
RECORD OF PROCEEDING

**SOUTHEASTERN COLORADO WATER
ACTIVITY ENTERPRISE**

MINUTES

December 8, 2011

The regular meeting of the Board of Directors of the Southeastern Colorado Water Activity Enterprise (SECWAE) was held on Thursday, December 8, 2011 at 10:41 a.m., at the District office, 31717 United Avenue, Pueblo, Colorado.

President Long announced a quorum was present.

DIRECTORS PRESENT:

Bill Long	Harold Miskel	Ann Nichols
Kevin Karney	Carl McClure	Vera Ortigón
Gibson Hazard	Tom Goodwin	David Simpson
Greg Johnson	Shawn Yoxey (arrived at 10:43 a.m.)	

DIRECTORS ABSENT AND EXCUSED:

Gary Bostrom, Reed Dils, Howard "Bub" Miller, Scott Reed, and Alan Hamel-Advisory Board Member

ENTERPRISE OFFICIALS PRESENT:

Executive Director James Broderick; General Counsel Lee Miller; Administrative Manager Toni Gonzales; Finance Coordinator Tina White; Conservation Outreach Coordinator Jean Van Pelt; Legal Counsel Steve Leonhardt; and Federal Lobbyist Ray Kogovsek.

VISITORS PRESENT:

Curtis Mitchell, City of Fountain; Terry Book, Board of Water Works of Pueblo; Dwight Gardner, U.S. Senator Michael Bennet's office; Bernice McClure; Keith Goodwin and Jim Baldwin, Otero County; Curt Thompson, Merrick & Company; and Mark Carmel, Carmel Management Company.

APPROVAL OF MINUTES:

President Long asked if the members of the Board had received their copy of the minutes of November 10, 2011 and whether there were any corrections or additions. Hearing none, Mrs. Ortigón moved, seconded by Mr. Goodwin, to approve the minutes. Motion unanimously carried.

FINANCIAL REPORT:

Treasurer Ann Nichols reported the financial statement for November has not been prepared because of the early meeting date. It will be posted later this month to the Board website for review. Treasurer Nichols moved for acceptance of the October financial statement and payment of the December 2011 bills, seconded by Mr. Johnson, the motion unanimously carried.

RECORD OF PROCEEDING

CONSENT ITEMS:

None

ACTION ITEMS:

PROPOSED 2012 BUDGET AND RESOLUTION APPROVAL

Mr. Broderick reviewed the changes that had been made since the November 10, 2011 Public Hearing.

Tina White, Budget Officer reviewed the Proposed 2012 Budget. She thanked Mr. Long and Ms. Nichols for the assistance in the presentation of a comprehensive format.

Mr. Johnson moved, seconded by Mrs. Yoxey, the Board approve Resolution and Order No. 2011-1EF for the adoption of the Proposed 2012 Budget as presented. Motion unanimously carried.

PRESENTATIONS:

FEDERAL LEGISLATION

Mr. Broderick reported Ms. Arbogast was unable to attend the Board meeting. He reviewed the following written report Ms. Arbogast submitted:

The FY 12 appropriations process continues to stumble forward. As of Wednesday, December 7 it appears that an eight bill "megabus" which will include the energy and water development bill will move to the House and Senate floors next week.

Parties appear to have agreed on the overall spending numbers, but the "riders" are the potential threat to this plan. Many of them are environmental regulatory curtailment efforts, but the biggest is a proposed provision to prohibit any funds from being spent on implementation of the health care reform legislation.

Earlier, an effort was undertaken to include a rider in the energy and water bill regarding the ongoing clean water act issues. However, it does not appear that rider will surface in the "megabus" strategy. If the megabus strategy fails, another continuing resolution is waiting in the wings. The only question will be how long it will remain in effect; until a few days before Christmas or into early 2012.

Mr. Kogovsek and Ms. Arbogast continue to be involved in the excess capacity discussions through monitoring of documents and information being presented by the various parties. Additional meetings of the working group are planned during the upcoming Colorado River Water Users Association meeting and in conjunction with the January Colorado Water Congress meeting. When appropriate and timely, they are keeping the delegation offices informed.

CONDUIT, EXCESS CAPACITY MASTER CONTRACT, AND NEPA UPDATE

Jean Van Pelt reviewed the following:

- An Environmental Impact Statement (EIS) team meeting was held December 5 to review Black & Veatch work on the Water Treatment Plant (WTP) and the No-Action Alternative for the EIS.

RECORD OF PROCEEDING

- No-Action Alternative is a requirement of the NEPA
 - No-Action Alternative examines what the environmental impacts would be and what the costs would be if the Conduit was not built.
- Ms. Van Pelt has been contacting the participants to keep them informed and to ensure they understand what the No-Action Alternative is.
- Staff and the Enterprise engineering consultants continue to review Reclamation's Technical Service Center draft Engineering Appraisal Report.
 - Comments are due to Reclamation on December 16.
- Staff is reviewing the WTP memorandum and the preliminary draft of the No-Action Alternative.
- Staff will schedule a joint meeting of the Excess Capacity and Arkansas Valley Conduit participants for January 3, 2012.
- Staff received the November MWH monthly report December 8, it will be posted to the Board website for review.

INFORMATIONAL ITEMS:

The Board members were provided written reports on the following, which were posted to the Board website:

- Arkansas Valley Conduit NEPA Update
- Excess Capacity Master Contract Update

OTHER BUSINESS

President Long asked if there were any other matters to come before the meeting, and hearing none, adjourned the meeting at 11:01 a.m.

Respectfully submitted,

Toni Gonzales
Administrative Manager

Secretary

