
**Wyoming Water Development Commission/Select Water Committee
Joint Workshop with Joint Agriculture Committee
BLM Conference Room
1625 West Pine St., Pinedale, Wyoming
June 14, 2018**

1. Chairman David Evans called the meeting to order at 8:00am.

2. Roll Call

Commission attendance:	Select Water Committee Attendance:
David Evans, Chairman	Senator Ogden Driskill
Larry Suchor, Vice-Chairman	Senator Larry Hicks
Sheridan Little	Senator Curt Meier
Gerald Geis	Senator Glenn Moniz
Clinton Glick	Senator Liisa Anselmi-Dalton
Jeanette Sekan	Senator Dan Dockstader
Nick Bettas	Representative Hans Hunt
Karen Budd-Falen - absent	Representative Jerry Paxton
Rodney Wagner - absent	Representative Stan Blake
Kellen Lancaster - absent	Representative John Eklund
	Representative Dan Laursen

The workshop was hosted by the Joint Interim Agriculture, State and Public Lands & Water Resources Committee of the Wyoming Legislature. Invited participants were the Select Water Committee of the Wyoming Legislature and the Wyoming Water Development Commission.

The primary purpose and goal of the Joint Workshop was to discuss and better understand issues in the Colorado River Basin affecting Wyoming. Multiple presentations were given on a variety of topics, including, but not limited to:

- Principles of Wyoming Water Law
- Shepherding Colorado River Basin Water
- Colorado River Compact

The workshop adjourned at approximately 5:00pm.

Respectfully submitted,


Kellen Lancaster, Secretary

**Wyoming Water Development Commission/Select Water Committee
Joint Meeting
BLM Conference Room
1625 West Pine St., Pinedale, Wyoming
June 15, 2018**

1. Chairman David Evans called the meeting to order at 8:35am.

2. Roll Call

Commission attendance:

David Evans, Chairman

Larry Suchor, Vice-Chairman

Kellen Lancaster, Secretary

Gerald Geis

Clinton Glick

Jeanette Sekan

Nick Bettas

Sheridan Little

Rodney Wagner - absent

Karen Budd-Falen - absent

Select Water Committee Attendance:

Senator Ogden Driskill

Senator Larry Hicks

Senator Curt Meier

Senator Glenn Moniz

Senator Liisa Anselmi-Dalton

Senator Dan Dockstader

Representative Hans Hunt

Representative Jerry Paxton

Representative Stan Blake

Representative John Eklund

Representative Dan Laursen

3. **Approval of Minutes**

Larry Suchor made a motion to approve the May 18, 2018 WWDC meeting minutes. Gerry Geis seconded the motion; motion carried unanimously.

No Select Water Committee minutes from April 3, 2018 were available at meeting time.

4. **Audience Introductions**

5. **Update on the Gillette Madison Pipeline Project**

Director LaBonde provided a detailed review and update regarding the private well issues in Crook County. Department of Environmental Quality (DEQ) formed four (4) workgroups to address and investigate well issues in the area.

Anthony Reyes, an attorney for the City of Gillette spoke to the reasons indicated by the City of Gillette to not sign the most recent Gillette-Madison Pipeline Project contract amendment presented to them by the Wyoming Water Development Commission as a result of legislation from the 2018 Wyoming Legislative Session. Mr. Reyes provided a letter for the Select Water Committee and Water Development Commission from the City of Gillette in which the City

declines to accept \$4,200,900.00 in grant funds provided by the WWDC for two regional pipeline extension projects.

Rick Duell, Assistant State Engineer, addressed many of Mr. Reyes' concerns regarding priority and timing within the State Engineer's Office.

Discussion followed.

6. Closeout Memos

- *New Fork River Watershed Study, Level I*

Jason Mead, standing in for Project Manager Andrew Linch, provided a brief summary of the project findings. The closeout memo recommends acceptance of the New Fork River Watershed Study, Level I project report as being complete and further, the WWDC makes the following findings relative to this project:

1. That the Commission recommend: Proceeding to the next level of project development upon the submittal of an appropriate funding application by the sponsor.

Gerry Geis made a motion to accept the closeout memo and motion, Sheridan Little seconded the motion. The motion carried unanimously.

7. Planning Amendments

- *Kirby Ditch Rehabilitation, Level II, Amd No. 1*

An interim amendment to the engineering contract with Sage Civil Engineering was presented. The amendment serves to a) increase the total Contract dollar amount by nine thousand four hundred fifty dollars (\$9,450.00) to eighty-five thousand three hundred fifty dollars (\$85,350.00); and b) add responsibilities of the Consultant to investigate additional alternatives for the Kirby Ditch below the slide area.

Larry Suchor made a motion to approve the amendment, Sheridan Little seconded the motion; motion carried unanimously.

In a similar action the Select Water Committee voted to approve the Kirby Ditch Rehabilitation, Level II, Amendment No. 1.

- *Fontenelle Dam & Outworks Infrastructure Completion, Level II Amd No. 1*

An interim amendment to the engineering contract with Engineering Analytics, Inc., was presented. The amendment serves to extend the term of

the Contract through December 31, 2018. The Contract amount is not changed by this Amendment.

Gerry Geis made a motion to approve the amendment, Nick Bettas seconded the motion; motion carried unanimously.

- Glendo Reservoir Full Utilization Project, Level II, Amd No. 2
An interim amendment to the engineering contract with Research Triangle Institute dba RTI International was presented. The amendment serves to extend the term of the Contract through December 31, 2018. The Contract amount in not changed by this Amendment.

Sheridan Little made a motion to approve the amendment, Jeanette Sekan seconded the motion; motion carried unanimously.

8. New Planning Contracts:

- Bedford Water Supply Master Plan, Level I
An engineering contract with Sunrise Engineering, Inc. of Afton, Wyoming was presented. The budget is \$82,302.00.
- Big Laramie River Oasis Ditch Diversion Rehabilitation, Level II Study
An engineering contract with Short-Elliott-Hendrickson, Inc. of St. Paul Minnesota was presented. The budget is \$94,456.10.
- Big Sandy Watershed Study, Level I
An engineering contract with Rio Verde Engineering of Pinedale, Wyoming was presented. The budget is \$271,000.00.
- Cheyenne Municipal Storage, Phase I, Level II
An engineering contract with Trihydro Corporation of Laramie, Wyoming was presented. The budget is \$328,500.00
- GR-RS-SC JPWB Pump Station and Transmission, Level II
An engineering contract with Sunrise Engineering, Inc, of Afton, Wyoming was presented. The budget is \$171,467.00.
- Hanover Irrigation District Bighorn Flume Replacement, Level II
An engineering contract with Inberg-Miller Engineers, of Riverton, Wyoming was presented. The budget is \$63,499.00

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- *Horse Creek Watershed Study, Level I*
An engineering contract with Anderson Consulting Engineers, Inc. of Fort Collins, Colorado was presented. The budget is \$267,000.00.
 - *Lander Test Well Study, Level II*
An engineering contract with Wyoming Groundwater, LLC of Laramie, Wyoming was presented. The budget is \$2,335,000.00.
 - *Little Snake River Valley Municipal Water Supply Study, Level II*
An engineering contract with Wenck Associates, Inc. of Maple Plain, Minnesota was presented. The budget is \$130,000.00.
 - *Lower Laramie River Watershed Study, Level I*
An engineering contract with Anderson Consulting Engineers, Inc. of Fort Collins, Colorado was presented. The contract is \$272,000.00.
 - *Middle Big Horn River Watershed Study, Level I*
An engineering contract with Y2 Consultants, LLC of Jackson, Wyoming was presented. The budget is \$284,440.00.
 - *Osage Water Master Plan Study, Level I*
An engineering contract with Jorgensen Associates, P.C., of Pinedale, Wyoming was presented. The budget is \$180,460.00.
 - *Popo Agie Watershed Study, Phase II, Level I*
An engineering contract with Olsson Associates, Inc. of Lincoln, Nebraska was presented. The budget is \$230,100.00.
 - *River Basin Planning – GIS Data Model Implementation Study, Level I*
An engineering contract with Confluence Consulting, Inc. of Bozeman, Montana was presented. The budget is \$107,225.00.
 - *River Basin Planning – NHD Plus HR*
An engineering contract with the University of Wyoming, in Laramie, Wyoming was presented. The budget is \$150,000.00.
 - *River Basin Planning – Water Supply Index, Level I*
An engineering contract with Western EcoSystems Technology, Inc. of Cheyenne, Wyoming was presented. The budget is \$166,840.00.

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- Saratoga Water Master Plan Study, Level I
An engineering contract with Forsgren Associates, Inc. of Evanston, Wyoming was presented. The budget is \$167,060.00.
 - Sheridan Municipal Watershed Wildfire Hazard Mitigation Study, Level I
An engineering contract with Anchor Point Group, LLC, of Boulder, Colorado was presented. The budget is \$161,400.00.
 - Sheridan Water Master Plan Study, Level I
An engineering contract with DOWL, LLC of Sheridan, Wyoming was presented. The budget is \$247,500.00.
 - Silver Lake Dam Rehabilitation, Level II
An engineering contract with Rio Verde Engineering of Pinedale, Wyoming was presented. The budget is \$250,000.00.

Jeanette Sekan made a motion to approve the Planning contracts as presented, with the exception of Cheyenne Municipal Storage, Phase I, Level II; Horse Creek Watershed Study, Level I; Osage Water Master Plan, Level I; and Silver Lake Dam Rehabilitation, Level II. Gerry Geis seconded the motion. The motion carried unanimously.

In similar action Select Water Committee approved the aforementioned **Planning Contracts**.

Sheridan Little made a motion to approve the Planning Contract for the Cheyenne Municipal Storage, Phase I, Level II Study. Kellen Lancaster seconded the motion. The motion carried unanimously.

In a split vote Select Water Committee approved the Cheyenne Municipal Storage, Phase I, Level II, Planning Contract.

Kellen Lancaster made a motion to approve the Planning Contract for the Horse Creek Watershed Level I Study. Sheridan Little seconded the motion; motion carried unanimously.

In similar action Select Water Committee approved the Horse Creek Watershed Level I Study Planning Contract.

Sheridan Little made a motion to approve the Osage Water Master Plan, Level I study. Kellen Lancaster seconded the motion. Discussion followed. Motion carried 4-2, with Larry Suchor and Jeanette Sekan opposed, and Nick Bettas recused.

In a split vote Select Water Committee approved the Osage Water Master Plan, Level I Study, Planning Contract.

Gerry Geis made a motion to approve the Silver Lake Dam Rehabilitation, Level II Study. Sheridan Little seconded the motion. The motion carried 6-1, with Nick Bettas opposed.

In similar action the Select Water Committee voted to approve the Silver Lake Dam Rehabilitation, Level II Study Planning Contract.

9. Ground Water Exploration Grant

Town of Guernsey – Guernsey RV Park Well Replacement

The Director's recommendation was to proceed with a Ground Water Exploration Grant for a \$75,375.00 (75% grant). The grant funds requested are for the drilling, completion, and testing of a new public water supply well to replace the well that presently provides drinking water for the Guernsey Golf Course Complex, Guernsey RV Park Well.

Gerry Geis made a motion to approve the Director's recommendation. Sheridan Little seconded the motion; motion carried unanimously.

10. Aladdin Water District Service

Director LaBonde provided an updated list of Idle State Owned Wells based on a request from Commissioners following the last meeting.

Director LaBonde presented the Commission and Select Water Committee with a memo outlining options for the Aladdin Water Service Agreement. The Director recommended Option #4 which in essence was to approve the water service contract, and begin negotiations with the District to purchase the well at the standard sale price of one-third (1/3) actual well construction cost. The District would need to submit a Level III application before the September 1st application deadline.

Discussion followed. Larry Suchor suggested negotiating a 1 year rather than a 5 year contract and complete the sale of the well during the 1 year contract term. The Aladdin Water District is encouraged to apply for Level III project funding to finance the well purchase. Gerry Geis made a motion to renegotiate the contract to 1 year. Kellen Lancaster seconded the motion; motion carried unanimously.

11. UW Office of Water Programs

Director LaBonde presented the Commission with the University of Wyoming, Office of Water Programs 2019-2020 Biennium Memorandum of Understanding (MOU). Gerry Geis made a motion to approve the MOU, Clinton Glick seconded the motion; motion carried unanimously.

In similar action, the Select Water Committee voted to approve the University of Wyoming, Office of Water Programs 2019-2020 Biennium Memorandum of Understanding (MOU).

12. UW Water Research Program

Greg Kerr presented the 2019 Request For Proposals (RFP) for the Water Research Program. Gerry Geis moved the acceptance of the 2018 RFP. Larry Suchor seconded the motion, the motion carried unanimously.

In similar action, the Select Water Committee voted to approve the University of Wyoming, Water Research Program RFP.

13. Consideration of Awarding a Construction Contract for Middle Piney Reservoir Rehabilitation

Bryan Clerkin presented the Construction Contract between NW Construction, Inc., and Wyoming Water Development Commission for the purpose of the Middle Piney Dam Reconstruction and Road Stabilization Project.

Larry Suchor moved to award the contract to NW Construction in the amount of \$11,220,115.00, (Recommendation No. 1), and to request an additional \$1,560,000.00 from the 2019 Legislature, (Recommendation No. 2), which includes a 15% contingency for the project. This is the recommendation from Wenck Associates, who served as the consultant in the planning phases. Kellen Lancaster seconded the motion. The motion carried unanimously.

In similar action, the Select Water Committee voted to approve the Construction Contract for Middle Piney Reservoir Rehabilitation including the 15% contingency recommended by the Water Development Commission.

14. Consideration of the Purchase Agreement for Lake DeSmet Water Assets

Director LaBonde reviewed the progress of the Lake DeSmet Water Assets Acquisition. Gerry Geis made a motion to approve the Purchase Agreement, the transfer of remaining appropriated funds to the Lake DeSmet Reservoir Account and also provided for authorization for the Director to sign relevant closing documents. Kellen Lancaster seconded the motion. The motion carried with Larry Suchor opposed.

In similar action, the Select Water Committee voted to approve the Purchase Agreement for Lake DeSmet Water Assets to include the additional authorizations listed above.

15. Consideration of adding a Planning Project to the 2019 Program.

Director LaBonde proposed an additional project for the 2019 Program. A Lake DeSmet/Healy Reservoir Utilization, Level II Study was recommended by the Director to be added into the current slate of 2019 planning projects. Gerry Geis made a motion to include the new Level II study. Clinton Glick seconded the motion; motion carried unanimously.

16. Construction Project Progress Report

Bryan Clerkin presented, for information only, progress reports on the following projects:

- Austin-Wall Canal Rehabilitation
- Dry Creek Irrigation District Pipeline Replacement 2017
- Sheridan 4 MG WTP Tank

17. Consideration and Ranking of Colorado River Basin MOA Applications

Director LaBonde presented the Memo pertaining to the Colorado River Basin Memorandum of Agreement prepared by Keenan Hendon. There are no new applications for the program, but the Bureau of Reclamation is requesting an additional \$10,000.00 for administrative costs be added to the previously awarded \$200,000.00 for the Upper Green Remote Sensed Data for Consumptive Use, bringing the total budget to \$210,000.00. Gerry Geis made a motion to approve the additional funds, Sheridan Little seconded the motion; motion carried unanimously.

18. Intended Use Plan (IUP) – Drinking Water State Revolving Fund (DWSRF) - for Select Water consideration.

The Intended Use Plan was presented to members of Select Water Committee

for their review and consideration. There are 203 projects with an anticipated approximate loan amount of \$65,000,000.00.

Representative Stan Blake moved to approve the IUP, Representative John Eklund seconded the motion; the motion carried.

19. Discussion

- **Town of Deaver Letter** – The letter expressed the gratitude of the Town of Deaver for the support on the Deaver Transmission Pipeline Project.
- **Fontenelle Riprap Project Press Release**
Director LaBonde reviewed the Press Release received from the Bureau of Reclamation in support of the expanded operational capacity at Fontenelle Reservoir.

Representative Stan Blake requested an update at a future meeting from the Wyoming Game and Fish regarding enforcement of Aquatic Invasive Species (AIS) at Flaming Gorge Reservoir.

20. Future Meetings Schedule

The groundbreaking for the Middle Piney Reservoir Rehabilitation will be held on July 18, 2018 at 2:00pm at the dam site. Invitations and details will be forthcoming.

The next regularly scheduled meeting will be August 15-17, 2018 in Gillette, WY.

Gerry Geis made a motion to adjourn, Kellen Lancaster seconded the motion. The meeting was adjourned at 12:58pm.

Respectfully submitted,



Kellen Lancaster, Secretary