

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 its regular meeting on December 17, 2020, at the District offices, 6800 Nimbus Road, Longmont, Colorado, via Zoom Video Conference to comply with State's safer-at-home order as part of the COVID-19 outbreak. The meeting was called to order by President Julie Trumpler at 9:02 a.m.

Directors Present: Julie Trumpler, President
Mark Hochhauser, Vice President
Dan Lisco, Secretary
Sam Barnsley, Treasurer
Jim Richard, Director
Alan Pratt, Director
Bart Fischer, Director

Directors Absent: None

Staff and Consultants: Chris Smith, General Manager
Vicki Santos, Finance Manager
Scott Holwick, Attorney
Adam Delaney, Distribution Manager
Steve Buckbee, District Engineer
Martin Harders, Engineering Tech I
Jordan Tyson, GIS Technician
Tina Conilogue, Assistant Secretary, Board of Directors
Betsy Wheeler, Program Coordinator & Meter Reader

Public Present: None

SUBJECT: MINUTES OF THE DISTRICT REGULAR MEETING HELD 12/17/2020

Approval of the Minutes:

Draft minutes of the December 17, 2020 Board meeting were submitted to the Board prior to the meeting.

MSP: *Director Richard moved to approve the minutes of the December 17, 2020 meeting. Motion seconded by Secretary Lisco. Motion carried unanimously.*

SUBJECT: PUBLIC HEARING/COMMENT

There was no public hearing held, nor were there any comments from the public.

SUBJECT: TAPS FOR BOARD CONSIDERATION

Christopher & Lindsay Watts – 2421 County Rd 10 (Lot A RECX20-0007):

This tap request is for a 5/8-inch Residential Tap to serve a vacant lot on WCR 10 approximately 2,000 feet east of WCR 5. Pressure and flow are available for the additional tap on the main in WCR 10. The tap will be supplied with 1 unit of C-BT and the applicants have requested paying cash-in-lieu of dedication. Discussion.

MSP: *Secretary Lisco moved to approve a 5/8-inch Residential Tap for Lot A RECX20-0007 conditional on meeting all requirements and fees required for service. Motion seconded by Director Richard. Motion carried unanimously.*

Steven Adelman & Carole Pitre – 4085 WCR 3 (Lot A RE-2457):

This tap request is for an upgrade from the existing 5/8-inch Residential Tap to a 3/4-inch Residential Tap for the construction of an accessory dwelling consistent with District Policy. Pressure and flow are available for the proposed upgrade. The tap upgrade will require the payment for an additional 0.5 PIF and 0.5 share of C-BT. The applicants have requested paying cash-in-lieu of dedication. Discussion.

MSP: *Secretary Lisco moved to approve an Upgrade to the existing 5/8-inch Residential Tap (Account #6132.03) to a 3/4-inch Residential Tap conditional on meeting all requirements and fees required for service. Motion seconded by Treasurer Barnsley. Motion carried unanimously.*

SUBJECT: FINANCIAL REPORTS

Monthly Financial Statements:

Vicki Santos presented the financial reports and payables for the month of December 2020. Discussion.

Bills and Appropriations:

A listing of monthly bills and appropriations was presented for review prior to the meeting. The total payables equaled \$638,059.55.

SUBJECT: UNFINISHED BUSINESS

Information Items and Reports:

Treatment, Distribution, Engineering, and Water Management reports were included in this month's packet to provide information related to operations. Discussion.

Notice of Annual Meeting – Left Hand Ditch Company:

The 155th Annual Meeting of the Left Hand Ditch Company will be held on Saturday February 6, 2021, at 10:00 a.m. via Zoom. There will be no in-person stockholder attendance. The meeting will be held at the Altona Grange at 39th Street & Nelson Road. The Left Hand Water District Board will have to designate

someone to vote the District's shares. There will also be a vote to establish the per-share and minimum assessments for the year 2021. Article 5.3 of the District's Agreement with the Left Hand Ditch Company requires each party to "designate and maintain two (2) of its current respective Board members and its respective general manager or superintendent as members of a joint liaison committee, whose purpose shall be the continuing cooperation and communication between the parties hereto, and which shall meet whenever necessary or desirable, but in any case not less than annually." Currently, the District's two Board members on the Joint Liaison Committee are Secretary Lisco and Director Richard. After discussion, the Board agreed via consensus to authorize the General Manager to vote the District's shares at the LHD Co. Annual Meeting and to support the reappointment of the two LHD Co. Directors who are up for reappointment, Corey Heil and Joel Schaap.

MSP: ***President Trumpler moved to maintain the Left Hand Ditch Company Joint Liaison Committee as is, appointing Secretary Lisco and Director Richard. Motion seconded by Treasurer Barnsley. Motion carried unanimously.***

New Hinman Ditch Company Annual Meeting:

The annual meeting for the New Hinman Ditch Company is scheduled for 8:00 a.m. on Saturday, February 6, 2021. The meeting is typically held at the home of the company Secretary/Treasurer, Terry Longseth, but the District has not yet received a notice of the meeting. It is anticipated this meeting will be held virtually as well. The Left Hand Water District holds a limited share in the New Hinman Ditch Co. which allows the District to irrigate a portion of the Dodd WTP property currently under lease with Dick Smith. In the past, the District has given its proxy to Dick Smith or David Hindman to vote shares for the New Hinman. Discussion.

MSP: ***Director Richard moved to authorize the General Manager to grant Proxy for the purpose of voting shares at the New Hinman Ditch Company Annual Meeting. Motion seconded by Secretary Lisco. Motion carried unanimously.***

Haldi Ditch Company Annual Meeting:

The annual meeting for the Haldi Ditch Company is scheduled for 10:00 a.m. on Saturday, February 20, 2021. According to the Agreement with Haldi Ditch Co. the District holds 2 of the 5 Board seats (40%) with the appointment made at the discretion of the Left Hand Water District Board. Board President Julie Trumpler and Treatment Manager Jason Whitmore held the positions for the past year. The meeting is typically held at the Left Hand District office, however this year it will be held virtually on Zoom. Discussion.

MSP: ***Secretary Lisco moved to appoint President Trumpler and Treatment Manager Jason Whitmore as the two District representatives to fill Board seats on the Haldi Ditch Company Board of Directors. Motion seconded by Director Richard. Motion carried unanimously.***

SUBJECT: NEW BUSINESS

C-BT Carryover Capacity:

From the 2,634.1 AF of C-BT remaining in the District's allotment account on November 1st, the District can carryover up to 1,472.8 AF of C-BT into the 2021 season. The remainder is split between water lost to "shrink" (263.4 AF) and the Regional Pool account (897.9 AF). The District has until April 30, 2021, to submit payment and the declaration form or it loses the opportunity to carry over the water. The cost to carryover the C-BT is the same per acre foot as the assessment per unit (\$47.80/AF) for a total of \$70,339.84. If Northern Water institutes the Regional Pool, any water not carried over or lost to "shrink" will revert to the Regional Pool account and the District would receive payment for its portion. If there is no Regional Pool activated in 2021, the District's water simply reverts back into the Project's yield. Staff recommends activating the District's full carryover capacity. Discussion.

MSP: ***President Trumpler moved to declare our intent to carry over all of the District's available 1472.8 acre-feet of C-BT into the 2021 season. Motion seconded by Secretary Lisco. Motion carried unanimously.***

Petition for Exclusion from District Boundary – Resurrection Church, Inc.:

The District received an exclusion petition from Resurrection Church, Inc., for its parcel located at 12587 Jay Road (Lot 1, Schmidt Minor Subdivision, Boulder County). The property is being annexed to the Town of Erie. The existing tap will be disconnected and removed from the system. Lyons Gaddis will continue to coordinate the exclusion process. Discussion.

MSP: ***Director Pratt moved to set a Public Hearing for February 18, 2021, for the Resurrection Church Exclusion and to advertise according to regulations governing Exclusions. Motion seconded by Secretary Lisco. Motion carried unanimously.***

Attorney's Comments:

Scott Holwick notified the Board of Directors there is currently no Colorado Legislative Session, as the Legislature convened but immediately continued its session to later this year. More information to come as it becomes available.

Scott Holwick also reported that Northern Water passed a special rule regarding additional administrative oversight on allottees leasing water for oil and gas development purposes. It was noted that Chris Smith and Steve Buckbee had discussed the proposed rule with Northern Water staff, and some of the changes to the proposed rule suggested by District staff were incorporated into the final rule. Discussion.

SUBJECT: DIRECTORS' COMMENTS

Directors' Comments:

President Trumpler inquired regarding the status of the Northern Integrated Supply Project (NISP). Chris Smith provided a status update, including information regarding the construction selection meetings in which he and Steve Buckbee participated. The project is still awaiting the federal permit. The project did prevail in a suit that had been brought against the state water quality permit. Several groups have filed a suit against Larimer County on the issuance of the 1041 permit. Northern Water had worked with Larimer County for many years on meeting the 1041 requirements, and the only issue available for review is verifying all process requirements were followed. Work has started on the initial allotment contracts; Chris will participate on the drafting committee, with review and input from Scott Holwick. Discussion.

Meeting adjourned at 10:57 am

By,

Tina Conilogue, Interim Assistant Secretary, Board of Directors

Dan Lisco, Secretary