

MINUTES
Cedar Valley Distribution System
February 15, 2011
7:00 p.m.

Those Present: Lee Sim, Mike Silva, Brent Jones, Kurt Vest, Nate Moses, Worth Grimshaw, Paul Nelson, Joe Schoney, Earl Gibson, Deb Bauer, Sam Bauer, Phil Hirschi, Frank W. Nichols, and Ramon Prestwich.

This meeting was called to order by Chairman Brent Jones. He indicated that Secretary, LaRee Garfield, was not present at the meeting but that she would transcribe the Minutes of this meeting from the recording which would be available on the Internet. The Minutes of the 2010 meeting are available in the Commissioner's Report. Paul moved that we peruse the Minutes to see if there are any corrections. There being none, the Minutes were accepted as printed. Brent then asked Commissioner Sam Bauer to present the Commissioner's Report for 2010.

Sam reported that the 2010 water year was above average. The creek peaked on May 28th at 454 c.f.s. This water year could be better than 2010. We are still experiencing problems with the new diversion. The higher the flow of water in Coal Creek, the less water we get to four of the irrigation companies. We have lost water again this year. February and March of this year (2011), the city has been doing some work on the diversion, trying to get it to work better during the high flow. They took out the doggie door. The grizzly in the bottom of the creek is being lengthened, and the grill is being added on top with 90 degree bars, full width, with a 5/8 inch slot for the water to drop in. This is supposed to keep the larger gravel out without plugging off as quickly as before. He said he would rather see quarter inch slots along with the grizzly being raised six inches to build more head into the pond. There are still problems with his access into the diversion. This year, the city has blocked and locked him out, making his access impossible. He is also yelled at and harassed by city employees, which he feels is totally unnecessary. Some of the property that he crosses is County property, and when he talked to the County Commissioner, he didn't have a problem with him crossing it. Last year, the Southwest Field measuring device may not have been accurate, and after talking with Ramon, they have worked out issues temporarily. However, they feel that a new parshall flume installed in their system would benefit everyone. The Commissioner has in his possession one, four drawer filing cabinet.

Brent called for a discussion of the Commissioner's Report. Lee Sim asked about the access problem and wondered if this is something the city has created with the locks on the gate, and Sam reported that it was. Lee asked who could be contacted in the city to straighten this out, and it was determined that he should contact Mayor Burgess. Lee will send that letter. Brent then called for a motion to accept the Commissioner's Report. Earl Gibson so moved; seconded; motion carried.

The next item on the agenda was to review any concerns related to the Commissioner's work for 2010. Worth commented that if we continue to have problems with the diversion, we need to get them fixed now. If we continue to lose water, that is not acceptable. Paul said that we will know by April 1st if there are problems, and if there are problems, Sam will call a meeting to decide

what we will do. Mike said that access is critical, and the State will help with taking care of that problem. He commended Sam for his hard work and indicated that the computer system is working well.

Lee reported that they are beginning to compile the reports for Cedar Valley, and they will be switching to a mapping system. This year they will be compiling the data, and then next year they will move to the mapping system. He said that they should send a letter out notifying the water users of the changes. He said it is also important to keep in mind that each water right has an acreage limitation, and we need to make sure we are within those limits.

The 2010 Financial Statement was then reviewed. Lee reported that we began the year with a balance of \$8,537.69. Total receipts were \$9,472.22. Expenditures totaled \$9,147.35, and we had an ending balance of \$8,862.56, December 31, 2010. Last year's assessment was \$9,000.00. Brent then called for a motion to accept the Financial Statement. Sam Bauer moved for acceptance of the Financial Statement; Earl Gibson seconded; motion carried.

The 2010 Delinquent Water Assessments were discussed. Account No. 100445, "Unknown Owner," should be sent to Rollo Brothers. Accounts Nos. 100413, Daniel Hilburger, and 100557, B&B Land Holdings L.C., should be sent to Mike Hardin. Mike Silva said that the Ross LeBaron account may never be collected.. He will try and get some better addresses for the delinquent accounts and asked that any of those present assist by letting him know of any new addresses. He commented that the smaller delinquencies are only for this year.

The Budget for 2011 was then discussed. Sam asked if he could purchase a computer to use for his work. Brent asked what one that would be adequate for his needs would cost, and Sam said the he thought it would cost about \$600.00. Lee commented that we have quite a surplus in our account, and that could help with the cost of the computer. Brent asked Sam if his salary was still adequate, and he said that it was. Lee said that the Social Security contribution would stay the same. Worth suggested that we put \$600.00 in Miscellaneous Expenses to cover the purchase of the computer. Sam said that \$300.00 would cover the cost of the report, the same as last year. Secretarial Expense for the year would remain the same, \$150.00. The State Engineer Assessment will remain the same, \$638.00, Travel Expense, \$2,000.00, and Insurance, \$60.00. Total Budget for 2011, \$9,760.00. Brent called for a motion to approve the 2011 Budget. Worth moved for approval; Sam seconded; motion carried. Discussion was held concerning the 2011 assessment. Paul Nelson moved that the assessment remain the same as the 2010 assessment, \$9,000.00.; Earl Gibson seconded; motion carried.

Brent Jones then said that we need to select a Chairman and two Board Members. Brent is the current Chairman, and Paul Nelson and Ramon Prestwich are the current Board Members. Worth Grimshaw moved that we retain the current Chairman and Board Members; Deb Bauer seconded; motion carried.

Mike commented that Sam had compiled some information in the report that is worth looking at. Pages 28-32 in the report contain information that will help us understand what is happening with the water levels around here.

Brent then called for a motion to adjourn. Worth Grimshaw so moved; Ramon Prestwich seconded; Meeting adjourned.