



**DeWeese-Dye Ditch & Reservoir Company
Board Meeting
PO Box 759
Cañon City, CO 81215**

August 7, 2023

Call to Order: President Bolkema called the meeting to order at 7:00 p.m. The meeting was held at the Church south of Brookside Town Hall, due to scheduling issues with other entity meetings.

Board Directors Present:

Arlin Bolkema
Marc Thompson
Bill Brogoitti

Board Directors Absent:

Kenn Estes
Leo French

Others Present:

Austin Prendergast, Ditch Superintendent
Annette Reed-Pugh, Secretary/Treasurer
14 Shareholders

Absent

Minutes:

The minutes from the July 3, 2023 meeting were e-mailed prior to the meeting. All Board Directors indicated they had read the minutes. Director Thompson moved to accept the minutes, and Director Brogoitti seconded, all voted in favor.

Financial Report:

• **Presentation of the bills:**

The list of July bills was provided to the Board for review. Director Brogoitti moved to pay the bills, Director Thompson seconded, and all voted in favor of the motion.

• **Balance Sheet and Income Summary:**

The financial reports were provided to the Board to review prior to the meeting, and anyone with questions were directed to speak with Secretary/Treasurer Reed-Pugh. There were no questions.

Old Business:

- **Reservoir Extension Update:**

Held a phone call with Terry Scanga and Gracy Goodwin on Friday, July 21, 2023 to discuss the grant and what going forward would look like. Upper Ark expressed their concerns about the benefits to Upper Ark and their desire to enter into an agreement with DeWeese if we feel like we want to move forward. Questions were raised about what would determine agreement perimeters and what the best interests of the Shareholders would be. Ultimately, the Board will need to discuss options/issues/interests before we would be able to move forward. Deep consideration would need to be given to the situation and what the possibility of moving forward would look like. Shareholders will need to be involved and the by-laws will need to be thoroughly reviewed prior to making any decisions on entering into an agreement with Upper Ark. We would like for legal review, counsel, and research on behalf of DeWeese, as well.

- A meeting will need to be set up with Upper Ark to discuss the results of the hazard analysis, which was the final component of the feasibility study.
- President Bolkema provided an explanation of what the study consists of and what is trying to be accomplished. Discussion ensued. Ultimately, DeWeese would like to see more storage and have our outlet pipes replaced as required by the State, but we still want Shareholder input, and whether or not enlarging the dam is in the best interest of the Shareholders. Upper Ark desires to enter into an agreement with DeWeese in order to move forward with the construction of the enlargement of the dam, but the Board feels more discussion between Board Directors and Shareholders is needed before being able to entertain an agreement with Upper Ark. We would like to see a rough draft of what Upper Ark is proposing, but thorough discussion and Shareholder involvement will be needed to proceed. This may not occur until the annual Shareholder meeting in January 2024. The discussion/decision was tabled for now. Upper Ark will be notified of the outcome of this meeting and we will request a draft agreement for review of what they are proposing.

- **BLM Grant Project Meeting:**

Holly was given more information about what the grant would be for, shared our project priority list and gave her the efficiency study BLM had done since it has lots of info in it about the ditch and also the estimated water savings piping the main ditch would provide. The BLM asked her how much she thought we should ask for in one grant application (should we ask for everything on the list at once or plan on going after multiple grants in phases), and talked about match requirements, which I think is 25%. A portion can be in-kind contributions (from the ditch co, BLM, anyone else we could get to contribute), which could mean time for administering grant, administering contract for pipe install, possibly BLM paying her, anyone else DeWeese may be able to get to contribute anything (would the City contribute anything to piping the ditch in the cemetery?) or anything else like that you can think of. We also talked to her about BLM's payment options. Holly is going to look over all that info to get an idea how much she would charge and we can figure out how to setup a contract (if needed) or payment with her. After we get that all figured out, I think the plan is to have a meeting (probably virtual here at the BLM office on a Friday) with the ditch board us and her so you can talk directly with her to discuss more details and ask questions back and forth.

New Business:

- **Secretary/Treasurer Business Items:** Secretary/Treasurer Reed-Pugh discussed business items and issues, and provided an update on receivables and financial reports.
- **Major Ditch Repairs:** Superintendents Brogoitti and Prendergast provided an update on major repairs needed. The outlet valve for the big reservoir will not close the way it should, so the Supers are being very careful when operating the valve. This is a major repair and will need to be fixed. Will maintain as best as possible until it needs replaced.
- **Ditch Superintendent Update:**

Superintendent Brogoitti provided an update on the July water usage. We are at 1707 af winter water, and 644 native water. We used 615 af for July. Water Commissioner Jerry Livengood is wanting to work with the BLM and DeWeese on BLM's storage and logistics. Jerry's idea would save DeWeese approximately 20 af that is keeping the creek alive, as BLM could shuffle water around via Pueblo Reservoir. We will test this to see how it will work, but it should be a great benefit for both entities.

4 Shareholder violations were issued for the month of July. Please keep in mind what the By-laws state that govern our water, and what your responsibilities are as a Shareholder! **We will continue to write violations, and if the violations are not permanently corrected, water delivery will be terminated, in accordance with our By-laws.**

- **Shareholder questions:** The floor was opened to shareholders questions and/or comments.
 - **Shareholder Vernetti:** Expressed what the issues are with his property and water flow. Mr. Vernetti explained what they are doing with the water, how they are running it, and what is happening. He also stressed that he is not and is not intending to steal anyone's water. He is only using what shares belong to him, and is mitigating what he can with regard to water leaving his property and flooding neighboring properties. The by-laws were consulted for clarification purposes.
- **Other Business:**

The floor was opened to other business. No other business was brought before the Board.

Adjournment: With no other business to consider, President Bolkema called for a motion to adjourn the meeting. The meeting was adjourned at 8:02 p.m., via a motion by Director Thompson, seconded by Director Brogoitti, and a unanimous vote in favor.

Respectfully submitted,

Annette Reed-Pugh
Secretary/Treasurer