



KERN BOARD REGULAR MEETING

July 9, 2012 – Immediately following regular Town Board meeting
Town Board Chambers
301 Walnut Street, Windsor, CO 80550

The Town of Windsor will make reasonable accommodations for access to Town services, programs, and activities and will make special communication arrangements for persons with disabilities. Please call (970) 674-2400 by noon on the Thursday prior to the meeting to make arrangements.

Minutes

1. Call to Order

2. Roll Call

President John Vazquez
Vice President Kristie Melendez
Secretary/Treasurer Jeremy Rose
Myles Baker
Don Thompson
Robert Bishop-Cotner
Ivan Adams

Also present:

Town Attorney

Town Clerk

Director of Finance

Management Assistant

Town Manager Kelly Arnold

Ian McCargar

Patti Garcia

Dean Moyer

Lindsey Blomberg

3. Approval of Minutes from July 9, 2012 Board of Directors Meeting – P. Garcia
Board Member Thompson motioned to approve the minutes as presented; Board Member Bishop-Cotner seconded the motion. Roll call on the vote resulted as follows:

Yeas – Melendez, Baker, Rose, Thompson, Bishop-Cotner, Adams, Vazquez
Nays – None. Motion carried.

4. Approval of Bills – D. Moyer

Director of Finance Moyer reported on the list of bills and noted it included the final invoices on the SCADA project.

Board Member Thompson motioned to approve the Bills as presented; Board Member Bishop-Cotner seconded the motion. Roll call on the vote resulted as follows:

Yeas – Melendez, Baker, Rose, Thompson, Bishop-Cotner, Adams, Vazquez
Nays – None. Motion carried.

5. Settlement, Weld RE-4 School District Case - Brad Grasmick, Kern Board Legal Counsel

Brad Grasmick reviewed the agenda item noting the stipulation agreement between the Weld County School District RE-4 and the Kern Reservoir and Ditch Company. Mr. Grasmick summarized the memorandum included in the packet noting the School District and the Town of Windsor have entered into an Intergovernmental Agreement (IGA) regarding the augmentation of the School District's wells and use of the School's Loudon Ditch water within the augmentation plan. The School District modified their decree to include only the claim to change the use of the Loudon shares. The shares will be used in the Kern Augmentation Plan pursuant to the terms of the IGA and pursuant to review of

draft decree suggested modifications have been made in order to make the decree and the corresponding use of the Louden shares, more compatible with the Kern augmentation plan.

Mayor Vazquez inquired if there was a financial impact. Mr. Grasmick stated there was no financial impact.

**Board Member Bishop-Cotner motioned to approve the stipulation between Weld County School District RE-4 and the Kern Reservoir and Ditch Company; Board Member Thompson seconded the motion. Roll call on the vote resulted as follows:
Yeas – Melendez, Baker, Rose, Thompson, Bishop-Cotner, Adams, Vazquez
Nays – None. Motion carried.**

6. Report on the Kern Junior Water Right Application – Brad Grasmick, Kern Board Legal Counsel
Mr. Grasmick reported that the counsel is in negotiations. He stated that proposals made by Boulder and Centennial are unreasonable and a re-referral to a water judge may be done. Mr. Grasmick noted that the case does not change the change of use case and that approval had been received for the use of the Louden shares in the Kern Augmentation plan.
7. Communications from Board of Directors
No communications.
8. Adjourn
**Board Member Thompson motioned to adjourn; Board Member Bishop-Cotner seconded the motion. Roll call on the vote resulted as follows:
Yeas – Melendez, Baker, Rose, Thompson, Bishop-Cotner, Adams, Vazquez
Nays – None. Motion carried.**



Patti Garcia, Town Clerk