

**October 16, 2013**  
**Minutes-Board Meeting**

The regular monthly meeting of the Lower Arkansas Valley Water Conservancy District Board of Directors was held on Wednesday, October 16, 2013 commencing at 10:35 A.M., at 801 Swink Avenue, Rocky Ford, CO 81067.

Chairman Gill announced a quorum is present with all Directors present.

**DIRECTORS PRESENT:**

Lynden Gill-Chairman  
Leroy Mauch-Vice Chairman  
Melissa Esquibel-Secretary  
Wayne Whittaker-Treasurer  
Anthony Nunez  
Reeves Brown  
Jim Valliant

**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 Nunez 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 Brown moved to adjourn the Water Activity Enterprise meeting and reconvene the District Meeting at 10:37 A.M., seconded by Director Esquibel. 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; Abby Ortega, Colorado Springs Utilities; Rick Kienitz, Aurora; GW Werdel, Larkspur Ditch; Dan Henrichs, Highline Canal Co; Bill Hancock, LAVWCD; Keith Goodwin and Jim Baldwin, Commissioners from Otero County; Lane Simmons, AVRC; Chris Woodka, Pueblo Chieftain; Bette McFarren, La Junta Tribune; Dwight Gardner, Senator Bennet's Office.

**APPROVAL OF MINUTES:**

- ❖ *September 18, 2013 Monthly Board Meeting Minutes-* Chairman Gill asked if the Board members had reviewed the minutes for the September 18, 2013 Board meeting and whether there were any corrections or additions. Director Esquibel moved to approve the minutes for September 18, 2013, seconded by Director Brown. Motion unanimously carried.
- ❖ *September 18, 2013 Work Session Meeting Minutes-* Chairman Gill asked if the Board members had reviewed the minutes for the September 18, 2013 Work Session meeting and whether there were any corrections or additions. Director Whittaker moved to approve the minutes for September 18, 2013, seconded by Director Esquibel. Motion unanimously carried.

**TREASURER'S REPORT:**

Chairman Gill reported that the financial report for the month of September was included in the Board's Monthly Meeting Packet. Director Whittaker reported August total revenues \$30,481.79 and total expenditures \$53,641.47 with total net <\$23,159.68>. Director Whittaker moved to accept the September Financial Statements, seconded by Director Valliant. Motion unanimously carried.

**GM REPORT:**

General Manager Winner stated that G.W. Werdel retired from the Larkspur Ditch and that he was selling all of the equipment he used throughout the years taking care of the ditch.

Director Esquibel stated that we the LAVWCD should give General Manager Winner permission to buy all the equipment and necessary supplies for the Larkspur Ditch.

Director Brown gave an update on the October 7, 2013 CoAg workshop held at the Cheyenne Mountain Resort in Colorado Springs.

**COMMITTEE REPORTS:**

Personnel: None

Acquisition: None

Legal: None

**BOARD ACTION:**

Director Whittaker moved to give permission to General Manager Winner and Special Counsel Nichols to meet with the Colorado Springs Storm Water Committee, seconded by Director Esquibel. 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 A.

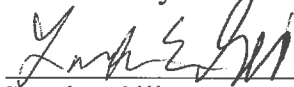
**Berg Hill Greenleaf & Ruscitti LLP**

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

**PUBLIC COMMENT:**

**ADJOURNED:**

Chairman Gill 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. Motion unanimously carried. Meeting was adjourned at 11:02 A.M.



Lynden Gill

Chairman

Melissa Esquibel

Secretary