

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

Tuesday, August 10, 2010

Directors Present: Larry Perkins; President, Pablo Lopez, Director; John Gilbertson, Director

Directors/Staff Secretary/Treasurer UV Henson, Vice President Tom Bruhn and Heartland Student Elizabeth Smith

Absent:

Staff Present: Franklin McCasland, District Manager; Donna Lafferty, Office Manager.

Guests Present: Jimmy Speed, Phillip Box, Rex Kirksey, Wilbert Pederson, David Foote, Tom Dominquez, Robert Teakell and Ray Bates.

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 9:06 a.m. in the District Office.

PLEDGE OF ALLEGIANCE AND INVOCATION

The Pledge of Allegiance was lead by President Perkins and the Invocation was given by Phillip Box.

**APPROVAL OF MINUTES – REGULARLY SCHEDULED MEETING
July 13, 2010**

Director Gilbertson made the motion to approve the draft minutes of the Arch Hurley Conservancy District's July 13, 2010 meeting. The motion was seconded by Director Lopez. Motion carried 3-0.

Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson – “YES”

Lopez – “YES”

Henson – “ABSENT”

MANAGER'S REPORT

Today the Conchas Lake elevation is at 4166.0 feet. Conchas Lake received 6,128 acre feet of inflow for the month of July. Last year at this time the elevation of Conchas Lake was 4162.8 feet.

On July 19, we started losing our ordered release flow from Conchas. The U.S.A.C.E. tried to pull weeds from the trash rack on the lake side inlet. This went on for several days. On the 22, Mark and I went to Conchas and got out on the trash rack and removed most of the weeds that was blocking the flow. The release went from 85cfs to 175cfs when we finished. We are going up twice a week to remove the weeds from the trash rack now.

On July 23, Mike Hamman from the BOR called and informed me of the status on the Federal surplus program.

On July 26, I spoke with Tim Farmer regarding the diversion on the Mora River that was sent to Arch Hurley and the OSE. Tim informed us that he had received the information from the Santa Fe office and would schedule a site visit. Yesterday, Tim informed me that August 17 is the day they planned to investigate the site.

On July 27, I meet with Jim Corbin in regards to the drowning in 2006. He will give expert testimony on behalf of our liability insurance company. The trial is planned to start this October.

On July 28, Craig and I met with Kenny Wilhite Crane Service from Clovis. We went to Conchas to see what type of equipment would be needed to remove the trash from the channel on the inlet side of the lake. We will monitor this situation weekly and be prepared to call him if we have a blockage that cannot be removed. Gene Smith has loaned Arch Hurley the use of a clam shell. It is in our yard and Craig is getting it ready to go if it's needed.

On July 30, I e-mailed Craig Repkie at the OSE in regards to the ISC low interest loans. Craig informed me that there was still money available. The application forms have changed. I told him it was going to be 2011 before the land owner was ready for the loan.

We have sprayed a large part of the irrigation project the last six weeks. We will start mowing in some bad areas and start spraying Salt Cedars whenever they start the fall bloom.

VISITORS COMMENTS

No comments from the visitors.

WATER ALLOCATION

Director Lopez made the motion to allocate 3” of water at this time. The motion was seconded by Director Gilbertson. Motion carried 3–0.

Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson – “YES”

Lopez – “YES”

Henson – “ABSENT”

Director Lopez made the motion to have a tentative cut-off date of October 15, 2010. The motion was seconded by Director Gilbertson. Motion carried 3-0.

Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson – “YES”

Lopez – “YES”

Henson – “ABSENT”

RESOLUTION 2010-008

Director Gilbertson made the motion to approve Final Budget Resolution 2010-008. The motion was seconded by Director Lopez. Motion carried 3–0.

Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson – “YES”

Lopez – “YES”

Henson – “ABSENT”

DFA QUARTERLY REPORT

Director Lopez made the motion to approve the second quarter DFA Report. The motion was seconded by Director Gilbertson. Motion carried 3–0.

Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson – “YES”

Lopez – “YES”

Henson – “ABSENT”

OFFICE OF STATE ENGINEER LETTER

Manager Franklin McCasland was directed to communicate with BOR Area Director Mike Hamman about Arch Hurley’s issues concerning the license and needing the BOR’s support since the license is in the BOR’s name. Manager McCasland’s opinion is that nothing will be initiated until the new governor appoints the next State Engineer.

E-MAIL LETTER FROM BOR AREA DIRECTOR MIKE HAMMAN

Correspondences between BOR Area Director Mike Hamman and Arch Hurley Attorney Nate Gentry concerning the Federal Surplus Program were in the Board packet. At the present time Arch Hurley is able to purchase equipment thru the State with a 15% fee. Arch Hurley does not qualify at this time for a hardship waiver.

BOR WATER SMART GRANT

A letter was received July 29, 2010 informing Arch Hurley that the “Application of Sodium Bentonite to Decrease Water Loss from Seepage” of \$120,000.00 is now being considered for award. \$100,000.00 will be for benonite and \$20,000.00 will be for meters. The work will start when the water season is over, Fall of 2010, and scheduled to be completed in the early part of 2011.

DIRECTORS COMMENTS

President Perkins wanted to commend Manager Franklin McCasland and Mark Preciado on getting the weeds off the barrier and their extra effort for checking the readings at Conchas Dam. Both of these duties are the responsibility of the Corp of Engineers, however to keep the water flowing and have an accurate reading Arch Hurley has been performing them. President Perkins also wanted to thank Tara Hatfield, Craig Hoffman and the office staff for their effort in obtaining the WaterSmart Grant.

CONSIDERATION OF BILLS

Director Gilbertson made a motion to pay the submitted bills. The motion was seconded by Director Lopez. Motion carried 3-0.

Perkins – “YES”
Bruhn – “ABSENT”

Directors Voted:

Gilbertson – “YES”

Lopez – “YES”
Henson – “ABSENT”

EXECUTIVE SESSION

Director Lopez made the motion to go into executive session. Director Gilbertson seconded the motion. A roll call was taken and all the directors voted yes. Motion carried 3-0.

Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson – “YES”

Lopez – “YES”

Henson – “ABSENT”

Director Gilbertson made the motion to come out of executive session. Director Lopez seconded the motion. A roll call was taken and all the directors voted yes. Motion carried 3-0. President Perkins stated that only threatened and pending litigation and representation thereof was discussed and no action was taken.

Directors Voted:

Perkins – “YES”

Bruhn – “ABSENT”

Gilbertson – “YES”

Lopez – “YES”

Henson – “ABSENT”

ADJOURNMENT OF REGULAR MEETING-

With no further business to discuss, the meeting was adjourned at 10:40 a.m. with a unanimous vote.

ARCH HURLEY CONSERVANCY DISTRICT

President Larry Perkins

ATTEST:

Director Pablo Lopez

