

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

Tuesday, August 12, 2014

Directors Present: Vice President Phillip Box, Secretary/Treasurer UV Henson,
Director J.D. McEwen and Director Robert Lopez.

**Directors/Staff
Absent:** President Larry Perkins

Staff Present: District Manager Franklin McCasland and Office Manager Donna
Lafferty

Guests Present: Jimmy Speed, Daniel Garcia, Pete Tatschl, Judy Smith of FSA,
Gayle Donathan of Big Mesa and Russell Braziel of
KTNM/KQAY

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, Vice President Box 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 Vice President Phillip Box and the Invocation was given by Vice President Phillip Box.

**APPROVAL OF MINUTES – REGULAR SCHEDULED MEETING
JULY 8, 2014**

Director Lopez made the motion to approve the draft minutes of the Arch Hurley Conservancy District's July 8, 2014, regular meeting. The motion was seconded by Director McEwen. Motion carried 4-0.

Directors Voted:

Perkins – “ABSENT”
McEwen – “YES”

Box – “YES”

Lopez – “YES”
Henson – “YES”

MANAGER'S REPORT

Today the Conchas Lake elevation is at 4,181.3 feet. Last year at this time the elevation of Conchas Lake was 4,159.7 feet. Conchas Lake received 31,604 acre feet of inflow for the month of July and had a loss of 1,334 acre feet from evaporation and other losses and 9,260 acre feet were diverted for AHCD.

On July 12, I attended the Big Mesa Board monthly meeting in Conchas. I explained the water allocation process that the AHCD board goes through each month. There were lots of questions from the board members and guests. The meeting was very productive.

On July 21, I attended the North East Regional Water Planning meeting. The next meeting will be on September 15th.

On August 5&6, Matt Martinez from the Middle Rio Grande Conservancy District came and helped Craig and Mark with the use and training of the River Surveyor measuring equipment. They checked it with the USACE measuring equipment and the USGS gauging station. They were all measuring within 2 percent of all the devices.

AHCD has been treating the bottom of the Conchas and Hudson laterals for moss with Copper Sulfate. We will be treating a much larger area this month.

In the information part of the board packet, you will see correspondence with Brian Williams regarding AHCD reimbursement from FEMA. We did receive a call from FEMA on Friday. They will be sending us a grant agreement for my signature. This will allow the funds to be released from DFA. The grant agreement was received in the mail today. It will be signed and mailed back to Santa Fe.

For the month of July, AHCD released 9,260 cfs from Conchas Lake. We delivered 4,982.5 cfs. That is a delivery rate of 53.81%.

VISITORS

Gayle Donathan of Big Mesa wanted to thank Manager Franklin McCasland for attending the Big Mesa board meeting on July 12.

Judy Smith of FSA wanted to inform the public of their programs and deadlines. Emergency CRP grazing has been approved thru September 30, 2014. There are provisions in the new Farm Bill for new farmers, new ranchers and socially disadvantaged. The livestock sign-up ends in January 2015. There is an election this year for County Committee. The area up for election represents San Jon, Logan and Nara Visa and the position is currently held by Donald Carter. There are other programs available to farmers and Judy encourages them to come by the FSA Office to see what would benefit them.

Pete Tatschl asked if the effectiveness of the bentonite has been evaluated. Manager McCasland stated that the survey was received recently and the numbers have not been evaluated yet.

REVIEW OF CONCHAS LAKE ELEVATION AND ALLOCATION

Director Henson made the motion to not allocate any water at this time. The motion was seconded by Director McEwen. Motion carried 4-0.

Directors Voted:

Perkins – “ABSENT”
McEwen – “YES”

Box – “YES”

Lopez – “YES”
Henson – “YES”

NMWRA BYLAWS

The annual meeting will be held November 12 and 13. In the board packet is a copy of their by-laws. NMWRA Board will be restructured at this annual meeting. It will behoove the Arch Hurley directors to become familiar with the by-laws.

APPROVE RESOLUTION 2014-009 TRANSFER FUNDS FROM FUND 2 TO FUND 3

Director Lopez made the motion to transfer \$120,000 from Fund 2 to Fund 3. The motion was seconded by Director Henson. Motion carried 4-0. This transfer is per advisement of Sandra Rush, CPA.

Directors Voted:

Perkins – “ABSENT”
McEwen – “YES”

Box – “YES”

Lopez – “YES”
Henson – “YES”

EPA’S PROPOSED “WATER” RULE

Tom Sidwell forwarded paperwork stating that EPA is wanting to impose wage garnishment for individuals that are out-of-compliance. The House is to vote on the Endangered Species Transparency Act on July 29. The results of that vote is unknown.

**APPROVE RESOLUTION 2014-010
LESSER PRAIRIE CHICKEN LISTING
NOTICE OF INTENT TO SUE**

Director McEwen made the motion to approve Resolution 2014-010 for the Notice of Intent to Sue and commit \$200 to the cause. The motion was seconded by Director Lopez. Motion carried 4-0.

Directors Voted:

Perkins – “ABSENT”

McEwen – “YES”

Box – “YES”

Lopez – “YES”

Henson – “YES”

**LANL REQUEST AHCD INPUT REGARDING MAXIMUM DAILY CFS
RELEASE FROM CONCHAS LAKE**

Director Henson made the motion to tell the LANL the figure the Board would like them to use is 300 cfs delivered at County Line check. The motion was seconded by Director McEwen. Motion carried 4-0. This number is what the Lab needs to help them determine the size of pipeline which will go from Conchas Lake to the District

Directors Voted:

Perkins – “ABSENT”

McEwen – “YES”

Box – “YES”

Lopez – “YES”

Henson – “YES”

ROOF REPAIRS ON AHCD BUILDING

The Directors would like Manager McCasland to proceed with making repairs to the roof using a fiberglass mesh. The repairs will be made by Arch Hurley employees. The Bureau of Reclamation’s budget approval is in the near future and hopefully there will be funds designated for Arch Hurley roof repair.

NM CAPITAL OUTLAY FUNDS

Director Henson made the motion to authorize Manager McCasland to view and purchase equipment at an auction. The motion was seconded by Director Lopez. Motion carried 4-0. The 2013 Capital Outlay funds will be exhausted with this purchase. The balance for this purchase will come from FEMA funds.

Directors Voted:

Perkins – “ABSENT”

McEwen – “YES”

Box – “YES”

Lopez – “YES”

Henson – “YES”

DIRECTORS COMMENTS

Director Henson inquired about the extra payment to Sandra Rush. Manager McCasland stated this is for work beyond the scope of work of the 2013 audit. It is information Ms. Rush compiled for the Attorney General. Director Henson asked about the Corp's meter and Manager McCasland stated that it has been calibrated and is now reading correctly.

Vice President Box stated that Jeff Strom of Big Mesa expressed his appreciation for Manager McCasland attending their July meeting. Arch Hurley did not receive monies from CDBG. That money, if received, was to be used to determine size and efficiency of pumps at Conchas Dam.

Director Lopez asked about spreadsheet in board packet under "information". Manager McCasland explained that it lists entities that have joined Oklahoma law suit.

EXECUTIVE SESSION

Director Lopez made the motion to go into executive session. The motion was seconded by Director McEwen. Motion carried 4-0. A roll call was taken and each of the directors voted yes. Directors went into executive session at 9:55 a.m.

Directors Voted:

Perkins – "ABSENT"
McEwen – "YES"

Box – "YES"

Lopez – "YES"
Henson – "YES"

EXECUTIVE SESSION

Director Henson made the motion to come out of executive session. The motion was seconded by Director McEwen. Motion carried 4-0. A roll call was taken and each of the directors voted yes. Directors came out of executive session at 10:27 a.m. Vice President Box stated that only threatened or pending litigation and limited personnel matters was discussed. No action was taken.

Directors Voted:

Perkins – "ABSENT"
McEwen – "YES"

Box – "YES"

Lopez – "YES"
Henson – "YES"

CONSIDERATION OF BILLS

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

Directors Voted:

Perkins – “ABSENT”

McEwen – “YES”

Box – “YES”

Lopez – “YES”

Henson – “YES”

ADJOURNMENT OF REGULAR MEETING

With no further business to discuss, the meeting was adjourned at 10:30 a.m. with a unanimous vote.

ARCH HURLEY CONSERVANCY DISTRICT

Director J.D. McEwen

ATTEST:

Secretary/Treasurer UV Henson

