



## **Baca Grande Water & Sanitation District**

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### **NOTICE OF PROCEEDINGS BACA GRANDE WATER & SANITATION DISTRICT**

Vice Chairman Philip Madonna called the Regular Meeting of the Baca Grande Water & Sanitation District to order at 9:09 A.M. on Friday, April 20, 2007 at the District office in Crestone, Colorado. Directors present were Lisa Cyriacks, Philip Madonna, Chris Canaly and Charles Grant. Also present were Scott Johnson, Deb Phenicie and Darla Tiernan of the Administrative Office. Community Members present included Judy Gilbert, Bill Sutherland, Mary Palermo, Vince Palermo, Joanne Kiser, Mackenzie Trujillo, Ceal Smith, Tamar Ellentuck, Billy Folk, Brett Ken Cairn, Matthew Crowley, Patricia Johnson, Parvin Johnson, Eleanor Mueller, John Grotenhuis, Tom McMurray, Jeff Sorensen, Myan Sorensen, Bill Johnson, Will Porter, Wooddora-Rose Eisenhauer, Tilopa, Doreen Fillenberg, Terry Godfrey and Nancy Onzuka. Larry Pochardt from Wall, Smith & Bateman was present, along with Dave Chubirka from POA Land Use, Ron Garcia from US Fish & Wildlife Service, and Jack Clark from Lexam/CMS.

#### **MINUTES**

The Minutes of the Regular Meeting of March 23, 2007 were unanimously approved on a motion by Director Canaly, seconded by Director Cyriacks.

#### **LIST OF BILLS PAID**

The List of Bills Paid for the period of 03/23/07 – 04/19/07 was confirmed on a motion by Director Cyriacks, seconded by Director Canaly, and approved unanimously.

#### **LEXAM REQUEST**

Jack Clark from Clark Mining Service (CMS) was present to discuss a proposal from CMS/Lexam to purchase water from the District for exploratory drilling purposes. Their request includes the use of up to 30 acre feet of water within a five year period. A Substitute Supply Plan would be implemented to allow Lexam to use the water well that is located within the US Fish & Wildlife boundaries close to their drilling site, substituting the District's allocated water usage at Well 27, the golf course well. Extensive community dialogue took place through a question and answer session with Jack Clark and the Board. Director Canaly made a motion to continue the CMS/Lexam request discussion to gather more information and engage the public at a Community Forum on Friday, May 11 at 7:00 p.m. at the POA Hall, with no decisions on behalf of the District to be made at this meeting, but for a purpose of developing criteria to make an informed decision with discussion at the next regular meeting on May 18, 2007. This motion was seconded by Director Cyriacks and approved unanimously. The Board requested that notice of this meeting be published in the May edition of the Crestone Eagle.

#### **LARRY POCHARDT**

The Board discussed Human Resource (HR) issues with Larry Pochardt of Wall, Smith, Bateman and Associates, including management policies and personnel guidelines.

On a motion by Director Cyriacks, seconded by Director Grant, the Board unanimously voted to have Larry conduct a human resources (HR) audit for the District, including a proposal for cost of preparation of such related documents.

On a motion by Director Grant, seconded by Director Cyriacks, the Board unanimously voted to sign Larry's engagement letter for the HR audit.

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#### **LEGAL REPORT**

##### **CRESTONE BACA LAND TRUST REQUEST**

The Crestone Baca Land Trust has requested a waiver of annual availability of service, fire hydrant and system improvement fees on their lots which have deed restrictions on them. The Board requested Attorney Schwiesow to draft a legal opinion concerning this matter.

#### **NEXT MEETING**

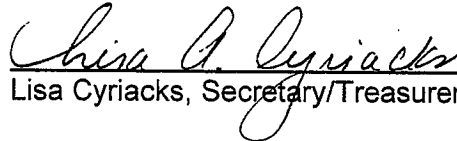
The next Regular Meeting was set for 9:00 A.M. on Friday, May 18, 2007 at the District Office in Crestone, Colorado. The Board also set up a Special Meeting/Community Forum for 7:00 P.M. on Friday, May 11, 2007 at the POA Hall.

#### **EXECUTIVE SESSION**

At 11:48 a.m., on a motion by Director Grant, seconded by Director Cyriacks, the Board unanimously voted to enter Executive Session to discuss personnel issues pursuant to C.R.S. 24-6-402 (4)(e) and C.R.S. 24-6-402 (4)(b). The board came out of executive session and ended the meeting at 12:32 p.m.



Clem Gasseling, Chairman



Lisa Cyriacks, Secretary/Treasurer