

**October 19, 2011**  
**Minutes-Board Meeting**

The regular monthly meeting of the Lower Arkansas Valley Water Conservancy District Board of Directors was held on Wednesday, October 19, 2011 commencing at 10:38 A.M, at 801 Swink Avenue, Rocky Ford, CO 81067.

Chairman Moore announced a quorum is present with all the Directors present.

**DIRECTORS PRESENT:**

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

**DISTRICT STAFF PRESENT:**

Jay Winner-General Manager  
Bill Hancock-Conservation Program Manager  
Carla Aragon-Quezada-Office Manager  
Brenda Fillmore-Finance/Water  
Bart Mendenhall-Attorney

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

Director Reeves moved that the Board recess the regular Board Meeting and open the Water Activity Enterprise meeting, seconded by Director Nunez. 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 10:41 A.M., seconded by Director Nunez. Motion unanimously carried.

**INTRODUCTION OF VISITORS:**

Chairman Moore welcomed each of the visitors to the meeting, asked them to introduce themselves and identify the organization which they represent.

**VISITORS PRESENT:**

Keith Goodwin, Commissioner for Otero County; Alan Ward, PBWW; Nancy Proctor, Group Benefit Specialist; Dr. Perry Cabot, Colorado State University; Rick Kienitz, Aurora; Doris Morgan, Bill Hancock, LAVWCD; Jim Valliant, CSU; David Mau, USGS; Chris Woodka, Pueblo Chieftain; Bette Mc Farren, LJ Tribune; Ann Lopkoff, CWPDA; , USGS; David Mau, USGS; Kelly Roesch, Pure Cycle; Gloria Gutierrez.

#### **APPROVAL OF MINUTES:**

- ❖ *September 21, 2011 Monthly Board Meeting Minutes-* Chairman Moore asked if the Board members had reviewed the minutes for the September 21, 2011 Board meeting and whether there were any corrections or additions. Director Nunez moved to approve the minutes for September 21, 2011, seconded by Director Whittaker. Motion unanimously carried.
  
- ❖ *September 21, 2011 Work Session Meeting Minutes-* Chairman Moore asked if the Board members had reviewed the minutes for the September 21, 2011 Work Session meeting and whether there were any corrections or additions. Director Nunez moved to approve the minutes for September 21, 2011, seconded by Director Whittaker. Motion unanimously carried.

#### **TREASURER'S REPORT:**

Chairman Moore reported that the financial report for the month of September was included in the Board's Monthly Meeting Packet. Treasurer Whittaker reported September total revenues \$31,544.88 and total expenditures \$71,319.94 with total net \$(39,775.06). Director Whittaker moved to accept the September Financial Statement, seconded by Director Brown. Motion unanimously carried.

#### **GM REPORT:**

General Manager Winner introduced Nancy Proctor, Anthem Group Benefit Specialist.

Ms. Proctor explained provisions of the Insurance Policy and gave information and an update on Health, Dental and Vision Insurance for employees for 2010-2011.

General Manager Winner introduced Karl Nyquist of GP Resources.

#### **PRESENTATION:**

Mr. Nyquist presented to the Board of Directors a power point presentation on Southeast Renewable Water Initiative: A new vision for Colorado's water future, which is attached to the minutes as **Exhibit A.**

General Manager Winner introduced Joe Busto, CWCB; Kyle Spencer and Walt Geiger of the Western Kansas Weather Modification Program (WKWMP). The three gentlemen gave an update on Weather modification methods which is attached to the minutes as **Exhibit B.**

#### **BOARD ACTION:**

Director Esquibel moved that LAVWCD would authorize General Manager Winner to enter into a five (5) year lease with Pueblo Board of Water Works (PBWW) to lease 500 acre feet of water. During that time frame in an effort to make sure that LAVWCD is in compliance and able to provide water that is necessary for the Rule 10 Plan, seconded by Director Nunez. Motion unanimously carried.

**COMMITTEE REPORTS:**

Personnel: None.

Acquisition: None.

**LEGAL REPORT:**

**Attorney Bart Mendenhall:** Attorney Mendenhall's legal report, a copy of which is attached to the minutes as Exhibit C.

**Trout, Raley, Montano, Witwer & Freeman, PC**

**Attorney Peter Nichols:** Attorney Nichols legal report, a copy of which is attached to the minutes as Exhibit D.

**PUBLIC COMMENT:**

Dr. Perry Cabot announced that there will be 2011 Ag Summit in Loveland, Colorado on December 1, 2011. The handout will be left on the back table at the LAVWCD's office.

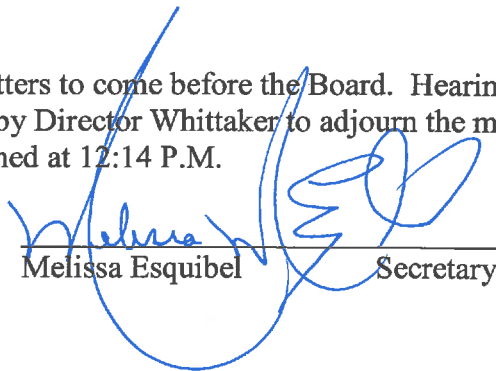
**ADJOURNED:**

Chairman Moore asked if there were any other matters to come before the Board. Hearing none, motion was made by Director Esquibel, seconded by Director Whittaker to adjourn the meeting. Motion unanimously carried. Meeting was adjourned at 12:14 P.M.



Pete Moore

Chairman



Melissa Esquibel

Secretary