

January 21, 2009 WORK SESSION MEETING MINUTES

A Work Session meeting of the Lower Arkansas Valley Water Conservancy District was held on Wednesday, January 21, 2009 at 9:03 AM., at the District office located at 801 Swink Avenue, Rocky Ford, Colorado 81067.

DIRECTORS PRESENT:

John Singletary-Chairman
Pete Moore-Vice Chairman
Melissa Esquibel-Secretary
Wayne Whittaker-Treasurer
Lynden Gill
Leroy Mauch
Anthony Nunez

DISTRICT STAFF:

Jay Winner-General Manager
Bart Mendenhall-Attorney
Peter Nichols-Attorney
Kim Chavez-Financial Officer

Chairman Singletary called the meeting to order at 9:03 A.M. and announced a quorum was present with all Directors' being present.

Chairman Singletary welcomed newly elected Director Anthony Nunez to the board.

General Manager Winner reported the Lower Arkansas Valley Water Conservancy District has committed to 13,973 shares of the Larkspur Ditch. What we would like to do is pay out in (2) two years; 2009 and 2010.

General Manager Winner reported that Lower Arkansas Valley Water Conservancy District had a good year on Conservation Easements. We had a total of 1700 acres. In Colorado there are some Conservation Easements up for investigation.

Attorney Nichols stated he would like to talk about Tri-State settlement and Aurora. We need to enter into Executive session.

TO ENTER INTO EXECUTIVE SESSION:

Director Esquibel moved that the Board convene into Executive Session 9:08 A.M., seconded by Director Whittaker. Motion unanimously carried.

Director Esquibel requested that the Board enter into Executive Session for the purpose of:

§24-6-402(4) (b) C.R.S., “Conferences with an attorney for the public entity for the purposes of receiving legal advice on specific legal issues.”

§24-6-402(4)(e) C.R.S., “Determining positions relative to matters that may be subject to negotiations; Developing strategy for negotiations; and instructing negotiators.”

Director Esquibel requested that the Board reconvene into the Work Session 9:50 A.M., seconded by Director Whittaker.

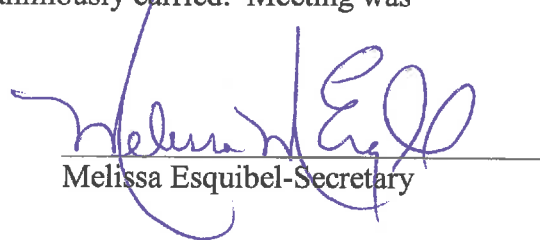
Attorney Nichols stated two things we talked about in Executive session are attorney-client privilege related to; ongoing litigation, negotiations and advice of legal counsel to the board for terms of reason on giving redirection to the board for strategy.

Motion made by Director Esquibel to approve with the condition that Prowers County approves the revegetation with Tri-State. I move at this time the document be executed on behalf upon acceptance of the same by Prowers County, seconded by Director Mauch. Motion unanimously carried.

Chairman Singletary asked if there were any other questions to be heard; hearing none, motion was made by Director Mauch, seconded by Director Nunez to adjourn work session into regular board meeting. Motion unanimously carried. Meeting was adjourned at 10:03 A.M.



John Singletary-Chairman



Melissa Esquibel-Secretary