

DENVER BOARD OF WATER COMMISSIONERS

Meeting Date: September 11, 2013

Board Item: V-E-2

Ruedi Insurance Water Participation Agreements Contract Nos. 14727 B, C, D, E, F and G.

Action by Consent

Action

Information

Denver Water and other Front Range water entities are participating with entities on the West Slope in the Recovery Implementation Program of the Endangered Fish Species in the Upper Colorado River Basin ("Recovery Program"), designed to aid in the recovery of four species of fish listed as endangered under the Endangered Species Act. East and West Slope water providers have cooperatively worked on the development of recovery actions described in the Programmatic Biological Opinion ("PBO") to implement the Recovery Program in the 15-Mile Reach of the Colorado River.

The Recovery Program and PBO contemplate a permanent commitment by Colorado water users to release 10,825 acre feet of water per year to the 15-Mile Reach to improve flows for the listed fish species. The commitment is a joint obligation shared equally between east and west slope water users. The water users have identified a permanent source of water divided equally between two existing reservoirs on the west slope (Ruedi and Granby).

The modification in operations at Granby Reservoir may, under certain conditions, increase the amount of water Colorado Springs Utilities and Denver Water owe to Green Mountain Reservoir under the Blue River Decree, or may decrease the amount of water available in Green Mountain Reservoir to West Slope water users. To offset these potential adverse impacts, the Board approved on December 21, 2012, an IGA (Contract #14727A) with the Colorado River Water Conservation District (River District) for permanent delivery of 2,000 acre feet of water from Ruedi Reservoir. The Board subsequently reimbursed the River District \$2,584,840.00 under the IGA.

East Slope entities that are participating and receiving benefits from the Recovery Program and PBO have agreed to reimburse the Board for the sunk capital costs and future operation, maintenance, replacement and additional capital costs in the Ruedi Insurance Water based on their respective diversions, as summarized below. The total amount reimbursed to the Board will be \$1,988,517.41.

Recommendation:

It is recommended that the Board authorize the Manager/CEO to execute the Participation agreements for the receipt of the monies due under the agreements, as they are executed by the various participants.

Approvals:

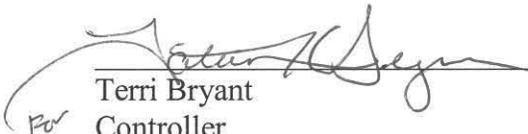
Respectfully submitted,



Patti Wells
General Counsel



for James S. Lochhead
CEO/Manager



for Terri Bryant
Controller

Parties	Sunk Capital Cost	2013 OM&R Costs
NCWCD	\$1,233,918.34	\$2,410.63
NCWCD, Municipal Sub-District	\$59,335.40	\$115.92
Denver Water	\$595,159.86	\$1,162.73
SECWCD	\$262,881.62	\$513.58
Twin Lakes	\$205,352.08	\$401.18
Colorado Springs Utilities	\$111,447.36	\$217.73
Aurora	\$79,973.80	\$156.24
Pueblo Water Works	\$31,731.54	\$61.99
Total	\$2,579,800.00	\$5,040.00