

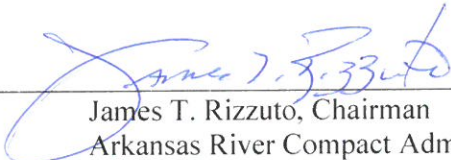
ARKANSAS RIVER COMPACT ADMINISTRATION

SPECIAL MEETING

October 13, 2020

VIA
VIRTUAL CONFERENCE CALL
Tuesday, October 13, 2020
01:00 P.M. MDT (02:00 P.M. CDT)
[Summary of Meeting]

The following meeting summary is the official minutes of the Arkansas River Compact Administration's October 13, 2020, Special Meeting, as signed by the Chairman of the Administration, pursuant to Administration approval given on December 09, 2020 at its Annual Meeting held virtually.


James T. Rizzuto, Chairman
Arkansas River Compact Administration

List of Summary Attachments

- A. Notice and Agenda
- B. Draft Resolution 2020-01

Notes

Pursuant to its by-laws, the Administration instructed staff to prepare a written summary in lieu of a verbatim transcript.

The following meeting summary was prepared by staff of the Kansas Division of Water Resources from notes and audio recording, which was reviewed by staff of the Colorado Water Conservation Board and finalized after consultation between both agencies.

This page intentionally blank

1. Call to order & roll call

Chairman Rizzuto called the Special Meeting of the Arkansas River Compact Administration (ARCA) to order at 01:06 P.M. (MDT) pursuant to the Notice attached hereto as Attachment A. A roll call was taken, and a quorum was present.

The following ARCA representatives participated in the conference call:

Jim Rizzuto, Chairman, Federal Representative;

For Colorado:

Rebecca Mitchell, CWCB Director and CO Representative;

Lane Malone, CO Representative;

Scott Brazil, CO Representative (not present during roll call, joined later).

For Kansas:

Chris Beightel, Acting Kansas Chief Engineer and KS Representative;

Randy Hayzlett, KS Representative and Vice-Chairman; and

Troy Dumler, KS Representative.

Others in attendance included:

Bill Tyner, Operations Secretary, Colorado Division of Water Resources, Division 2;

Kevin Salter, Assistant Operations Secretary, Kansas Division of Water Resources;

Jeff Rieker, US Bureau of Reclamation;

Garrett Ross, US Army Corps of Engineers;

Nabil Shafike, US Army Corps of Engineers;

Ryan Banta, US Geologic Survey

Krystal Brown, US Geologic Survey

Steve Kastner, Purgatoire River Water Conservancy District;

Rena Griggs, Colorado Parks and Wildlife;

Kevin Rein, Colorado State Engineer;

Rachel Zancanella, Colorado Division of Water Resources, Division 2;

Lori Lest, Colorado Division of Water Resources, Division 2;

Andrew Rickert, Colorado Water Conservation Board;

Erik Skeie, Colorado Water Conservation Board;

Dan Steuer, Colorado Attorney General Office;

Jon Erickson, Colorado Parks and Wildlife;

Rachel Duran, Kansas Division of Water Resources;

Alexandra Torrance, Kansas Division of Water Resources;

Armando Zarco, Kansas Water Office;

Keadron Pearson, Kansas Water Office;

Libby Albers, Kansas Alliance for Wetlands and Streams

Tyler Benton, Colorado Springs Utilities

2. Approval of agenda

Chairman Rizzuto asked if there was any discussion on the agenda. No discussion.

Chairman Rizzuto asked for any opposition for approval of agenda; no opposition was voiced.

3. Meeting protocol and preparation of minutes/summary

Chairman Rizzuto suggested that a written summary of the meeting be done. Chairman Rizzuto asked for any opposition; no opposition was voiced.

4. Proposal to Hold a Virtual Annual and committee meetings

Chairman Rizzuto proposed virtual annual and committee meetings rather than in person meetings due to each State's COVID-19 guidelines and restrictions.

5. Discussion

Chairman Rizzuto asked for discussion that should be considered before moving towards a virtual meeting. Rebecca Mitchell mentioned that while she would like to meet in person, this is a necessary decision to keep work moving during critical times. Chris Beightel concurred with that sentiment agreeing that the only viable way to move forward amidst this global pandemic is a remote meeting. Randy Hayzlett also concurred a virtual meeting would be appropriate for this year and asked the Administration to consider meeting mid-year, if the opportunity exists, to have a Special ARCA meeting if there are items that should be discussed further. Lane Malone agreed that virtual meetings have been working well and would be good for this year. Troy Dumler agreed with the other comments. The Administration was in agreement to move towards a virtual meeting.

Chairman Rizzuto asked Kevin Salter if a virtual meeting via the Zoom platform would accommodate everyone. Kevin mentioned that those discussions could occur later in the agenda after consideration of the resolution.

6. Consideration of Resolution 2020-01

Chairman Rizzuto asked if everyone had had an opportunity to read the resolution.

Chris Beightel, Kansas, moved Adoption of Resolution 2020-01.

Rebecca Mitchell, Colorado, seconded the motion.

Chairman Rizzuto called the question: Kansas voted aye; and Colorado voted aye.

Motion was approved, and the Resolution was adopted. See Attachment B.

7. Virtual Meeting Considerations

Andrew Rickert mentioned that more work would need to be done on the logistics of a virtual meeting and asked for clarification on virtual platforms that federal agencies could utilize, specifically if they are able to use Zoom. Nabil Shafike with the Corps verified that while able to call into the Zoom platform, they would not be able to fully participate in the meeting as they could not view the presentations or present themselves. Andrew asked if anyone else had any additional concerns with the Zoom platform and if there were other potential platforms that should be considered. Jeff Rieker with the Bureau mentioned that they can use Zoom in a client only mode similar to the call for this Special meeting. The Bureau is not able to initiate or host a public Zoom meeting but are able to connect into an externally hosted meeting per their current guidance. Jeff did not have any concerns with Zoom for their agency.

Andrew mentioned that once a platform was selected some pre-meeting sessions would be held to work through issues prior to the committee and annual meetings. Chairman Rizzuto asked what other platform options there were. The following were mentioned in addition to Zoom along with the emphasis of not wanting to exclude the federal agencies from fully participating:

- Google Meet
- Google Hangouts
- GoToMeeting

Chairman Rizzuto asked what platform the Corps uses. Nabil mentioned WebEx and that they are able to use the GoToMeeting. Garrett Ross with the Corps mentioned that their IT department said they could use any platform except for Zoom. Some logistics like screen sharing, number of participants, voting format, and recording were mentioned in the discussion as items for determining the best platform to utilize.

The committee and Annual meetings would not be moved from their set date. Kevin Salter proposed that the committee meetings be held in the morning instead of the afternoon to give Andrew Rickert and Rachel Duran time to put the meeting summaries together. There was no concern and Dan Steuer mentioned that there would be no issues by changing the time of the meeting. Andrew mentioned that if using WebEx, that they would need to look into getting an account and any associated costs. Randy Hayzlett asked that all keep in mind that it would be easier for the public to use Zoom or GoToMeeting as that is what they have been using. Chairman Rizzuto asked what the time frame would be for settling on a platform to ensure adequate time for notification. Kevin thought at least a couple weeks ahead of the meeting. Rachel mentioned the ARCA website as a place people could obtain the meeting information.

8. Adjournment

Jim Rizzuto asked if there was a motion to adjourn:

Rebecca Mitchell, Colorado moved adjournment of the Special Meeting; and
Chris Beightel, Kansas, seconded the motion.

Meeting was adjourned at 1:26 P.M., MDT.

This page intentionally blank

Attachment A

Special Meeting

October 13, 2020

This page intentionally blank

ARKANSAS RIVER COMPACT ADMINISTRATION

Lamar, Colorado 81052

For Colorado

Chair and Federal Representative

For Kansas

Rebecca Mitchell, Denver
Lane Malone, Holly
Scott Brazil, Vineland

James T. Rizzuto, Swink

Chris Beightel, Manhattan
Randy Hayzlett, Lakin
Troy Dumler, Garden City

NOTICE & AGENDA SPECIAL MEETING ARKANSAS RIVER COMPACT ADMINISTRATION TUESDAY, OCTOBER 13, 2020 1:00 P.M. (MST) / 2:00 P.M. (CST)

The Arkansas River Compact Administration (“ARCA”) will meet at the time noted above via virtual and phone conference call to consider Resolution 2020-01 Regarding the Location of the 2020 ARCA Annual Meeting. This resolution would authorize holding the Annual and committee meeting virtually rather than in person given the current circumstances. Attached is a draft resolution.

Meetings of the Administration are open to the public and operated in compliance with the Federal Americans with Disabilities Act. If you wish to participate in the Special Meeting you may do by using the link and/or one of the phone numbers listed below:

1. Use Zoom information, online via this link:

<https://kansasag.zoom.us/j/99783666840?pwd=MUZYeC9nMGlnL0JCQmRJbzNFNzNTdz09>

Or if using phone, dialing one of the numbers below and using Meeting ID: **997 8366 6840 #**

+1 **253 215 8782** US (Tacoma)
+1 346 248 7799 US (Houston)
+1 **669 900 6833** US (San Jose)
+1 301 715 8592 US (Germantown)
+1 **312 626 6799** US (Chicago)
+1 646 558 8656 US (New York)

Note these numbers are not toll free.

If you need a special accommodation as a result of a disability please contact Stephanie Gonzales by email at arca.co.ks@gmail.com or phone at 719-336-3850 at least three days before the meeting.

SPECIAL MEETING AGENDA October 13, 2020

1. Call to order & roll callJim Rizzuto
2. Approval of agendaJim Rizzuto
3. Meeting protocol and preparation of minutes/summaryJim Rizzuto
4. Proposal to Hold a Virtual Annual and committee meetings Kevin Salter
5. DiscussionJim Rizzuto
6. Consideration of Resolution 2020-01Jim Rizzuto
7. Virtual Meeting Considerations.....Andrew Rickert
8. AdjournmentJim Rizzuto

October 7, 2020

ARKANSAS RIVER COMPACT ADMINISTRATION

Lamar, Colorado 81052

For Colorado

Chair and Federal Representative

For Kansas

Rebecca Mitchell, Denver
Lane Malone, Holly
Scott Brazil, Vineland

James T. Rizzuto, Swink

Chris Beightel, Manhattan
Randy Hayzlett, Lakin
Troy Dumler, Garden City

RESOLUTION 2020 - 01

Regarding the Location of the 2020 ARCA Annual Meeting

WHEREAS, Article III.1 of the By-Laws of Arkansas River Compact Administration (By-Laws) provide that the principal office of the Arkansas River Compact Administration (ARCA) is located in Lamar, Colorado;

WHEREAS, Article IV.4 of the By-Laws provides that “Unless otherwise agreed to in advance by the Administration, all annual meetings shall be held at the principal office of the Administration”;

WHEREAS, ARCA, at the 2019 ARCA Annual Meeting, designated the 2020 ARCA Annual Meeting to be held on Wednesday, December 9, 2020 in Lamar, Colorado with committee meetings to be held on Tuesday, December 8th at the same location; and

WHEREAS, COVID-19 has resulted in restrictions on travel and gatherings in both Colorado and Kansas.

NOW THEREFORE, BE IT RESOLVED that ARCA does hereby declare that the both the 2020 ARCA Annual Meeting on December 9th and committee meetings on December 8th shall be held virtually through an electronic meeting application.

BE IT FURTHER RESOLVED that ARCA will provide notice regarding how to access the virtual meetings in advance of the 2020 ARCA Annual Meeting.

ADOPTED by Arkansas River Compact Administration at its Special Meeting on October 13, 2020.

James T. Rizzuto, Chair
Arkansas River Compact Administration

Stephanie Gonzales, Recording Secretary
Arkansas River Compact Administration

Attachment B

Special Meeting

October 13, 2020

This page intentionally blank

ARKANSAS RIVER COMPACT ADMINISTRATION

Lamar, Colorado 81052

For Colorado

Chair and Federal Representative

For Kansas

Rebecca Mitchell, Denver
Lane Malone, Holly
Scott Brazil, Vineland

James T. Rizzuto, Swink

Chris Beightel, Manhattan
Randy Hayzlett, Lakin
Troy Dumler, Garden City

RESOLUTION 2020 - 01

Regarding the Location of the 2020 ARCA Annual Meeting

WHEREAS, Article III.1 of the By-Laws of Arkansas River Compact Administration (By-Laws) provide that the principal office of the Arkansas River Compact Administration (ARCA) is located in Lamar, Colorado;

WHEREAS, Article IV.4 of the By-Laws provides that “Unless otherwise agreed to in advance by the Administration, all annual meetings shall be held at the principal office of the Administration”;

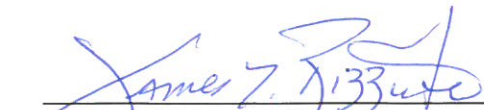
WHEREAS, ARCA, at the 2019 ARCA Annual Meeting, designated the 2020 ARCA Annual Meeting to be held on Wednesday, December 9, 2020 in Lamar, Colorado with committee meetings to be held on Tuesday, December 8th at the same location; and

WHEREAS, COVID-19 has resulted in restrictions on travel and gatherings in both Colorado and Kansas.

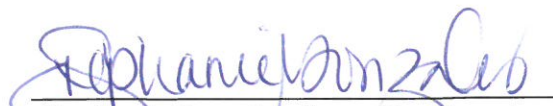
NOW THEREFORE, BE IT RESOLVED that ARCA does hereby declare that the both the 2020 ARCA Annual Meeting on December 9th and committee meetings on December 8th shall be held virtually through an electronic meeting application.

BE IT FURTHER RESOLVED that ARCA will provide notice regarding how to access the virtual meetings in advance of the 2020 ARCA Annual Meeting.

ADOPTED by Arkansas River Compact Administration at its Special Meeting on October 13, 2020.



James T. Rizzuto, Chair
Arkansas River Compact Administration



Stephanie Gonzales, Recording Secretary
Arkansas River Compact Administration