

**ELEPHANT BUTTE IRRIGATION DISTRICT
BOARD OF DIRECTORS MEETING
May 11, 2011**

The monthly meeting of the Board of Directors of the Elephant Butte Irrigation District was held on Wednesday, May 11, 2011. The meeting was called to order by President James Salopek on a motion by Robert Sloan, seconded by Scott Adams. Motion carried. Member absent was Joe Nelson.

EBID personnel present were Henry Magallanez, Engineering Supervisor, Zachery Libbin, Junior Engineer; Gail Norvell, Controller; James Narvaez, Hydrology Director; Valerie Beversdorf, CR/GIS Director; Richard Bejarano, Watermaster; Naomi Ontiveros, Executive Secretary.

Also present were Samantha Barncastle, Law Office of Steven L. Hernandez; Dr. Phil King; Eric Fuchs, NMOSE.; Erik Ness Rosa Del Rio Media; Hilary Brinegar, NM Department of Aquaculture; Steve Hussman, Kristina Martinez, Charles Stanford, NMSU Archives, Nancy Bernal, Zia Natural Gas; Robert Brooks, EBID Constituent; Hank Webb, Webb Horse Farm.

Tom Simpson motioned and Robert Faubion seconded to accept the minutes of the April 13, 2011 meeting pending corrections made on the proper date of release for Texas. Motion carried.

The calendar was discussed. Gary Esslinger advised the board James Narvaez will be going up north and tour the Ottawi gauge and conduct metering for EBID. Growers meetings are scheduled for May 18th in Hatch, May 19th in Las Cruces, and May 20th in Vado. The irrigation season is scheduled to begin June 1st; orders will begin on May 23, 2011.

Henry Magallanez and Zachary Libbin presented the board with permits for the month of April.

**License List for Special-Use-Permits for May 11, 2011 Board Meeting
Non-Moratorium**

Licensee	Assessment	Fees Requested to be Waived
2011-L-031 Willa Esslinger		
To construct, operate, and maintain an irrigation pipe crossing the Chamberino East Lateral at Sta# 80+72 and Pump in-Take out at Sta# 80+72 and 47+50.	\$3,166.67	\$3,166.67 Farm use
2011-L-017 John Harlacker		
To construct, operate, and maintain a buried irrigation pipe crossing the San Miguel Lateral at Sta# 212+67 and Pump in-Take out at Sta#212+67	\$2,916.67	\$2,916.67 Farm use
2011-L-037 Vigil, Silva, Torres		
To construct, operate, and maintain a buried irrigation pipe crossing the Hatch main Canal at Sta# 1147+29	\$3,666.67	\$3,666.67 Farm use
2011-L-035 George Gates		
To construct, operate, and maintain a buried irrigation pipe crossing the Picacho "C" Lateral at Sta # 111+89	\$2,916.67	\$2,916.67 Farm use
Subtotal	\$13,166.68	\$13,166.68

Roll Call

Minutes Approval

Calendar of Events

Special Use Permits

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Total Assessments **\$0.00**

Motion to approve all special permits and allow by Jerry Franzoy second by Scott Adams. Motion carried.

Zachary Libbin presented to the board Special Use Permits that were previously approved by the board that were not presented with request to have fees waived.

**Requested Fees Waived for Previously Approved Special Use Permits
 for May 11, 2011 Board Meeting**

Licensee	Assessment	Fees Requested to be Waived
2011-L-026 El Paso Electric		
To construct, operate, and maintain an overhead powerline on the Garfield Main Canal at approximate Sta# 281+00	\$3,416.67	\$3,416.67 Farm use
2011-L-032 Nuñez/Torres/Smith		
To operate and maintain a flume crossing on the Hatch Drain at Sta# 208+71	\$3,416.67	\$3,416.67 Farm use
Subtotal	\$6,833.34	\$6,833.34
Total Assessments		\$0.00

Zachary Libbin presented to the board previously approved special use permits that needed board approval for fees waived because of farm use. Jerry Franzoy motioned to approve Robert Faubion second. Motion carried.

Zachary Libbin and Henry Magallanez presented the board Benjamin B. Bolanos waiver of fees request. Motion to approve fees waived for Benjamin B. Bolanos by Robert Sloan second by Tom Simpson. Motion carried.

Charles Sanford; Kristina Martinez and Steve Hussman of NMSU Library Archives presented to the board a video that is broadcast at NMSU in hopes to reach and educate the students as well as researchers about the EBID archives and collection. Charles Stanford explained to the board they are still in the physical stage of organizing EBID documents. EBID records is one of the largest and important manuscripts at the Library and is available for public researchers; Mr. Stanford adds that funding for this was made available through the Salopek foundation. Kristina Martinez passed out the spring newsletter and explained their plans for the next four years to scan over 160 EBID maps and minutes including land records. This will be done at the EBID facilities to help preserve documents. Kristina adds their proposal at the cost of \$20 thousand a year for the next four years of which \$13 thousand of that cost is for scanning the maps at EBID. Any contributions received for this project will go directly to EBID Archives. Board members may suggest funding that might be available to Kristina when available such as grants.

EBID Archive
Records

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Gary Esslinger presented to the board the maintenance update. Ongoing projects include installation of metering bridges for hydrology; five sites in the south area. Installing lift pump and pipeline in Garfield main in conjunction with hydro-electric painting; culvert cleaning in the south areas. Completed projects include the Crawford lateral lining for hydro metering, 15 concrete structures. Mechanics are conducting DOT inspections on two machines. Employees are still being cross trained and utilized in departments as needed. Gary also presented a video of a rotary disc mower from Alpine California that is at a new lower cost for demonstration. The previous cost

Maintenance
Department
Update

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to have the machine brought down and demonstrated was a cost of \$7,500. The new cost is now \$2,400. Motion to approve rotary mulcher machine demonstration by Robert Faubion second by Tom Simpson. Motion carried.

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Richard Bejarano presented the board with the operations report. Operations personnel are getting ready to start the season. There will be no seasonal hiring of temporary employees at this time; operations will continue with its current employees with three men per unit and supervisors are scheduled to work through out the week on a similar shift with four days on and three days off. Gary Esslinger stated that supervisors need to be present out in the field at all times to help with communications. Jerry Franzoy suggests there be more patrolling to reduce the theft of water; Tom Simpson adds that communication is the most important factor to remember. Ramon Alvarez brought up the issue regarding locking the spillway. Richard Bejarano advised Mr. Alvarez that this is in practice still and is being done off the main canal and some major laterals. He adds that ditchriders need a supervisor's approval to spill any water.

Operati
Hydrology
Report

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Phil King presented to the board the hydrology report. Currently we are in a sever drought condition and not much has changed from April's board meeting. Dr. King adds a positive note the US is planning on buying 75 thousand act for contracted water for the minnow and that will help NM and the compact water delivery. With a five week season the final allotment could be 4-6". 53 constituents are currently looking for 927 acres to purchase water; 76 constituents are selling their allotment of water. Most of them are small acreage 1 to 10 acres. It was asked if the season were to shut down after the five weeks would it be possible to reopen if additional sources arise? Dr. King's response was it would not be likely to reopen once the district has shut down; he adds that he will continue to monitor the situation and hope that all scenarios will plan out for a longer season.

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Board Policy
Amendment

Richard Bejarano along with Valerie Beversdorf presented Pump Policy 2003-OP10 for amendment. It was shown to the board that all corrections and additions were made to the policy. Motion to approve amended Policy 2003-OP10 by Robert Faubion second by Tom Simpson. Motion carried.

Valerie Beversdorf gave CR/GIS update. John Gregg, Assistant IT Admin, has been working on a new server; she also advised the board the next policy for review will be the Spill Policy 2008-OP12.

CR/GIS
Report

The Storm Water Coalition decided at the last meeting to form an agency similar to the Lower Rio Grande Water Users Organization (LRGWUO). The next scheduled meeting will be held on May 18, 2011 where the coalition will meet with Congressman Steve Pearce.

Storm
Water
Coalition

Gail Norvell gave the HR/Safety report on behalf of Delyce Maciel. One employee moved to long term disability and two employees are on medical leave one will be going to long term by the end of May. Currently the district has 95 employees; within the next two months it will be 93. Applications are being currently reviewed for a Water Records temporary position. EAC met at the end of April and is working on the water trailer here at EBID. The next EAC meeting will be scheduled for July. Gary Esslinger adds there was another break in at the Chamberino yard, reported May 8, 2011, and once again approximately 500 gallons of diesel were stolen. New measures are going to be discussed on how to try and prevent future thefts.

HR/ Safety
Report

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Gail Norvell presented to the Board the financial reports for the Month of April 2011. Cash in the bank is \$545,034, assessments receivable is \$1,207,301 and investments \$5,939,867 for a total increase of \$942,815 over April 2010. Grant projects are on going. Diez Lagos Grant may be lost due to no response on developer. Gail presented to the board an Acceptance of Assignment of EBID RFP 2011-02. The Water Treatment Plant grant has been assigned to Misco. There will be a new contract with Misco. Motion to approve Misco as new supplier for EBID RFP 2011-02 by Robert Faubion second by Jerry Franzoy.

Controller
Report
Financial
Fact Sheet

Gary reported on the USCID Conference he attended in April and that Zack Libbin from the Engineering department did an excellent job in the EBID Low Head Hydro presentation. Gary also reported that the growers meetings are scheduled for Hatch, Las Cruces and Chamberino areas. Gary advises the board the City of Las Cruces had not agreed to the settlement of the well protest yet and it could be another 30 days before they would response.

Managers
Update

Samantha Barncastle reported on legal matters.

Legal
Update

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- LRR 302 – City of El Paso/Montoya Drain. Open- SAH
- LRR 303 – Hatch Easements. Open -SRB
- LRR 323 - Policies, Relinquish of Easement and Excess of Real Property. Open-SLH
- LRR 342- Protest to DAC and Verde Reality Water Rights Apps, Reopen-LEP
- LRR 345 – Lack/EBID Land Exchange and Flow Easement. Open-LEP
- LRR 351 - Request to realign ROW boundaries, Stahmann. Open-SAH
- LRR 359 – LRG MD Surface Water Treatment Facility Proposed Plan. Open-BJS
- LRR 365 - Assessment Roll Reconciliation. Open-SRB
- LRR 366 – Rincon Arroyo Weather Station MOA. Closed-SRB
- LRR 367 – Sierra County Communication Tower on Caballo Mountain MOA. Open-LEP

LRR
Report

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Scott Adams motioned and Robert Faubion seconded to break for lunch. Motion carried. Following lunch, Scott Adams motioned and Ramon Alvarez seconded to reconvene the meeting. Motion carried.

Lunch
Break

Willie Koenig motioned and Ramon Alvarez seconded to go into closed session to discuss legal matters. Motion carried. Pursuant to Section 10-15-1-h, NMSA of the New Mexico Open Meetings Act, the following topics shall be discussed in closed session:

Open/
Closed
Session

- State ex. rel. D'Antonio vs. EBID CV 96-888 (Stream Adj.)
- CLC Well Applications-LRG 430-S-36

Following closed session, Scott Adams motioned and Ramon Alvarez seconded to return to open session. No topics other than those set forth above were discussed at the closed session.

There being no further business, Scott Adams motioned and Willie Koenig seconded to adjourn the meeting. Motion carried.

Adjourn

The next meeting of the Board of Directors will be held on Wednesday, June 8 2011.

JAMES SALOPEK, President

WILLIE KOENIG, Secretary