

City of Greeley
Water and Sewer Board

December 15, 2021
Board Minutes

**City of Greeley
Water and Sewer Board
Minutes of December 15, 2021
Regular Board Meeting**

Chairman Harold Evans called the Water and Sewer Board meeting to order at 2:01 p.m. on Wednesday, December 15, 2021.

1. Roll Call

The Clerk called the roll and those present included:

Board Members:

Chairman Harold Evans, Vice Chairman Mick Todd, Fred Otis, Joe Murphy, Cheri Witt-Brown, City Manager Raymond Lee, and Finance Director John Karner

Water and Sewer Department staff:

Director Sean Chambers, Utility Finance Manager Erik Dial, Deputy Director Operations Nina Cudahy, Chief Engineer Adam Prior, Water Resources Manager Jen Petrzela, Budget Analyst Kalen Myers, Communication & Engagement Representative Sharon Dunn, Civil Engineer Peter Champion, Water Resources Admin Alex Tennant, Water Resources Admin Leah Hubbard, Communication and Engagement Rep Sharon Dunn, and Office Manager Ettie Arnold

Legal Counsel:

Counsel to Water & Sewer Board Attorney Carolyn Burr, Senior Environmental and Water Resources Attorney Jerrae Swanson, Environmental and Water Resources Attorney Dan Biwer

Guests:

Emeritus Board Member Robert Ruyle

2. Approval of Minutes

Mr. Murphy made a motion, seconded by Mr. Otis, to approve the November 17, 2021 Water and Sewer Board meeting minutes. The motion carried 5-0.

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3. Approval of and/or Additions to Agenda

There were no changes to the agenda.

Consent Agenda

4. Approval Amendment No. 1 to Five Rivers Cattle Water Lease Agreement

Recommended action: Approve First Amendment to Five Rivers Cattle Water Lease Agreement.

Mr. Murphy made a motion, seconded by Ms. Witt-Brown, to approve the proposed recommended actions on the Consent Agenda. The motion carried 5-0.

End of Consent Agenda

5. Pulled Consent Agenda Items

There were no items removed from the Consent Agenda.

6. Recognition of Justice Greg Hobbs

Chairman Evans, Carolyn Burr and Bob Ruyle spoke in remembrance of Justice Hobbs and his dedication to the preservation of Greeley's water history and future.

7. Welcome New Employees and Promotions

Mr. Chambers provided an introduction of new Water and Sewer Department employees starting this month.

8. Review 2022 Board Meeting Dates

Water and Sewer Board approved 2022 meeting dates. December's meeting will be held the second Wednesday instead of the third Wednesday.

9. Adopt Resolution Concerning Rates, Fees, and Charges for Water and sewer Services in 2022

Ms. Myers proposed 2022 water and sewer rates and fees for Board to adopt.

Vice Chairman Todd made a motion, seconded by Mr. Murphy, to adopt the presented resolution concerning water and sewer rates, fees, and charges for 2022. The motion carried 5-0.

10. Water Supply Update

Ms. Petrzelka provided an overview of the Greeley's 2021 water supplies and an update on Greeley's current storage levels.

Raymond Lee left the meeting at 2:46 p.m.

Paul Fetherston joined the meeting at 2:46 p.m.

Jen Petrzelka left the meeting at 2:50 p.m.

11. Adopt Resolution Concerning the Acquisition of Real Property Interests Associated with the Terry Ranch Project

Mr. Champion provided updates to the Terry Ranch Project and the necessary acquisition of interest in real property for pipelines and other infrastructure to deliver treated water from the future water treatment plant to the city of Greeley.

Vice Chairman Todd made a motion, seconded by Mr. Otis, to Adopt the Resolution Concerning the Acquisition of Real Property Interests Associated with the Terry Ranch Project presented. The motion carried 5-0.

12. Legal Report

Carolyn Burr of Welborn, Sullivan, Meck & Tooley recommended the Board file statements of opposition in the following cases:

- a. Case Number: **21CW3185**: Application of the Town of Castle Rock for a conditional storage water right in Prewitt Reservoir and Freemont Butte Reservoir. These are the same structures claimed in Parker's application in Case No. 19CW3253, in which Greeley is a party. The project includes significant new claims for diversions from the South Platte River downstream of the confluence with the Cache la Poudre River into Prewitt Reservoir. The project could impact South Platte River basin administration, including on the Cache la Poudre River.
- b. Case Number: **21CW3199**: Application of North Weld County Water District ("North Weld") for change of five shares of Water Supply and Storage Company (WSSC) water rights, appropriation of alternate points of diversion and alternate places of storage and appropriation of exchanges.

Vice Chairman Todd made a motion, seconded by Ms. Witt-Brown, to authorize the filing of statements of opposition in Case Nos. 21CW3185 and 21CW3199 and for staff and legal counsel to seek resolution of issues raised by this case consistent with Water and Sewer Board Resolution No. 3-15. The motion carried 5-0.

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13. Executive Session

No executive session held.

Bob Ruyle left the meeting at 3:15 p.m.

Vice Chairman Todd left the meeting at 3:23 p.m.

14. Director's Report

- Windy Gap Firing Construction Update and Site Tour Opportunity
- Low income household water assistance program (LIHWAP) grant

15. Such Other Business That May be Brought before the Board and Added to This Agenda by Motion of the Board

There were no additional items brought before the Board and added to the agenda.

Chairman Evans adjourned the meeting at 3:25 p.m.



Harold Evans, Chairman

DocuSigned by:



Raymond Lee, Board Secretary