



Pojoaque Valley Irrigation District
9 Cities of Gold Road
Santa Fe, New Mexico 87506
(505) 455-2693
Email: kathym@pvidnm.org
"Water is Life"



Pojoaque Valley Irrigation District (PVID)

November 28, 2023 Special Meeting

6:30PM to 8:30PM

Via Zoom

Minutes

1. **Call To Order:** Chairman Dave Neal called the meeting to order at 6:30 PM MDT
2. **Recognition of Quorum:** Present at the meeting: Dave Neal, Rob Heineman. Meade Martin joined the meeting at 6:38PM. Others present included Ralph Manzanares, Cary Bickley, Scott DeMuth, Robert Grieg, Christian Gossein, Greg Swift, Kimber Heineman, Tommy Walter Grant, David Ortiz, Michael Lujan, Francesca Davies, Tomas Stockton, Jeff Montoya, Chris Shehan, Curtis Thompson, Josiah Candelaria, Harry Montoya, Bob Johnson, Anthony Garcia, Ray Sandoval.
3. **Approval of the Agenda:**
 - a. **Motion To Approve** –Rob, **SECOND** –Dave. **DISCUSSION** - None, **VOTE** - MOTION CARRIED .
4. **Disposition of Previous Minutes:**
 - a. Minutes of the October 3, 2023 Special Meeting will be approved at the next Regular Quarterly Meeting in January 2024.
5. **New Business:**
 - a. Engagement of new attorney: Ralph reported that the district has selected a new business attorney to help with compliance, accounts receivable collections and contractual negotiations. Rob made a motion and then amended the motion as follows, **MOTION- Heineman:** "To enter into an engagement letter with Y. Jun Roh of the Rimon Law Firm to advise the district on operating procedures and contract negotiations. Payments to the attorney will be via reallocation of available funds in the budget or special assessment if necessary. **Motion To Approve** – Meade, **SECOND** – Dave, **DISCUSSION** – Several questions were posed:
 - i. Q. Who is going to enforce restricting water use by delinquent parcientes?, R. PVID, through written correspondence to WR holders and acequia mayordomos per state statutes. Acequias would enforce



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on their specific ditch and possibly OSE if determined WR holders are stealing water. Tomas Stockton from the OSE stated that they were not in the business of enforcing water rights against non-payment but rather, their enforcement guidelines are limited to over-diversion and when a party is taking water but does not have a water right.

- ii. Q. Are there other issues requiring use of attorney? A. Yes, Operation of the district, open meetings act, elections, bylaws, contract modifications,

- iii. **VOTE – Motion Carried.**

- b. Advertisement of Dam Tender position: Ralph advised that the ad has been placed in the paper for over a week and we have had no applications other than Antonio's, the current dam tender. He will advise results at the January meeting.
- c. PVRAA – discussions to turn over acequia scheduling operations: Informational only. PVID would like to begin discussions with PVRAA to take over the "river runner" duties currently being performed by PVID, which included monitoring the PVID-produced schedule and assuring all acequias are in conformity with the schedule. Anthony Garcia, President of PVRAA will look into a meeting with PVID the end of January. Public Comment: David Ortiz expressed his concern regarding the transfer of river runner responsibilities to the PVRAA.

6. Public Comment:

- a. Tribal Government
 - i. Pueblo of Nambe – Mike Lujan, No comment
 - ii. Pueblo of Pojoaque – Jeff Montoya, noting to report
 - iii. Pueblo of San Ildefonso – Josiah Candelaria, nothing to report
 - iv. BIA – Not present
- b. Individual Acequias – David Ortiz: Prior to PVID, the acequias got together and elected a president to resolve issues between acequias. Since the establishment of PVID, we have looked to PVID to equitably distribute the water. To delegate that responsibility to others would not be in the best interest of the valley.
- c. BOR – Not present
- d. OSE - Tomas Stockton – no comment

7. Adjournment:

- a. **MOTION TO APPROVE:** – Rob, **SECOND** – Meade.