

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

**Tuesday, December 9, 2008**

**Directors Present:** Larry Perkins, President; U.V. Henson, Secretary/Treasurer; Pablo Lopez, Director; John Gilbertson, Director

**Directors/Staff** Tom Bruhn, Vice President

**Absent:**

**Staff Present:** Franklin McCasland, District Manager; Donna Lafferty, Office Manager; Craig Hoffman, Maintenance Supervision

**Guests Present:** Phillip Box, Pete Tatschl, Jimmy Speed, Cody Young, Wilbert Pederson, Dallas Dowell, Robert Evans and Thomas Garcia

**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 Perkins called this meeting to order at 9:02 a.m. in the district office.

**APPROVAL OF MINUTES – REGULARLY SCHEDULED MEETING  
NOVEMBER 11, 2008-**

Director Gilbertson made the motion to approve the draft minutes of the Arch Hurley Conservancy District's November 11, 2008 meeting. The motion was seconded by Director Henson. Motion carried 4 – 0.

Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson – “YES”

Lopez – “YES”

Henson – “YES”

**VISITORS COMMENTS-**

Phillip Box stated that the snow is nice and how the Abercrombie ditch looks nice.

Pete Tatschl seconded Phillip Box's comment on the Abercrombie ditch. The Board has tackled some big problems and has done a great job. Keep up the good work.

## **MANAGER'S REPORT**

Today the Conchas Lake elevation is at 4161.94 feet. There has not been any large measurable water flows into the lake for the month of November.

On November 17<sup>th</sup> Tim Farmer and Greg Quartieri from the State Engineers District 7 office came and toured the Conservancy District and Conchas Lake. They would like to attend the January board meeting.

On November 18<sup>th</sup> and 19<sup>th</sup> the employees poured and finished 17 yards of cement on the Thomas and Conchas lateral. They are doing smaller cement repairs throughout the project and other maintenance repairs. The maintenance department cleaned out to grade and reshaped the Conchas lateral below the Abercrombie property. They also applied bentonite to the seep areas on that lateral.

The County line radial gate was completely rebuilt, primed, and painted. It has been remounted and ready for service.

Gates with locks have been installed on the canal road north of Madrid bridge and next to the golf course. This has been done to stop the vandalism at the Blue water check. The land owners in that area have been issued a key for the locks.

On November 22<sup>nd</sup> Tom Bruhn and I met with Fred Stieg and Tim Isengard from the Big Mesa Water Coop.

On November 26<sup>th</sup> David Yates and Rudy Burnal from the B.O.R. arrived to inspect the Madrid Bridge. They recommend removal of the old bridge and installing a large culvert for a crossing. I am working with the County and State in locating a used culvert from G.S.A. that would meet the flow requirements in that area.

We have an employee that threw out his back while welding. He has been seeing Dr. Ross Hastie for treatments. He is currently covered by our workers comp. insurance.

In the board information packet are the questions from Skip Vernon regarding his counter claims against Arch Hurley. I have been working with Peter to answer these discovery questions. There is still no date set for the mediation hearing that is to be held in Las Vegas.

The Arch Hurley Christmas dinner will be December 19<sup>th</sup> at 12:00 noon. It will be held at the Rural 2 fire station on Norton Road. We would like to invite all of the Board members and their spouses to the dinner.

### **RESOLUTION 2008-005**

Director Lopez made the motion to approve Resolution 2008-005. The motion was seconded by Director Gilbertson. Motion carried 4-0. This resolution is in reference to the 2009 regular monthly meeting dates.

Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson - YES

Lopez – “YES”

Henson – “YES”

### **RESOLUTION CONCERNING WATER RIGHTS**

After reviewing the Resolution concerning water rights written by lawyer, Peter Shoenfeld, it was decided that the resolution wasn't what the Board had in mind. It contained items that the Board felt wasn't necessary and wasn't clear. Each of the directors and constituents are asked to present their ideas to Manager Franklin McCasland.

### **2009 CAPITAL OUTLAY FUNDING REQUEST**

Director Henson made the motion to send the letters to State Representative Dennis Roch and Senator Clinton Harden. The letter is requesting \$100,000.00 for equipment purchases. The motion was seconded by Director Lopez. Motion carried 4-0.

Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson - YES

Lopez – “YES”

Henson – “YES”

### **EMPLOYEE HOLIDAY BONUS**

Director Henson made the motion to give a \$500.00 bonus to all the Arch Hurley employees. The motion was seconded by Director Lopez. Motion carried 4-0.

Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson - YES

Lopez – “YES”

Henson – “YES”

### **BIG MESA UPDATE**

On November 22, 2008, Manager Franklin McCasland and Board Vice President Tom Bruhn met with Fred Stieg and Tim Isengard of Big Mesa. A proposal was presented to them. The new water only would be .01 per gallon. Each entity, Arch Hurley and Big

Mesa, stated that no decisions could be made without each respective Board approval. President Larry Perkins stated that this is a real generous offer. If approved, the money collected would be applied to the back of Arch Hurley’s note at the Bureau of Reclamation.

### **LONG REACH EXCAVATOR**

Director Henson made the motion for Manager Franklin McCasland to look at the 2 long reach excavators that are located at Four Season’s Equipment in Texas, negotiate price and delivery, and approved the purchase of the best buy of the excavators. The motion was seconded by Director Lopez. Motion carried 4-0.

#### Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson - YES

Lopez – “YES”

Henson – “YES”

### **PRESIDENT’S COMMENTS-**

President Perkins wanted to thank Manager Franklin McCasland for all the employees working together this year. It has been a good first year under Franklin McCasland’s management and also for the gained information from the documentation that was done this year which will be useful in the future. Winter work has started already and I am pleased that a stock pile of dirt in Unit D is being used. I hope the rest of the District looks as good as Unit D. I think we had an excellent start and an excellent finish in 2008 and look forward to 2009.

### **DIRECTORS COMMENTS –**

Director Gilbertson stated that we need to be mindful and aware that we are here to take care of the land owners and water. We need to remember that actions could have consequences regarding dealing with those that want the water.

Director Lopez had no comments.

Director Henson commented that it is good we use local businesses whenever possible.

**CONSIDERATION OF BILLS-**

Director Henson made a motion to pay the submitted bills. The motion was seconded by Director Gilbertson. Motion carried 4-0.

Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson - YES

Lopez – “YES”

Henson – “YES”

**ADJOURNMENT OF REGULAR MEETING-**

With no further business to discuss, the meeting was adjourned at 11:10 a.m. with unanimous vote.

ARCH HURLEY CONSERVANCY DISTRICT

---

Vice President, Tom Bruhn

**ATTEST:**

---

Secretary, UV Henson