

*Lower Arkansas Valley* *Serving Bent, Crowley, Otero, Prowers and Pueblo counties*  
WATER CONSERVANCY DISTRICT



## **OFFICIAL MEETING NOTICE**

**The Lower Arkansas Valley Water  
Conservancy District Regular Monthly  
Meeting of the Board will be held**

**Wednesday, August 17, 2016  
10:30 A.M. Enterprise and General Session**

**801 Swink Avenue  
Rocky Ford, CO 81067**

**LAVWCD Phone Number: 254-5115  
LAVWCD Fax Number: 254-5150**

**Agenda- Amended  
August 17, 2016**

**Call to Order Regular Monthly Board Meeting**

**Enterprise Meeting-**Approve Minutes, July 20, 2016

**Treasurer's Report-** Approve July Financial Statements

**Reconvene Regular Monthly Board Meeting and Introduction of Visitors**

**Approve Minutes-**Regular Board Meeting & Work Session July 20, 2016

**Treasurer's Report-**Approve July Financial Statements

**General Manager Jay Winner**

- Jack Goble, P.E., LAVWCD – Presentation on Catlin Project
- Executive Session – For Aurora negotiations and person issues

**Directors' Discussion**

**Board Action**

**Legal Report**

- Legal-Director Esquibel
- Attorney Bart Mendenhall
- Attorney Peter Nichols

**Public Comment**

**Adjourn Regular Board Meeting**

**August 17, 2016**  
**Minutes-Board Meeting**

The regular monthly meeting of the Lower Arkansas Valley Water Conservancy District Board of Directors was held on Wednesday, August 17, 2016 commencing at 10:32 A.M, at 801 Swink Avenue, Rocky Ford, CO 81067.

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

**DIRECTORS PRESENT:**

Lynden Gill-Chairman  
Leroy Mauch-Vice Chairman  
Wayne Whittaker-Treasurer  
Reeves Brown  
Jim Valliant

**DIRECTORS ABSENT:**

Melissa Esquibel-Secretary  
Anthony Nunez

**DISTRICT STAFF PRESENT:**

Jay Winner-General Manager  
Jack Goble, P.E.-District Engineer  
Carla Aragon-Quezada-Office Manager  
Brenda Fillmore-Finance/Water  
Mike Weber-E.I.T.  
Bart Mendenhall-Attorney  
Peter Nichols-Attorney

**DISTRICT STAFF ABSENT:**

Bill Hancock-Conservation Program Manager

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

Director Brown moved that the Board recess the regular Board Meeting and open the Water Activity Enterprise meeting, seconded by Director Valliant. 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 10:35 A.M., seconded by Director Brown. 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:**

Jack Goble, LAVWCD; Mike Weber, LAVWCD; Rick Kienitz, Aurora Water; Chris Woodka, Pueblo Chieftain; Alan Ward, Pueblo Water; Bette McFarren, La Junta Tribune; Cathy Garcia, Senator Gardner's Office; Dave Donnell, Farmer; Dan Higgins, Pueblo West; Bill Banks, USGS.

**APPROVAL OF MINUTES:**

- ❖ *July 20, 2016 Monthly Board Meeting Minutes*- Chairman Gill asked if the Board members had reviewed the minutes for the July 20, 2016 Board meeting and whether there were any corrections or additions. Director Valliant moved to approve the minutes for July 20, 2016, seconded by Director Mauch. Motion unanimously carried.
- ❖ *July 20, 2016 Work Session Meeting Minutes*- Chairman Gill asked if the Board members had reviewed the work session minutes for the July 20, 2016 Work Session meeting and whether there were any corrections or additions. Director Valliant moved to approve the work session minutes for July 20, 2016, seconded by Director Mauch. Motion unanimously carried.

**TREASURER'S REPORT:**

Chairman Gill reported that the financial reports for the month of July were included in the Board's Monthly Meeting Packet. Director Whittaker reported July total revenues were \$43,595.60 and the total expenditures were \$82,210.57 with the total net being <\$38,614.97>. Director Whittaker moved to accept the July Financial Statement, seconded by Director Brown. Motion unanimously carried.

**GM REPORT:**

General Manager Winner introduced Jack Goble, P.E., LAVWCD. Mr. Goble gave a powerpoint presentation on the Catlin Pilot Project, which is attached to the minutes as Exhibit A.

Special Counsel Nichols stated that farmers basically volunteered to do the Pilot Project and that this is a great successful story. He stated that maybe Mr. Goble could do a Pilot Project

presentation at the annual Colorado Water Congress in January 2017. Just to inform them what a great project this is and that maybe this could help other ditches throughout state of Colorado.

**COMMITTEE REPORTS:**

Personnel: None.

Acquisition: None.

Legal: None

**DIRECTORS DISCUSSION:** None

**BOARD ACTION:** None

**LEGAL REPORT:**

**Attorney Bart Mendenhall:** A copy of Attorney Mendenhall's legal report is attached to the minutes as Exhibit B.

**Berg Hill Greenleaf & Ruscitti LLP Peter Nichols:** A copy of Attorney Nichols' legal report is attached to the minutes as Exhibit C.

**PUBLIC COMMENT:** None

11:40 a.m., Director Brown moved that we enter into Executive Session for the purpose of Conferences with an attorney for the purpose of Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators[CRS 24-6-402(4)(e)], Relating to Colorado Springs and Aurora, seconded by Director Mauch. Motion unanimously carried.


“In the opinion of Special Council Nichols, all or a portion of the discussion during the executive session constituted a privileged attorney-client communication, and therefore no record or recording was kept of that part of the discussion.”

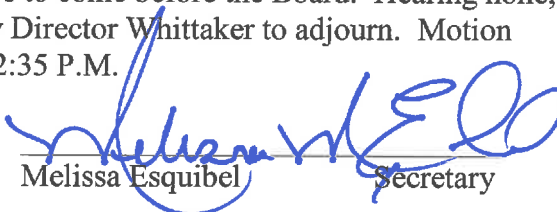
Present: Directors Mauch, Whittaker, Brown, Valliant and Gill. Staff present: General Manager Winner, Jack Goble, Bill Hancock, Mike Weber, Special Counsel Nichols, In-house Counsel Mendenhall.

12:34 p.m., Director Mauch moved that we enter back into the General session, seconded by Director Valliant. Motion unanimously carried

**ADJOURNED:**

Chairman Gill asked if there were any other matters to come before the Board. Hearing none, motion was made by Director Mauch, seconded by Director Whittaker to adjourn. Motion unanimously carried. Meeting was adjourned at 12:35 P.M.

  
\_\_\_\_\_  
Lynden Gill Chairman

  
\_\_\_\_\_  
Melissa Esquibel Secretary