

**Meeting of the
Yellow Jacket Water Conservancy District
Thursday September 30, 2021
2:00 p.m. to 4:00 p.m.**

**Meeker Library
490 Main Street, Meeker, CO 81641**

Call to Order

The meeting was called to order at 3:05 p.m..

Roll Call

Directors Present
Kelly Sheridan
Walter Proctor
Anthony Theos
David Smith
Paul Neilson
Shawn Welder
Bailey Franklin

Staff Present

Scott Grosscup, District's Attorney

Others Present

N/A

Approval of Minutes from December 11, 2020

Director Neilson moved to approve the minutes from the December 11, 2020 meeting with changes on page 4, to change "so" to "as" on the first two lines, Director Theos seconded, all in favor.

Public Comment

There were no members from the public wishing to discuss items not on the agenda.

Approval of Accounts Payable

Director Proctor noted that the Board had not approved any accounts paid since December. He walked the board through routine bills that had been paid and current outstanding bills.

Director Proctor moved to pay the outstanding balance as of September 1 to Balcomb & Green, Director Franklin second, all in favor.

Director Proctor moved to pay the outstanding balance as of September 1 to Applegate Group, Director Franklin second, all in favor.

Director Proctor then discussed various bank balances in the checking and reserve accounts. Discussion followed concerning process for collection of taxes by the District.

Appointment of Budget Director

Scott indicated that each year the District appoints a Budget Director to assist in the preparation and oversight of the budget. Director Proctor has served as the Budget Director in the past. However, there is no requirement for the person who prepares the budget to also be a board member, but there should be a board member who provides oversight. Director Sheridan moved to appoint Scott Grosscup as Budget Director for the 2022 budget, Director Proctor second, all in favor. Director Franklin volunteered to work with Scott on the preparation of the 2022 budget.

Director Proctor discussed his desire to step down from his role as treasurer and finances. Discussion followed on what tasks are performed. The Board will revisit and reappoint officers for 2022 at its next meeting.

Preview of 2022 Budget

Scott presented a draft of the 2022 budget. The draft is consistent with efforts in past budgets to build up a larger reserve account. Discussions followed on assumptions used in creating the budget. Scott will review the draft and present a draft to the Board before October 15. The Board will then adopt a budget at its next meeting.

Status of Water Rights Cases

Scott presented an overview of the three pending water court cases: 19CW3017, changing Sawmill Mountain Reservoir to Lake Avery; 20CW3031, changing Ripple Creek Reservoir to Kellog Gulch and changing North Fork Feeder Conduit to the Oak Ridge Park Ditch. He said he received a number of comments from the opposers including state agencies, questioning whether the District can and will develop the water rights and whether it has demonstrated a need and demand for the water rights.

Executive Session

At 2:45 p.m. Director Theos moved that the Board go into Executive Session to confer with its attorney for the purpose of receiving legal advice on a specific legal issues and settlement positions pursuant to C.R.S. § 24-6-402(4)(b). Director Franklin second, all in favor.

Director Franklin moved to conclude the executive session at 3:45 pm. Director Smith second, all in favor. The participants in the executive session included directors and above counsel. No party who participated in the Executive Session raised any objection to the matters discussed therein or stated that any improper action occurred during the Executive Session in violation of the Open Meetings Law.

Director Proctor moved to authorize the withdrawal of the application filed in Case No. 20CW3031 in exchange for settlement of Case No. 19CW3017 as presented, Director Franklin second, all in favor.

New Business

Director Proctor requested Scott contact Applegate Group to have them put together a timeline and list of steps toward completing an expansion of Lake Avery for the next board meeting.

Director Proctor updated the Board on activities occurring with the White River Integrated Water Management Plan. He said he spent many hours reviewing diversion structures, investigating riparian studies and other activities on behalf of the District. He encouraged the District to stay involved in the planning process. He said the group is finding diversion structures that are not properly installed and they are looking for money to assist property owners to properly install headgates and measuring devices. He also indicated there appears to be community support for an enlarged Lake Avery.

The next meeting is scheduled for December 9, 2021.

The meeting adjourned at 4.05 p.m.

Read and approved this 9th day of December 2021.

Signed: 

Attest: 

