

**OFFICIAL MINUTES AND ACTIONS TAKEN
ARCH HURLEY CONSERVANCY DISTRICT'S
BOARD OF DIRECTORS**

Tuesday, August 14, 2007

Directors Present: Larry Perkins, President; David Foote, Vice-President; UV Henson, Secretary/Treasurer; Tom Bruhn, Director; John Gilbertson, Director

Directors/Staff Absent: None

Staff Present: William (Bill) Conrad, District Manager, Laura Bason, Office Manager

Guests Present: Don Lopez; Jimmy Speed; Fred Stieg; Wilbert Pederson; Pete Tatschl; Thomas Evans; Robert Evans; Albert Lopez; Paul Estrada; Jane Dunlap; and Peter Shoenfeld, Attorney at Law

MEETING CALLED TO ORDER

Finding a quorum present and finding this regularly scheduled meeting of the Arch Hurley Conservancy District's Board of Directors duly advertised, as required by statute, District President Larry Perkins called this meeting to order at 9:10 a.m. in the district office.

President Perkins stated that Director Gilbertson has not arrived yet, but is on the way in for this meeting; therefore, we will go ahead with the approval of the minutes.

APPROVAL OF MINUTES – REGULARLY SCHEDULED MEETING, JULY 10, 2007

Director Foote requested another correction to the minutes of the June 12, 2007 meeting:

APPROVAL OF MINUTES – REGULARLY SCHEDULED MEETING, JUNE 12, 2007

Page 2, Paragraph 6 – Director Foote stated that *Mr. Horne* has the right to get the water; it is not **AHCDS's** task to get *Mr. Horne* the water from the delivery point, only to get the water to the delivery point.

Director Foote also requested corrections to the July 10, 2007 Minutes:

Page 2, LITIGATION – STATE ENGINEER ON WELL APPLICATIONS BY ROBERT RITTER IN LARGO CANYON - Peter Shoenfeld suggested that we get a hydrologist to check this before we go forward with a law (instead of late) suit.

Page 3, ISC PROMISSORY NOTE – GRIFFITHS – The Board approved signing of the ISC Promissory Note for Griffiths instead of “The ISC Promissory Note for Griffiths will be signed.

Page 4, DIRECTORS’ COMMENTS – First 2 sentences will be changed to read: Director Foote stated that the Water Delivery Policy pamphlet needs to be updated and that the ditch rider in Unit A needs more training.

Director Bruhn moved to approve the draft minutes of the Arch Hurley Conservancy District’s July 10, 2007 regular meeting with corrections. The motion was seconded by Director Henson. Motion carried 4 – 0.

Directors Voted:

Perkins – “YES”

Bruhn – “YES”

Foote – “YES”

Henson – “YES”

Director Gilbertson arrived.

PETER SHOENFELD, ATTORNEY AT LAW, INFORMATION

Mr. Shoenfeld stated that Jane Dunlap called asking questions about the upcoming Precinct elections. He stated that an “LLC” will vote as “entities” not as individuals. One vote will be cast for the entity. Leave the Plans and Regulations Resolution status quo, don’t change anything for this election, it is too late. The Plans and Regulations need to be cleaned up for the next election but AHCD needs to keep things as is for this election.

Mr. Shoenfeld handed out a draft letter to Skip Vernon. He stated that he would contact the environmental people, with the Board’s approval, before this letter is sent. He will give them the Lot numbers on the chemical containers in the AHCD’s warehouse requesting written confirmation of their expiration dates.

On the Largo Canyon wells issue, we need to determine what the effect of the water taken from Largo Canyon is to AHCD. A Hydrologist could tell us if the wells will affect the groundwater from reaching the Canadian River so we will know whether AHCD should file action before the District Court.

President Perkins advised that it would be a good investment to hire a Hydrologist to find out what the effect of the Largo Canyon wells will be to AHCD and asked District Manager Conrad to work with Mr. Shoenfeld to hire a Hydrologist.

MANAGER’S REPORT

District Manager Conrad explained:

- Safety-Kleen’s bid to remove and dispose of the Skip Vernon material is estimated to be \$11,000.
- RRA Audit findings must be corrected and returned to them no later than September 10th (60 days).
- Verifying warranty deeds so voting rights will be correct for the October elections.

- Security breaches at the office, the yard and on the main canal.
- Spann section leaks.
- Water measurement school for Ditch Riders will be video taped for future employee training.
- New \$50,000 Capital Outlay Grant for equipment and repair.
- Neglected maintenance needs to be looked into by a steering committee.

PROFESSIONAL SERVICES AGREEMENT – PRECINCT ELECTION – JANE DUNLAP

District Manager Conrad recommended that Jane Dunlap’s Professional Services Agreement be considered by the Board for signature. He asked that the hours and compensation amount be reviewed.

Director Foote asked that Ms. Dunlap develop an Election Procedural Manual so future elections can be handled without another Professional Services Agreement.

Director Gilbertson moved to accept the Professional Services Agreement for Jane Dunlap. Director Bruhn seconded the motion. Motion carried 5 – 0.

Directors voted:

Perkins – “YES”
Bruhn – “YES”

Foote – “YES”
Gilbertson – “YES”

Henson – “YES”

**HEALTH INSURANCE QUESTIONNAIRE RESULTS
REVISIT BUDGET AND INSURANCE**

RESOLUTION #2007-006 AMENDING THE 2007 BUDGET – HEALTH INSURANCE \$45,000

Director Gilbertson moved to drop these three agenda items as the Board believes that health insurance is not an expense they are willing to undertake at this time. Director Foote seconded the motion. Motion carried 5 – 0.

Directors voted:

Perkins – “YES”
Bruhn – “YES”

Foote – “YES”
Gilbertson – “YES”

Henson – “YES”

RESOLUTION #2007-007 RE-ESTABLISH PROCEDURES TO COLLECT RRA FINES

Director Foote moved to approve Resolution #2007-007 to re-establish procedures to collect RRA fines. Director Bruhn seconded the motion. Motion carried 5 – 0.

Directors voted:

Perkins – “YES”
Bruhn – “YES”

Foote – “YES”
Gilbertson – “YES”

Henson – “YES”

RESOLUTION #2007-009 PLANS AND REGULATIONS FOR ELECTION TO BE HELD ON OCTOBER 09, 2007

Director Foote moved to approve Resolution #2007-009 Plans and Regulations for Election to be held on October 09, 2007 with no changes. Director Bruhn seconded the motion. Motion carried 5 – 0.

Directors voted:

Perkins – “YES”		Foote – “YES”
Bruhn – “YES”		Gilbertson – “YES”
	Henson – “YES”	

APPOINT ASSISTANT SECRETARY FOR THE ELECTION – AT LEAST TWO (2)

President Perkins recommended that Laura Bason and Kandace Zacharias be appointed as assistant secretaries for the election.

Director Bruhn moved to appoint Laura Bason and Kandace Zacharias as assistant secretaries for the election. Director Gilbertson seconded the motion. Motion carried 5 – 0.

Directors voted:

Perkins – “YES”		Foote – “YES”
Bruhn – “YES”		Gilbertson – “YES”
	Henson – “YES”	

APPROVE PURCHASE AND INSTALLATION OF GEOLOGICAL SURVEY MEASURING DEVICE

After District Manager Conrad stated that the quote he received for this measuring device was impractical, President Perkins recommended that the device not be purchased. Director Henson moved that this measuring device not be purchased. Director Bruhn seconded the motion. Motion carried 5 – 0.

Directors voted:

Perkins – “YES”		Foote – “YES”
Bruhn – “YES”		Gilbertson – “YES”
	Henson – “YES”	

REVIEW WATER LEVEL CONCHAS LAKE – POSSIBLE ALLOCATION

Director Gilbertson moved that AHCD allocate 1 ½ inches of water at this time. Director Foote seconded the motion. Motion carried 3 – 2.

Directors voted:

Perkins – “NO”		Foote – “YES”
Bruhn – “YES”		Gilbertson – “YES”
	Henson – “NO”	

MONTHLY WATER REPORT FROM DITCH RIDERS

Water reports were reviewed by the Board Members.

PRESIDENT’S REPORT

President Perkins asked District Manager Conrad to continue with updating water record keeping.

DIRECTORS’ COMMENTS

Director Bruhn stated that he is very impressed with the new reduced format of the Minutes and asked that Agenda Item #18 be moved to Agenda Item #3 from now on.

President Perkins agreed and asked that each Visitor have a two (2) minute time limit.

CONSIDERATION OF BILLS

Director Henson moved to pay the bills. Director Gilbertson seconded the motion. Motion carried 5 – 0.

	Directors voted:	
Perkins – “YES”		Foote – “YES”
Bruhn – “YES”		Gilbertson – “YES”
	Henson – “YES”	

VISITORS

None.

EXECUTIVE SESSION – LIMITED PERSONNEL MATTERS

Director Foote moved that the meeting be closed for Executive Session, pursuant to Section 10-15-1 (H)(2), to consider Limited Personnel Matters – Personnel Evaluation. Director Bruhn seconded the motion. Motion carried 5 – 0.

	Directors voted:	
Perkins – “YES”		Foote – “YES”
Bruhn – “YES”		Gilbertson – “YES”
	Henson – “YES”	

The matters discussed in the closed meeting were limited only to those specified in the motion for closure.

ADJOURNMENT OF REGULAR MEETING

President Perkins adjourned the meeting at 2:25 p.m.

ARCH HURLEY CONSERVANCY
DISTRICT

President, Larry Perkins

ATTEST:

Secretary, UV Henson