

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
RURAL WATER AUTHORITY OF DOUGLAS COUNTY
HELD
October 19, 2016**

A regular meeting of the Board of Directors of the Rural Water Authority of Douglas County (RWADC) was held on October 19, 2016 at the Douglas County Miller Building, 100 Third St., Castle Rock.

Call to Order Director Gager called the regular meeting to order at 7:05 p.m.

Attendance In attendance were Directors:
Charles Bucknam
Troy Carmann
Jack Delaney
Barry Gager
Hank Giclas
Chris Kennedy

A quorum was declared.

Also in attendance was:
Sarah Klahn, Esq., Managing Partner at the law firm of White & Jankowski
Richard Savage, resident of the Franktown area
Malcolm W. Bedell, Jr., resident of the Franktown area
Geoff Withers, RWADC Administrator, Circuit Rider of Colorado

Disclosure of Conflicts Director Gager asked if any Board member had a conflict of interest with any item on the Agenda. Director Gager said that if his work as a petroleum geologist should create a conflict in discussions of oil and gas development applications, he would abstain from those discussions and actions, if any.

Approval of Agenda The Agenda was amended by adding "Swear In District 4 Director" and "Speaker on Adjudication" to the Agenda after "Approval of Agenda." The Agenda was approved as amended by a **motion (Bucknam/Giclas)**, which passed 5-0.

Swear In District 4 Director Troy Carmann, from Surrey Ridge, was sworn in By Chairman Gager as the new Director representing District 4.

Speaker on Adjudication

Sarah Klahn outlined for the Board the basic process and issues in adjudicating well water rights in the Denver Basin, and provided a handout to those in attendance. She covered three basic areas: 1) Whether Denver Basin water is legally available, 2) whether it is physically available, and 3) whether it is economically available. After questions and discussion, the Board decided that she would be an excellent speaker at a workshop for well owners in Douglas County. Possible dates were discussed. Director Kennedy volunteered to secure an appropriate location and draft a notice to well owners, to be sent via Constant Contact and released to the newspapers. The Board thanked Ms. Klahn for her time and efforts.

Public Comments

Mr. Savage and Mr. Bedell addressed the Board concerning the Franktown Village Planned Development, to be heard by the Planning Commission on November 7 (ZR2012-008). The proposed development and rezoning is a modified version of one submitted in 2012, on which the RWADC commented through the Douglas County referral process. The speakers asked for help in delivering comments again to the Planning Commission. After considerable discussion, the Board agreed by consensus that, since they had not been asked to comment at this time, they would not volunteer to do so, but they hoped that their earlier comments on the previous submission would be heard.

Approval of Minutes

The minutes of the Board meeting held on September 21, 2016 were reviewed and certain typographical errors were corrected. Approval was made by a **motion (Giclas/Bucknam)**, which passed 6-0.

Officer Reports

Chairman Director Gager had no report

Vice Chairman Director Bucknam had no report

Secretary Director Kennedy had no Report.

Treasurer Report - Claims & Financial Statements

The Board was provided the list of Claims and Financial Statements for the period ending October 19, 2016. One claim was presented: \$1,139.47 from Colorado Circuit Rider, LLC for professional staff services.

The September 21, 2016 Schedule of Cash Position showed a General Fund Balance of \$62,062. It was noted that the Authority still owes a payable amount of \$1,460 to the Colorado Water

Conservation Board, deriving from their overpayment of the reimbursement for the Authority's last invoice from the USGS in February. This would decrease the net available fund balance to \$60,602, which includes the Claim paid this month. The September 30 bank reconciliation was reviewed.

The Treasurer's Report was accepted and the claim paid by a **motion (Bucknam/Carmann)** by a vote of 6-0.

Old Business

Outreach

Adjudication Workshop

The date of Tuesday, Nov. 15 was decided, if an appropriate venue could be secured. Ideas include Castle Pines firehouse, Louviers Community Center, public high schools, Castle Rock library, Douglas County Events Center and Franktown firehouse. Sarah Klahn will be the speaker, and the RWADC will charge \$5 per well for folks to attend. An RSVP to the notice will be requested.

CWCB Well-Monitoring Program

Andy Moore, contract monitor at the CWCB, indicated that the program might be a good fit for the CWCB's Mineral Severance money.

Oct 2016 is the last well water level readings to be done under the current contact., after which a Final Report must be done if a contract extension is not executed.

2017 Budget

The 2017 Budget Hearing is set for 7:00 pm, Nov. 16, before the Board's Business Meeting.

Creation Agreement

Director Bucknam has distributed a redline version of his proposed changes to the 2008 Creation Agreement. A discussion will be postponed until the next meeting.

Recruitment of Directors to Fill Vacancies

This Agenda item was postponed until next month.

New Business:

Colorado Oil & Gas Conservation Commission Applications

No application in the Authority's Service Area have been received this month. RWADC and Grandview Estates Rural Water Conservation District were dropped as Local Governments in the Local Government Designee program since they are not a County, Municipality nor Special District.

Douglas County Referrals

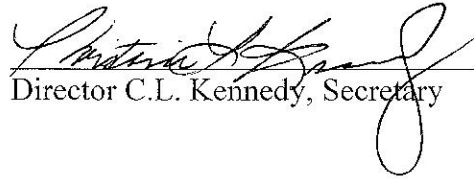
No new referrals have been received. DR2016-010 was briefly discussed. It appears to be a technical amendment to the Douglas County Subdivision Regulations, and has no impact on groundwater. The Franktown Village PD is resurfacing, as noted previously, and may appear as a new 2014 referral.

Adjournment

Upon a **motion by Director Giclas, with a second by Director Bucknam**, the meeting was adjourned at 10:05 p.m. by a 6-0 vote.

The next regular meeting of the Rural Water Authority of Douglas County shall be held on November 16, 2016 at the Douglas County Phillip S. Miller Building, Conference Rooms A & B, 100 Third St., Castle Rock, CO. It will immediately follow the 7:00 scheduled Public Hearing for the Rural Water Authority of Douglas County's 2017 Budget.

Minutes approved on November 16, 2016


Director C.L. Kennedy, Secretary