

**December 11, 2013  
Minutes-Board Meeting**

The regular monthly meeting of the Lower Arkansas Valley Water Conservancy District Board of Directors was held on Wednesday, December 11, 2013 commencing at 10:34 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  
Bill Hancock-Conservation Program Manager  
Jack Goble, P.E.-Engineer  
Carla Aragon-Quezada-Office Manager  
Brenda Fillmore-Finance/Water  
Bart Mendenhall-Attorney  
Peter Nichols-Attorney

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

Director Mauch 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 Valliant moved to adjourn the Water Activity Enterprise meeting and reconvene the District Meeting at 10:37 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; Bill Hancock, LAVWCD; Rick Kienitz, Aurora; Lane Simmons, CSU-RC; Ann Lopkoff, CWPDA; Bette McFarren, LJ Tribune; John Tomko, CPW; Bill Sackett, RF Farmer.

**APPROVAL OF MINUTES:**

- ❖ *November 20, 2013 Monthly Board Meeting Minutes-* Chairman Gill asked if the Board members had reviewed the minutes for the November 20, 2013 Board meeting and whether there were any corrections or additions. Director Mauch moved to approve the minutes for November 20, 2013, seconded by Director Valliant. Motion unanimously carried.
- ❖ *November 20, 2013 Work Session Meeting Minutes-* Chairman Gill asked if the Board members had reviewed the minutes for the November 20, 2013 Work Session meeting and whether there were any corrections or additions. Director Mauch moved to approve the minutes for November 20, 2013, seconded by Director Valliant. Motion unanimously carried.

**TREASURER'S REPORT:**

Chairman Gill reported that the financial report for the month of November was included in the Board's Monthly Meeting Packet. Director Whittaker reported November total revenues \$22,133.21 and total expenditures \$87,440.89 with total net <\$65,307.68>. Director Whittaker moved to accept the November Financial Statements, seconded by Director Brown. Motion unanimously carried.

**2013 FINAL BUDGET RESOLUTION: Resolution and Order 13-05**

Director Mauch moved to adopt the Resolution and Order 13-05 passed and adopted in a regular meeting of the Board of Directors of the Lower Arkansas Valley Water Conservancy District to accept the 2014 Final Budget, seconded by Director Brown. Motion unanimously carried.

**GM REPORT:**

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

Special Attorney Nichols gave a power point presentation on the Colorado River Compact and Law of the Colorado River, which is attached to the minutes as Exhibit A.

**COMMITTEE REPORTS:**

Personnel: None

Acquisition: None

Legal: None

**BOARD ACTION:**

**Resolution 13-06**

Director Whittaker moved to approve and authorized staff and counsel an Intergovernmental Agreement (IGA) between itself and any of the above named counties and directs and instructs staff and counsel of the District to negotiate and to enter into an IGA as described (A template for Small Water Districts of Southeast be eligible from the Colorado Water Conservancy Board (CWCB). See Resolution 13-06 attached to minutes as Exhibit B, seconded by Director Brown. 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 C.

**Berg Hill Greenleaf & Ruscitti LLP**

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

**PUBLIC COMMENT:**

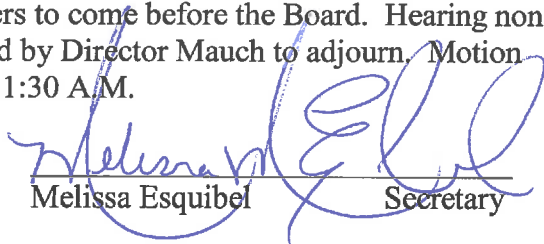
**ADJOURNED:**

Chairman Gill asked if there were any other matters to come before the Board. Hearing none, motion was made by Director Whittaker, seconded by Director Mauch to adjourn. Motion unanimously carried. Meeting was adjourned at 11:30 A.M.



Lynden Gill

Chairman



Melissa Esquibel

Secretary