

**UPPER BLACK SQUIRREL CREEK GROUND
WATER MANAGEMENT DISTRICT
REGULAR MEETING MINUTES**

July 3rd, 2018

The **July** meeting of the Board of Directors of the Upper Black Squirrel Creek Ground Water Management District was called to order **Tuesday, July 3rd, 2018 at 6:00 P.M.**, at the District Office, 520 Colorado Avenue, C, Calhan, CO by President David Doran, and determined a quorum was present.

Board Members in Attendance: President David Doran, Vice-President Dan Farmer,
Secretary JR Bond via phone

Board Members Absent: Director Mark Greeley

Others in Attendance: John Hill, Jonathon Smith, Tracy Doran,

PUBLIC NOTICE OF THE MEETING WAS POSTED

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

1. Agenda for July 3rd, 2018:

Director Farmer motioned to approve the agenda with the additions to New Business #4 Mattson well permit application and #5 GJ Gardner well permit application. Director Bond seconded the motion. Motion carried (3-0)

2. Minutes for June 5th, 2018:

Director Farmer motioned to approve the June 5th minutes as written. Director Bond seconded the motion. Motion carried (3-0)

3. Treasurer Report & Any Bills Needing Board Approval:

Manager Doran reported on the income and expenses for the month of June. Director Bond Motioned to accept the June report and pay the attorney's fee for \$17,340.12 and engineering fee of \$2,100.00. Director Farmer seconded the motion. Motion carried (3-0)

OLD BUSINESS

- 1. Cherokee Metro & Meridian Service Metro/Replacement Plan/Case No.98CW80/Cherokee Motion for Determination of Question of Law/Case No. 08GW71:**

President Doran stated that the attorney reported that the District filed a joint response on June 26th with the Booker Trusts and the Farmers and discussed the District's position which is very similar to Commission Staff. Commission Staff takes the position that Cherokee is required to recharge wastewater returns derived from any designated or non-designated ground water rights, to the extent the returns are from any subdivisions serviced by Cherokee or treated at the Sunset Plant, as specified in the 1999 stipulation. Staff also argues that Cherokee may see replacement credit for the recharged water, but that the Commission should deny the request because Cherokee gave up its right to reuse the water in the 1999 stipulation. Discussion followed.

2. Case No. 15GW14/Meridian Ranch Replacement Plan Application:

A. Application to Include New Recharge Structure/Case No.18GW01:

President Doran briefed the Board that the last status conference was held on June 26, 2018, during which Meridian's counsel stated that it would accept all of the UBS District's suggested changes to the proposed decree. Meridian has circulated a revised decree consistent with that statement. There will be another status conference scheduled for July 25, 2018.

3. Blue Springs Ponds:

There were no updates on this item. Discussion followed.

4. Legislation/Rules:

a. Case No. 17GW05 (Rulemaking)L Ground Water Commission Rule 5.6/5.8 (Aquifer Storage and Recovery (ASR) Draft Rules:

President Doran advised that the Commission's revisions to the amendments have not been circulated yet.

b. General Amendment to all Designated Basin Rules 4, 5 & 7:

President Doran related that in Attorney Thompsons report it stated that the UBS District and other parties pre-hearing statements were filed on June 4, 2018. Mr. Wireman is reviewing the expert reports submitted by the Commission Staff and other parties. All parties will be given the opportunity to file rebuttal expert reports by July 9, 2018. This continues to be our most active case right now.

NEW BUSINESS

1. Registering an Existing Well/Calvins:

The Board had no issue with the registering of the Calvin well.

2. Water Well Permit Application/Calvin:

Director Farmer motioned to approve the Calvin well permit application permitted they are in the right aquifer. Director Bond seconded the motion. Motion carried (3-0)

3. Water Well Permit Application/Septembre:

Director Bond motioned to approve the Septembre application with two homes as is allowed by our rules not 3, and 1 acre foot not max allowed. Director Farmer seconded the motion. Motion carried (3-0)

4. Water Well Permit Application/Mattson:

Director Bond motioned to approve the Mattson application with the addition that they add metering requirement to the application. Director Farmer seconded the motion. Motion carried (3-0)

5. Water Well Permit Application/GJ Gardner Homes:

Director Bond motioned to approve the GJ Gardner Homes permit. Director Farmer seconded the motion. Motion carried (3-0)

ANY OTHER BUSINESS THE BOARD MAY HAVE:

The Board discussed writing a letter to the State on Determination of Water Rights, and on potential violations.

Board Reports:

1. Ground Water Contamination Study:

President Doran reported that the Committee is working on developing a joint funding agreement and will be sending a letter to all members of the committee. Discussion followed on amounts and upcoming meeting date.

2. County Water Master Plan Steering Committee:

President Doran briefed the Board that Mr. Wireman has also discussed the USGS Water Quality Study with Bill Banks. Mr. Banks is working to finalize the scope of work for the water quality sampling, which will include approximately 50 wells in the UBS Basin's alluvial aquifer. President Doran reported on the upcoming meeting date.

VISITOR INPUT

Jonathon Smith from Cherokee informed the Board that Brian Beaudette is the interim general manager right now, and that Steve Hasbrouk is the President of the Board. Mr. Smith noted that Larry Kehler, Rene Sintas and Dave Mattas are also on the Board. Mr. Smith further advised that they do not have a new attorney right now. Mr. Smith stated that the Board held a Special meeting held last night and the Board approved entering into an agreement with Colorado Springs for service. Mr. Smith expressed the meeting was publicly noticed. Discussion followed.

EXECUTIVE SESSION

NA

EXECUTIVE SESSION REPORT

NA

ADJOURNMENT

President Doran called for the meeting to be adjourned.

Director Bond made a motion to adjourn the meeting. Director Farmer seconded the motion.
Motion carried (3-0)

The meeting adjourned at 6:48 P.M.

Respectfully submitted,

Tracy Doran/Office Manager