

October 21, 2015
Minutes-Board Meeting

The regular monthly meeting of the Lower Arkansas Valley Water Conservancy District Board of Directors was held on Wednesday, October 21, 2015 commencing at 10:34 A.M., at 801 Swink Avenue, Rocky Ford, CO 81067.

Chairman Gill announced a quorum is present with all of the 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.-District Engineer
Carla Aragon-Quezada-Office Manager
Brenda Fillmore-Finance/Water
Bart Mendenhall-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 Whittaker. Motion unanimously carried.

At the conclusion of the Water Activity Enterprise meeting Director Esquibel moved to adjourn the Water Activity Enterprise meeting and reconvene the District Meeting at 10:37A.M., seconded by Director Nunez. 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:

Cathy Garcia, Senator Gardner's office; Roy Vaughan, BOR; Lane Simmons, CSU-Research Center; Rick Kienitz, Aurora Waters; Bill Hancock, LAVWCD; George Hansen, Catlin Canal Co; Mike Weber, CWPDA; Jack Goble, LAVWCD; Mark Pifher, CSU; Rusty Lloyd, Tamarisk Coalition; Caitlin Hansen, NRCS & FSA; Bill Banks, USGS; Matt Hemerich, Palmer Land Trust; Chris Woodka, Pueblo Chieftain.

APPROVAL OF MINUTES:

- ❖ *August 19, 2015 Monthly Board Meeting Minutes*- Chairman Gill asked if the Board members had reviewed the minutes for the August 19, 2015 Board meeting and whether there were any corrections or additions. Director Esquibel moved to approve the minutes for August 19, 2015, seconded by Director Valliant. Motion unanimously carried.
- ❖ *August 19, 2015 Work Session Meeting Minutes*- Chairman Gill asked if the Board members had reviewed the work session minutes for the August 19, 2015 Work Session meeting and whether there were any corrections or additions. Director Esquibel moved to approve the work session minutes for August 19, 2015, seconded by Director Valliant. Motion unanimously carried.

TREASURER'S REPORT:

Chairman Gill reported that the financial report for the month of August was included in the Board's Monthly Meeting Packet. Director Whittaker reported August total revenues \$44,638.67 and total expenditures \$64,014.04 with total net <\$19,375.34> Director Whittaker moved to accept the August Financial Statement, seconded by Director Brown. Motion unanimously carried.

Chairman Gill reported that the financial report for the month of September was included in the Board's Monthly Meeting Packet. Director Whittaker reported September total revenues \$32,876.40 and the total for expenditures \$68,942.40 with the total net <\$36,066.00>. Director Whittaker moved to accept the September Financial Statement, seconded by Director Brown. Motion unanimously carried.

GM REPORT:

General Manager Winner introduced Rusty Lloyd, Program Director for Tamarisk Coalition. Mr. Lloyd gave a PowerPoint presentation on Tamarisk Coalition: Restore, Connect, Innovate, which is attached to the minutes as Exhibit A.

General Manager Winner introduced Roy Vaughan; BOR. Mr. Vaughn gave an update on the Reclamation Managing Water in the West as of October 16, 2015, which is attached to the minutes as **Exhibit B.**

General Manager Winner introduced Mark Pifher, CSU. Mr. Pifher gave an update on the Stormwater for Colorado Springs.

COMMITTEE REPORTS:

Personnel: None.

Acquisition: None.

Legal: None

BOARD ACTION:

Resolution 2015-03

The Lower District owns a farm which is irrigated by 73.6 Shares of the Capital Stock of the Bessemer Irrigating Ditch Company, and consists of 71.19 irrigated acres, in Pueblo County, Pueblo, Colorado, and Whereas, Devin L Cossel and Kara L Cossel have proposed a purchase of said farm, and Whereas, the lower Arkansas Valley Water Conservancy District is willing to convey said property to Devin L Cossel and Kara L Cossel under certain terms and conditions herein set forth, and Whereas, the sale of the Bessemer Farm owned by the Lower Arkansas Valley Water Conservancy District will further the purposes of the District in that under the terms of the agreement it will be placed under a Conservation Easement to preserve the water rights associated with the real property and irrigated agriculture to be used on the land in the District. The proposed easement with farmland and water rights is designed to further the District's Ag to Municipal Lease-fallow Program along with assisting young farmers to become established with ownership of deeded irrigated farmland. Director Esquibel made a motion to adopt Resolution 2015-003, seconded by Director Nunez. 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:

Chris Weber, CWPDA stated that he heard that part of the Ordway Feedyard will be up and running within 6 months.

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 Mauch to adjourn. Motion unanimously carried. Meeting was adjourned at 11:42 A.M.

Lynden Gill

Chairman



Melissa Esquibel

Secretary