



January 20, 2021
Regular Board Meeting Minutes

The regular board meeting of the Lower Arkansas Valley Water Conservancy District Board of Directors was held on Wednesday, January 20, 2021 commencing at 10:33 a.m. at 108 Swink Avenue, Rocky Ford, CO 81067 via Zoom.

Directors Present

Lynden Gill – Chairman
Leroy Mauch – Vice Chairman
Melissa Esquibel – Secretary (Via Zoom) (Left at 10:42 a.m.)
Jim Valliant – Treasurer (Via Zoom)
Phillip Chavez
Reeves Brown (Via Zoom)
Anthony Nunez (Via Zoom)

District Staff Present

Jay Winner – General Manager (Via Zoom)
Brenda Fillmore – Finance/Water
Jessica Mills – Administrative Assistant
Jack Goble, P.E. – District Engineer (Via Zoom)
Mike Weber – Staff Engineer (Via Zoom)
Lee Hancock – Conservation Easement Consultant (Via Zoom)
Nate Finnell – Agriculture/Water (Via Zoom)

District Staff Absent

Gerry Knapp – District Consultant
Peter Nichols – Special Counsel

Guests Present (Via Zoom)

Kevin Salter – Kansas Division of Water Resources
Rachel Duran – Kansas Division of Water Resources
John Hostetler – Otero County Commissioner
Alan Ward – Pueblo Board of Water Works
Marty Lee – Rocky Ford Daily Gazette
Bill Tyner – Division of Water Resources
Marlene Bregar – Pueblo Urban Renewal Authority
Ralph Williams – Pueblo Urban Renewal Authority
Cherish Deeg – Pueblo Urban Renewal Authority

Chairman Gill announced a quorum is present with no Directors absent.

10:33 a.m. – Call to Order

- Brenda Fillmore reappointed Directors Mauch, Nunez, and Valliant to the LAVWCD Board of Directors.
- Director Brown moved to reappoint the existing officers as per the year before as follows, seconded by Director Valliant:
 - Lynden Gill – Chairman

- Leroy Mauch – Vice Chairman
- Mellissa Esquibel – Secretary
- Jim Valliant – Treasurer
- General Manager Winner asked the Board of Directors to approve the requirements for LAVWCD postings as per the year before including on the front doors, website, and via email to the mailing list, with the primary location being the front door of 801 Swink Avenue, Rocky Ford, CO 81067. Director Mauch moved to approve the postings, seconded by Director Nunez. It carried unanimously.

10:38 a.m. – Recess to Enter the Water Activity Enterprise

- Director Nunez moved to recess the regular board meeting to open the Water Enterprise meeting, Director Brown seconded the motion. It carried unanimously.
- The Enterprise meeting was adjourned with a motion by Director Brown and seconded by Director Valliant. It carried unanimously.

10:41 a.m. – Reconvene the Regular Board Meeting

- *Introduction of Guests:* Chairman Gill welcomed the guests and asked them each to introduce themselves and whom they represent.

Approval of Routine Items

- All items listed in this portion are considered to be routine by LAVWCD and will be enacted by one motion. There will be no separate discussion of these items unless a Director so requests.
 - Regular Board Meeting Minutes – December 9, 2020
 - November 2020 Financials
 - December 2020 Financials
- Director Mauch moved to approve all Routine Items, seconded by Director Nunez. Motion carried unanimously.

General Manager's Report

- General Manager Winner introduced Ralph William with Pueblo Urban Renewal Authority who discussed, along with Cherish Deeg and Marlene Bregar, the PURA road map to creating an Urban Renewal Plan.
 - General Manager Winner commented that he would like PURA to identify who is in charge of negotiating and believes the Impact Statement should be completed by a 3rd party.
 - Chairman Gill expressed his appreciation to PURA discussing their process and understanding the Districts concerns.
- General Manager Winner introduced Mike Weber who discussed Pollutant Trading and the benefits it would bring the Lower Arkansas River Basin.
- General Manager Winner introduced Jack Goble who gave an update on the Lower Arkansas Valley Super Ditch Company.
 - General Manager Winner suggested taking the Acquisitions Committee and transforming it into the Super Ditch Committee, which is appointed by Chairman Gill.

- Super Ditch President Dale Mauch agrees that LAVWCD and Super Ditch need better communication and a committee is a great way to help with communication.
- Director Esquibel rejoined the LAVWCD Board Meeting at 11:37 a.m.
- General Manager Winner discussed the need for an Assistant Secretary to sign meeting minutes due to COVID and the difficulty getting the minutes signed.
 - Director Mauch moved to appoint Jessica Mills as Assistant Secretary to sign meeting minutes, seconded by Director Chavez. Motion carried unanimously.

Director's Discussion

- Director Mauch asked when the next Super Ditch meeting will be held and if the LAVWCD Directors could attend.

Committee Reports

- Personnel: None
- Acquisition: None
- Ethics: None
- Finance/Budget: None
- Executive: None
- Legal: None

Legal Report

- Attorney Peter Nichols, Berg Hill Greenleaf & Ruscitti LLP: A copy of the legal report can be obtained by visiting the LAVWCD office.
- Chairman Gill commented that Legal Counsel Bart Mendenhall was a great member of this staff and he will be greatly missed.
 - Director Mauch requested that a resolution be drafted to present to Legal Counsel Mendenhall's family.

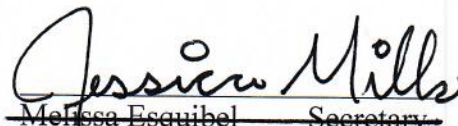
Adjourn

At 11:42 a.m., Director Nunez moved to adjourn the board meeting, seconded by Director Mauch. Motion carried unanimously.



Lynden Gill

Chairman



~~Melissa Esquibel~~ Secretary

Assistant Secretary