



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)

April 15, 2024 Regular Quarterly Meeting

6:00PM to 8:30PM

PVDS Community Board Room

Minutes - Approved

1. **Call To Order:** Chairman Dave Neal called the meeting to order at 6:08 PM.
2. **Recognition of Quorum:** Present were board members Dave Neal, Curtis Thompson and Rob Heineman. There were several attendees from the public, but a list of attendees was not generated.
3. **Approval of the Agenda:** Rob added two items to the agenda:
 - a. 9.b.: BoR 10-year budget plan, 9.c.: Fish kill at the reservoir.
 - b. **Motion To Approve – Rob, SECOND – Curtis. DISCUSSION - None ,VOTE – Motion Carried.**
4. **Disposition of Previous Minutes:**
 - a. Minutes of the January 16, 2024 Quarterly Meeting (Attachment)
 - b. **Motion To Approve – Curtis, SECOND – Rob. DISCUSSION – None , VOTE – Motion Carried.**
5. **Chairman's Report – Dave Neal:**
 - a. Review of current PVID Contracts: Dave presented a list of all the controlling contracts, laws, court orders and memoranda that PVID is responsible for abiding by and enforcing. He noted that there are several instances in which these documents contradict each other and that PVID should develop a plan to bring the State Engineer, Pueblos, BOR, BIA and PVID together to attempt to draft an all-encompassing agreement to the table. Discussion ensued regarding the formation of the district
6. **Treasurer/Secretary Report – Rob Heineman:**
 - a. PVID Operating Expenses
 - i. Attachment – July 2023 through March 2024 Reviewed PL/Budget/Cash Flow Report: Rob presented a brief overview of the current financials. There was no projector available to display the report but attendees were advised that the report is on the website www.pvidnm.org under the meeting agenda package. The district has been cash starved for



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over a year due to the BIA not making their historical payments on behalf of the Pueblos. The Pueblos were caught in the middle as they are contractually required to make the payments to the District. Negotiations are ongoing with the Pueblos and Nambe and Pojoaque have made commitments to bring their accounts current. San Ildefonso has not formally responded to our request for payment or dialog. We have cut costs where we can including not filling the dam tender position upon the departure of Antonio Duran, and we have postponed payments to the BOR. The BOR is aware of the payment issue and has postponed any action against the district for non-payment until we receive payment from the Pueblos. Based on Nambe and Pojoaque's commitment, we believe the district can get through the balance of the fiscal year without imposing a special assessment on the membership. Rob explained the contractual requirements to pay the BOR for our portion of the San Juan-Chama Project and Nambe Reservoir O&M costs.

7. District Manager/Dam Tender's Report – Ralph Manzanares:

a. Operations:

- i. ASI Reports – Ralph reports that the BOR will perform this year's ASI inspection in June.
- ii. Vegetation Mitigation – Ralph has been using his company's employees to attack the vegetation on the dam out of his own pocket.
- iii. Weather Station – The weather station is up and running, however the cell service communications link does not work. NMSU will be installing a satellite link this summer to complete the project.
- iv. Outstanding Assessment Collections – Ralph and Kathy reported on the current status of accounts receivables.

8. Old Business:

a. Accounts Receivable Collection Policy – Rob Heineman Treasurer

- i. Presentation of Collection Policy
- ii. Presentation of Draft Past Due Letter
- iii. **Possible Motion To Approve** – Rob moved to table the policy for 20 days, pending further discussions on possible alternatives. **SECOND** – Curtis. **DISCUSSION** - Much, **VOTE** – **Motion Passes.**



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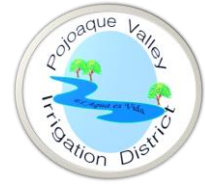
- iv. **4-15-24 Update:** Staff has been pursuing past due accounts as they historically have done. The district will look into an "exception policy" per state law that allows those water right holders that cannot get water to their land due to easement or topography or have lands that are infertile to be exempt from assessment. Comment from the floor centered around parcientes' inability to get water from the San I acequia and metering requirements for all acequias. Alternative Administration was discussed. PVID does not have legal enforce our schedule – it falls in the lap of the OSE.

9. New Business:

- a. Special Assessment – Treasurer Rob Heineman – No action required at this time.
- b. BOR 10-Year Plan: Rob reports that meetings have transpired with the BOR to develop a 10-year budget for the district which includes a \$500,000 revolving fund for maintenance issues, which will quadruple the PVID assessment over the next several years. Further, the available stored water in the reservoir is reducing over time due to sediment and interaction with the recreational component of the reservoir, i.e. fish kill. There will be a point in time when it will be cost-prohibitive for the district to continue charging the parcientes for very little water.
- c. PVID received a bill from the Pueblo of Nambe for around \$16,000 for last year's fish kill. Rob contests that PVID is not responsible for the fish kill and operates the reservoir in accordance with our contract with the BOR and the SOP published by the BOR. Rob made a **Motion: "To direct the Treasurer to respond to the letter advising the Pueblo that it intends to cash the recent check with the understanding that the balance of Nambe's 2022 bill remains as a receivable and we divorce the fish kill invoice from the repayment issue but advise the Pueblo that we understand there is a claim against the district for the fish kill. The district further requests that a meeting ensue between Nambe, PVID and the BOR to discuss the overall process of fish stocking in the reservoir and how we can mitigate future problems."** Second – Curtis, Discussion: some, Vote: Motion Passed.
- d. Dave brought up the Ortiz Acequia and lack of metering: Meade Martin brought up current situation with the Ortiz and hopes that a meeting can be set up to discuss their participation on the river. Meade will continue discussions with them. Rob: **Motion – "The District send a complaint form to the OSE against**



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the Ortiz for their lack of metering and noncompliance with our alternative administration schedule." Second – Curtis, Discussion. VOTE – Motion Carried.

- e. Dave Neal: Responsibility for control of the Consolidated: Dave says David Ortiz has an agreement between Alfredo Roybal and Mike Lujan to jointly operate the Consolidated during their rotating schedules. Mike Lujan confirmed that they are working together.

10. Public Comment:

- a. Tribal Government
 - i. Pueblo of Nambe – No Comment
 - ii. Pueblo of Pojoaque – No Comment
 - iii. Pueblo of San Ildefonso – Not Present
 - iv. BIA – Not Present
- b. Individual Acequias – Mile Lujan, Highline: does not use all scheduled water. Steve Carson, what should we do with extra water when we finish early? Discussion ensued.
- c. BOR – Not Present
- d. OSE – Not Present
- e. PVRAA – No Comment

11. Adjournment:

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

- 12. Approval:** These minutes were approved by a motion of the Board of Directors at a meeting held on May 23, 2024.