

The Board of Directors of the Left Hand Water District, meeting as the Board of the District and of the Left Hand Water Activity Enterprise, held their regular meeting on April 21, 2016 at the District offices, 6800 Nimbus Road, Longmont, Colorado. The meeting was called to order by President Corey Heil at 9:00a.m.

Directors Present: Corey Heil, President
Bo Shaffer, Vice President
Julie Trumpler, Secretary
John Brunner, Treasurer
Mark Hochhauser, Director
Paul Schlagel, Director
Dan Lisco, Director

Directors Absent: N/A

Staff and Consultants: Chris Smith, General Manager
Vicki Santos, Finance Manager
Ed Baile, Treatment Manager
Darwin Williams, District Engineer
Scott Holwick, Attorney
Meghan Connolly, Engineer I
Lilah Imes, Assistant Secretary, Board of Directors

Public Present: Brian & Wendy Osborn, 3436 Red Hawk Cir
John Burns, Realtor for 3436 Red Hawk Cir
Paul Niedermuller, CliftonAllenLarson
Marjorie Wickham, Clifton Allen Larson

SUBJECT: MINUTES OF THE DISTRICT REGULAR MEETING HELD 3/17/2016

Approval of the Minutes:

The minutes of the March 17, 2016, Board meeting were submitted prior to the meeting.

MSP: *Director John Schlagel moved to approve the minutes of the March 17, 2016 meeting. Motion seconded by Vice President Shaffer. Motion carried unanimously.*

SUBJECT: TAPS FOR BOARD CONSIDERATION

Brian & Wendy Osborn – 3436 Red Hawk Cir:

Brian and Wendy Osborn attended the meeting to discuss the cost for a tap to serve a property they were under contract to purchase at 3436 Red Hawk Cir. Prior to submitting a Tap Availability Request Form, they were given tap pricing from the Individual Residential Tap Fee Schedule. Once a formal tap request was submitted and reviewed, it was determined that the property fell under the

Residential Properties in Platted Subdivisions Tap Fee Schedule which requires additional raw water dedication based on lot size. The Osborn's appealed to the Board of Directors to have the original quoted tap fee honored. Discussion

MSP: *Director Lisco moved to approve the tap request for 3436 Red Hawk Cir. under the Residential Properties in Platted Subdivisions Tap Fee Schedule including the required water dedication of 1.5 units of CBT for a 20,000 SF or larger lot conditional on meeting all requirements for service and to provide a "credit" of \$10,870 due to the unique situation and their reliance on information received on 3/28/16 from the District during their diligence period. Motion seconded by Director Schlagel. Motion carried unanimously.*

SUBJECT: PUBLIC HEARING & COMMENTS

2015 Audit:

Paul Niedermuller and Marjorie Wickham from CliftonAllenLarson presented the Audit for the year ending December 31, 2015. They were complimentary of the Board of Directors and the staff for their stewardship of transparency. Discussion.

MSP: *Vice President Shaffer moved to officially open the public hearing to discuss the 2015 Audit findings. Motion seconded by Secretary Trumpler. Motion carried unanimously. Public hearing opened at 9:55am.*

MSP: *Vice President Shaffer moved to officially close the public hearing. Motion seconded by Secretary Trumpler. Motion carried unanimously. Public hearing closed at 10:25 am.*

MSP: *Vice President Shaffer moved to approve the Audit as presented. Motion seconded by Director Lisco. Motion carried unanimously.*

Requests for Taps to Remain in Service:

In accordance to Policy No. 18, staff continues to send out letters to owners of record requesting information regarding intent of future use for the taps on their properties. For this board meeting, nine tap owners have responded and they are requesting tap retentions. Discussion.

- 1) Tap Retention Request – Lot C – RE4600 – Acct #2910.01& Acct #2820.01 (2 taps)
- 2) Tap Retention Request – NE Corner of CR6 & CR7 – Account #2803.01
- 3) Tap Retention Request – 4406 WCR 3 – Acct's #4221.02; #5823.02; & #5824.02 (3 taps)

MSP: *Vice President Shaffer moved to officially open the public hearing to discuss Policy No. 18: System Connection / Disconnection / Abandonment. Motion seconded by Director Lisco. Motion carried unanimously. Public hearing opened at 10:32 am.*

MSP: *Director Lisco moved to officially close the public hearing. Motion seconded by Vice President Shaffer. Motion carried unanimously. Public hearing closed at 11:10 am.*

MSP: *Vice President Shaffer moved to accept the written responses from the three (3) listed accounts (2820.01; 2910.01; 2803.01; 4221.02; 5823.02; & 5824.02;) as evidence that there is intent to utilize the tap in the near future and to grant an extension to the conditions of Policy No. 18 – Abandonment for 10-years from the date of this meeting. Motion seconded by Director Schlagel. Motion carried unanimously.*

Tap relocation requests:

In addition to requesting their taps to remain in service, 3 property owners would like to relocate the tap to another parcel of land. Policy 25 – Tap Policies and Classification states: “All taps shall be assigned to a specific parcel of property that has been approved for development by the applicable governmental entity/agency responsible for land use...” While there is no District Policy that specifically allows property owners to transfer taps from one property to another, the Board of Directors have granted exemptions to Policy 25, contingent upon certain criteria and in special situations. These special situations include, an owner requesting the tap to be relocated from one parcel to another within a subdivision and or a recorded exemption, if both parcels are owned by the same person and the lots are contiguous. Discussion.

- 1) Tap Retention/Relocation Request – 1923 CR 20.5 – Account #3178.01
- 2) Tap Retention/Relocation Request – 3500 CR 18 – Account #2983.01
- 3) Tap Retention/Relocation Request – Lot B RE 13-0089 – Account #6144.01

1923 CR 20.5 – Account #3178.01 (Requesting Relocation):

The tap assigned to this parcel of land has never been installed. The owner requested to retain their tap at 1923 CR 20.5, however, they would prefer to relocate the tap to a nearby parcel. The parcels of land are not contiguous and are in different pressure zones. In addition to the different pressure zones, the District’s line is at capacity in the area they would like to move this tap to. Discussion.

MSP: *Director Lisco moved to retain the tap at 1923 CR 20.5 and grant an extension to the conditions of Policy No. 18 – Abandonment for 10-years from the date of this meeting; however, deny the relocation of this tap due to issues regarding line capacity and pressure zones. Motion seconded by Vice President Shaffer. Motion carried unanimously.*

3500 CR 18 – Account #2983.01 (Requesting Relocation):

This tap relocation request is from Tammy Jillson Penn. The family farm, previously owned by the current owner’s late aunt, Charla Jillson Richardson, along County Rd 18 has been divided into several recorded exemptions. The tap is on the property that had an old farm house, which has since been demolished.

They would like to move the tap from Parcel ID 131322000018 west to Parcel ID 131321400002 in order to supply irrigation and stock water for a future bronze memorial, placed in tribute to the Centennial Farm designation received by this farm prior to Charla's death in 2014. The property owner will be responsible for all the costs incurred in order to relocate the pit and meter, since they have been previously set. The new location for this tap is within the same pressure zone as the current location. Discussion.

MSP: *Vice President Shaffer moved to relocate the tap at parcel ID #131322000018, west to Parcel ID #131321400002 and grant this tap an extension to the condition's of Policy No. 18 – Abandonment for 10-years from the date of this meeting. Motion seconded by Director Lisco. Motion carried unanimously.*

Lot B RE-13-0089 – Account #6144.01 (Requesting Relocation):

The Hanson family purchased this tap in 2000 as part of a recorded exemption and it has never been set. The family is now planning on building on the lot to the south of the original parcel of land instead of the lot the tap is currently assigned to. Discussion.

MSP: *Vice President Shaffer moved to relocate the tap at parcel ID #131332100049, south to Parcel ID #131332400046 and grant this tap an extension to the condition's of Policy No. 18 – Abandonment for 10-years from the date of this meeting. Motion seconded by Director Lisco. Motion carried unanimously.*

SUBJECT: TAPS FOR BOARD CONSIDERATION

Postle Properties V LLC – Upgrade to 1inch Domestic Tap & 6 inch Fire Line:

A ¾ inch Commercial Tap is currently assigned to this parcel of land. The owner would like to upgrade to a 1inch Commercial Tap and a 6 inch fire line. The owner will be responsible for all the costs involved with the installation and required abandonment of the existing tap. Discussion.

MSP: *Vice President Shaffer moved to approve the tap request for an upgrade to a 1 inch Commercial tap and 6 inch fire line for Postle Properties V, LLC. Motion seconded by Treasurer Brunner. Motion carried unanimously.*

Bosche Land Group, LLC – Subdivision/Multiple Tap Purchase Agreement:

This development, Summerlin Subdivision, located west of Airport Road and just north of Highway 119, is requesting a 9 lot Subdivision/Multiple Tap Purchase Agreement. In 2003 the developer installed the necessary infrastructure. There are adequate pressure and flow to provide service to these 9 lots, which will be served from the Left Hand Ditch Company. Discussion.

MSP: *Vice President Shaffer moved to approve the Subdivision/Multiple Tap Purchase Agreement between Left Hand Water District and Bosch Land Group and authorize signatures by the Board. Motion seconded by Director Lisco. Motion carried unanimously.*

SUBJECT: FINANCIAL REPORTS

Monthly Financial Statements:

Vicki Santos presented the financial reports and payables for the month of March 2016. Discussion.

Bills and Appropriations:

A listing of monthly bills and appropriations was presented for review prior to the meeting. The total payables equaled \$2,572,268.73.

SUBJECT: UNFINISHED BUSINESS

Northern Water 2016 CBT Quota / Water Use / Carryover:

The Northern Water Board of Directors, at their April 14th, 2016 meeting, approved the Colorado-Big Thompson quota to 70% for 2016. The District's carryover capacity is 1386 AF and by utilizing our carryover capacity, we will have sufficient water to cover the District's anticipated demands. The District will also have enough water to provide to the rental market. Discussion.

MSP: *Director Schlagel moved to approve a carryover of the 1,386 AF/unit of CBT available into the current season and to approve 800 AF of exchange with the Left Hand Ditch Co. of CBT into the LHDCo Winter Storage Account for the 2016/17 winter. Motion seconded by Director Lisco. Motion carried unanimously.*

MSP: *Vice President Shaffer moved to set the rental fee for LHDCo water at \$45/share. Motion seconded by Treasurer Brunner. President Corey Heil abstained. Motion carried with four ayes.*

MSP: *Director Schlagel moved to set the rental fee for CBT at \$40.00/AF. Motion seconded by Director Lisco. Motion carried unanimously.*

Drought Contingency Plan:

To ensure adequate water supply for the District's tap holders, the District has previously adopted a Drought Contingency plan. Reviewing all the information available and NCWCD's announcement to set the CBT quota to 70%, Chris Smith has determined that the District does not have a water shortage condition at this time. Staff will monitor supply and demand to determine if this situation changes. However, Chris feels it is in the best interest of the District to ask tap holders for voluntary conservation actions. Discussion.

MSP: *Director Lisco moved to continue to ask for voluntary conservation activities consistent with the District's Water Efficiency Plan. Motion seconded by Vice President Shaffer. Motion carried unanimously.*

Update on Dodd Water Treatment Plant Upgrade:

A memo regarding the current status of the Dodd Water Treatment Plant was compiled and presented to the Board of Directors by the treatment manager, Ed Baile. The project is in the final six weeks of construction and will involve a great deal of training for the treatment staff in order to learn and run the plant efficiently. Discussion.

Seventh Interim Agreement for SWSPII:

A copy of the Seventh Interim Agreement with the Northern Colorado Water Conservancy District, Southern Water Supply Project Water Activity Enterprise, for Participation in the Southern Water Supply Project Second Pipeline was included in this month's board packet. This pipeline will run from Carter Lake to the City of Boulder. In order to continue participating in this project the Agreement needs to be signed and a payment of \$104,800.00 will need to be paid. This amount was included in the approved 2016 Budget. Discussion.

MSP: *Secretary Julie Trumpler moved to approve the Seventh Interim Agreement with the Northern Colorado Water Conservancy District, Southern Water Supply Project Water Activity Enterprise, for Participation in the Southern Water Supply Project Second Pipeline Motion seconded by Vice President Shaffer. Motion carried unanimously.*

SUBJECT: NEW BUSINESS

Northern Water Regional Pool Program:

A copy of the bid results for the Northern Water Regional Pool Program was included in this month's board packet. The bidding was open on March 17th, 2016. The weighted average for all bids awarded was \$58.63/AF and \$100.00/AF was the highest amount paid. The District will receive a pro-rata share of the proceeds sometime this year since the District has about 2,000 AF from surplus in 2015. Discussion.

CORA Request – KUNC Radio:

KUNC Radio requested the District's Water Efficiency Plan. The request was submitted to the Colorado Water Conservation Board. The CWCB notified the District of that request and under Colorado Open Records Act, the information was provided to KUNC Radio. Discussion.

Meeting adjourned at 12:23 pm.

By,

Lilah Imes, Assistant Secretary, Board of Directors

Julie Trumpler, Secretary