

August 20, 2014
Minutes-Board Meeting

The regular monthly meeting of the Lower Arkansas Valley Water Conservancy District Board of Directors was held on Wednesday, August 20, 2014 commencing at 10:34 A.M, at 801 Swink Avenue, Rocky Ford, CO 81067.

Chairman Gill announced a quorum is present with Director Valliant being excused.

DIRECTORS PRESENT:

Lynden Gill-Chairman
Leroy Mauch-Vice Chairman
Melissa Esquibel-Secretary
Wayne Whittaker-Treasurer
Anthony Nunez
Reeves Brown

DIRECTOR ABSENT:

Jim Valliant

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

At the conclusion of the Water Activity Enterprise meeting Director Mauch moved to adjourn the Water Activity Enterprise meeting and reconvene the District Meeting at 10:38A.M., seconded by Director Nunez. 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:

Roy Vaughan, BOR; Jack Goble, LAVWCD; Lane Simmons, CSU-AVRC; Donny Hansen, Holbrook; Jolly Rose, Rocky Ford; Jim Baldwin, Otero County Commissioner; Mike Bartolo, CSU-AVRC; Fred Heckman, Ft Lyon; Kelly Rosech, CWPDA; Rex Reyher, CWPDA; Bill Lamberton, Emerald Isle; Henry Schnabel, Prowers County Commissioner; Bette McFarren, La Junta Tribune; Bill Hancock, LAVWCD.

APPROVAL OF MINUTES:

- ❖ *July 16, 2014 Monthly Board Meeting Minutes-* Chairman Gill asked if the Board members had reviewed the minutes for the July 16, 2014 Board meeting and whether there were any corrections or additions. Director Mauch moved to approve the minutes for July 16, 2014, seconded by Director Nunez. Motion unanimously carried.

- ❖ *July 16, 2014 Work Session Meeting Minutes-* Chairman Gill asked if the Board members had reviewed the work minutes for the July 16, 2014 Work Session meeting and whether there were any corrections or additions. Director Esquibel moved to approve the minutes for July 16, 2014, seconded by Director Whittaker. Motion unanimously carried.

TREASURER'S REPORT:

Chairman Gill reported that the financial report for the month of July was included in the Board's Monthly Meeting Packet. Director Whittaker reported July total revenues \$40,653.40 and total expenditures \$54,092.04 with total net <\$13,438.64>. Director Whittaker moved to accept the July Financial Statement, seconded by Director Brown. Motion unanimously carried.

GM REPORT:

General Manager Winner introduced Lane Simmons with the CSU-AVRC. Mr. Simmons gave a power point presentation on the Lysimeter, which is attached to the minutes as **Exhibit A**.

Bill Hancock, Conservation Program Manager for LAVWCD presented a power point on a Conservation Easements on Malott & Whalen; HLDL Ranch LLP; and Gary and Kimberly DiTomaso, which is attached to the minutes as **Exhibit B**.

General Manager Winner introduced Roy Vaughn with the Bureau of Reclamation (BOR). Mr. Vaughn gave a power point presentation on the Reclamation Managing Water in the West as of March 12, 2014, which is attached to the minutes as **Exhibit C**.

COMMITTEE REPORTS:

Personnel: None.

Acquisition: None.

Legal: None

BOARD ACTION:

Resolution 2014-05

Paula L. Malott and Preston E. Whalen also known as the Malott/Whalen Partnership, have respectively proposed a conservation easement to be conveyed to the District in 2014, consisting of 2910 irrigated acres with 128 Catlin Canal Company shares and 266 Otero Ditch shares in Otero County, Colorado. Motion was made by Director Nunez, seconded by Director Whittaker, to adopt Resolution 14-05, motion unanimously carried.

Resolution 2014-06

HLDL Ranch LLP, has respectively proposed a conservation easement to be conveyed to the Lower Arkansas Valley Water Conservancy District in 2014, consisting of 137 +- irrigated acres with 132.3 shares of capital stock of the Holbrook Ditch Company in Otero County, Colorado. Motion was made by Director Whittaker, seconded by Director Esquibel, to adopt Resolution 14-06, motion unanimously carried.

Resolution 2014-07

Gary and Kimberly DiTomaso have respectively proposed the donation of a conservation easement to the Lower Arkansas Valley Water Conservancy District in 2014, consisting of 40 irrigated acres with 40 shares of capital stock of the Bessemer Ditch Company in Pueblo County, Colorado. Motion was made by Director Nunez, seconded by Director Brown, to adopt Resolution 14-07, motion unanimously carried.

Director Brown made a motion to send a letter to the Division Water Resource, State Engineer Dick Wolfe on storage pond – sub water plan retaining water illegal replacement of evaporative depletion, seconded by Director Whittaker, 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:

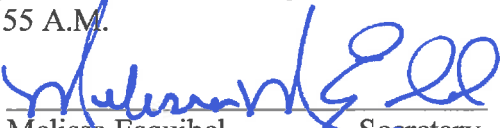
Dr. Bartolo of the CSU-AVRC invited everyone to their annual field trip for September 4, 2014 at the Arkansas Valley Research Center in Rocky Ford.

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 Nunez to adjourn. Motion unanimously carried. Meeting was adjourned at 11:55 A.M.



Lynden Gill Chairman



Melissa Esquibel Secretary