

**The Southwestern Water Conservation District**  
The West Building, 841 E Second Avenue  
Durango, CO 81301

NOTICE IS HEREBY GIVEN  
A Regular Board Meeting of the  
Southwestern Water Conservation District  
will be held via Zoom and in-person at  
841 E 2nd Avenue in Durango, Colorado

**Wednesday, October 12, 2022**

**8:30 a.m. – 4:00 p.m.**

[Click here to join Zoom](#)

**Phone Number: (346) 248 7799**

**Meeting ID: 835 9975 3537**

**Password: 474186**

Posted and Noticed October 10, 2022

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**Tentative Agenda**

*Public may attend the meeting in person at SWCD's office (841 E 2nd Avenue in Durango, Colorado) or via Zoom using the connection information above. **If you plan to attend in person, please RSVP to [info@swgcd.org](mailto:info@swgcd.org) to ensure appropriate social distancing can be maintained in SWCD's conference room.***

*Please text 970-901-1388 if you have difficulty joining the Zoom meeting. Please raise your hand to be recognized by the chair. To raise your hand by phone, dial\*9. To raise your hand by computer, please use Alt+Y (Windows) or Option+Y (Mac). To mute and unmute by phone, dial \*6.*

*Except the time indicated for when the meeting is scheduled to begin, the times noted for each agenda item are estimates and subject to change. The Board may address and act on agenda items in any order to accommodate the needs of the Board and the audience. Agenda items can also be added during the meeting at the consensus of the Board.*

*Agenda items may be placed on the Consent Agenda when the recommended action is non-controversial. The Consent Agenda may be voted on without reading or discussing individual items. Any Board member may request clarification about items on the Consent Agenda. The Board may remove items from the Consent Agenda at their discretion for further discussion.*

**Wednesday, October 12, 2022**

**1.0 Call to Order – Roll Call, Verification of Quorum (8:30 a.m.)**

**2.0 Review and Approve Agenda (8:31 a.m.)**

**3.0 Executive Session (8:32 a.m.)**

- 3.1 Colorado River Compact, Interstate and Intrastate negotiation matters, including re-negotiation of the interim guidelines
- 3.2 San Miguel River Basin Water Supply Planning
- 3.3 Application of Rehoboth Land Partners, LLC for Finding of Reasonable Diligence, Case No. 19CW3087, Division 4

- 3.4 Amended Application of Navajo Development Co., Inc., Rio Grande Water Conservation District, and Special Improvement District No. 2 of the Rio Grande Water Conservation District for Appropriative Right of Exchange and to Change Purpose of Use, Case No. 20CW3016, Division 3 (Williams Creek Squaw Pass TMD)
- 3.5 Dolores River National Conservation Area and Special Management Area Act (S. 4542)
- 3.6 Proposed extension of C.R.S. § 37-92-305(3)(c) to Water Division 7 including, but not necessarily limited to, water conservation program participants
- 3.7 Colorado's Paid Family and Medical Leave Insurance (FAMLI) Act
- 3.8 SWCD Personnel Matters: Employee Performance Reviews

**4.0 Summary and Action Items from Executive Session (10:00 a.m.)**

**5.0 Special Counsel Legal Report (10:03 a.m.)**

- 5.1 Discussion and Potential Action re: SWCD's Possible Participation in Colorado's FAMLI Act

**6.0 Approve and/or Remove Consent Agenda Items (10:07 a.m.)**

**7.0 Consent Agenda (10:10 a.m.)**

- 7.1 Approval of Minutes (August 10<sup>th</sup>, September 14<sup>th</sup>)
- 7.2 Acceptance of Treasurer's Report (September 2022)

**8.0 General Counsel Legal Report (10:15 a.m.)**

- 8.1 Proposed Ratification of SWCD's Filing of Statement of Opposition in the Application of Michael Orpi for Change of Water Right, Case No. 22CW14, Division 4
- 8.2 September Water Court Resume Review (Divisions 3, 4, 7)
- 8.3 Application of Rehoboth Land Partners, LLC for Finding of Reasonable Diligence, Case No. 19CW3087, Division 4
- 8.4 Proposed Amendment and Extension of Consulting Services Agreement with Colorado Legislative Services for State Legislative Representation & Lobbying

**Break (10:30 a.m.)**

**9.0 Review of SWCD's Draft FY2023 Budget, Draft Budget Message, & Related Topics (10:45 a.m.)**

**10.0 SWCD Emergency Grant Application – Lone Cone Ditch and Reservoir Company (11:15 a.m.)**

**11.0 Director Reports (11:30 a.m.)**

**12.0 Questions and Comments from the Public (11:50 a.m.)**

**Lunch Break (12:00 p.m.)**

**13.0 Reports (1:00 p.m.)**

- 13.1 Hydrologic Conditions, including updates from the Division Engineers for Water Divisions 4 and 7 – Bob Hurford and Rob Genualdi (1:00 p.m.)
- 13.2 Colorado River Basin Update
- 13.3 Water Information Program & Roundtable PEPO Liaison Report
- 13.4 Water Quality Update on Nutrient Standards
- 13.5 Upper Colorado & San Juan River Basin Recovery Implementation Programs
- 13.6 CWCBC Instream Flow Program Recommendations

- 13.6.1 Proposed 2023 - Red Canyon, Big A, Kelly, and Goat Creeks (San Miguel Basin)
- 13.7 Proposed 2023 Shift to Quarterly Meetings, Meeting and Holiday Schedule
- 13.8 Proposed 2023 SWCD Employee Health Plans
- 13.9 General Manager Activities

**Break (2:00 p.m.)**

**14.0 Legislative Affairs (2:15 p.m.)**

- 14.1 State Legislative Update
  - 14.1.1 Introduction of State Senator Cleave Simpson
  - 14.1.2 Interim Water Resources and Agriculture Review Committee
- 14.2 Federal Affairs Update
  - 14.2.1 Discussion and Potential Action on Dolores River National Conservation Area and Special Management Area Act (S. 4542)
  - 14.2.2 Rio Grande Water Security Act (H.R.7793) and Water Data and Security Act of 2022 (S. 4236)

**15.0 Partner Updates (3:15 p.m.)**

- 15.1 Colorado Water Congress 101 – Doug Kemper
- 15.2 Update from Colorado Water Congress San Juan, Dolores, and San Miguel Watershed Board Representative - Don Schwindt

**16.0 Executive Session (as needed) (3:50 p.m.)**

**17.0 Adjournment (4:00 p.m.)**

**Upcoming Meetings and Events**

December 7, 2022                      SWCD Regular Board Meeting