

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

**Tuesday, April 8, 2014**

**Directors Present:** President Larry Perkins, Vice President Phillip Box, and Secretary/Treasurer UV Henson

**Directors/Staff** Director J.D. McEwen

**Absent:**

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

**Guests Present:** Jimmy Speed, Daniel Garcia, Kenton Perkins, Jearld White, Pablo Lopez, Robert (Bobby) Lopez, Russell Braziel of KTNM/KQAY and Judy Smith of FSA Office

**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 9:02 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.

**APPROVAL OF MINUTES – REGULAR SCHEDULED MEETING  
MARCH 11, 2014**

Director Box made the motion to approve the draft minutes of the Arch Hurley Conservancy District's March 11, 2014, regular meeting. The motion was seconded by Director Henson. Motion carried 3-0.

Directors Voted:

Perkins – “YES”

McEwen – “ABSENT”

Box – “YES”

Henson – “YES”

## **MANAGER'S REPORT**

Today the Conchas Lake elevation is at 4,178.1 feet. Last year at this time the elevation of Conchas Lake was 4,154.8 feet. Conchas Lake received 1,465 acre feet of inflow for the month of March and had a loss of 2,277 acre feet from evaporation and other losses.

During the third week in March, I went and looked at some XL3100 Gradalls.

On April 4, Craig and I visited all of the Compact Excavators Dealers that submitted a bid to AHCD's Invitation To Bid. We were able to look at all of the models that were submitted.

We currently have a total of 33.5 cfs in water orders. 12.5 cfs is for less than 3 days and 21cfs orders are longer than a 3 day water run.

On April 29<sup>th</sup> and 30<sup>th</sup> the BOR will be at AHCD for staff training regarding all of the Reclamation Reform Act compliance regulations.

In the Board's packet you have information as to where the federal government listed the lesser prairie chicken as "threatened". This listing could affect AHCD as well as producers in the district. AHCD will keep up with this listing and any possible impacts it may have. There is also AHCD quarterly financial statement to DFA.

The men have built all of the checks in the delivery system. They are spot burning around the project where needed. The maintenance department is cleaning ditches and laterals where it's needed.

## **VISITORS**

Judy Smith of the FSA Office reported that the local FSA Office will be closed April 9 and 10 for training in Albuquerque for the Livestock Forage and Livestock Indemnity Programs. Ms. Smith encouraged producers to make an appointment so that each producer can be given information so that they can make a decision that will best suit them.

Daniel Garcia reported on recent rainfall, concerns about the prairie chicken and mesquite problems.

Jearld White inquired of Ms. Smith if there are any up-coming meetings. She stated that there will be some in the future.

## **REVIEW CONCHAS LAKE ELEVATION**

There was no action taken on this agenda item.

**ACCEPT LETTER OF RESIGNATION FROM AHCD  
BOARD MEMBER ROBERT EVANS**

Director Box made the motion to accept the letter of resignation from Robert Evans. The motion was seconded by Director Henson. Motion carried 3-0.

Directors Voted:

Perkins – “YES”

McEwen – “ABSENT”

Box – “YES”

Henson – “YES”

**APPROVAL TO REQUEST LETTERS OF INTEREST TO FILL VACATED  
AHCD BOARD SEAT**

Director Box made the motion to advertise for letters of interest for the vacant board seat. The motion was seconded by Director Henson. Motion carried 3-0. It will also be posted on the AHCD web site.

Directors Voted:

Perkins – “YES”

McEwen – “ABSENT”

Box – “YES”

Henson – “YES”

**APPROVE RESOLUTION 2014-003  
CAPITAL OUTLAY REVENUE & EXPENSE**

Director Box made the motion to approve Resolution 2014-003. This resolution is to move Capital Outlay money allocated in 2013 to the 2014 budget. The motion was seconded by Director Henson. Motion carried 3-0.

Directors Voted:

Perkins – “YES”

McEwen – “ABSENT”

Box – “YES”

Henson – “YES”

**APPROVE RESOLUTION 2014-004  
ICIP PLAN 2016-2020**

Director Box made the motion to approve Resolution 2014-004 for the ICIP Plan for 2016-2020, which is necessary to be able to apply for Capital Outlay money. The motion was seconded by Director Henson. Motion carried 3-0.

Directors Voted:

Perkins – “YES”

McEwen – “ABSENT”

Box – “YES”

Henson – “YES”

**APPROVE MEMBERSHIP RESOLUTION 2014-005  
WITH EASTERN PLAINS COUNCIL OF GOVERNMENTS  
FOR FISCAL YEAR 2014-2015**

Director Box made the motion to continue AHCD membership with EPCOG. The motion was seconded by Director Henson. Motion carried 3-0.

Directors Voted:

Perkins – “YES”

McEwen – “ABSENT”

Box – “YES”

Henson – “YES”

**AHCD TO HOST ISC MEETING ON APRIL 30**

Director Henson made the motion to host the ISC Meeting. The motion was seconded by Director Box. Motion carried 3-0. The details of the location are not finalized yet.

Directors Voted:

Perkins – “YES”

McEwen – “ABSENT”

Box – “YES”

Henson – “YES”

**REVIEW BID RECOMMENDATIONS FROM INVITATION TO BID**

Director Box made the motion to accept the 4 bids on the small excavator. The motion was seconded by Director Henson. Motion carried 3-0.

Directors Voted:

Perkins – “YES”

McEwen – “ABSENT”

Box – “YES”

Henson – “YES”

**APPROVE CAPITAL OUTLAY PURCHASE OF COMPACT EXCAVATOR**

Director Henson made the motion to accept the bid for the John Deere 60G. It will include the long arm, 5 year extended warranty and no thumb attachment. The motion was seconded by Director Box. Motion carried 3-0.

Directors Voted:

Perkins – “YES”

McEwen – “ABSENT”

Box – “YES”

Henson – “YES”

### **PHILLIP BOX, UPDATE ON NMSBA PROJECT**

On March 20, Phillip Box and Larry Perkins traveled to Santa Fe to attend NMSBA. A power point presentation was given and questions were answered. The presentation high-lighted low-head hydro generation and how it could benefit Arch Hurley. That same presentation was given at this board meeting. NMSBA awarded \$60,000 for this study.

### **CDBG PLANNING GRANT AND CONSTRUCTION GRANT, BUDGET IMPACT**

Director Henson made the motion to commit to the Planning Grant which will be a cost to AHCD of \$5,000 in the 2015 budget. The Construction Grant will affect the budget in the following year. The motion was seconded by Director Box. Motion carried 3-0.

Directors Voted:

Perkins – “YES”

McEwen – “ABSENT”

Box – “YES”

Henson – “YES”

### **EPA’S PROPOSED “WATER” RULE**

There is a proposed “Waters” Rule that would allow more control from EPA on farmers, ranchers and other landowners. Under this new proposed rule, even ditches that are miles from the nearest “navigable” water would be regulated. A permit would be required under this new proposed rule and EPA or the Army Corp of Engineers can deny that permit. Arch Hurley supports the opposition to this “Waters” Rule. Manager McCasland will call other irrigations districts to inform them of this proposed new rule and inquire of their position on this matter.

### **AHCD 2015 BUDGET WORK SESSION**

The Board of Directors reviewed the revenue and expense of each of the funds that make up the Arch Hurley 2015 budget. Manager McCasland reported on the issues that he concerned as factors in the 2015 budget. Manager McCasland recommended the \$13.00 assessment.

### **DIRECTOR’S COMMENTS**

President Perkins stated that he has noticed the new check boards on the ditches and that Arch Hurley is ready for the 2014 water season.

### **EXECUTIVE SESSION**

Director Box made the motion to go into executive session. The motion was seconded by Director Henson. Motion carried 3-0. A roll call was taken and each of the directors voted yes. Directors went into executive session at 11:45 a.m.

Directors Voted:

Perkins – “YES”

McEwen – “ABSENT”

Box – “YES”

Henson – “YES”

### **EXECUTIVE SESSION**

Director Box made the motion to come out of executive session. The motion was seconded by Director Henson. Motion carried 3-0. A roll call was taken and each of the directors voted yes. Directors came out of executive session at 12:20 p.m. President Perkins stated that only threatened or pending litigation and limited personnel matters was discussed. Manager McCasland was instructed to contact an attorney for advice about Department of Workforce Solutions and NM Risk Management. That information would be relayed back to the Board.

### **CONSIDERATION OF BILLS**

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

Directors Voted:

Perkins – “YES”

McEwen – “ABSENT”

Box – “YES”

Henson – “YES”

**ADJOURNMENT OF REGULAR MEETING**

With no further business to discuss, the meeting was adjourned at 12:27 p.m. with a unanimous vote.

ARCH HURLEY CONSERVANCY DISTRICT

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President Larry Perkins

**ATTEST:**

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Secretary/Treasurer UV Henson

