

**April 16, 2014**  
**Minutes-Board Meeting**

The regular monthly meeting of the Lower Arkansas Valley Water Conservancy District Board of Directors was held on Wednesday, April 16, 2014 commencing at 10:33 A.M, at 801 Swink Avenue, Rocky Ford, CO 81067.

Chairman Gill announced a quorum is present with Directors Mauch and Nunez being excused.

**DIRECTORS PRESENT:**

Lynden Gill-Chairman  
Melissa Esquibel-Secretary  
Wayne Whittaker-Treasurer  
Reeves Brown  
Jim Valliant

**DIRECTOR ABSENT:**

Leroy Mauch-Vice Chairman  
Anthony Nunez

**DISTRICT STAFF PRESENT:**

Jay Winner-General Manager  
Bill Hancock-Conservation Program Manager  
Jack Goble, P.E.-District Engineer  
Carla Aragon-Quezada-Office Manager  
Brenda Fillmore-Finance/Water  
Bart Mendenhall-Attorney

**MOTION TO ENTER INTO WATER ACTIVITY ENTERPRISE:**

Director Whittaker moved that the Board recess the regular Board Meeting and open the Water Activity Enterprise meeting, seconded by Director Esquibel. Motion unanimously carried.

At the conclusion of the Water Activity Enterprise meeting Director Esquibel moved to adjourn the Water Activity Enterprise meeting and reconvene the District Meeting at 10:40A.M., seconded by Director Whittaker. Motion unanimously carried.

**INTRODUCTION OF VISITORS:** Chairman Gill welcomed each of the visitors to the meeting, asked them to introduce themselves and identify the organization which they represent.

**VISITORS PRESENT:**

Terry Dawson, BOR; Ken Wilson, Vroman Water ; Bill Hancock, LAVWCD; Lane Simmons, CSU-AVRC; Patrick Hancock, Hancock-Froese & Company LLC; Andrew Froese, Hancock-Froese & Company LLC; Alan Frantz, Fayette Water; Keith Goodwin, Otero County Commissioner; Jim Baldwin, Otero County Commissioner; Jolly Rose, Rocky Ford, Jack Goble, LAVWCD; Gloria Gutierrez, Senator Udall's Office; Henry Schnabel, Prowers County Commissioner; Doris Morgan, Congressman Cory Gardner's office; Frank Grant, Crowley County Commissioner; Wayne Snider, Fowler; John Sutherland, City of Lamar; Sam Fosdick, Valley Water Co; Ginger Davidson, Palmer Land Trust; David Mau, USGS; John Schweizer, Super Ditch; Ann Lopkoff, CWPDA; Bette McFarren, La Junta Tribune; Chris Woodka, Pueblo Chieftain; John Swartout, Governor Hickenlooper's office; Brett Gracely, Colorado Springs Utilities; Dwight Gardner, Senator Bennet's office.

**APPROVAL OF MINUTES:**

- ❖ *March 19, 2014 Monthly Board Meeting Minutes-* Chairman Gill asked if the Board members had reviewed the minutes for the March 19, 2014 Board meeting and whether there were any corrections or additions. Director Esquibel moved to approve the minutes for March 19, 2014, seconded by Director Brown. Motion unanimously carried.
- ❖ *March 19, 2014 Work Session Meeting Minutes-* Chairman Gill asked if the Board members had reviewed the work minutes for the March 19, 2014 Work Session meeting and whether there were any corrections or additions. Director Esquibel moved to approve the minutes for March 19, 2014, seconded by Director Brown. Motion unanimously carried.

**TREASURER'S REPORT:**

Chairman Gill reported that the financial report for the month of March was included in the Board's Monthly Meeting Packet. Director Whittaker reported March total revenues \$159,490.28 and total expenditures \$67,979.11 with total net \$91,511.17. Director Whittaker moved to accept the March Financial Statement, seconded by Director Valliant. Motion unanimously carried.

**GM REPORT:**

General Manager Winner gave an update on legislation HB1426.

General Manager Winner introduced Patrick Hancock, of Hancock Froese & Company LLC.

Mr. Hancock stated that all the Board Members had a copy of the December 31, 2013 Financial Statements. He stated that after the Board Members had time to review the document, if there were any questions, to contact him. Mr. Hancock briefly discussed each financial statement in the hand out and stated that the District was in complete compliance with their budget which is attached to the minutes as **Exhibit A.**

General Manager Winner introduced Terry Dawson with the Bureau of Reclamation (BOR). Ms. Dawson gave a power point presentation on the Reclamation Managing Water in the West as of April 14, 2014, which is attached to the minutes as **Exhibit B.**

General Manager Winner gave an update on the Interbasin Compact Committee (IBCC).

General Manager Winner introduced John Swartout of Governor Hickenlooper's office. Mr. Swartout stated that this was a listening session. He stated, he wanted to listen to the concerns of the citizens to get a feedback so that he could take the information back to the Governor's office.

**COMMITTEE REPORTS:**

**Personnel:** None.

**Acquisition:** None.

**Legal:** None

**BOARD ACTION:**

Director Esquibel moved to approve the Intergovernmental Agreement (IGA) establishing the Arkansas Valley Rural Water Authority between Otero County, and the Lower Arkansas Valley Water Conservancy District on April 16, 2014, seconded by Director Brown. Motion unanimously carried.

Director Whittaker moved to nominate Wayne Snider of Fowler and Jolene (Jolly) Rose of Rocky Ford as board members to represent the Lower Arkansas Valley Water Conservancy District for the Rural Water Authority, seconded by Director Valliant. Motion unanimously carried.

**LEGAL REPORT:**

**Attorney Bart Mendenhall:** Attorney Mendenhall's stated that a copy of his legal report is attached to the minutes as **Exhibit D.**

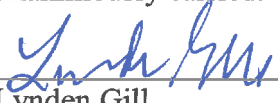
**Berg Hill Greenleaf & Ruscitti LLP**

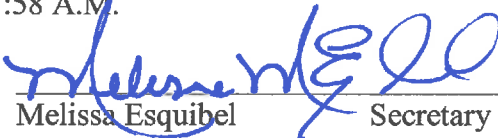
**Peter Nichols:** A copy of Attorney Nichols' legal report is attached to the minutes as **Exhibit E.**

**PUBLIC COMMENT:**

**ADJOURNED:**

Chairman Gill asked if there were any other matters to come before the Board. Hearing none, motion was made by Director Esquibel, seconded by Director Whittaker to adjourn. Motion unanimously carried. Meeting was adjourned at 11:58 A.M.

  
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Lynden Gill Chairman

  
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Melissa Esquibel Secretary