



KERN BOARD REGULAR MEETING

July 8, 2019 - 6:45 PM or following the Town Board Regular Meeting
Town Board Chambers 301 Walnut Street Windsor, CO 80550

AGENDA

1. Call to Order
2. Roll Call of Directors Present
3. Approval of the May 13, 2019 Kern Board Regular Meeting Minutes - K. Eucker
4. Legal Update - Brad Grasmick
5. List of Bills - May 1, 2019 - June 30, 2019
6. Adjourn

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.



MEMORANDUM

Date: July 8, 2019
To: Kern Reservoir and Ditch Company Board of Directors
From: Krystal Eucker, Town Clerk
Re: Minutes of the May 13, 2019 Kern Board Regular Meeting
Item #: 3.

ATTACHMENTS:

- ▢ Minutes of the 05.13.19 Kern Board Meeting



KERN BOARD REGULAR MEETING

May 13, 2019 - 6:45 PM or following the Town Board Regular Meeting
Town Board Chambers 301 Walnut Street Windsor, CO 80550

MINUTES

1. Call to Order

The meeting was called to order at 9:29 p.m.

2. Roll Call of Directors Present

President Kristie Melendez
Vice President Ken Bennett
Myles Baker
Barry Wilson
Secretary/Treasurer Paul Rennemeyer
Tom Jones
David Sislowski

Also Present:

Shane Hale, Town Manager
Ian McCargar, Town Attorney
Dean Moyer, Director of Finance
John Thornhill, Water Resource Manager
Krystal Eucker, Town Clerk

3. Approval of the January 14, 2019 Kern Board Regular Meeting Minutes - K. Eucker

Secretary/Treasurer Rennemeyer moved to approve the minutes of the January 14, 2019 meeting, Board Member Jones seconded the motion. Roll Call on the vote resulted as follows; Yeas - ; Motion Passed.

4. Resolution No. 2019-KB02 - A Resolution Approving an Amended Carriage Agreement Between the Kern Reservoir and Ditch Company and Diamond Valley, LLC

- Staff presentation: Ian D. McCargar, Windsor Town Attorney

Per Mr. McCargar, we have discovered a scrivener's error in some of the documents underlying the Carriage Agreement between the Kern and Diamond Valley, LLC. The original Carriage Agreement was approved in January of this year. The scrivener's error is being corrected in the various documents administratively, but amendment of the Carriage Agreement requires formal Kern Board action.

Both the clean and redline versions of the Amended Carriage Agreement were included in packet material, so that the Board can see where the error lies in the underlying documents. The error is found in references to the date of an earlier transaction involving the water right in question. Although tangential, Diamond Valley has asked that we correct the references and amend the Carriage Agreement to so reflect.

Staff recommends approval of Resolution 2019-KB02.

Board Member Wilson moved to approve Resolution No. 2019-KB02, Secretary/Treasurer Rennemeyer seconded the motion. Roll Call on the vote resulted

as follows; Yeas - Baker, Bennett, Jones, Melendez, Rennemeyer, Sislowski, Wilson; Motion Passed.

5. Report Of Bills January to April 2019

Secretary/Treasurer Rennemeyer moved to to approve the Report of Bills as presented, Vice President Bennett seconded the motion. Roll Call on the vote resulted as follows; Yeas - Baker, Bennett, Jones, Melendez, Rennemeyer, Sislowski, Wilson; Motion Passed.

6. Adjourn

Secretary/Treasurer Rennemeyer moved to to adjourn, Board Member Baker seconded the motion. Roll Call on the vote resulted as follows; Yeas - Baker, Bennett, Jones, Melendez, Rennemeyer, Sislowski, Wilson; Motion Passed.

The meeting was adjourned at 9:36 p.m.

Krystal Eucker, Town Clerk



MEMORANDUM

Date: July 8, 2019
To: Kern Reservoir and Ditch Company Board of Directors
From: Ian D. McCargar, Town Attorney
Re: Kern Legal Update
Item #: 4.

Background / Discussion:

Kern General Counsel Brad Grasmick will present a brief update on the status of various Kern water court matters.

Financial Impact:

None

Relationship to Strategic Plan:

Infrastructure



MEMORANDUM

Date: July 8, 2019
To: Kern Reservoir and Ditch Company Board of Directors
From: Dean Moyer, Director of Finance
Re: Kern Board List of Bills
Item #: 5.

ATTACHMENTS:

- ▢ List of Bills

Accounts

05/01/2019 - 06/30/2019



TOWN OF WINDSOR
301 WALNUT STREET
WINDSOR, CO 80550
WWW.WINDSORGOV.COM
(970) 674-2400
MON-FRI 8AM TO 5PM

Account	Vendor	Description	GL Date	Check No	Amount
01-418-6253-605	LAWRENCE JONES CUSTER GRASMICK	AUG PLAN 02CW301	05/17/2019	89710	411.00
06-484-6240-605	DANA KEPNER COMPANY INC	CAP REPLACEMENT - KYGER RESERVOIR LEVEL SENSOR	06/07/2019	89918	851.50
06-484-6240-605	TIMBERLINE ELECTRIC AND CONTROL	REPAIR AND REBUID - BACKUP SUTRON	05/10/2019	89555	640.00
06-484-6253-605	WHITNEY IRRIGATION COMPANY	DITCH MANAGEMENT SERVICES - MAY	05/24/2019	89834	2,085.00
06-484-6253-605	CLEAR WATER SOLUTIONS INC	12-120 KERN/WCSD RE-4 AUGMENTATION PLAN 2019	05/17/2019	89697	4,853.40
06-484-6253-605	CLEAR WATER SOLUTIONS INC	12-120 KERN/WCSD RE-4 AUGMENTATION PLAN 2019	06/14/2019	90053	5,625.00
06-484-6260-605	XCEL ENERGY	UTILITIES - KERN	05/10/2019	89551	53.24
06-484-6260-605	XCEL ENERGY	UTILITIES	06/21/2019	90147	53.56

Report Total:

14,572.70