

November 19, 2009

Meeting Minutes of the Board of Directors

Directors Present: Wayland Anderson, Lisa Darling, Greg Dewey, Dennis Harmon, Kim Hutton, John Kolanz, Randy Rhodes and Kevin Urie

Directors Absent: Alan Berryman

1. CALL TO ORDER / INTRODUCTIONS

Lisa Darling, President of SPWRAP, called the SPWRAP Board of Directors Meeting to order at 10:00 am at the offices of Northern Water. There was a quorum of Directors. Lisa welcomed Wayland Anderson as a new director who replaced Dennis Bode on the board.

2. ADDITIONS/CHANGES TO THE AGENDA

There was one addition/change to the agenda: Discussion of finalizing the Tamarack Decree. And the order of discussion items was modified.

3. ELECTION OF OFFICERS

MOTION: Randy Rhodes moved that the board retain in 2010 the current slate of officers. Those are:

- Lisa Darling, President
- Alan Berryman, Vice-president
- Greg Dewey, Secretary
- Kevin Urie, Assistant Secretary
- Dennis Harmon, Treasurer

Wayland Anderson seconded the motion and it was approved unanimously by the directors present.

4. MINUTES FROM THE SEPTEMBER 17, 2009 BOARD MEETING AND OCT 7, 2009 CONTINUATION.

MINUTES FROM THE ANNUAL MEETING OF MEMBERS ON OCTOBER 22, 2009.

MOTION: Dennis Harmon moved that the board approve the minutes from the September 17, 2009 board meeting and October 7, 2009 continuation, as well as the minutes from the annual meeting of members on October 22, 2009. Randy Rhodes seconded the motion and it was approved unanimously by the directors present.

5. DISCUSSION OF FINALIZATION OF TAMARACK DECREE

Austin Hamre recommended that a discussion take place regarding the process to finalize a Tamarack Decree. The discussion would include himself, Ted Kowalski, Susan Schneider, Steve Simms, Mary Halstead and Jon Altenhofen. SPWRAP's goal is just to get a final decree. The City of Aurora will cover Steve Simms' time/labor cost. No one on the board voiced any opposition to the idea.

6. STATUS ON PROPOSED AMENDMENT TO COLORADO'S NORTH PLATTE DEPLETIONS PLAN

Deb Freeman presented the approach that Colorado supports for using a "single bucket" to quantify depletions in the North Platte from federal as well as non-federal uses, and is memorialized in an agreement for the SPWRAP board's consideration. The agreement up for consideration today is titled, *AGREEMENT AMONG THE U.S. FISH AND WILDLIFE SERVICE, THE STATE OF COLORADO, THE JACKSON COUNTY WATER CONSERVANCY DISTRICT, AND THE SOUTH PLATTE WATER RELATED ACTIVITIES PROGRAM, INC. CONCERNING NEW FEDERAL WATER RELATED ACTIVITIES WITHIN THE NORTH PLATTE RIVER BASIN IN COLORADO (November 5, 2009 DRAFT)*. It will memorialize that 87.5 acre-feet of federal depletions will be covered in exchange for the feds paying \$2,500. The nature of the depletions are piscatorial, wildlife or environmental in nature. There will be a separate Memorandum of Agreement between SPWRAP, State of Colorado and Jackson County WCD to come before the SPWRAP board in the near future.

MOTION: Wayland Anderson moved that the board approved SPWRAP's execution of the Agreement. Greg Dewey seconded the motion and it was approved unanimously by the directors present.

7. FINANCIAL REPORT

Dennis Harmon presented the SPWRAP financial report, including a financial statement from beginning of the 2009 fiscal year through August 31, 2009. Dennis also said the following bills needed to be paid:

- Hunt, Spillman & Assoc. for monthly bookkeeping (October) -- \$95.00
- Trout, Raley, Freeman, et al. for legal services (Sept) – \$2,402.25

MOTION: Dennis Harmon moved that the board approve payment of the bills listed in the financial report, subject to review and approval from Alan Berryman. Kevin Urie seconded the motion and it was approved unanimously by the directors present.

Dennis Harmon discussed a proposal by Brock & Company for an audit of SPWRAP for 2009 and preparation of the IRS Form 1090.

MOTION: Dennis Harmon moved that the board accept the proposal, assuming the timeline to complete the work is acceptable. Randy Rhodes seconded the motion and it was approved unanimously by the directors present.

8. POTENTIAL AGREEMENT WITH LOWER SOUTH PLATTE WATER CONSERVANCY DISTRICT FOR SERVICES PROVIDED

The board further discussed a draft agreement that Jon Altenhofen, Joe Frank and Austin Hamre drafted. Jon Altenhofen presented the draft agreement to the Lower South Plate Conservancy District Board and the Board was receptive. Some amendments, primarily related to administrative issues like sending emails, were discussed. Lisa Darling encouraged board members to send any comments to Austin Hamre no later than November 30, 2009. It would then be brought back to Lower's board meeting on December 8, 2009.

MOTION: Greg Dewey moved for the SPWRAP board to approve the agreement subject to SPWRAP comments and subject to a final review after Lower's consideration. Randy Rhodes seconded the motion and it was approved unanimously by the directors present.

9. WATER ISSUES: UPCOMING WATER PAYMENTS, WINTER WATER PAYMENTS, WINTER WATER OPERATIONS (Jon Altenhoffen)

Jon Altenhofen reviewed the winter water operations and required payments.

10. REPORT FROM DUCKS UNLIMITED

Jon Altenhofen and Greg Kernohan discussed a future recharge project know as DU-Fender, in which SPWRAP could be a partner. Initial indications are favorable. A refined scope of work and cost estimate will be part of a subsequent agreement before the SPWRAP board.

11. SPWRAP ADMINISTRATIVE & CORPORATE ISSUES

Discussion ensued about the process that USFWS is using for consultations.

ACTION: Kevin Urie suggested forming a subgroup to include Deb Freeman, Ted Kowalski, Alan Berryman, Jon Altenhofen, and himself.

Ted Kowalski provided an update from the State's perspective related to the Ovid Reservoir concept as well as the RTD / FasTracks need to have depletions covered.

ACTION: Ted Kowalski will provide a description of the RTD / FasTracks activities prior to the SPWRAP meeting in January.

12. REPORT FROM EXECUTIVE COMMITTEE ON ANY UNADDRESSED ITEMS

The Executive Committee set a 2010 meeting schedule for the SPWRAP board meetings in 2010. The meetings will occur on the third Thursday of the odd-numbered months: January, March, May, July, September, and November. All of the meetings will take place at Northern Water. The Executive Committee will start at 9 am, with the entire board meeting at 10 am. The July meeting will likely be a field trip. An annual meeting of members will take place in October, immediately following the South Platte Forum.

13. ADJOURN

The meeting adjourned at 12:20 pm.

Next Meeting of the Board of Directors:

January 21, 2010 – Northern Water – Berthoud, CO

9 am – Executive Committee

10 am – Board of Directors

Respectfully submitted,



Greg Dewey
Secretary, SPWRAP, Inc.