

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

Tuesday, February 10, 2009

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

**Directors/Staff
Absent:**

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

Guests Present: Phillip Box, Pete Tatschl, Jimmy Speed, Wilbert Pederson, Fred Stieg of Big Mesa, Don Lopez, David Foote, Elmer Schuster, Drake Swenson, Tom Dominguez and Robert Lopez. Tim Farmer and Greg Quartieri of District VII arrived about 9:30.

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, President Perkins called this meeting to order at 9:05 a.m. in the district office.

**APPROVAL OF MINUTES – REGULARLY SCHEDULED MEETING
JANUARY 13, 2009-**

Director Henson made the motion to approve the draft minutes of the Arch Hurley Conservancy District's January 13, 2009 meeting. The motion was seconded by Director Bruhn. Motion carried 4 – 0.

Directors Voted:

Perkins – “ABSTAIN”
Bruhn – “YES”

Gilbertson – “YES”

Lopez – “YES”
Henson – “YES”

VISITORS COMMENTS-

There were no comments from the visitors.

MANAGER'S REPORT

Today the Conchas Lake elevation is at 4162.14 feet. There has not been any large amount of measurable inflow into the lake for the month of January.

On January 15, Donna attended a D.F.A. workshop in Clovis. This workshop was regarding the filing of quarterly DFA reports.

The ditch riders have completed the gathering of information from producers for their crop census reports and are working on maintenance and repairs in the delivery system. The maintenance department is working on the Hudson Canal between check 6 and check 7. The new long reach excavator is performing well and we are cleaning 600 to 800 feet per day of the main canal. We did burn the cattails from check 7 to the Y. This increased the production of the removal of sediment with the long reach excavator.

In the board packets under information is a letter to DFA and supporting documents requesting reimbursement for the \$50,000.00 grant for the purchase of the Hyundai Excavator. I stopped in at DFA while I was in Santa Fe and checked with Patrick Gomez. They did receive our request for reimbursement but haven't started processing it. There is also a letter from Robert Ritter asking for a motion to extend deadlines and modify scheduling order. Mr. Ritter has had the test wells drilled but the pump tests are not complete. I met with Peter Shoenfeld last week and he has agreed to the extension. On the matter of the Skip Vernon meditation hearing, there is no date set as of today.

On January 22nd Casey De Leon from Laserplane of New Mexico came to Tucumcari. He set up and demonstrated the laser grade control system for excavators.

On January 25th Craig and I met with Will Atkinson who demonstrated the Top Con GPS survey system. Craig will go more into detail of these two systems later in the meeting.

Mike Latham is finishing up the paper work transferring the domain name www.archhurley.com from Pete Tatschl's name into Arch Hurley's name. Mike will set up the www.archhurley.org to link to the .com site.

We have set up a date on April 7th with Tom Dominguez to provide a pesticide applicator certification class for the Arch Hurley employees. This class will be open for anyone that would like to attend. I will keep the board posted on the time and location. This will also be posted on our web site.

With the state of our present economy and Arch Hurley's budget, I have concerns about our budget revenue for 2009 so therefore I have decided to hold off on replacing the shop mechanic at this time. We have employees who can fill that opening and keep the equipment maintained for now. If it looks like we will have a full water run season, then I will fill that position.

WATER ALLOCATION REVIEW OF CONCHAS LAKE

Director Bruhn made the motion that no water be allocated at this time. The motion was seconded by Director Gilbertson. Motion carried 5-0.

Directors Voted:

Perkins – “YES”
Bruhn – “YES”

Gilbertson – “YES”

Lopez – “YES”
Henson – “YES”

OPTIONS FOR BURNING MAIN CANALS AND LATERALS

The Board directed Manager McCasland to hold off on burning until there is some assurance that there will be a water run this year.

RESOLUTION 2009-002 WATER RIGHTS PURSUANT TO NM STATE ENGINEER’S LICENSE NO. 2305.

Director Bruhn made the motion to approve Resolution 2009-002. The motion was seconded by Director Henson, Motion carried 5-0. A copy of Resolution 2009-002 is attached and made a part of these minutes.

Directors Voted:

Perkins – “YES”
Bruhn – “YES”

Gilbertson - YES

Lopez – “YES”
Henson – “YES”

CROP CENSUS FOR 2008

Director Lopez made the motion to approve the Crop Census for 2008. The motion was seconded by Director Bruhn. Motion carried 5-0.

Directors Voted:

Perkins – “YES”
Bruhn – “YES”

Gilbertson - YES

Lopez – “YES”
Henson – “YES”

**RESOLUTION 2009-003
RECLAMATION REFORM ACT MONETARY PENALTIES**

Director Gilbertson made the motion to approve Resolution 2009-003. The motion was seconded by Director Henson. Motion carried 5-0. A copy of Resolution 2009-003 is attached and made a part of these minutes.

	Directors Voted:	
Perkins – “YES”		Lopez – “YES”
Bruhn – “YES”	Gilbertson - YES	Henson – “YES”

**RESOLUTION 2009-004
AMEND 2009 BUDGET FUND 2 CAPITAL OUTLAY REVENUE AND
EXPENDITURES**

Director Bruhn made the motion to approve Resolution 2009-004. The motion was seconded by Director Lopez. Motion carried 5-0. A copy of Resolution 2009-004 is attached and made a part of these minutes.

	Directors Voted:	
Perkins – “YES”		Lopez – “YES”
Bruhn – “YES”	Gilbertson - YES	Henson – “YES”

CRAIG HOFFMAN, MAINTENACE SUPERVISOR

Craig Hoffman spoke about the purchased laser receiver that is being used on the excavator. It is clamped on with a magnet. It checks the grade. It alerts the operator with L.E.D. lights that indicate whether the boom needs to go up or down or a green light to indicate that it is in the proper position. There are before and after pictures on the wall showing the work that has been on the Arch Hurley canals. With this laser receiver, besides the canal work it can be used in other constructions projects. This system can also be up-graded. Arch Hurley is striving to up-grade our system into the 21st century with this modern technology. With this system, a mediocre operator can become a good operator by following the on-screen directions.

TIM FARMER, DISTRICT VII MANAGER

Tim Farmer, District VII Manager, and Greg Quartieri, Water Resource Specialist District VII, presented information, work in progress and problem areas of running District VII. Their office is located in Cimarron, NM and covers the northeastern part of NM, which is the Clayton, Tucumcari and Canadian River Basins. Mr. Farmer transferred from the district in the southwestern part of NM which basically has the same

number of acres. That district has 15 employees and presently District VII has only 4 employees. Mr. Farmer and Mr. Quartieri answered questions from the visitors and Board of Directors. If there were questions that could not be answered immediately, Mr. Farmer stated that he would try to get those answers and relay them to Manager McCasland. A couple of the major areas of concern was the lack of water getting to the Conchas Reservoir and the adjudication process. If Arch Hurley wanted to start the adjudication process, Arch Hurley would probably sue the State Engineer. An estimation of the time for this process is from 4 to 20 years. The lower Rio Grande's adjudication has been at least 10 years. Mr. Farmer had no idea on the cost of adjudication, however at a previous meeting with State Engineer it was stated that it would exceed 6.5 million. A copy of Tim's and Greg's phone number and e-mail address is on the counter.

PRESIDENT'S COMMENTS-

President Perkins stated that this was a good, informative meeting. I want to commend the workers running the excavator. A lot of work has been accomplished with the excavator and through out the entire District with other repairs. I have seen the cement truck and mixer out early in the mornings and I want to thank all of the employees for all their efforts.

DIRECTORS COMMENTS –

Director Henson had no comments.

Director Bruhn had no comments.

Director Lopez had no comments.

Director Gilbertson appreciated Mr. Farmer and Mr. Quartieri coming to our meeting. The directors are headed in the right direction and a good idea not to burn the weeds. We need to keep on top of the declaring process and get in on this process.

CONSIDERATION OF BILLS-

Director Henson made a motion to pay the submitted bills. The motion was seconded by Director Gilbertson. Motion carried 5-0.

Perkins – “YES”	Directors Voted:	Lopez – “YES”
Bruhn – “YES”	Gilbertson - YES	Henson – “YES”

ADJOURNMENT OF REGULAR MEETING-

With no further business to discuss, the meeting was adjourned at 11:02 a.m. with unanimous vote.

ARCH HURLEY CONSERVANCY DISTRICT

President Larry Perkins

ATTEST:

Secretary, UV Henson