

**ELEPHANT BUTTE IRRIGATION DISTRICT
BOARD OF DIRECTORS MEETING
April 1, 2015**

The monthly meeting of the Board of Directors of the Elephant Butte Irrigation District was held on Wednesday, April 1, 2015. The meeting was called to order by President James Salopek. Marty Franzoy motioned to open the meeting and Bobby Sloan seconds the motion. All Board members were present.

EBID personnel present were Gary Esslinger, Treasurer-Manager; Gail Norvell, Controller; Zack Libbin, Operations Engineer; Erech Fuchs, Groundwater Resource Manager; Delyce Maciel, HR/Safety Director; Leo Barrett, Maintenance Director; Patrick Lopez, Technology Director; James Narvaez, Irrigation System Director; Dennis McCarville; Orly Tierre, ISM Data Manager; Mike Gomez, Interim Assistant Watermaster; Naomi Ontiveros, Executive Secretary.

Roll Call

Also present was attorney Steve Hernandez and Dr. Lisa Henne, Law Office of Steven L. Hernandez; Dr. Phil King, Hydrology Consultant ; Greg Daviet, Dixie Ranch; Diana Alba, LC Sun-News; Larry Vasquez, USBOR; David Garcia, Daniel Tierres, Jerry Melendez, USBR; Bob Heyser; Jay Powell, EB Dam; Jim Hagen, OSE; Susan Maness and Hoyt Graham; Zia Natural Gas.

The Pledge of Allegiance was read by President James Salopek followed by an Invocation given by Marty Franzoy.

Pledge of Allegiance & Invocation

Marty Franzoy motioned and Jerry Franzoy second to approve the March 11, 2015 board minutes. Motion carried.

Minutes

The calendar was discussed:

- April 9th Southern NM Wetlands Roundtable
- April 12th- 16th NWRA in Washington, DC
- April 16th- Stormwater Coalition Meets
- Week of April 20th possible growers meetings
- May 6th- EBID Monthly Board meeting
- May 11th & 12th NMWDOC Spring Workshop; Albuquerque, NM
- May 13th- Colorado River Board Presentation, San Diego, California.
- May 14th – DASWCD Meeting
- May 17th -20th- National watershed Coalition Watershed Conf.; Ft. Worth, TX

Calendar of Events

Willie Koenig motioned and Bobby Kuykendall second to approve to move the regular scheduled May 13th board meeting to be held May 6th. Motion carried.

Non-Moratorium			
License List for Special-Use-Permits for April 1, 2015 Board Meeting			
Licensee	Assessment	Term	Fees Requested to be Waived?
2015-L-022 EL PASO ELECTRIC	\$2,916.67	25 Year	
To operate, and maintain an existing 13.8KV single phase powerline crossing the Deck Lateral at Sta.# 67+00			
2015-L-024 BELIA PROVENCIO	\$3,533.33	10 Year	Yes
To construct, operate, and maintain two (2) new harvest gates on the left bank of the Nemexas Drain at Sta. #'s 955+00 & 965+00			Farm Use
2015-L-026 JIM HILL	\$1,766.67	10 Year	Yes
To operate, and maintain an existing vehicle crossing on the Del Rio Drain approximate Sta. # 305+00			Farm Use
2015-L-027 DAVID SALOPEK	\$5,000.00	10 Year	Yes
To construct, operate, and maintain three (3) new ditch siphons crossing the San Miguel Lateral at Sta. #s 108+99, 130+99 & 140+37 & one (1) new well pipe crossing the San Miguel at Sta. #107+50			Farm Use
2015-L-028 ZIA NATURAL GAS COMPANY	Blanket	25	

Special Use Permits

To construct, operate, and maintain a 2" HDPE gas line crossing (directional bore) the Lake Lateral at Sta. # 25+00	Agreement	Year	
2015-L-029 ZIA NATURAL GAS COMPANY			
To construct, operate, and maintain a 2" HDPE gas line crossing (directional bore) the La Mesa Drain at Sta. # 15+00	Blanket Agreement	25 Year	

Zachary Libbin presented the Special Use Permit applications for the month of April to the Board. Robert Faubion motioned and Tom Simpson seconds to approve permits presented. Motion carried.

Zack requested a Soil Removal Contract with KJM will be in place to remove roughly 10 thousand yards of sand from Diez Lagos. Jerry Franzoy motioned and Willie Koenig second to approve the contract. Motion carried.

Zack introduced Joe Delk to speak about the upcoming DACSWCD Elections. Joe Delk advised the board the elections will be held May 5th with three positions up for election; positions 1, 2 and 5. He announced that he recommended the following candidates for the election: Jerry Schickedanz for position 1; DJ Martinez for 2 and Melissa Gorham for position 5. He encourages all to vote and reminds the board early voting is available.

Dr. Phil King presented the weather forecast and irrigation season update.

Storage Status

March 31, 2015	Acre-feet
Elephant Butte Reservoir	366,508
Caballo Reservoir	36,174
Total Storage	402,682
Est. RGC Credit	(18,600)
Est. San Juan-Chama	(12,085)
Total Usable Storage	371,997
Computed Inflow/day	2,100

USDA-NRCS SNOTEL

April 1, 2015	SWE, % median	SWE, % peak	Precip, % avg
Upper Rio Grande	56	51	69
Sangre de Cristos	72	65	96
Rio Chama	61	57	81
Jemez	15	11	85

Water Resource Report

Rio Grande Flows

Gauge	Flow, cfs	
	4/1/2015 6:15	Average
Cerro NM	1,100	495
Embudo	1,540	753
Otowi	1,980	1,530
Albuquerque	1,660	1,350
San Acacia	935	957
San Marcial	726	1,007

How it is looking:

- Current supply sufficient for 8 inch EBID allotment, no formal allocation yet
- Drought recovery adjustment wrapping up
- Snowpack declining relative to average
- Spring runoff is on
- Article VII likely to end during April when Usable Project Storage exceeds 400,000 AF
- Seasonal allotment will likely be well short of a full supply, on the order of 8 to 12 inches

A special board meeting will be scheduled for the week of April 6th to set an allotment for the 2015 irrigation season and at that time growers meetings will be scheduled to advise constituents of the season.

Gary Esslinger advised the board Willie Garcia will be retiring at the end of April. James Salopek read Willie Garcia's resolution of retirement and the board wished him a happy retirement.

Gail Norvell presented to the Board a Professional Writing Media Services contract for Karen Rey. Karen Rey

Managers Update

Contract

will get direction from Gary on articles to work on and will attend meetings as needed to get the public more aware of what is happening. Robert Faubion motioned and Marty Franzoy second to approve the presented contract. Motion carried.

Approvals

Gail presented a proposal for uniforms. The board recommended Gail bring more details on the uniforms, department's needs and costs at the next board meeting and further discussion will occur.

Uniforms

Steve Hernandez, Dr. Lisa Henne and Lee Peters reported on legal matters.

Legal
Update

LRR 303- Hatch Easements for Work on Placitas Arroyo- SLH-OPEN
LRR 345 – Lack/EBID Land Exchange and Flow Easement-LEP-OPEN
LRR 399- Amend and Revise Original Document with Zia Natural Gas-LEP-OPEN
LRR 410- Kit Carson Rd Permit-LEP-OPEN
LRR 425- JPA and Transfer of Loan to LRGPWWA-LEP-OPEN
LRR 432- Chamberino Well Protest-LEP-OPEN
LRR 433- Attaway Springs Basin Protest-LEP-OPEN-
LRR 434- BLM Issues Re: Sibley Green Site 4, Sibley Green Site 5
and Crow Broad Placitas Dams-LEP-OPEN
LRR 440- Clean Water Act-SLH-Open
LRR 446- Dam Safety Bureau
LRR 447 – Operating Agreement EIS – SLH/LH
LRR 448- Drain sales and land swaps-LEP
CID Update-SLH

LRR
Report

Marty Franzoy moved and Robert Faubion seconds to break for lunch. Motion carried. Following lunch, Willie Koenig moved and Mike McNamee second to reconvene the meeting. Motion carried.

Marty Franzoy moved and Mike McNamee seconds 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:

- A. State ex. rel. Office of the State Engineer vs. EBID CV 96-888 (Stream Adj.)
 - SSI 103-Domestic Wells
 - SSI 104-US Project Water Right
 - Expedited Inter Se-Boyd Claims and Boyd Appeal to NM court of Appeals
 - Pre 1906 Claimants' Motion for SSI and appeal
- B. State of New Mexico vs United States of America, et al.; no. CV 11-00691 JB-WDS
- C. Texas v. NM (USSC)
- D. EBID Protests
 - 1. CRRUA
 - 2. Chamberino Well Protest
 - 3. Attaway (Hot Springs Basin)
 - 4. Smith (Hot Springs Basin)
- E. Boyd Motion to Lift Stay in Quiet Title litigation
- F. Copper Flats Corporation Inter Se on Water Rights

Following closed session, Tom Simpson motioned and Marty Franzoy seconds to return to open session. Motion carried. During closed session only the above-noted topics were discussed.

There being no further business, Jerry Franzoy moved and Mike McNamee seconds to adjourn the meeting. Motion carried.

The next meeting of the Board of Directors will be held on Wednesday, May 6, 2015.

Adjourn