

The meeting was held at 10:04 a.m. on Tuesday, October 9, 2007, at the Grant Sawyer State Building, 555 East Washington Avenue, Suite 4401, Las Vegas, Nevada.

**COMMISSIONERS IN ATTENDANCE**

Chairman	Jay D. Bingham
Vice Chairman	Ace I. Robison
Commissioner	George F. Ogilvie, III

**COMMISSIONERS IN ATTENDANCE VIA TELECONFERENCE**

Commissioner	Andrea Anderson
Commissioner	Marybel Batjer

**COMMISSIONERS NOT IN ATTENDANCE**

Commissioner	Chip Maxfield
Commissioner	Lois Tarkanian

**DEPUTY ATTORNEYS GENERAL**

Senior Deputy Attorney General	Gerald A. López
Senior Deputy Attorney General	Jennifer Crandell

**COMMISSION STAFF IN ATTENDANCE**

Executive Director	George M. Caan
Deputy Executive Director	James D. Salo
Division Chief, Finance and Administration	Douglas N. Beatty
Energy Services Manager	Gail A. Bates
Environmental Program Manager	Phillip S. Lehr
Natural Resource Technician	Anthony Miller
Hydropower Program Manager	Craig Pyper
Natural Resource Specialist	McClain Peterson
Senior Energy Accountant	Gail Benton
Office Manager	Judy Atwood
Administrative Assistant III	Janet Nuszbaum
Administrative Assistant II	Gina Goodman
Administrative Assistant II	Carol Perone

**OTHERS PRESENT; REPRESENTING**

American Pacific Corporation  
Consultant  
Overton Power District No. 5  
Overton Power District No. 5  
Self  
Self  
Self  
Southern Nevada Water Authority  
Titanium Metals Corporation

Jack Stonehocker  
Sara Price, Esq.  
Delmar Leatham  
Mendis Cooper  
Cecil R. López  
Cecilia L. López  
Jackie Mattfeld  
Sandra Reed Bottino  
Ray Atkinson

**COLORADO RIVER COMMISSION  
OF NEVADA  
MEETING OF OCTOBER 9, 2007**

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The Colorado River Commission meeting was called to order by Chairman Bingham at 10:04 a.m.

**A. Conformance to Open Meeting Law.**

Executive Director George Caan confirmed that the meeting was in compliance with the Open Meeting Law.

The Pledge of Allegiance was then recited.

Mr. Caan noted that Commissioner Andrea Anderson and Commissioner Marybel Batjer were participating by telephone and verbally checked that they both were connected.

Commissioner Andrea Anderson assured the Commission that she was indeed connected.

Commissioner Marybel Batjer assured the Commission that she was indeed connected.

**B. Approval of minutes of the September 11, 2007, meeting.**

**Commissioner Robison moved for approval of the minutes. The motion was approved by a unanimous vote.**

**C. Consideration of and possible action to approve an amendment to Contract No. SA-06-01 with Incuity Data Solutions/Progressive Software Solutions, Inc., for Substation Automation System Support Services.**

Mr. Caan explained that this amendment to Contract No. SA-06-01 is for software upgrades and software support for the supervisory control and data acquisition (SCADA) system that CRC uses in order to ensure the proper operation of the power delivery project, the substations and transmissions lines. Incuity has software developers who are knowledgeable in our system. The cost will be fully reimbursed by the Southern Nevada Water Authority to the extent of their part of the operation of the system, and the award of this contract will result in expenditures not to exceed \$325,000 through March 31, 2011. Staff recommended the Commission approve the amendment to the contract.

**Commissioner Robison moved for approval. The motion was seconded by Commissioner Ogilvie and approved by a unanimous vote.**

**D. Consideration of and possible action to adopt Colorado River Commission Resolution 2007-4, commending Gerald A. López for his service to the Commission.**

Chairman Bingham noted that Senior Deputy Attorney General Gerald A. López had family in the audience and asked him to introduce his brother, sister and friend to the Commission.

Mr. López was pleased to introduce his sister Cecilia L. López, his brother Cecil L. López, and his good friend Jackie Mattfeld.

Mr. Caan stated Mr. López has served the Colorado River Commission for 24 years and has served the State of Nevada for 34 years. He thanked Jerry for his institutional knowledge, the issues that he has dealt with, the service he has provided to the Commission, and for his support to the State of Nevada.

Mr. Caan read Resolution 2007-4. After it was read there was tremendous applause from those in attendance. A copy of the resolution is attached and made a part of these minutes. (See Attachment A.)

The Chairman and Commissioners thanked and congratulated Mr. López for the many dedicated years of public service to the Commission and the State of Nevada and wished him well with his future plans.

Mr. López thanked the Commission for this honor and stated that it had been a privilege to have served the Commission all these years. He expressed his gratitude to Commission and its staff for all their support and kindnesses over the years.

**Commissioner Robison moved to adopt Resolution 2007-4, commending Gerald A. López for his service to the Commission. The motion was seconded by Commissioner Ogilvie and approved by a unanimous vote.**

**E. Update on Nevada's Colorado River water consumption, the status of discussions regarding shortage criteria, and other developments on the Colorado River.**

Natural Resource Specialist McClain Peterson provided the update on the issues regarding the Colorado River.

Mr. Peterson provided a report on the following:

- Unregulated Inflow into Lake Powell
- Storage Conditions on Lake Mead and Lake Powell
- Bureau of Reclamation 24-month Study
- Precipitation in the Colorado River Basin
- Drought conditions in the West
- Water use in Southern Nevada

A copy of the report is attached and made part of these minutes. (See Attachment B.)

Commissioner Robison stated he would like more information in a future meeting about ways to use water right up to our allocation, banking every drop possible, and getting the accounting prior to year's end.

Mr. Caan responded that we would do that. He added that Mr. Peterson is working with the Bureau of Reclamation to try to upgrade the accounting process.

Mr. Caan provided a brief report regarding the seven basin states. The states are getting into the end game with the publication of the environmental impact statement on shortage criteria. There is still a debate between the upper and lower basin on some of the technical issues involved in the equalization. The seven basin states are meeting as we speak to resolve those issues and the CRC expects to see that shortage criteria, the operational criteria for the operation of Lake Mead and Lake Powell, issued by the Bureau of Reclamation by the end of this year.

Commissioner Ogilvie asked Mr. Caan for clarification after listening to Scott Balcomb from Colorado during the Upper Colorado River Basin tour, because he thought they were expecting a decision out of the Bureau of Reclamation by October 6th or October 10, 2007.

Mr. Caan responded that there was a meeting held last week to discuss some of the issues. He was not sure of a decision; this meeting was more of a discussion over the issues that were still pending. There was dialogue, proposals and concerns over what is known as the equalization criteria between the two lakes but there was no final decision. The lower basin has made a proposal to try and resolve the issues that Mr. Balcomb talked about and they are under advisement.

**F. Comments and questions from the public and discussion. (No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken.)**

Chairman Bingham asked if there were any comments or questions from the public. There were none.

**G. Comments and questions from the Commission members.**

Chairman Bingham asked if there were any comments or questions from any of the Commission members.

Commissioner Robison thanked Mr. Caan and Pat Mulroy, General Manager of Southern Nevada Water Authority, along with whoever else was responsible for the Upper Colorado River Basin tour in September. He was amazed at the number of miles involved, and at the information and the understanding that was provided regarding the complexities of the issues relating to Upper Basin and Lower Basin allocations,

commitments and much more. As we look at the water update report that we receive every month that trip helped to bring it into better focus. It was an amazing trip as we had opportunities to visit with the people, particularly in Colorado, and to sense the dynamics between the states and to recognize the fact that Nevada, while it is the smallest user of the river, really plays a very important role in being the arbiter or the party that becomes the diplomatic shuttle among the states. He found the entire experience interesting and fascinating.

Commissioner Robison further stated that Nevada is reaching the point where the river is not the ultimate solution and yet CRC has to continue to do what Mr. Peterson was just describing and in effect bring every drop of the river that we can through all of these less than diplomatic negotiations among the states, not to mention the diplomatic discussions between the United States and Mexico.

Commissioner Robison thanked Mr. Caan again and stated that he just wanted to comment on the trip and the value of that trip on a personal level.

**H. Selection of the next possible meeting date.**

The next meeting is tentatively scheduled for Tuesday, November 13, 2007, at 10:00 a.m. at the Grant Sawyer State Building, Suite 4401.

**I. Adjournment.**

The meeting adjourned at 10:47 a.m.

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George M. Caan, Executive Director

APPROVED:

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Jay D. Bingham, Chairman

