

PHIL WEISER
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Associate Chief Deputy Attorney
General



RALPH L. CARR
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STATE OF COLORADO DEPARTMENT OF LAW

AGENDA

Colorado Natural Resources Trustees Meeting
February 10, 2026 10:00 am to 12:00 pm

Location:

Ralph L. Carr Judicial Center, 2 East 14th Avenue, Denver, Colorado
Dunbar Conference Room

Note: Please arrive a few minutes early to go through security.

Note: A hyperlink to a Microsoft Teams meeting will be posted
on the Trustee website:

[Colorado Natural Resources Trustees Upcoming Meetings](#)

Open Session

1. Approve Agenda - 1 minute

2. Approval of Minutes from November 18, 2025 Meeting - 1 minute

Action Item:

(1) Review and approve minutes from November 18, 2025 meeting

Document:

(1) Draft minutes from November 18, 2025 meeting

3. Budgets Update - (Jennifer Talbert) - 1 minute

Action Items: None

Document:

(1) Budget Spreadsheet

4. Bonita Peak Mining District - (Jason King, Mark Rudolph, Pete Conovitz) - 50 minutes

Action Item:

- (1) Review and approve or deny each project proposal

Documents:

- (1) Memo from Jason King
- (2) Draft Resolution re Fish Hatchery Project
- (3) Draft Resolution re Animas River Corridor Project
- (4) Draft Resolution re River Preservation and Access Project
- (5) Draft Resolution re Animas Bank Stabilization Project
- (6) Draft Resolution re Upper Animas Restoration Project

5. Rocky Mountain Arsenal / Sand Creek Project Closeout - (David Banas, Jennifer Talbert, Pete Conovitz) - 10 minutes

Action Items: None

Documents: None

6. Recent Investigations - (Mindi May) - 10 minutes

Action Items: None

Documents: None

7. Gunnison River Train Derailment - (David Banas, Mindi May, Lauren Bonura) - 10 minutes

Action Items:

- (1) Grant or deny staff recommendation to join federal trustee council

Documents: None

Executive Session

8. Home Lake State Wildlife Area - (Shelley Hickerson, Lauren Bonura, Mindi May) - 10 minutes

Action Items: None

Documents: None

9. Bishop Well/Galeton - (Shelley Hickerson, Lauren Bonura, Mindi May) - 10 minutes

Action Items: None

Documents: None

10. Annual Trustee Training - (Lukas Staks, David Banas) - 10 minutes

Action Items: None

Documents: None

Open Session

11. Report from Executive Session - (Lukas Staks) - 1 minute

Action Items: None

Documents: None

12. Shattuck Chemical and Denver Radium Superfund Site Video - (Jennifer Talbert) - 15 minutes

Action Items: None

Documents: None

ITEM #2

Colorado Natural Resource Damages (NRDs) Trustees
Meeting Minutes
November 18, 2025
(Approved _____)

Attendance

Trustees

Tanja Wheeler, Associate Chief Deputy Attorney General
Dan Gibbs, Executive Director, Colorado Department of Natural Resources (DNR)
Tracie White, Hazardous Materials and Waste Management Division Director (CDPHE)

Trustee Staff

David Kreutzer, First Assistant Attorney General, Office of the Attorney General,
Natural Resources and Environment Section (NRE)
David Banas, Senior Assistant Attorney General, NRE
Jason King, Senior Assistant Attorney General, NRE
Shelley Hickerson, Assistant Attorney General, NRE
Jonathon Lubrano, Assistant Attorney General, NRE
Jennifer Talbert, Remediation Program Manager, CDPHE
Lauren Bonura, Project Manager, CDPHE
Maura McGovern, Water Resources Section Manager, DNR
Mindi May, Water Quality Program Coordinator, DNR
Pete Conovitz, Water Rights Program Administrator, DNR

Other State Staff

Laura Kelly, Senior Paralegal, NRE

Fellows and Interns

Taylor Schultz, DNR Intern
Mariah Bowman, AGO Fellow
Cameron Bonnell, AGO Fellow

Open Session

Trustee Wheeler called the Trustee Meeting to order at approximately 10:00 a.m. on November 18, 2025 (held at the Carr Building and via Teams). The meeting's purpose was to brief the Trustees on the current status of issues relating to natural resource restoration projects, and to request direction and/or approval for various actions.

Agenda

Trustee Gibbs moved to approve the Agenda. Trustee White seconded the motion and the motion was unanimously approved.

Minutes

Trustee Wheeler presented the minutes from the August 26, 2025 Trustee Meeting. Trustee Gibbs moved to approve the August 26, 2025 minutes. Trustee White seconded the motion, and the motion was unanimously approved.

2026 Trustee Meetings

Trustee Meetings for 2026 were set for February 10, May 13, August 25, and November 10, with the August 25 meeting to be held in the San Luis Valley.

Budgets Update

Jennifer Talbert updated the Trustees regarding the Legislature's recent capture of interest accrued in NRDs fund accounts. She noted that accounts will be swept again at the end of the fiscal year (June 30, 2026) and therefore CDPHE will not be awarding any interest on contracts entered into this fiscal year.

Recent Investigations

Mindi May reported on five recent investigations:

- 1) On August 27, Colorado Parks and Wildlife (CPW) responded to reports of a large fish kill in the Poudre River near Greeley. The very low-end estimate is that 4,000 fish died, but the number is certainly higher than that. CPW traced the dead fish to a JBS outfall, and an investigation with CDPHE's Water Quality Control Division is ongoing.
- 2) On September 11, the spill line reported oil coming up from the ground near Frederick within 100 feet of an irrigation ditch. CPW responded and saw evidence of excavation work to address the spill, but saw no signs of oil, so there will be no further action.
- 3) On October 17, CPW received a report of produced water that spilled into Little Creek, which is a tributary of Parachute Creek. CPW visited the site and documented dead invertebrates and salamanders. The spill occurred in an intermittent stream and did not travel far downstream, so there will be no further action.
- 4) On October 15, the City of Louisville reported a fish kill in Warmbourg Pond on its open space. The City had closed the pond on October 9 due to a copper-based algicide that was being used in response to a blue-green algae bloom. The following day, CPW stocked the pond with rainbow trout, and the trout began dying immediately. Over 200 dead fish were collected by City staff. Copper tests came back within an acceptable range. CPW believes the application of the algicide effectively killed the algae, resulting in a dissolved oxygen crash, so the fish were indirectly killed by the algicide. Because the effects were indirect, this is not considered to be a NRDs claim.
- 5) On October 31, Denver Water reported a spill of concrete process water at the Gross Reservoir dam construction site. CPW investigated and did not find any evidence of a fish kill, so there will be no further action.

Bonita Peak Mining District

Jason King reminded the Trustees that the BPMD solicitation process began in 2023 to award approximately one-half of the available BPMD funds or \$3.5 million. In response, staff has received five project proposals: 1) CPW's fish hatchery project in Durango; 2) San Juan Resource Conservation Development Council's bank stabilization project near Durango; 3) City of Silverton's stream restoration project which is part of its master plan to preserve the corridor; 4) San Juan County's project to purchase property for conservation easements (within the Silverton project area); and 5) Mountain Studies Institute's stream restoration project on Mineral Creek. Mr. King stated that all five projects meet the eligibility criteria in the NRDs project selection guidance. He added that Trustees can expect project proponents to present their proposals at the February 2026 Trustee Meeting. Mr. King clarified that the BPMD Restoration Plan will be finalized after the Trustees approve these projects.

Executive Session

First AAG David Kreutzer recommended the Trustees make a motion to go into Executive Session to consider Agenda Item #7 concerning the Home Lake State Wildlife Area and Agenda Item #8 concerning the Bishop Well/Galetton matter. He stated the Trustees are authorized to enter Executive Session pursuant to Colorado Revised Statutes section 24-6-402(3)(a)(II) and other laws that allow the Trustees to enter Executive Session for specific purposes. At approximately 10:30 a.m., Trustee Gibbs moved to begin an Executive Session to discuss Agenda Items #7 and #8. Trustee White seconded the motion, and the motion was unanimously approved. Trustee Wheeler noted that a separate recording will be kept of the confidential attorney-client communication.

Open Session

Report from Executive Session

At approximately, 10:50 a.m., Trustee Wheeler stated that the Trustees had concluded Executive Session, discussion between the Trustees and their legal counsel was limited to privileged attorney-client communication about Agenda Item #7 concerning the Home Lake State Wildlife Area and Agenda Item #8 concerning the Bishop Well/Galetton matter, and this communication was separately recorded. The discussion during Executive Session was limited to those items and no formal action was taken.

Trustee Wheeler moved that the Trustees direct staff to proceed regarding the Home Lake State Wildlife Area as discussed during Executive Session. Trustee Gibbs seconded the motion, and the motion was unanimously approved.

Vail After Action Review

David Banas facilitated an "After Action Review" for the August 26, 2026, Trustee Meeting in Vail. The general consensus was that, despite the extra work that a meeting outside of Denver requires, the meeting in Vail was a success in part because

it included a site visit and an opportunity for all team members to be together in person and build on those relationships. Trustee Gibbs described some of the logistical challenges that DNR has encountered as they hold meetings all over the state and he encouraged Trustee staff to connect with DNR staff when planning future on the road meetings. It was agreed that timing the meetings with a pending solicitation for project proposals would likely increase public participation.

At approximately 11:10 a.m., Trustee Wheeler moved to adjourn the meeting. Trustee Gibbs seconded the motion, and the motion was unanimously approved.

DRAFT

ITEM #3

NRD Matter	Bonita Peak	California Gulch	Fountain Creek	Idarado	Lowry	N. St. Vrain
Total Settlement	\$6,600,000.00	\$10,000,000.00	\$345,000.00	\$1,000,000.00	\$1,606,930.00	\$245,305.00
Total NRD dollars spent	\$84,119.50	\$15,613,164.16	\$0.00	\$1,561,412.98	\$1,796,927.06	\$0.00
Account Balance 1/23/2026	\$6,882,444.31	\$3,755,731.53	\$391,905.94	\$219,362.96	\$308,796.51	\$261,484.78
Most recent TT Resolution Date	NONE	11/14/2023	4/23/2019	11/14/2024	8/14/2023	NONE
Current Trustee awarded amount	\$0.00	\$3,953,875.00	\$389,638.01	\$218,746.75	\$675,000.00	\$0.00
Contract Encumbrances	\$12,343.50	\$3,434,521.19	\$391,905.94	\$219,362.96	\$260,478.93	\$0.00
Remaining funds	\$6,870,100.81	\$321,210.34	\$0.00	\$0.00	\$48,317.58	\$261,484.78
Type of Restriction	Restoration Plan required	Follow State and USFWS Restoration Plans	None	None	Groundwater nexus to the South Platte	None
Remaining funds available	\$239K from Blue Tee will be added from the HSRF in Phase 2.	Remaining funds available	No remaining funds available	Interest, if available, to TLR, no remaing funds available.	Interest, if available, to USFWS, no remaing funds available.	Interest, if available, to Watershed Center, no remaining funds available
Update	Restoration Plan underway, project recommendations made	All SPP projects are under contract and underway	Chilcott Diversion project ongoing	Silver Mountain Mine acquisition underway	Restoration by USFWS underway	Finalizing contract

NRD Matter	RMA Recovery Fund	RMA Found- ation Fund	Standard Metals	Summitville	Uravan	Vail /Gore Creek
Total Settlement amount	\$17,400,000.00	\$10,000,000.00	\$415,368.00	\$5,000,000.00	\$1,000,000.00	\$248,660.00
Total NRD dollars spent	\$13,563,286.70	\$9,321,975.90	\$0.00	\$51,517,209.81	\$1,208,532.60	\$19,936.14
Account Balance 1/23/2026	\$7,413,605.90	\$1,279,073.13	\$499,920.05	\$252,984.70	\$182,699.78	\$238,382.06
Most recent TT Resolution Date	2/11/2025	2/11/2025	12/9/2022	1/21/2021	3/24/2021	NONE
Current award	\$7,981,622.04	\$1,504,791.97	\$0.00	\$1,171,620.00	\$270,000.00	\$0.00
Contract Encumbrances	\$144,379.98	\$417,189.07	\$0.00	\$218,669.55	\$182,699.78	\$237,070.86
Remaining funds	\$7,269,225.92	\$861,884.06	\$499,920.05	\$34,315.15	\$0.00	\$1,311.20
Type of Restriction	None	None	None	Money (plus interest) must be spent in Alamosa River Watershed	None	None
Remaining funds available	All funds awarded, interest to be allocated if available, no remaining funds available	All funds awarded, interest to be allocated if available, no remaining funds available	\$230K awarded; remaining funds for Silverton	Interest, if available, to TU, no remaining funds available	No remaining available funds	Interest, if available, to TU, no remaining funds available
Update	Contracting process almost complete for Ducks Unlimited and Mile High Flood District	Bluff Lake and Montbello contracts underway	Gossan Creek Project delayed - waiting on FS NEPA - remaining funds for BPMD	Working on a new 10-year contract for the In Stream Flow Project	WEEDC Restoration projects underway. DRMS identifying new locations	Restoration is underway

ITEM #4

PHIL WEISER
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Office of the Attorney
General

January 27, 2026

M E M O R A N D U M

TO: Colorado Natural Resources Trustees
FROM: Jason King, Senior Assistant Attorney General
RE: Bonita Peak Mining District Restoration Projects Proposals

BACKGROUND

The State of Colorado settled natural resource damage (NRD) claims against various potentially responsible parties at the Bonita Peak Mining District (BPMD) superfund site (Site) pursuant to settlement agreements executed between 2011 and 2022. The BPMD NRD Fund contains approximately \$6,900,000. The Trustees offered \$3,500,000 of these funds for the initial solicitation for project proposals and will offer the remainder once cleanup activities are fully implemented at the BPMD Site.

UPDATE

Trustees' staff received and reviewed five project proposals (attached) in response to the solicitation for project proposals. The projects are:

1. The Durango Fish Hatchery Packed Columns-Water Treatment Project proposed by Colorado's Parks and Wildlife Division requesting \$350,000;
2. The Animas River Corridor Project proposed by the Town of Silverton requesting \$1,720,000;
3. The Animas River Preservation and Access Project proposed by San Juan County requesting \$150,000;
4. The Animas River Valley Bank Stabilization Project proposed by the San Juan Resource Conservation and Development Council requesting \$900,000; and
5. The Upper Animas Wetland and Stream Restoration Project proposed by the Mountain Studies Institute requesting \$364,210.

Trustees staff worked with NRD consultants Biodiversity Research Institute (BRI) to evaluate each project proposal in the attached Restoration Plan using the Trustees' Project Selection guidance criteria. All five projects meet the eligibility criteria and are worthy of receiving full funding from the Trustees. Project proponents will attend the Trustees' meeting and provide short presentations on each project.

RECOMMENDATION

The Trustees' staff recommend approving the funding requests for all five projects.

ACTION ITEMS

We request the Trustees approve funding for:

6. The Durango Fish Hatchery Packed Columns-Water Treatment for \$350,000;
7. The Animas River Corridor Project \$1,720,000;
8. The Animas River Preservation and Access Project for \$150,000;
9. The Animas River Valley Bank Stabilization Project for \$900,000; and
10. The Upper Animas Wetland and Stream Restoration Project for \$364,210.

ATTACHMENTS

Durango Fish Hatchery Packed Columns-Water Treatment Proposal
Animas River Corridor Proposal
Animas River Preservation and Access Proposal
Animas River Valley Bank Stabilization Proposal
Upper Animas Wetland and Stream Restoration Proposal
Natural Resource Restoration Plan for the Bonita Peak Mining District
Resolution for the Durango Fish Hatchery Project
Resolution for the Animas River Corridor Project
Resolution for the Animas River Preservation and Access Project
Resolution for the Animas River Valley Bank Stabilization Project
Resolution for the Upper Animas Wetland and Stream Restoration Project

**COLORADO NATURAL RESOURCES TRUSTEES
RESOLUTION OF FEBRUARY 10, 2026
CONCERNING DURANGO FISH HATCHERY PACKED COLUMNS WATER
TREATMENT PROJECT**

WHEREAS, the Colorado Natural Resources Trustees (Trustees) are responsible for the management and direction of Colorado's natural resource damages program;

WHEREAS, the Trustees are responsible for administering State funds to restore, replace or acquire the equivalent of injured natural resources;

WHEREAS, the Bonita Peak Mining District (BPMD) natural resource damages (NRDs) settlements established a \$6,900,000 fund through settlement agreements entered between 2011 and 2022, for restoration projects (BPMD NRD Fund); and

WHEREAS, the Trustees offered \$3,500,000 of these funds for the initial solicitation for project proposals and will offer the remainder once superfund cleanup activities are fully implemented at the BPMD Site; and

WHEREAS, the Colorado Parks and Wildlife Division's Durango Fish Hatchery Packed Columns-Water Treatment Project proposal dated May 29, 2025, requests \$350,000 from the BPMD NRD Fund to improve water quality at the hatchery (Project).

NOW THEREFORE, the Colorado Natural Resources Trustees resolve as follows:

The Trustees do hereby approve the release of \$350,000 from the BPMD NRD Fund to be applied towards the Project as described in the Project proposal and subject to the following conditions:

- 1) Release of the BPMD NRD Funds is contingent upon the Colorado Parks and Wildlife Division:
 - a. obtaining matching funds as described in the Project proposal, which may be obtained through other federal, state or local grant programs, or otherwise; and
 - b. complying with all laws and regulations, including but not limited to: State and Federal laws; local regulations and ordinances; permitting and zoning requirements; water rights requirements; and any necessary water quality discharge permits.

- 2) In order to use the BPMD NRD Funds, the Colorado Parks and Wildlife Division must enter into a contract with the State consistent with this resolution, no later than February 13, 2031. Funds will remain available through the term of the contract.

Phil Weiser
Colorado Attorney General

Date

Jill Hunsaker Ryan
Executive Director, CDPHE

Date

Dan Gibbs
Executive Director, DNR

Date

**COLORADO NATURAL RESOURCES TRUSTEES
RESOLUTION OF FEBRUARY 10, 2026
CONCERNING ANIMAS RIVER CORRIDOR PROJECT**

WHEREAS, the Colorado Natural Resources Trustees (Trustees) are responsible for the management and direction of Colorado's natural resource damages program;

WHEREAS, the Trustees are responsible for administering State funds to restore, replace or acquire the equivalent of injured natural resources;

WHEREAS, the Bonita Peak Mining District (BPMD) natural resource damages (NRDs) settlements established a \$6,900,000 fund through settlement agreements entered between 2011 and 2022, for restoration projects (BPMD NRD Fund); and

WHEREAS, the Trustees offered \$3,500,000 of these funds for the initial solicitation for project proposals and will offer the remainder once superfund cleanup activities are fully implemented at the BPMD Site; and

WHEREAS, the Town of Silverton's Animas River Corridor Project proposal received on May 30, 2025, requests \$1,720,000 from the BPMD NRD Fund to restore wetlands, fens and the Upper Animas River channel (Project).

NOW THEREFORE, the Colorado Natural Resources Trustees resolve as follows:

The Trustees do hereby approve the release of \$1,720,000 from the BPMD NRD Fund to be applied towards the Project as described in the Project proposal and subject to the following conditions:

- 1) Release of the BPMD NRD Funds is contingent upon the Town of Silverton:
 - a. obtaining matching funds as described in the Project proposal, which may be obtained through other federal, state or local grant programs, or otherwise; and
 - b. complying with all laws and regulations, including but not limited to: State and Federal laws; local regulations and ordinances; permitting and zoning requirements; water rights requirements; and any necessary water quality discharge permits.

- 2) In order to use the BPMD NRD Funds, the Town of Silverton must enter into a contract with the State consistent with this resolution, no later than February 13, 2031. Funds will remain available through the term of the contract.

Phil Weiser Date
Colorado Attorney General

Jill Hunsaker Ryan Date
Executive Director, CDPHE

Dan Gibbs Date
Executive Director, DNR

**COLORADO NATURAL RESOURCES TRUSTEES
RESOLUTION OF FEBRUARY 10, 2026
CONCERNING ANIMAS RIVER PRESERVATION AND ACCESS PROJECT**

WHEREAS, the Colorado Natural Resources Trustees (Trustees) are responsible for the management and direction of Colorado's natural resource damages program;

WHEREAS, the Trustees are responsible for administering State funds to restore, replace or acquire the equivalent of injured natural resources;

WHEREAS, the Bonita Peak Mining District (BPMD) natural resource damages (NRDs) settlements established a \$6,900,000 fund through settlement agreements entered between 2011 and 2022, for restoration projects (BPMD NRD Fund); and

WHEREAS, the Trustees offered \$3,500,000 of these funds for the initial solicitation for project proposals and will offer the remainder once superfund cleanup activities are fully implemented at the BPMD Site; and

WHEREAS, San Juan County's Animas River Preservation and Access Project proposal received on May 30, 2025, and supplemented on October 31, 2025, requests \$150,000 from the BPMD NRD Fund to preserve riparian areas and provide river access for recreational opportunities (Project).

NOW THEREFORE, the Colorado Natural Resources Trustees resolve as follows:

The Trustees do hereby approve the release of \$150,000 from the BPMD NRD Fund to be applied towards the Project as described in the Project proposal and subject to the following conditions:

- 1) Release of the BPMD NRD Funds is contingent upon San Juan County:
 - a. obtaining matching funds as described in the Project proposal, which may be obtained through other federal, state or local grant programs, or otherwise; and
 - b. complying with all laws and regulations, including but not limited to: State and Federal laws; local regulations and ordinances; permitting and zoning requirements; water rights requirements; and any necessary water quality discharge permits.

- 2) In order to use the BPMD NRD Funds, San Juan County must enter into a contract with the State consistent with this resolution, no later than February 13, 2031. Funds will remain available through the term of the contract.

Phil Weiser
Colorado Attorney General

Date

Jill Hunsaker Ryan
Executive Director, CDPHE

Date

Dan Gibbs
Executive Director, DNR

Date

**COLORADO NATURAL RESOURCES TRUSTEES
RESOLUTION OF FEBRUARY 10, 2026
CONCERNING ANIMAS RIVER VALLEY BANK STABILIZATION PROJECT**

WHEREAS, the Colorado Natural Resources Trustees (Trustees) are responsible for the management and direction of Colorado's natural resource damages program;

WHEREAS, the Trustees are responsible for administering State funds to restore, replace or acquire the equivalent of injured natural resources;

WHEREAS, the Bonita Peak Mining District (BPMD) natural resource damages (NRDs) settlements established a \$6,900,000 fund through settlement agreements entered between 2011 and 2022, for restoration projects (BPMD NRD Fund); and

WHEREAS, the Trustees offered \$3,500,000 of these funds for the initial solicitation for project proposals and will offer the remainder once superfund cleanup activities are fully implemented at the BPMD Site; and

WHEREAS, the San Juan Resource Conservation and Development Council's Animas River Valley Bank Stabilization proposal dated May 30, 2025, requests \$900,000 from the BPMD NRD Fund to control erosion and stabilize riverbanks in the Animas River valley of La Plata County (Project).

NOW THEREFORE, the Colorado Natural Resources Trustees resolve as follows:

The Trustees do hereby approve the release of \$900,000 from the BPMD NRD Fund to be applied towards the Project as described in the Project proposal and subject to the following conditions:

- 1) Release of the BPMD NRD Funds is contingent upon the San Juan Resource Conservation and Development Council:
 - a. obtaining matching funds as described in the Project proposal, which may be obtained through other federal, state or local grant programs, or otherwise; and
 - b. complying with all laws and regulations, including but not limited to: State and Federal laws; local regulations and ordinances; permitting and zoning requirements; water rights requirements; and any necessary water quality discharge permits.

- 2) In order to use the BPMD NRD Funds, the San Juan Resource Conservation and Development Council must enter into a contract with the State consistent with this resolution, no later than February 13, 2031. Funds will remain available through the term of the contract.

Phil Weiser
Colorado Attorney General

Date

Jill Hunsaker Ryan
Executive Director, CDPHE

Date

Dan Gibbs
Executive Director, DNR

Date

**COLORADO NATURAL RESOURCES TRUSTEES
RESOLUTION OF FEBRUARY 10, 2026
CONCERNING UPPER ANIMAS WETLAND AND STREAM RESTORATION PROJECT**

WHEREAS, the Colorado Natural Resources Trustees (Trustees) are responsible for the management and direction of Colorado's natural resource damages program;

WHEREAS, the Trustees are responsible for administering State funds to restore, replace or acquire the equivalent of injured natural resources;

WHEREAS, the Bonita Peak Mining District (BPMD) natural resource damages (NRDs) settlements established a \$6,900,000 fund through settlement agreements entered between 2011 and 2022, for restoration projects (BPMD NRD Fund); and

WHEREAS, the Trustees offered \$3,500,000 of these funds for the initial solicitation for project proposals and will offer the remainder once superfund cleanup activities are fully implemented at the BPMD Site; and

WHEREAS, the Mountain Studies Institute's Upper Animas Wetland and Stream Restoration proposal dated March 29, 2025, requests \$364,210 from the BPMD NRD Fund to improve wetlands, fens and streams (Project).

NOW THEREFORE, the Colorado Natural Resources Trustees resolve as follows:

The Trustees do hereby approve the release of \$364,210 from the BPMD NRD Fund to be applied towards the Project as described in the Project proposal and subject to the following conditions:

- 1) Release of the BPMD NRD Funds is contingent upon the Mountain Studies Institute:
 - a. obtaining matching funds as described in the Project proposal, which may be obtained through other federal, state or local grant programs, or otherwise; and
 - b. complying with all laws and regulations, including but not limited to: State and Federal laws; local regulations and ordinances; permitting and zoning requirements; water rights requirements; and any necessary water quality discharge permits.

- 2) In order to use the BPMD NRD Funds, the Mountain Studies Institute must enter into a contract with the State consistent with this resolution, no later than February 13, 2031. Funds will remain available through the term of the contract.

Phil Weiser
Colorado Attorney General

Date

Jill Hunsaker Ryan
Executive Director, CDPHE

Date

Dan Gibbs
Executive Director, DNR

Date

ITEM #5-12
NO
DOCUMENTS