

**July 18, 2018**  
**Regular Board Meeting Minutes**

The regular board meeting of the Lower Arkansas Valley Water Conservancy District Board of Directors was held on Wednesday, July 18, 2018 commencing at 10:31 A.M., at 801 Swink Ave., Rocky Ford, CO 81067.

**Directors Present**

Lynden Gill – Chairman  
Leroy Mauch – Vice Chairman  
Jim Valliant – Treasurer  
Melissa Esquibel – Secretary  
Reeves Brown  
Phillip Chavez  
Anthony Nunez

**Directors Absent**

**District Staff Present**

Jay Winner – General Manager  
Brenda Fillmore – Finance/Water  
Mike Weber – Staff Engineer  
Jessica Rein – Administrative Assistant  
Lee Hancock – Conservation Easement Consultant  
Gerry Knapp – District Consultant  
Peter Nichols – Special Counsel  
Bart Mendenhall – Legal Counsel  
Chase Roweth – District Intern

**District Staff Absent**

Jack Goble, P.E. – District Engineer

**Guests Present**

Jolly Rose – Rocky Ford Citizen  
Roy Vaughn – U.S. Bureau of Reclamation  
Marty Lee – Rocky Ford Daily Gazette  
Fred Heckman – Fort Lyon Farmer  
Israel Ortega – Aurora Water  
Bethany Arnold – Division of Water Resources  
David Robbins – Hill & Robbins  
Don Higbee – LAWMA  
Pat Wells – Colorado Springs Utilities  
Amber Weber – Ark Valley Writing and Planning Services  
Donny Hansen – Holbrook  
Kalsoum Abbasi – Colorado Springs Utilities  
Scott Lorenz – Colorado Springs Utilities  
Sam Fosdick – Highline Canal Farmer  
Ron Fillmore – Farmer/AUGA  
Dale Mauch – Fort Lyon Farmer

Lane Simmons – CSU Research Center  
Bill Banks – U.S. Geological Survey

**Chairman Gill announced a quorum is present.**

**10:32 A.M. – Recess to Enter the Water Activity Enterprise**

- Director Esquibel moved to recess the regular board meeting to open the Water Enterprise meeting, Director Mauch seconded the motion. It carried unanimously.
- The Enterprise meeting was adjourned with a motion by Director Nunez and seconded by Director Mauch. It carried unanimously.

**10:34 A.M. – Reconvene the Regular Board Meeting**

- Introduction of Guests: Chairman Gill welcomed the guests and asked them each to introduce themselves and whom they represent.

**Approval of Minutes**

- Minutes for the June 20, 2018 Regular Board Meeting were approved with a motion by Director Mauch, seconded by Director Esquibel. Motion carried unanimously.

**Treasurer's Report**

- Financials for June 2018 were approved with a motion by Director Valliant, seconded by Director Nunez. Motion carried unanimously.

**General Manager's Report**

- General Manager Winner introduced Roy Vaughn from the Bureau of Reclamation, who gave an update on the Reservoir levels.
  - **EXHIBIT A**
- General Manager Winner then requested an Executive Session to discuss Urban Water Transfers.
  - Director Chavez moved to recess the regular board meeting to open an Executive Session meeting, seconded by Director Brown. Motion carried unanimously.
  - The Executive Session is for the purpose of discussing matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators [CRS 24-6-402(4)(e)] and for the purpose of conferences with an attorney for the purposes of receiving legal advice on specific legal questions [CRS 24-6-402(4)(b)].

**Committee Reports**

- Personnel: None
- Acquisition: None
- Ethics: None
- Finance/Budget: Director Valliant reported that the Finance Committee met before the Regular Board Meeting and would meet before every Regular Board Meeting.

- Executive: None
- Legal: None

**Legal Report**

- Attorney Bart Mendenhall, Mendenhall and Malouff:
  - For the month of June, Legal Counsel Mendenhall has been working with Lee Hancock, Conservation Easement Consultant, on district conservation easements.
- Attorney Peter Nichols, Berg Hill Greenleaf & Ruscitti LLP: Legal Report is attached at **EXHIBIT B**

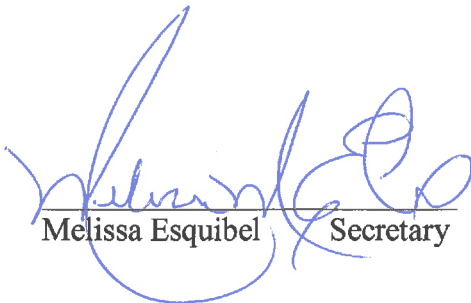
**Public Comment**

- David Robbins, Attorney for Colorado Springs Utilities, stated he was there to ask the board for a meeting with Colorado Springs Utilities on the possibility of putting together an alternative transfer method of the Arkansas Valley's water.
  - Directors provided comments and concerns about taking more water out of the Lower Arkansas Valley
  - Chairman Gill stated the board would consider a meeting at some point in the future after discussing the content first.

**Adjourn**

At 12:05 p.m., Director Mauch moved to adjourn the board meeting, seconded by Director Valliant. Motion carried unanimously.

  
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Lynden Gill                                  Chairman

  
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Melissa Esquibel                  Secretary