

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

Tuesday, November 8, 2011

Directors Present: President Larry Perkins, Vice President Phillip Box,
Secretary/Treasurer UV Henson, Director J.D. McEwen,
Director Robert Evans

**Directors/Staff
Absent:**

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

Guests Present: George Evetts, Jimmy Speed, Jason Box, Pablo Lopez, Don Lopez,
Quay County Clerk Ellen White and Tom Dominguez of NMSU.

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 9:00 a.m. in the District Office.

PLEDGE OF ALLEGIANCE AND INVOCATION

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

OATH OF OFFICE

Quay County Clerk Ellen White gave the Oath of Office to the new directors Phillip Box, Robert Evans and J.D. McEwen.

REORGANIZE BOARD

Director Evans made the motion to leave the president as Larry Perkins and secretary/treasurer as UV Henson, and to nominate Phillip Box as Vice President. The motion was seconded by Director Henson. Director Henson made the motion that the nominations cease and the three nominees take their position by acclamation. The motion was seconded by Director Evans. Motion carried 5-0.

Directors Voted:

Perkins – “YES”
McEwen – “YES”

Box – “YES”

Evans – “YES”
Henson – “YES”

APPROVAL OF MINUTES – REGULARLY SCHEDULED MEETING October 12, 2011

Director Henson made the motion to approve the draft minutes of the Arch Hurley Conservancy District’s October 12, 2011 meeting. The motion was seconded by Director Perkins. Motion carried 5-0.

Directors Voted:

Perkins – “YES”
McEwen – “YES”

Box – “YES”

Evans – “YES”
Henson – “YES”

MANAGER’S REPORT

Today the Conchas Lake elevation is at 4161.2 feet. Last year at this time the elevation of Conchas Lake was 4162.4 feet. Conchas Lake received 188 acre feet of inflow for the month of October. In September, we received 14,970 acre feet of inflow into Conchas Lake.

On October 18, Joe Alderete, Tim Wagner, Hddie Hansen and Gary Madson from the BOR inspected all past, current and future bentonite grants. Larry Perkins was also in attendance for the inspection. They were very impressed with the bentonite application process and the way the canals look after they are put back to the original BOR design. Joe Alderete informed us that he has accepted another position and at this time does not know who his replacement will be. Joe has been an asset to Arch Hurley and he will be missed.

On October 19 & 20, Richard Hall, Jed Parker and Mark Nemeth from the BOR inspected siphons #23, 24, 25, 26, 27, 28 and the #1 Hudson siphon. We are waiting to receive a written report later this month as to any concerns that they found in the siphons.

On October 21, we mailed certified letters for past due assessments to landholders that were three or more years delinquent. The letter gives the landholders 60 days to bring the assessments current or a lien will be filed on the property.

Donna, Craig and Tina attended a BOR grant workshop on October 19 in Albuquerque at the BOR office. They all felt that the workshop was beneficial and informative.

Last month all of Arch Hurley`s equipment and vehicles were tested for antifreeze levels and the homes and well houses were insulated for the winter.

Jed Parker from the BOR informed me that an environmental consultant would be here to inspect the shop for asbestos. On October 25, Kelly Fort and Allison Jenness, engineers from Zia Engineering & Environmental Consultants, LLC, arrived to develop a scope of work to sample for asbestos. They didn`t know when anyone would return to do the actual inspection.

On November 1, Erik Vannorsdel from Frederick Sales inspected the bentonite application process that we are applying in the canal. Erik said everything looked good and didn`t recommend any changes to the way we are applying the bentonite.

On November 3, Governor Martinez announced the appointment of the top two water officials. She has named Estevan Lopez as director of the Interstate Streams Commission and Scott Verhines as the State Engineer. Mr. Verhines was the Program Manager for the Eastern New Mexico Rural Water Authority.

The maintenance department is working on the water smart grant above the County Line Check. This grant is for a total of \$122,713.56 dollars. Arch Hurley`s in-kind portion is \$71,713.56 dollars. This grant will cover approximately one mile above the County Line Check. There is a large amount of sediment in this portion of the canal. Craig has ordered and received pins and bushings for the long reach excavator bucket. Mark and the water department are sealing up the drains and inspection ports on all of the 7 inspected siphons. They are also installing four gates on the canal between 11th Street and Camino Del Coronado. This canal road has been used for illegal trash dumping and a short cut to the fairground arena by the Mesalands students.

In the board packet under information is Arch Hurley`s quarterly report to DFA in Santa Fe. There are several public legal notices for water well applications. None of the applications were in our basin. Also, there is a letter from the State Auditor`s Office informing Arch Hurley that we are an “AT RISK” entity designation because our audit is past due. Donna notified Sandra Rush, our auditor, who then faxed the State Auditor a copy of the audit contract that states that our audit is due on December 1, 2011.

VISITORS

There were no comments made from the visitors.

TEODORO CHAVEZ

Director Evans made the motion to deny Mr. Chavez’s request to gravel the Arch Hurley road close to his property. The motion was seconded by Director Box. Motion carried 5-0.

Directors Voted:

Perkins – “YES”
McEwen – “YES”

Box – “YES”

Evans – “YES”
Henson – “YES”

UPDATE ON BOR SITE VISIT REGARDING WATER CONSERVATION GRANT

Manager McCasland reviewed this during his manager’s report. Manager McCasland wanted to mention that Craig Hoffman works on the grant paperwork on a daily basis keeping track of men and equipment hours. Each grant has a separate binder and the directors could review them at any time. Manager McCasland would like for the board to think about the rate on the newly acquired trencher. Once the rate is determined it will be added to Arch Hurley’s equipment price list. The options for rate could be by the hour, foot and depth of trench.

RESOLUTION 2011-006 CONFLICT OF INTEREST

Director Box made the motion to approve Resolution 2011-006 which pertains to Conflict of Interest. The motion was seconded by Director Henson. Motion carried 5-0.

Directors Voted:

Perkins – “YES”
McEwen – “YES”

Box – “YES”

Evans – “YES”
Henson – “YES”

RESOLUTION 2011-007 CHECK SIGNING AUTHORIZATION

Director Evans made the motion to approve Resolution 2011-007 and the authorized signers will be Larry Perkins, Phillip Box, UV Henson, J.D. McEwen, Franklin McCasland and Tina Garcia. The motion was seconded by Director McEwen. Motion carried 5-0.

Directors Voted:

Perkins – “YES”
McEwen – “YES”

Box – “YES”

Evans – “YES”
Henson – “YES”

CLEAN THE CANAL AREA AT FIRST AND CHARLES STREET

After a discussion pertaining to this agenda item, it was tabled until the next board meeting.

DIRECTOR'S COMMENTS

President Perkins wanted to welcome the new board members. I am looking forward to the up-coming years. We will have water next year. It is more difficult to keep things going during a dry year than a year with water. If the new board members have any question, the new board members can contact Manager McCasland or Board members Perkins and Henson. I want to let you know that Arch Hurley has a Strategic Plan with short and long term goals. I appreciate the board for offering their time for their constituents.

Director Box stated that he would like to review the strategic plan in the near future to keep it up-to-date.

Director Evans asked Manager McCasland if he could get Jack Chatfield to give a presentation about salt cedars.

EXECUTIVE SESSION

Director Box made the motion to go into executive session. The motion was seconded by Director McEwen. A roll call was taken and each of the directors voted yes. Directors went into executive session at 10:08 a.m.

Directors Voted:

Perkins – “YES”
McEwen – “YES”

Box – “YES”

Evans – “YES”
Henson – “YES”

EXECUTIVE SESSION

Director Henson made the motion to come out of executive session. The motion was seconded by Director Box. A roll call was taken and each of the directors voted yes. Directors came out of executive session at 11:38 a.m. President Perkins stated that only threatened or pending litigation was discussed.

Directors Voted:

Perkins – “YES”
McEwen – “YES”

Box – “YES”

Evans – “YES”
Henson – “YES”

Director Box made a motion to instruct Arch Hurley’s attorney to not have any contact or correspondence with Skip Vernon until Arch Hurley is forced to go to court. The motion was seconded by Director Evans. Motion carried 5-0.

	Directors Voted:	
Perkins – “YES”		Evans – “YES”
McEwen – “YES”	Box – “YES”	Henson – “YES”

CONSIDERATION OF BILLS

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

	Directors Voted:	
Perkins – “YES”		Evans – “YES”
McEwen – “YES”	Box – “YES”	Henson – “YES”

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:

Secretary/Treasurer UV Henson

