

Minutes of the First 2019 Quarterly Board Meeting of the
Board of Directors of the
Republican River Water Conservation District

January 10, 2019

Burlington, Colorado

The Board of Directors of the Republican River Water Conservation District convened a regular meeting, pursuant to notice required by statute and the District's By-Laws, at Burlington Community & Education Center, Burlington, Colorado.

Present were:

Board Members:

Rod Lenz, President
Greg Larson, Vice President
Tim Pautler, Secretary
Aaron Sprague, Treasurer
Gil Anderson
Wil Bledsoe
Kevin Penny
Brent Deterding
Kenny Helling
Rod Mason
Steven Meakins
Roger Seedorf
Wayne Skold
Stan Laybourn

Deb Daniel, RRWCD General Manager
Suzanna Baker, RRWCD Administrative Assistant
David Robbins and Pete Ampe, RRWCD General Counsel, Hill & Robbins, P.C.
Randy Hendrix, RRWCD Engineer, Hendrix WAI, LLC

A sign in sheet listing the members of the public attending the meeting is attached as Exhibit 1.

STATEMENT OF QUORUM

President Rod Lenz called the meeting to order at 10:01 a.m., welcomed the public and started the meeting with the Pledge of Allegiance and a prayer. Secretary Tim Pautler conducted a roll call of Board members, Steve Kramer was absent but excused. With 14 Directors attending the meeting, Secretary Pautler declared that a quorum of the Board was present. President Lenz acknowledged Senator Gardner's representative, Darlene Carpio and from Congressman Buck's office, Dusty Johnson. Rod Lenz also recognized Chelsea Erickson from the Kansas Division of Water Recourses.

AGENDA AND APPROVAL OF MINUTES

President Lenz asked for any amendments to the agenda for the meeting. A motion to approve the agenda with no changes was made, seconded, and approved unanimously.

Prior to this meeting, the Directors had received, electronically, a draft of the minutes of the special Board meeting held on November 29th and 30th 2018, and a copy of the executive session minutes held during that meeting. These documents were also included in the Board packet. President Lenz asked if there were any changes or corrections to the minutes. With no changes, a motion to approve the minutes of the special Board meetings held on November 29th and 30th 2018 was made, seconded, and approved unanimously. President Lenz then asked if the board had any changes or correction to the Executive session minutes from the special Board meetings held on November 29th and 30th 2018. There being no changes a motion to approve the executive session was made, seconded, and approved unanimously.

PRESIDENT'S REPORT

At 10:10 AM, President Rod Lenz gave his report. He started his report by thanking past RRWCD Water Engineer Jim Slattery for his years of service to the RRWCD, Lenz then read Resolution 19-02. The Board moved to approve Resolution 19-02 in appreciation of Mr. Slattery, the motion was seconded and approved unanimously.

President Lenz then read Resolution 19-01 thanking Dennis Coryell for his years of service on the RRWCD Board. Dennis Coryell served as President on the Board 11 of those years. Mr. Coryell was also presented with a collage of pictures and his Resolution. The Board then moved to approve Resolution 19-02, the motion was seconded and approved unanimously. Dennis Coryell then challenged the Board to first and foremost be representatives of the Basin, with their goal to always do what is best for the Basin.

Rod Lenz stated that even though Jim Slattery and Dennis Coryell will no longer be serving the RRWCD as major contributors he is confident that with the current Board members and Staff we are capable to take on any challenge. Rod Lenz stated he is very honored to be a leader of such a group.

GENERAL MANAGER'S REPORT

At 10:20 AM, General Manager Deb Daniel stated the new committee list is in the Board packet as well as an application for GWMDs to apply for funds from the RRWCD. The applications must be presented at a quarterly board meeting and give updates at quarterly board meetings following approval of funding. Several Board Professionals were absent today for various reasons. Scott Meiklejohn is in Denver working on the RRWCD Bill HB 19-1029. Tim Davis's wife Dee passed away, he and his family are in our prayers.

FINANCIAL REPORT

Next, Administrative Assistant Suzanna Baker presented the financial report for the quarter ending December 31, 2018, which were previously sent to the entire Board electronically as well as being included in the Board packet. A motion to approve the financial report for the fourth quarter of 2018 was made, seconded, and approved unanimously. Ms. Baker also notified the Board of the increase in mileage reimbursement from .545/mile to .58/mile for 2019, which is set by the IRS.

CCP OPERATIONS REPORT

Deb Daniel reported for CCP Operations Manager Tracy Travis, who was unable to attend. Mr. Travis has had no significant problems with the pipeline. There was a loss of power for a short time, which shut down the

system for a short time. But once the power was restored, Mr. Travis was able to get all the wells running again and the pipeline delivering to the North Fork later that day.

COMMITTEE REPORTS

- Director Aaron Sprague, Budget Committee Chairman, updated the Board on the budget sub-committee. The sub-committee met on January 8, 2019 and discussed five different options to change the current RRWCD fee per irrigated acre and discussed the pros and cons of each. They have cut the list down to 3 options and will meet again on February 6th at 10:00 AM to continue discussion and narrowing down options.
- Director Steve Kramer, Conservation Committee Chairman, Deb Daniel gave his report. The Master Irrigator Program is gaining speed with the WPP and RRWCD support. Brandi Baquera explained the program to the Board. It is a program that has been implemented in Texas and has been very successful. Ms. Baquera informed the Board that there will be a meeting about the program in February and anyone who would like more information should contact Ms. Baquera.
- Director Steven Meakins, Chairman of the Innovation & Technology Committee, reiterated that the master irrigator program is a great program and encouraged everyone to attend and get involved.
- Director Wil Bledsoe, Chairman of the Legislative Committee, updated the Board on the ongoing legislative session. Mr. Bledsoe told the Board that the process has started for the District's boundary expansion bill which has been introduced and assigned number HB19-1029. The first hearing for the bill is set for Monday, January 14, 2019 and David Robbins will be representing the RRWCD at the hearing. Mr. Bledsoe stated that the process has gone smoothly so far because of the efforts of Mr. Robbins.
- Director Greg Larson, Chairman of the Negotiating Committee, reported that the committee is working on 9 different projects. The Committee has so much going on that it has been divided up into several sub-committees to make sure each project gets the attention it deserves. One sub-committee toured surface water rights around the South Fork. Some of these issues will be discussed in executive session today. David Robbins stated that executive sessions is necessary so the Board can receive legal advice regarding real estate negotiations.
- Director Steven Meakins, Chairman of the Nominating Committee had nothing to report at this time.
- Director Roger Seedorf, Chairman of the Personnel Committee had nothing to report at this time
- Director Tim Pautler, chairman of the PTAC Committee, one of the action items later today will discuss purchasing a tractor to help with pipeline maintenance. The Y-W Electrical Association has not started installing the tower project which the RRWCD Board approved during a recent meeting.

ORANGIZATION REPORTS

- Director Greg Larson reported the latest Colorado Groundwater Commission meeting was very educational on hemp and hemp's water use.
- Director Greg Larson reported that the Colorado Water Congress (CWC) winter annual meeting is January 30-February 1, 2019. The CWC will be focusing more on groundwater this time and Rod Lenz is serving on a panel focused on critical issues with groundwater use in the Republican River Basin and

in the Rio Grande Water Conservation District. David Robbins stated the issues of water on the plains is becoming a forefront issue for the entire state and we will see groundwater discussed more and more.

- General Manager Deb Daniel reported on the South Platte Basin Round Table. Currently, there were 4 proposals that have gone through the needs committee. They always receive reports from the CWCB and IBCC during SPBRT meetings. The Greely Farm Show is January 29th-Feb 1st. The next SPBRT meeting is scheduled for Feb 12th.
- Director Kenny Helling reported on the SFRRC is working diligently with the technical team of engineers. Deb Daniel added that we are also working closely with a Recreational Analysis team headed by Margaret Bailey CHM, Inc. The SFRRC will be hosting a public meeting January 28th in Burlington, Colorado, for Ms. Bailey to receive public input on desired recreational activity. There will be another public meeting on March 14, 2019, at the Idalia school, for the public to meet with the technical team.
- Director Tim Pautler reported on the Water Preservation Partnership (WPP), he spoke about the WPP meeting and Brandi Baquera's presentation, stating that WPP board is more energized than he has seen them in a long time.
- Director Kenny Helling, representative for Yuma County Water Authority, stated they reviewed Judge Hartman's decision regarding the Hutton Trust vs. State of Colorado lawsuit.
- Director Roger Seedorf, representative of Yuma County Pest District, state there is no money from the state for tree removal. Also, some people are not coming to work because of the government shutdown. Roger spoke from a report that Deb or Suzanna will send out to the Negotiating Committee. Roger Seedorf gave several statistics from the report which was completed by the Tamarisk Coalition for YCPD in 2006.

PROFESSIONALS REPORTS

- Tim Davis, RRWCD Program Consultant, was not able to attend the meeting. Deb Daniel stated that FSA offices are closed due to the government shut down but NRCS offices are currently open. The 2019 EQIP program is available and the deadline for sign-up is January 19th, next Friday. Please go see the NRCS or the RRWCD for more information on the EQIP program. If you decide you are not interested, you can always back out, but the deadline is fast approaching if you would like to start the application process. The CREP program is on hold until the government shutdown is over. RRWCD payments are based on the location of your well, higher payments are available for wells located within the South Fork Focus Zone. Please contact the RRWCD for a map and other payment rates.
- Christine Arbogast, RRWCD federal lobbyist, was not able to attend the meeting.
- Scott Meiklejohn, RRWCD state lobbyist, was not able to attend the meeting but did send a written report that was included in the board packet.
- Randy Hendrix, RRWCD water engineer started his report by stating he has done a lot of work for the Negotiating Committee and has also updated the Water Balance report. He then gave a history of water balance reports and explained this report goes from 1998 to 2017, a 20-year period. As a whole, for the District, inflows have increased over 20 years, outflows also decreased, but there was a 2.4% decrease in storage loss. The big red dot is not depletions but aquifer storage loss. The Central Yuma GWMD has the North Fork Republican River going through it. On the Central Yuma page, the blue band decreases

which means the depletions are decreasing. Rod Lenz asked, “What is the difference between storage loss and depletions?” Storage loss is a loss of volume in the aquifer while depletions refers to the flow of the rivers. Mr. Hendrix further explained that some portion of the storage loss will never result in stream depletions and other portions of the storage loss may take many decades to result in stream losses. There was some discussion is whether the RRCA is currently the using the crop model or meter records showing annual water usage. Randy Hendrix believes that they are transitioning away from the crop method and will be solely using meters in future years.

Groundwater evapotranspiration loss can depend on the water table level. The higher the water level the more evapotranspiration. Evaporation from Bonny Reservoir resulted in a large amount of evaporation in the Arikaree GWMD before it was drained in 2011-2012. The red dot on Randy Hendrix’s report is a component of compact compliance. The red dot number would be the most conservative number, over a 20-year period. The water balance study is very complicated and challenging to understand. The Board continued to ask Randy Hendrix several questions on the Water Balance Study.

- Pete Ampe RRWCD Legal Counsel, stated he was notified on Christmas Eve of the dismissal of the Tip Jack headgate change case. The Hutton Foundation has 49 days from the date of the order to file an appeal. The Hutton Trust tried to change the point of diversion of the Tip Jack, by using a statute that did not apply allow what they are trying to do. There have not been any significant changes to the South Fork River Flow that would allow the Tip Jack to use the statute to move their point of diversion without going through a full change case in water court.

The de-designation case is set for trial June 2019, the Hutton Trust only has the de-designation case and the appeal for the Tip Jack.

The Colorado State Engineer’s office is rewriting the Basin Rules because they found that the rules did not recognize some water use in compact accounting. Wells that will be exempt from the compact accounting are those that pump less than 50 acre-feet of water or are reservoirs of less than 15 acre-feet in storage. They were hoping to have the rules filed by tomorrow, but this has delayed them. They will file as soon as they feel the rules are fair and all encompassing.

They are working on a MOU with the State of Colorado regarding the use of the 2 million dollars of funding that was part of the settlement with Kansas, but have encountered a few hiccups.

David Robbins, RRWCD legal counsel, stated he has been working closely with the SFRRRC and the river restoration. The consultants are talking with the BOR and the RRWCD along with David Robbins to make sure the SFRRRC doesn’t assume any financial responsibility.

House Bill 19-1029 regarding the RRWCD Boundary will have its title changed to the RRWCD Basin Boundary. The purpose of the bill is to change the RRWCD boundary to match the boundary of the RRCA Groundwater Model within Colorado – known as the Model Domain. All groundwater use within the Model Domain is included in the RRCA Groundwater Model calculations. These calculations tell us how water use within the Basin impacts river flow in all 3 States. The current RRWCD boundary was determined by the topographic map in 2004. The current boundary does not capture all groundwater use that impacts the streams in the Republican River Basin. GWMDs in the RRWCD requested that all who contribute to water depletions be included in the RRWCD Boundary. David Robbins stated the RRWCD Board does not have a dog in the fight, it is only doing what the legislature created it to do, to assist the state in reaching compact compliance. The draft Basin Rules will affect all wells within the Model Boundary not just those in the RRWCD Boundary. If you are not in the RRWCD boundary, the Basin Rules will require you establish an augmentation plan to off-set

your depletions or your well will be curtailed. The RRWCD does not want to fight with their neighbors but wants to work with well owners to solve the boundary issue. There are a large number of wells in southern Kit Carson County and northern Cheyenne County that will be impacted and have expressed their concerns on the boundary change. Some well owners in the East Cheyenne Ground Water Management District have asked that if they don't want to pay the RRWCD water use fee, must they then implement their own augmentation plan. Since they are outside the RRWCD, they are not eligible to apply for RRWCD water conservation programs. However, if HB19-1029 is enacted and the boundary is changed, those wells may be able to participate in the District's conservation programs. There are plenty of acres available in both CREP and EQIP for those who are interested and eligible.

A second group of well owners have also expressed concern regarding the boundary expansion. They are located on northern end of the RRWCD Basin. Many of these wells already have an augmentation plan to the South Platte River. They are concerned that they will have to pay for two separate augmentation plans. That is not the RRWCD's position and the RRWCD does not intend to make well owners pay twice. The RRWCD simply wishes to correct the boundary and work with those who already have an augmentation plan and take the necessary steps to assure them they will not have to double pay. To accomplish that, the RRWCD Board was also willing to enter into an IGA with the Lower South Platte Water Conservancy District. The LSPWCD legal counsel did not want to enter into this agreement.

David Carlson, a well owner from Julesburg, stated that he will be affected by the Boundary change. He is willing to get together and reach a perpetual agreement that is transferred with the land that states that the land owners will not be taxed or issued a fee twice, such as if they have an augmentation plan with the LSPWCD. He is concerned of future policy changes that could tax their wells twice. David Robbins stated that he believes the Board would like to protect those already with an augmentation plan as much as they can. Since the state calculates depletions data, Mr. Carlson asked if they could start their own augmentation plan to the Republican River Basin. He also asked for those who have their own augmentation plan and their net effect on the stream is 0, will their well be exempted from the fee? This is a very complicated problem that would have to be studied by engineers. Any augmentation plan will have to be approved by the State, the Water Court, and the 3 States.

Bruce Gerk stated that he recommends we do not preclude things that would help the pipeline by inserting other foreign waters into it and that we need to acknowledge that one day we may need to move water from one basin to another.

At 12:06 PM, President Lenz recessed the meeting for lunch.

AT 1:02 PM, President Lenz reconvened the meeting.

WATER USE FEE POLICY PUBLIC HEARING

- Rod Lenz stated the Board would now begin the Water Use Fee Policy Public Hearing. Randy Hendrix and David Robbins started by explaining the purpose of the Water Use Fee. The Water Use Fee Policy will recognize that certain uses are not included in compact accounting, such as reservoirs less than 15 ac-ft. or surface water for less than 50 acre-feet per year. Because these uses are not included in compact accounting, they do not impact Colorado's ability to comply with the Compact and they will not be charged a fee under this Policy. Further, under the Compact Accounting, each use is not a 1 for 1 comparison against the \$14.50 per acre fee for groundwater irrigation. Randy Hendrix went through every use and showed the mathematical calculations used to adjust fees based on their impact on compact compliance accounting. The question was asked, 'How did you arrive at the proposed fee

structure? Based on the current \$14.50/irrigated acre, how much it would be per acre foot. Sprinkler efficiency is about 83%, adjusted per acre foot on how it would affect the model. Evaporation is 100%, so the efficiencies for each type of water use used as part of the Compact accounting is calculated and the fee would be adjusted based on the that calculation. Well owners who create an augmentation plan to the Republican River tributaries could only incur administration fees. The Compact accounting assumes that 60% of surface water diversions are consumed, regardless of the application type. However, only a small portion of groundwater withdrawals eventually cause stream depletions, the rest is taken from aquifer storage and doesn't impact the streams. Because of this, surface water diversions impact the compact compliance at a 16 to 1 ratio compared to groundwater irrigation through sprinkler irrigation systems.

Kenny Helling then stated his concerns that if an irrigation well is 50 yards from the river and is 50 ft deep pays the \$14.50 per acre instead of paying the surface water rate. The RRCA Groundwater Model considers all groundwater wells together and cannot determine individual impacts. These total impacts are then applied through the Compact accounting as a single unit of depletion. The model is simply not sophisticated enough to look at all the wells individually and the Compact accounting does not consider where a well is located. Instead they consider the wells as a whole.

Kevin Penny asked, "Haven't we had irrigation from surface water before?" David Robbins explained, "We have, but most of those water rights are pre-compact, and the district policy does not charge those water right uses." There was some discussion as to whether or not there were surface water irrigation rights that are junior to the Compact and would be subject to the fees, other than the Hutton No. 1 and 2.

The Board requested the Fee Policy be changed to round off the per acre-foot fees to an even dollar amount to make calculations easier.

Peter Ampe explained two modifications to the Fee Policy. First, in par. 2.5, they citation was changed to include a broader section of the RRCA Accounting Procedures. Second, John Buchanan, attorney for East Cheyenne GWMD suggested language to clarify the section regarding other augmentation plans to more closely match the proposed Groundwater Rules, and those changes were also included

The Board expressed some concern about whether the community fully understood what the purpose on contents of the Policy was. After some discussion, the Board decided that continuing the hearing to a later date to allow additional community outreach and involvement was appropriate. Therefore, it was decided to continue the hearing during to the next Special RRWCD Board meeting. The Board decided to have a special teleconference in about 3 weeks to allow for additional advertisement and edits to the policy.

No one from the public wished to speak during the Water Use Fee Hearing.

At 1:28PM President Lenz recessed the hearing until a later date to be determined.

PUBLIC COMMENT

- Bruce Gerck asked the SFRRRC coalition to consider allowing the Wish Foundation and terminally ill kids come and participate in recreational activities such as hunting. Rod Lenz asked Bruce Gerck to forward information on the Wish Foundation to the RRWCD staff.
- Dennis Coryell stated the Plains Ground Water Management District has been very cooperative in supporting the legislation to move the RRWCD's boundary. The PGWMD would actively support the boundary change and asked the board to consider a water use fee change for irrigated acres. Mr. Coryell asked that the groundwater fee and the water use fee policy be consistent and that they seemed to be contradictory. If the basis for the groundwater use fee does from only being based on irrigated acres, then another policy would have to be drafted. Mr. Coryell asked the Budget sub-committee to consider the basin as a whole when considering Water Use Fee issues. He asked that any change to fee structures not set GWMDs against each other based on their depletions. If a future fee would considering depletions, then that future fee should also consider conservation that has already been implemented in the PGWMD area. He requested that any new rate fee structure, be the same throughout the basin. Mr. Coryell concluded by requesting the Board not draw lines across the basin when implementing fees.
- Darlene Carpio, Senator Cory Gardner's Office, stated that Senator Gardner was able to submit comment to the BOR on their Resource Management Plan and is very supportive of the South Fork Republican Restoration Coalition.
- Dusty Johnson from Congressman Ken Buck's office reported the House and the Senate are at a standstill and just voting on by-laws for the new legislation.

Public comment closed at 1:17 PM, having no other comments from the public.

PRESENTATIONS

- Presentation on the status of the Ogallala Water Coordinated Agriculture Project by Amy Kremen and Meagan Schipanski, Colorado State University. Meagan started by giving an introduction of who they are. They want to recognize that each state is different, but everyone is dealing with the same issues so fostering partnerships is their big goal. They have more than 70 people on their team. In North Platte, UNL Taps is a competition between farmers on how well they can grow a certain crop remotely. The biggest advantage to their efforts was the conversations that were happening. Rod Lenz stated that the take home points from the Ogallala Summit that he and Deb Daniel attended was that water data is essential and there are so many things we can do now. Prioritize maximizing return on investment over maximizing yields, encourage peer to peer exchange, use dynamic scheduling, and the adaption of new practices is being improved. The bottom line is that no matter what changes we attempt - it has to pencil out economically.
- Presentation of concerns on the South Fork Republican River by Mark Lengel was next on the agenda. He has a solution for grinding dead trees that have been cut down along the South Fork Republican. On his property he has cut down phreatophytes with the help of YCPD and needed a solution to get rid of the trees because burning wasn't an option. He then showed a video of how fast his tree grinder can mulch the trees.
- Next was a presentation of concerns on the Arikaree River by George Seward. During his presentations he talked about the following: first he presented on the Daley Ranch, which has land in Colorado, Kansas and Nebraska. The Compact State Line gage is located next to his property. All of his pumping for that particular property is located in Nebraska. He believes the trees need to be cleaned up and the

wells shut down. He is interested in trading the RRWCD water for cleaning up the trees. George stated he has 160 acre-feet of banked water from his irrigation wells. If the RRWCD would financially assist with his project, he would no longer irrigate, instead he would pump the historic use and the banked water directly to the Arikaree above the Compact gage. A neighboring property received a grant to clean up trees, which Seward felt could be an option for him and the RRWCD. George Seward also believes that the retiring of wells on the Earl property helped with the stream flow of the Arikaree through his property. George Seward continued to show pictures of the overgrowth of trees and where more clean up is needed.

He then presented on the Hines property which he owns east of Haigler, NE. He showed pictures of the clean-up (he did not have pictures before clean-up). After cleaning out most of the trees, they noticed a natural sub-irrigation of the farm land close to the river. They showed several more pictures showing possible indications of greater streamflow from removing the trees. Devon Ridnour and Dave Keeler, from Colorado Division of Water Resources, went to multiple locations around George Seward's Property and measured stream flow and water elevation levels to give a baseline. These measurements will be taken again at a later date.

On the Daley property, there is a capped well drilled to the Dakota. Seward does not know how much water is available at this well but if it meets standards, he could pump water from this well to send to the Arikaree above the Compact gage. In another location, Seward is considering getting more well data and then possibly drilling about 10 wells to tie together and push them into Horse Creek. There are approximately 13,000 trees on the Daley and Pottoff property. Seward projects that if all the trees were removed off of his property, it would equate to possibly about 7,000 acre-feet of increased stream flow.

- Compact Compliance Pipeline Operator Report – Tracy Travis CCP Operator, everything is going well, no shut downs or power outages. Tracy Travis believes that any of the tractors presented are appropriate for the pipeline.

BOARD DISCUSSION AND ACTION ITEMS

- The RRWCD Committees for 2019 was discussed and a list was provided in the Board packet.
- Suzanna Baker then informed the board of the current public posting places being the RRWCD office and the Yuma County Courthouse. The RRWCD also posts notices on their website; republicanriver.com. The board moved to designate and keep the RRWCD office and the Yuma County Courthouse as the public posting places for the next year. The motion was seconded and approved unanimously.
- Suzanna Baker presented professional rates to the board for the 2019 year. The Board was provided with a table of current and proposed professional rates in their board packet as well as electronically before the board meeting. The Board then discussed the professional rates and were concerned with the rates of Premier Accounting. Tim Davis was unable to provide his professional rates for 2019 due to personal matters. There was a motion to accept the proposed professional rates with the exception of Premier Accounting and Consultant Tim Davis. The Board asked Deb Daniel to research different accounting firms and discuss rates with Premier Accounting. The motion was seconded and approved unanimously.

- Tim Pautler, PTAC chairman led the discussion to purchase equipment for operation and maintenance of CCP. Pautler reported on a bid sheet of 5 different tractors to the Board, which had been posted in the board packet online. Option 1 is the committees first choice, it would be more expensive, but it is a bigger tractor. The board went back on forth on the tractors. There was motion to approve purchasing option #1 the 2016 JD 5100E 4WD tractor with cab and front-end bucket, mower and box scraper. The motion was seconded and approved unanimously.
- The Board then discussed financial support to the Colorado Ag Water Alliance for the recent workshop in the Basin. The executive committee recommended the Board donate \$500 to CAWA. There was a motion to donate \$500 to CAWA to help offset costs for the workshop, seconded and passed unanimously.
- The Board discussed financial support to Colorado Ag in the Classroom program. Deb Daniel received the newsletter in the Board packet from the Colorado Ag in the Classroom Program. They are asking for funding to continue the program. There was a motion to support the CO Ag in the Classroom Program with a donation of \$300. The motion was seconded and approved unanimously.
- The Board then discussed the RRWCD's position on the well owners in Sedgewick County who are fully augmenting to the South Platte. There was a motion that the well owners who are already in a State approved augmentation plan will not pay the RRWCD fee of \$14.50/irrigated acre. The motion was seconded and approved unanimously.

President Lenz recessed the meeting at 3:32 for a quick break.

President Lenz 3:37 reconvened the meeting and went directly into Executive Session.

EXECUTIVE SESSION

At 3:37 PM There was a motion to enter into executive session. Suzanna Baker left the room.

OLD BUSINESS

There was no old business.

NEW BUSINESS

There was no new business.


Secretary

4-25-19
Date

Exhibit 2 – Water Use Fee Policy comments/suggestions from John Buchanan

Section 5 refers only to augmentation plans and section 5.1 to decreed plans for augmentation. If the RRWCD intends this policy to apply to alternative compliance plans approved by the State Engineer under the compact rules, the policy should specifically refer to such plans.

Also, I'm unclear what would qualify as a net-zero impact on Compact Compliance. If the RRWCD intends to allow water users to pursue alternative compliance plans, then the language should reflect that such plans must deliver the "Alternative Compliance Plan Replacement Requirement" or "Plan Replacement Requirement" water to one or more Compact Accounting Points, as set forth in an approved plan.