent water. Ms.

Thompson thinks it would be a good idea to have the two Boards discuss the motion before it gets filed. President Booker will try to set something up with Cherokee's President.

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

Attorney Thompson reported that Cherokee submitted its final draft decree on the 5th. Discussion followed. Ms. Thompson advised that the District will withdraw from the case versus Stipulation.

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

Attorney Thompson reported that this will be discussed in executive session. Ms. Thompson commented that this case is close to being done.

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

Ms. Thompson reported that there is a Hearing scheduled for 5 days in December. Ms. Thompson informed the Board that Woodmen Hill's expert disclosures were submitted on May 17, 2017, claiming that their replacement obligations are 58 acre-feet per year. Ms. Thompson communicated that the District's expert disclosures will be due on August 14, 2017. Ms. Thompson advised that this item will be discussed in executive session.

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

Attorney Thompson reported that the Hearing Officer entered the Final Order in this case on May 16, 2017, approving the Replacement plan and a methodology for calculating ET from Meridian's recharge facilities.

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/Smith:

The Board reviewed the application. Director Doran motioned to approve the Smith application. Director Greeley seconded the motion. Motion carried (4-0)

2. Water Well Permit Application/Higashiguchi:

The Board reviewed the application. Director Doran motioned to approve the Higashiguchi application with the following condition, that the application needs to be completed, they need to fill out the aquifer and the acre-foot amount. Director Greeley seconded the motion. Motion carried (4-0)

3. Water Well Permit Application/Pring:

The Board reviewed the application. Director Doran motioned to approve the Pring application but that it needs to be noted that they will be limited to two homes and 1 acre-foot. Director Greeley seconded the motion. Motion carried (4-0)

4. Water Well Permit Application/Mallette:

The Board reviewed the application and discussed. President Booker will give Mr. Mallette a call and ask him if there is only one well on the property. Director Doran motioned for a pending approval of the Mallette application per Don's investigation. Director Greeley seconded the motion. Motion carried (4-0)

5. Water Well Permit Application/Kobilan:

The Board reviewed the application. Director Doran motioned to approve the Kobilan application. Director Greeley seconded the motion. Motion carried (4-0)

6. Water Well Permit Application/Duray:

The Board reviewed the application. Director Doran motioned to approve the Duray application. Director Greeley seconded the motion. Motion carried (4-0)

7. Water Well Permit Application/Martinez:

The Board reviewed and discussed the application. Director Doran motioned to approve the Martinez application with the noted changes that they need to reduce the acre-feet amount down to 1 acre-foot, and change the dwellings to two, list the aquifer and the GPS location. Director Greeley seconded the motion. Motion carried (4-0)

8. El Paso County Review/Meadowbrook Crossing/Prelim & Final Plat:

The Board had no comments at this time but would like further submittals if there are any.

9. El Paso County Review/Karen's Yorkies:

The Board reviewed the submittal and discussed. Director Doran motioned to direct Tracy to look up and see if the applicant has a commercial well, and to write the County in the review regarding that if she does not. Director Greeley seconded the motion. Motion carried (4-0)

10. Emergency Water Well Permit Letter to the State:

The Board reviewed the letter and asked Lisa to look it over and make any necessary changes.

ANY OTHER BUSINESS THE BOARD MAY HAVE

The Board discussed the July meeting date and whether they should change the date or cancel the July meeting as it falls on July 4th. Director Doran motioned to cancel the July meeting and if need be to hold a Special meeting by phone, and to have Don and Tracy review and comment on any well permit applications that would have been considered at the July meeting. Director Greeley seconded the motion. Motion carried (4-0)

VISITOR INPUT

NA

The Board took a brief recess at 6:41 P.M.

Director Greeley motioned to go into executive session at 6:48 P.M. to discuss Woodmen Hills Case No. 03GW20 and Cherokee Wells 1-8. Director Doran seconded the motion. Motion carried (4-0)

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, June 6th, 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 7:40 P.M. Director Elliott seconded the motion. Motion carried (4-0)

EXECUTIVE SESSION REPORT

Director Doran moved to authorize attorney Thompson to finalize the settlement agreement for Cherokee Wells 1-8. Director Elliott seconded the motion. Motion carried (4-0)

Director Elliott moved to authorize Don and Dave Doran to continue to work on settlement discussions with Woodmen Hills and set up another meeting. Director Greeley seconded the motion. Motion carried (4-0)

ADJOURNMENT

President Booker called for the meeting to be adjourned.

Director Greeley made a motion to adjourn the meeting. Director Elliott seconded the motion. Motion carried (4-0)

The meeting adjourned at 7:42 P.M.

Respectfully submitted,

Tracy Doran/Office Manager