



# ESTANCIA BASIN WATER PLANNING COMMITTEE

## Committee Meeting Minutes February 13, 2020

### Members and Staff

<b>Rick Thompson – Chairman, Santa Fe Co: Agriculture</b> <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent <i>Term Expiration – March 2022</i>	<b>Sherry Abraham - Santa Fe Co.: Municipal/Developer/Utility</b> <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent <i>Term Expiration: December 31, 2023</i>
<b>Johnny Perea - Vice Chairman, East Torrance SWCD</b> <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent <i>Term Expiration – March 2022</i>	<b>Vacant - Santa Fe Co: Government</b> <input type="checkbox"/> Present <input type="checkbox"/> Absent <i>Term Expiration:</i>
<b>Daniel McGregor- Sec/Treasurer Bernalillo Co.: Government</b> <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent <i>Term Expiration – March 2022</i>	<b>Christina Allday-Bondy - Bernalillo Co., Municipal/Developer/Utility</b> <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent <i>Term Expiration: December 11, 2020</i>
<b>Brian Greene At Large Position (Committee Appointed: One Year Term)</b> <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent <i>Term Expiration -</i>	<b>Rhonda King - Torrance Co.: Municipal/Developer/Utility</b> <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent <i>Term Expiration: July 1, 2022</i>
<b>Dierdre Tarr-Claunch-Pinto SWCD</b> <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent <i>Term Expiration</i>	<b>Steve Guetchcow - Torrance Co.: Government</b> <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent <i>Term Expiration: July 2022</i>
<b>Art Swenka - Edgewood SWCD</b> <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent <i>Term Expiration:</i>	<b>Pete Romero Torrance Co.: Agriculture</b> <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent <i>Term Expiration: July 2022</i>
<b>Staff: Vacant – Recorder</b> <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent	<b>William (Bill) Larson - Torrance Co: Agriculture</b> <input checked="" type="checkbox"/> Present <input checked="" type="checkbox"/> Absent <i>Term Expiration: July 2022</i>

### Others/ Guests:

<b>Jack Crider - Entramosa</b>	

### Call to Order:

**Held at:** Edgewood SWCD, 2506 Route 66, Moriarity NM

**Called to Order at:** 2/13/2020 9:30 AM   **By** Rick Thompson, Chairman

**As:** Committee with Quorum

**Notations:**                      **8 Members Present / 12 Filled Positions / 13 positions Specified by MOU. Santa Fe County Government Position Remains Vacant.**

Accepted Appointment of Christina Allday-Bondy and Sherry Abraham by respective agencies. Sherry Abraham and Brian Greene excused by the Chairman.

### Approval of Agenda:

**Review of Agenda for**      Thursday, February 13, 2020

**Motion:** For approval as amended

**Motion Made:** Art Swenka                      **Motion Seconded:** Deirdre Tarr

**Notations/Amendments:** Corrected member name to “Allday-Bondy” and corrected next meeting date to “April 9<sup>th</sup>, 2020). Chairman signed on annotated/hand corrected copy

**Motion Vote:** Unanimous

### Approval of Minutes:

**Review of Minutes of:**      Thursday, December 12, 2019

**Motion:** For Approval as presented

**Motion Made:** Art Swenka   **Motion Seconded:** Dierdre Tarr

**Notations /Amendments:** None

**Motion Vote:** Unanimous

**Financial Report:**

**Review of Report of:** Thursday, February 13, 2020

**Motion:** For Approval as presented.

**Motion Made:** Stephen Guetschow **Motion Seconded:** Art Swenka

**Notations:** None

**Motion Vote:** Unanimous

**Financial Matters:**

**Motion:** For Approval of Hydro Resolution invoice of 2/6/2020 for \$2,694.04

**Motion Made:** Stephen Guetschow **Motion Seconded:** Art Swenka

**Notations:** Brief overview of the monitoring program and scope was provided for information to new members by the Secretary/Treasurer and Chairman

**Motion Vote:** Unanimous

**Motion:** For Submittal of request to Torrance County to serve as Fiscal Agent and Records Repository

**Motion Made:** Art Swenka **Motion Seconded:** Dierdre Tarr

**Notations:** Brief overview of fiscal reporting history and records needs provided for information to new members by the Secretary/Treasurer and Chairman

**Motion Vote:** Unanimous

**Motion:** For Approval of the Santa Fe County Amendment 11 for reimbursable funding.

**Motion Made:** Deirdre Tarr **Motion Seconded:** Art Swenka

**Notations:** Brief overview of the various funding mechanisms and history of prior funding amendments provided for information to new members by the Secretary/Treasurer

**Motion Vote:** Unanimous

**Correspondence:**

No additional discussion on items provided.

**Guests:**

Jack Crider – Entranosa – No public comment provided.

**Reports / Meetings Attended:**

**Contract Labor Update - Hydro Resolution, LLC:**

Ted Barela with EBRA had verbally requested of Chair that Hydro Resolution prepare summary slides for EBRA annual meeting as has occurred in prior years. Chair informally polled the Committee for any objections for purpose of consensus– hearing none, Chair requested Secretary/Treasurer to make the request of Hydro Resolution based on approval by consensus.

**EBWHR&M and Other:**

Dierdre Tarr provided a recap of the program based on questions/request from Christina Allday-Bondy. 2021 Funding is working through the legislative process. 2020 funding is being contracted and is in process. 2019 funding is fully contracted, with two contracts already paid out. 2018 funding has been fully completed. Ms.Tarr further explained that the prior funding had been leveraged for RCPP programs into \$7 million over course of the program and resulting in some 25.000 acres of thinning and hazardous fuels reduction since 2002.

**Unfinished Business:**

**Open Meeting Act** - Previously adopted with amendments. Committee reviewed amendments as previously published. No further action needed or moved.

**Rules of Conduct** – Rules of Conduct as revised from previous meeting were presented for adoption/discussion by the Secretary/Treasurer. Bill Larson requested that within the duties of the Chairman, that the tie vote obligation of the Chairman be changed to “may cast the deciding vote”. Committee, by consensus, was largely in agreement with the proposed change. Bill Larson also brought to discussion the definition of quorum, and suggested that a minimum number of members constituting a quorum be specified. Stephen Guetschow also mentioned that a minimum number might be required under the state Open Meetings Act requirements. Committee, by consensus, decided that the definition provided in Rules of Conduct as revised remain unchanged.

**Motion:** For Adoption of the Rules of Conduct as revised with amendment of “may cast the deciding vote” under Duties of the Chairman.

**Motion Made:** Christina Allday-Bondy **Motion Seconded:** Stephen Guetschow

**Notations:** No additional amendments or notations offered.

**Motion Vote:** Unanimous

**New Business:**

**HB 169 Concerning water rights for cannabis production and related hemp Bills:** Committee was informed that the referenced bill had not made it off the floor to committee. General discussion ensued about the bill regarding “hemp vs cannabis” specificity and what further action would be appropriate. There was also a general discussion amongst members regarding the problems this was presenting for Torrance County in particular and a brief discussion of County planning and permitting process and how staff could/could not insert/request documentation of proof of water right for agricultural production of hemp/cannabis and limit use of domestic wells for such use. Committee requested that follow up after the legislation be placed on next month’s agenda.

**General Legislative Update:** Dan McGregor provided a summary listing and status of bills of particular interest and pointed out particular bills that may be of interest to particular members.

**Discussion only items:**

*The following item was not on the published agenda and resulted from general discussion of activities occurring in the basin and land use and permitting processes.* **Patten Transmission** right-of-way/easement clearing was discussed and resulted in suggested strategies that Claunch Pinto SWCD might use to require/enforce a wider easement. No Committee action was requested and no further action was taken.

**Public Comment:**

None

**Announcements:**

None

**Summary of Action Items: (Summarized post meeting)**

**Items for New Business for Next Meeting:** Post legislative session status of bills and desired follow up by the Committee on hemp/cannabis bills or other bills of interest to the committee. Updated on status of water level monitoring hardware and expenditure of funds or need for additional funding. Expansion of the monitoring program into the south and east parts of Torrance County and incorporation of Bernalillo County collected data from within the basin.

**Action Items:** Secretary /Treasurer to contact Hydro Resolution concerning support of EBRA annual meeting

**Next Regular Scheduled Meeting**

**Date:** Thursday, April 09, 2020 12:00 AM

**Location:** Torrance County Administrative Offices, 205 Ninth Street, Estancia NM

**Adjourn:**

With no further business,

**Meeting Adjourned:** 2/13/2020 11:25 AM

*Respectfully submitted,*

*Dan McGregor EBWPC Secretary Treasurer*

**Reviewed and approved by:** \_\_\_\_\_

**Torrance County**

**Santa Fe County**

**Bernalillo County**

*“Coordinated water resource planning for the Estancia Underground Water Basin”*