



## I. ROUTINE ITEMS

### A. Call to Order – *President Yanchunas*

The Board of Directors held their meeting via Zoom Teleconferencing. President Yanchunas called the meeting to order at 1:02 PM and asked that Donna call roll.

### B. Roll Call – *Assistant Secretary Lee*

**Board members present:** President Yanchunas, Vice President Smith, Treasurer Rademacher, Secretary Carlson, and Directors Golden, Sutherland, Sigg, Varra, and Wolford.

**Staff members and consultants present:** Executive Director Sean Cronin, Legal Counsel Scott Holwick, Engineer Mark McLean, and Assistant Secretary Donna Lee.

**Guest Presenter:** Mr. John Chmil, Attorney, Lyons Gaddis Counselors and Attorneys

**Others Present:** Mr. Justin Atherton-Wood, BOCO Parks and Open Space Department, and Water Commissioner Shera Sumerford

### C. Amendments or Additions to the Agenda – *President Yanchunas*

President Yanchunas asked if there were any amendments or additions to the agenda and there were none.

## II. PRESENTATIONS

### A. Fair Campaign Practices Act – *Mr. John Chmil*

Mr. Chmil, Attorney with Lyons Gaddis referred the Directors to the Memo in the Board packet. He then verbally covered the limits on local government involvement in election matters and the use of government resources for campaigning. Mr. Chmil stated it was more important for staff to be cognizant of these practices than the Board members. Vice President Smith asked if Sean would be able to give presentations to community groups and Mr. Chmil answered he could if he was only providing facts and not opinion.

## III. CONSENT AGENDA

### A. Motion: Approval of April Meeting Minutes – *President Yanchunas*

President Yanchunas asked if there were any changes or additions to the agenda and there were none.

### B. Motion: General Fund Finance Reports – *Mr. Sean Cronin*

Executive Director Cronin directed the Board to the General Fund Finance Report noting there was nothing out of the ordinary to highlight.

**C. Motion: Enterprise Fund Finance Reports – Mr. Sean Cronin**

Executive Director Cronin directed the Board to the Enterprise Fund Finance Report noting there was nothing out of the ordinary to highlight.

Since there were no questions or discussion regarding the Consent Agenda items (A., B, and C.), President Yanchunas called for a vote and Secretary Carlson moved to approve the Consent Agenda as presented. Treasurer Rademacher seconded the motion and the motion passed unanimously.

**IV. ACTION ITEMS**

**A. Motion: Lake 4 Construction Agreement Amendment – Mr. Sean Cronin**

Executive Director Cronin stated he invited Justin Atherton-Wood, Planner with Boulder County Parks and Open Space, to join the meeting to help field questions and referred the Directors to the Memo in their packet. Director Sigg asked if Mark McLean was reviewing the documents and he said he was. Verna asked about the dates of completion since there seems to be a new change order each meeting. Justin stated that although there have been weather delays they expect better construction weather coming up and Kirkland will make good progress to meet the deadlines.

Director Varra moved to provide authorization to Executive Director Cronin to sign the Amendment as presented. Vice President Smith seconded the motion and the motion passed unanimously.

**B. Motion: Resolution 2020-003 – Mr. Scott Holwick**

Mr. Holwick directed the Board to the Resolution in their packet stating it is merely reaffirming the Board's commitment to continue the Conditional Water Appropriative Rights of Exchange in Case No. 02CW334. Scott stated he did not expect any opposition. Director Sigg asked how they could make it absolute and he stated it would take a long time. Director Wolford stated it would be helpful to have a map. It was noted that on Page 42 of the Application, the name Reginald V. Golden should be changed to Dan Wolford.

Secretary Carlson moved to adopt Resolution 2020-003. Director Varra seconded the motion and the motion passed unanimously.

**V. REPORTS**

**A. Water Commissioners Report – Ms. Shera Sumerford**

Ms. Sumerford reported on the call on the main stem and discussed flows at Lyons Gauge and noted the Reservoirs were at 79% capacity. Shera also noted they were making releases out of Buttonrock. She further stated that the City of Longmont is interested in decreasing flows. Shera said her office is working on inactive projects that will proceed to the abandonment list and later posted in local newspapers and Division of Water Resources website.

**B. Legal Report – Mr. Scott Holwick**

Mr. Holwick directed the Board to the memo in their packet. Scott stated there were no applications of potential interest in the March resume. Mr. Holwick expounded upon each of the 6 items in his Memo. Mark McLean talked about his review of the Crane Hollow LLC Application stating it was well supported by evidence and accounting and the State had no issues. It was recommended that the Board direct Counsel to execute a stipulation in this case. Treasurer Rademacher moved to authorize Mr. Holwick to execute a stipulation in this case. Director Sigg seconded the motion and the motion passed unanimously. Mr. Holwick stated the legislature was scheduled to reconvene after Memorial Day.

**C. Engineer's Report – Mr. Mark McLean**

Mr. McLean provided a snowpack report and streamflow forecast for the state and the South Platte Basin. Mark showed some slides showing the progress made on the Lake 4 Pipeline. Mark stated he worked with the Water Commissioners, City of Longmont, Oligarchy Ditch Company and Sean to coordinate the storage of water in Union Reservoir. He also stated they stored 80 acre feet.

**D. Executive Director Report – Mr. Sean Cronin**

Mr. Cronin shared a slide from Northern Water on potential future financial impacts from the COVID-19 fallout. Sean stated, if there are impacts, it will be a delayed fuse because of when property tax is collected.

Mr. Cronin discussed the status of the Office Lease/Purchase research being conducted by Arnold Turner and his son Jesse noting they provided several options and staff is working on narrowing down the list.

Sean provided a preview of the June meeting stating he wanted to take a straw poll to determine if it might be time to get back to an in person Board meeting. He also wants to get the Director's impressions about the November ballot and felt it might be more fruitful in person. Mr. Cronin further noted that a larger space to spread out more would be a consideration to allow for more space between folks. Director Smith stated he expected to be back in the office in June with the recommended provisions in place.

**E. Lake 4 Update – Mr. Sean Cronin**

This item was discussed as a separate agenda item.

**F. Items from the Board President – President Yanchunas**

Director Sigg asked about the Highland exchange and what was happening with the remainder of yield to which she was told Longmont was using the excess capacity.

Dennis stated that Northern Water is considering setting their Regional Pool Allocation at 15,000 acre feet.

Scott stated he applied to the City of Longmont Water Board and welcomes the opportunity to strengthen relationships there.

**VI. EXECUTIVE SESSION**

President Yanchunas read the following Executive Session language at 2:55 PM. "The Executive Session is being held under citation 24-6-402 (4) (b) C.R.S. so that the Board may receive specific legal advice from the Board's legal counsel on the ownership of the Coffintop Reservoir conditional water storage rights."

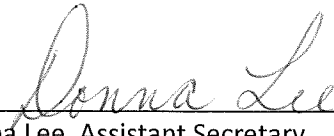
Vice President Smith moved to go into Executive Session. Secretary Carlson seconded the motion and the motion passed unanimously.

At 2:58 PM, the Board entered Executive Session. In attendance were all nine Directors, Executive Director Cronin, Assistant Secretary Lee and Mr. Scott Holwick, Legal Counsel.

At 3:08 PM, Secretary Carlson moved to go out of Executive Session. Treasurer Rademacher seconded the motion and the motion passed unanimously.

At 3:09 PM, Director Sigg moved to adjourn the meeting. Vice President Smith seconded the motion and the motion passed unanimously.

Respectfully submitted,

A handwritten signature in cursive script that reads "Donna Lee".

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Donna Lee, Assistant Secretary

A handwritten signature in cursive script that reads "Dennis Yanchunas".

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Dennis Yanchunas, President