



# Agenda

For Presentation at the  
2,198<sup>th</sup> Regular Meeting of the Board of Directors of the  
Middle Rio Grande Conservancy District

April 10, 2023 – 3:00 p.m.

Zoom Meeting Link:

<https://zoom.us/j/2765069278?pwd=V2d0SWppTkxGTTFMb0g5RFhmeERjZz09>

Meeting ID: 276 506 9278 and Passcode: 504470



MRGCD General Office \* 1931 Second Street SW \* Albuquerque, New Mexico  
Meetings are held on second Mondays/month. Any questions please call the Board Liaison at (505) 247-0234.  
For more information, visit our website at [www.mrgcd.com](http://www.mrgcd.com)

All items on Agenda are Subject to Action and times shown are approximate and are subject to change.

- 3:00 1. **Pledge of Allegiance**
- 3:01 2. **Approval of the Agenda**
- 3:03 3. **Consent Agenda**
- Consideration/Approval of Payment Ratification – April 10, 2023
  - Consideration/Approval of March 2023 Invoice for Wiggins, Williams & Wiggins
  - Consideration/Approval of March 2023 Invoice for Law and Resource Planning Assoc.
  - Consideration/Approval of the Minutes for the Special Board Meeting – March 13, 2023
  - Consideration/Approval of the Minutes for the Regular Board Meeting – March 13, 2023
  - Memo on MRGCD Approved Licenses for March 2023 (For Informational Purposes Only)
- 3:05 4. **MRGCD Board of Directors 2023 Election to be held October 3, 2023 – Jason M. Casuga, CE/CEO**
- Consideration/Approval of Professional Services Agreement for Automated Election Services for the Administration of the 2023 Election Management and Turnkey Services
  - Consideration/Approval of 2023 Election Director, MRGCD Election Officer and List Compiler
- 3:25 5. **Update on the US Army Corps of Engineers (USACE) San Acacia Levee – Jason M. Casuga, CE/CEO**
- 3:35 6. **MRGCD Rio Grande Agricultural Land Trust (RGALT) MOA 2022 Annual Report – Cecilia Rosacker, Executive Director**
- 3:45 7. **Items from the Floor (Comments are limited to six (6) minutes)**
- 4:00 8. **Report(s) from the Human Resources Department – Christine L. Nardi, MBA**
- Honoring Sloan Washburn, Belen Division Manager, for his 26 Years of Service
  - Introduction of MRGCD New Hires
- 4:15 9. **Report(s) from the Chief Procurement Officer – Richard DeLoia, CPO**
- Consideration/Approval for the Silvery Minnow Egg Monitoring
- 4:25 10. **Consideration/Approval for Proposed Land Sales – Eric Zamora, COO**
- MRGCD Map 57 Tract 10A2 – Randy Sena
- 4:45 11. **Update on the Upcoming 2023 Irrigation Season**
- Report on the Water Supply Conditions – Anne Marken, Water Ops Division Manager
  - Status Report on Water Distribution – Matt Martinez, Water Distribution Division Manager
- 5:05 12. **Report(s) from the Department of the Interior**
- Bureau of Reclamation – Jennifer Faler, Area Manager
  - Bureau of Indian Affairs – Roland Becenti, Acting Designated Engineer

- 5:15 13. **Report(s) from the Secretary-Treasurer/CFO – Pamela Fanelli, CMA, CGFM**
- a. Consideration/Approval to Develop the FY2024 Budget to Include the 1 Mill Increase
  - b. Report on the 3<sup>rd</sup> Quarter Financial Statements
  - c. Discussion/Approval of the Report on the Finance Committee Meeting, April 10, 2023 – Directors Kelly, Vice Chair Dunning and Director Barbara Baca
- 5:30 14. **Report(s) from the Chief Engineer/CEO – Jason M. Casuga, PE**
- a. 2023 Legislative Session Update and Related – John Thompson, MRGCD Lobbyist
  - b. Consideration/Approval for the Corrales Interior Drain Joint Powers Agreement – Jason M. Casuga, CE/CEO and Yasmeen Najmi, Planner
  - c. Consideration/Approval for the MOA Between Bureau of Reclamation Technical Service Center, Fisheries and Wildlife Resources Group and the MRGCD – Anne Marken, Water Ops Division Manager and Jason M. Casuga, CE/CEO
  - d. Report on the Law of the Rio Grande Conference, Santa Fe, April 3-4, 2023 – Jason M. Casuga, CE/CEO, Chair Russo Baca and Directors Joaquin Baca and Sandoval
  - e. Upcoming Events
    1. Farming in The Flyway Series, Soil Health Strategies for Salt-Affected Middle Rio Grande Soils Workshops, 164 NM-116, Bosque, NM | May 12, 2023
    2. NWRA Federal Water Issues Conference, Washington, DC | April 17 – 19, 2023
- 6:00 15. **Report(s) from the MRGCD Attorney(s) – Chief Water Counsel or General Counsel**
- 6:05 16. **Report(s) from the Board**
- a. Report on the Conservation Advisory Committee Meeting, March 16, 2023 – Chair Russo Baca
  - b. Report on the 100-Year Celebration Kickoff Meeting, March 22, 2023 – Chair Russo Baca and Director Joaquin Baca
  - c. Report on the Agriculture Appreciation Day, March 25, 2023 – Chair Russo Baca and Director Joaquin Baca
  - d. Report on the Water Protection Committee Meeting, March 29, 2023 – Chair Russo Baca and Directors Joaquin Baca and Sandoval
  - e. Report on the Primera Aqua (Acequia Madre de Atrisco), April 1, 2023 – Directors Barbara Baca and Joaquin Baca
  - f. Report on the Meeting at BlueFly Farm with Senator Martin Heinrich, Representative D-2 Gabe Velasquez, and Secretary of Agriculture Vilsack, April 3, 2023 – Chair Russo Baca
  - g. Report on the District Urban Issues Committee Meeting, April 6, 2023 – Chair Russo Baca and Directors Joaquin Baca and Barbara Baca
  - h. Workshop to develop a climate-adapted revegetation design for Whitfield Complex lands along the Middle Rio Grande, April 7, 2023 – Chair Russo Baca
- 6:30 17. **Executive Session**
- a. NMSA 1978 Open Meetings Act, Section 10-15-1(H)2
    1. Limited Personnel Matters
  - b. NMSA 1978 Open Meetings Act, Section 10-15-1(H)7
    1. Threatened or Pending Litigation

THE PUBLISHING OF THIS AGENDA DOES NOT PRECLUDE THE CONSIDERATION OF OTHER MATTERS.

*If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the Board Liaison at (505) 247-0234 at least one (1) week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes can be provided in various formats.*

**MIDDLE RIO GRANDE CONSERVANCY DISTRICT**  
**APRIL 10, 2023**  
**Checks for the Period March 1, 2023 through March 31, 2023**

Check Number	Vendor Name	Check Amount	Description	Location
EFT	NEW MEXICO TAXATION & REVENUE DEPARTMENT	19,101.87	FEBRUARY 2023 WITHHOLDING TAX	
EFT	PAYROLL	289,338.96	PAY PERIOD 5	
EFT	PERA	97,334.10	PAY PERIOD 5	
EFT	IRS	37,244.30	PAY PERIOD 5	
EFT	VOYA DEFERRED COMP	7,111.00	PAY PERIOD 5	
EFT	PAYROLL	296,528.05	PAY PERIOD 6	
EFT	PERA	99,107.67	PAY PERIOD 6	
EFT	IRS	38,948.45	PAY PERIOD 6	
EFT	VOYA DEFERRED COMP	7,111.00	PAY PERIOD 6	
	<b>TOTAL PAYROLL</b>	<b>891,825.40</b>		
<b>145734</b>	<b>BACA, B.</b>	<b>(233.69)</b>	<b>VOIDED CHECK DATED 12/28/2022</b>	
<b>145897</b>	<b>MOYA, PAUL JOSEPH</b>	<b>(1,802.00)</b>	<b>VOIDED CHECK DATED 01/18/2023</b>	
<b>146188</b>	<b>CHARLES RICHARDS</b>	<b>(171.65)</b>	<b>VOIDED CHECK DATED 02/22/2023</b>	
<b>146216</b>	<b>4 RIVERS EQUIPMENT</b>	76.01	FLOODLAMP UNIT 57503	<b>BELEN DIVISION</b>
		1,075.35	GASKET, SEALS, ISOLATORS, & SLEEVE UNIT 8992.09	<b>BELEN DIVISION</b>
		170.22	HOOD SHOCKS/SUPPORTS UNIT 47310	<b>ALBUQUERQUE DIVISION</b>
		912.42	YOKE & SEALS UNIT 47403	<b>ALBUQUERQUE DIVISION</b>
<b>146217</b>	<b>A-1 QUALITY REDI-MIX</b>	505.38	FY2023 BUDGET CONCRETE/ SHOTCRETE - SOCORRO	<b>SOCORRO DIVISION</b>
<b>146218</b>	<b>ACTION HOSE INC.</b>	74.34	HOSE UNIT 47113	<b>ALBUQUERQUE DIVISION</b>
		48.53	HOSE UNIT 47403	<b>ALBUQUERQUE DIVISION</b>
		221.20	HYDRAULIC HOSE & ASSY UNIT 47022	<b>ALBUQUERQUE DIVISION</b>
<b>146219</b>	<b>ALL AROUND AUTO</b>	84.00	NEW TIRES MOUNTED ON UNIT 68614	<b>SOCORRO DIVISION</b>
<b>146220</b>	<b>ATMAX EQUIPMENT CO</b>	258,325.10	MACHINE MOWER- UNIT 57028	<b>BELEN DIVISION</b>
<b>146221</b>	<b>BAKER UTILITY SUPPLY</b>	40,090.12	BLACK PIPE ELBOWS & COUPLERS- REPLENISH INV	<b>GENERAL FUND</b>
<b>146222</b>	<b>BERNALILLO COUNTY CL</b>	25.00	RELEASE OF LIEN	<b>ACCOUNTING</b>
<b>146223</b>	<b>BJW VENTURES, LLC</b>	445.00	RUNNING BOARDS & MOUNTING BRACKET UNIT 80021	<b>WATER DISTRIBUTION DIV</b>
<b>146224</b>	<b>BOHANNAN HUSTON</b>	13,484.27	THRU FEB 17, 2023-LOW FLOW CONVEYANCE CHANNEL	<b>ENGINEERING &amp; MAPPING</b>
<b>146225</b>	<b>BOR UC REGION: UPPER</b>	174,551.25	FY23 O&M EL VADO RESERVED QTR 2- 178R-423	<b>CONTRACT PAYMENTS</b>
		174,868.80	FY23 O&M SAN JUAN CHAMA PROJECT QRT 2 - 178R-423	<b>CONTRACT PAYMENTS</b>
<b>146226</b>	<b>CASTLE BRANCH, INC.</b>	694.03	PRE EMPLOYMENT BACKGROUND CHECKS	<b>HUMAN RESOURCES</b>
<b>146227</b>	<b>CENTURY EQUIPMENT</b>	132.16	GASKET UNIT 57407	<b>BELEN DIVISION</b>
		307.66	SKID SHOES, NUTS, WASHERS, & BOLTS UNIT 57025	<b>BELEN DIVISION</b>
<b>146228</b>	<b>CENTURY LINK</b>	292.17	575-835-1454 245B FEB23	<b>SOCORRO DIVISION</b>
<b>146229</b>	<b>CHACON, MARK</b>	146.33	FEB23- RETIREE	<b>HUMAN RESOURCES</b>
<b>146230</b>	<b>CONSTRUCTION RENTAL</b>	295.97	CHIPPER BLADES UNIT 4448.03	<b>ALBUQUERQUE DIVISION</b>
		177.74	KIT & COIL UNIT 6628.01	<b>ALBUQUERQUE DIVISION</b>
		144.35	MISC PARTS UNIT 6627.03, 6627.68 & 6627.69	<b>COCHITI DIVISION</b>
		72.98	PUMP & CARBURETOR UNIT 6628.05	<b>ALBUQUERQUE DIVISION</b>
<b>146231</b>	<b>CRAIG INDEPENDENT</b>	82.40	FLAT REPAIR UNIT 53465	<b>BELEN DIVISION</b>
		22.24	TIRE REPAIR UNIT 80006	<b>BELEN DIVISION</b>
<b>146232</b>	<b>CRITTERS OIL CHANGE</b>	75.00	OIL CHANGE UNIT 53470	<b>BELEN DIVISION</b>
		75.00	OIL CHANGE UNIT 80006	<b>WATER DISTRIBUTION DIV</b>
		75.00	OIL CHANGE UNIT 80023	<b>WATER DISTRIBUTION DIV</b>
		75.00	OIL CHANGE UNIT 80028	<b>WATER DISTRIBUTION DIV</b>
<b>146233</b>	<b>DESERT GARDENS</b>	57,412.19	TO ENGR23-032 274-2022 VEG REMOVAL HALE LATERAL	<b>LICENSING &amp; LAND SALES</b>
<b>146234</b>	<b>DESERT GREENS EQUIPM</b>	90.99	25" BAR UNIT 6627.68	<b>COCHITI DIVISION</b>
		354.40	CYLINDERS & SCREEN UNIT 47026	<b>ALBUQUERQUE DIVISION</b>
		108.82	FUSE/ CONNECTOR ACCESSORY /TERMINAL UNIT 47019	<b>ALBUQUERQUE DIVISION</b>
		479.75	SHIFTER ROD UNIT 47025	<b>ALBUQUERQUE DIVISION</b>
<b>146235</b>	<b>DON CHALMERS FORD</b>	150.00	DIAGNOSE UNIT 43456	<b>WATER DISTRIBUTION DIV</b>
		150.00	DIAGNOSE UNIT 53463	<b>ALBUQUERQUE DIVISION</b>
<b>146236</b>	<b>FLEETPRIDE</b>	14.52	GLAD HAND & SEALS UNIT 44109 & 44420	<b>ALBUQUERQUE DIVISION</b>
<b>146237</b>	<b>FRESH AND CLEAN PORT</b>	105.60	PORTA POTTY /HALE LATERAL PROJECT- FEB27-MAR26	<b>ALBUQUERQUE DIVISION</b>
		67.88	RESTROOM RENTAL- FEB1-FEB9	<b>ALBUQUERQUE DIVISION</b>
		211.19	RESTROOM RENTAL- JAN23	<b>ALBUQUERQUE DIVISION</b>
<b>146238</b>	<b>GEOTEL CORPORATION</b>	257.28	FEB23 - ANNUAL PRESS CLIPPING SERVICE	<b>NON DIVISION</b>
<b>146239</b>	<b>HIGH DESERT INDUSTRI</b>	36.60	DIFFUSER/LINER UNIT 8920.30	<b>BELEN DIVISION</b>
		143.33	MISC PARTS UNIT 8920.30	<b>BELEN DIVISION</b>
<b>146240</b>	<b>HUNTER BOWER LUMBER</b>	2,877.00	LUMBER ORDER- REPLENISH INVENTORY	<b>GENERAL FUND</b>
		632.64	REDIMIX CEMENT ORDER- REPLENISH INVENTORY	<b>GENERAL FUND</b>

Check Number	Vendor Name	Check Amount	Description	Location
146241	IRSC	580.00	R&R DPF UNIT 67019	SOCORRO DIVISION
146242	JARAMILLO, DANNY A.	1,364.10	MAR23- RETIREE	HUMAN RESOURCES
146243	LARRY H. MILLER CASA	290.21	LATCH, CONNECTOR, & SWITCH UNIT 43622	ALBUQUERQUE DIVISION
146244	MELLOY FORD LOS LUNA	565.45	THROTTLE UNIT 53612	BELEN DIVISION
146245	MOTION INDUSTRIES	357.27	WHEEL BEARING SETS UNIT 47310	ALBUQUERQUE DIVISION
146246	MOXIECRAN MEDIA, LLC	6,625.00	MOXIECRAN MEDIA-VIDEO SERVICES AGREEMENT-NFWF	GRANTS
146247	MRCGD PETTY CASH	42.27	REPLENISH PETTY CASH- HYDROLOGY- SUPPLIES	WATER OPS & CONS
146248	NEW MEXICO GAS CO	958.99 322.89 2,964.97	022638203-0301840-0 FEB23 023488000-0308786-0 FEB23 064166213-0665790-9 FEB23	GENERAL OFFICE ALBUQUERQUE DIVISION ER&T
146249	NEW MEXICO TRACTOR S	1,233.38	MISC PARTS UNIT 57024	BELEN DIVISION
146250	O'REILLY AUTO PARTS	4.50 365.00 41.26 6.11 194.46 253.21 31.44	MISC PARTS UNIT 23801 MISC PARTS UNIT 33602 MISC PARTS UNIT 43622 MISC PARTS UNIT 44005 MISC PARTS UNIT 53440 MISC PARTS UNIT 53463 MISC PARTS UNIT 63808	ALBUQUERQUE DIVISION COCHITI DIVISION ALBUQUERQUE DIVISION ALBUQUERQUE DIVISION BELEN DIVISION ALBUQUERQUE DIVISION SOCORRO DIVISION
146251	OCCUPATIONAL HEALTH	103.44 229.51 459.02	DOT RECERT PRE EMPLOYMENT SCREENING AND PHYSICAL PRE EMPLOYMENT SCREENING AND PHYSICAL	ALBUQUERQUE DIVISION COCHITI DIVISION WATER DISTRIBUTION DIV
146252	PNM	16.79 239.89 1,103.20 10.55 57.39 14.29	015803801-0241242-6 FEB23 022089701-0297049-6 FEB23 022638203-0301840-0 FEB23 023488000-1253871-3 FEB23 032302200-0382043-5 FEB23 090726300-0929774-2 FEB23	ALBUQUERQUE DIVISION ER&T GENERAL OFFICE ALBUQUERQUE DIVISION ALBUQUERQUE DIVISION ALBUQUERQUE DIVISION
146253	POWER FORD	178.75 25.63 521.25 26.36 16.91	FILLER NECK UNIT 43457 GASKET UNIT 33602 INTAKE MANIFOLD UNIT 63808 MISC PARTS UNIT 63808 O-RING KIT UNIT 63808	ALBUQUERQUE DIVISION COCHITI DIVISION SOCORRO DIVISION SOCORRO DIVISION SOCORRO DIVISION
146254	PREVENTIVE PEST	112.06	CUST ID# 61023 ACCT# 128161 - PEST CONTROL	ER&T
146255	PRUDENTIAL OVERALL S	23.79 6.94	FY23- UNIFORM RENTAL FY23- UNIFORM RENTAL	BELEN DIVISION COCHITI DIVISION
146256	PURCELL TIRE COMPANY	2,934.74 40.16 50.49 62.01	TIRE ORDER- REPLENISH INVENTORY TIRE REPAIR UNIT 44005 TIRE REPAIR UNIT 44012 TIRE REPAIR UNIT 8580.10	GENERAL FUND ALBUQUERQUE DIVISION ALBUQUERQUE DIVISION ALBUQUERQUE DIVISION
146257	RAKS BUILDING SUPPLY	89.98	TIRES UNIT 3375.58	ALBUQUERQUE DIVISION
146258	RANDY'S ACE HARDWARE	72.14	SAFETY SUPPLIES - BURNER TRUCK	SOCORRO DIVISION
146259	RELEVANT INDUSTRIAL	38.67	PIPE PLUG & HOSE UNIT 47403	ALBUQUERQUE DIVISION
146260	ROBERTS TRUCK CENTER	97.84 65.00 479.33 77.79	FILTERS UNIT 54422 & 54423 FREIGHT UNIT 54419 MISC PARTS UNIT 44412 MISC PARTS UNIT 54419	BELEN DIVISION ALBUQUERQUE DIVISION ALBUQUERQUE DIVISION ALBUQUERQUE DIVISION
146261	RUSH TRUCK CENTERS	460.00	SENSOR UNIT 44420	ALBUQUERQUE DIVISION
146262	SOCORRO ELECTRIC	135.91	10268009 - FEB23	SOCORRO DIVISION
146263	SOUTHERN TIRE MART	172.73 641.83 329.55 1,702.00 1,197.93	TIRE REPAIR UNIT 44012 TIRE UNIT 47113 TIRE UNIT 53463 TIRES UNIT 57309 TIRES UNIT 67004	ALBUQUERQUE DIVISION ALBUQUERQUE DIVISION ALBUQUERQUE DIVISION BELEN DIVISION SOCORRO DIVISION
146264	SPECIALTY COMMUNICAT	323.25	FEB23 - RADIO REPEATER	NON DIVISION
146265	STAPLES ADVANTAGE	86.16 47.00	PRINTER CARTRIDGE BELEN PAPER	GENERAL FUND NON DIVISION
146266	TECHNA GLASS	272.16 694.94	WINDSHIELD REPLACEMENT UNIT 54414 WINDSHIELD REPLACEMENT UNIT 80006	BELEN DIVISION WATER DISTRIBUTION DIV
146267	TNT STARTERS AND ALT	419.00	STARTER UNIT 54417	BELEN DIVISION
146268	VALENCIA COUNTY CLER	75.00	RELEASE OF LIENS	ACCOUNTING
146269	WAGNER EQUIPMENT CO.	7,071.81 166.56	R&R TRACK ADJUSTERS-RECOIL UNIT 57308 STUDS, NUTS, WASHERS, RINGS, & HOSE UNIT 57309	BELEN DIVISION BELEN DIVISION
146270	ABC DOOR	140.18	GARAGE REPAIR	ALBUQUERQUE DIVISION
146271	ACTION HOSE INC.	76.26 9.21	HOSE & FITTINGS UNIT 47022 HOSE & FITTINGS UNIT 47022	ALBUQUERQUE DIVISION ER&T
146272	ALBUQUERQUE BOLT	64.00	BOLTS UNIT 47026	ALBUQUERQUE DIVISION

Check Number	Vendor Name	Check Amount	Description	Location
146273	ALL AMERICAN PUMPING	115.00	FEB23 - PORTABLE TOILET RENTAL	SOCORRO DIVISION
146274	ANSWER NEW MEXICO	454.49	123-5266-061 FEB23	NON DIVISION
		195.56	123-5267-721 FEB23	BELEN DIVISION
146275	ATWOOD, CHANCE	360.00	RODENT MANAGEMENT	SOCORRO DIVISION
146276	BANK OF AMERICA	949.99	COSTCO - LAPTOP FOR PIO	INFORMATION SYS
		302.17	GENERAL OFFICE SUPPLIES/ COSTCO	NON DIVISION
		350.00	LAND AND WATER SUMMIT 2023 REGISTRATIONS	EXEC TEAM
		700.00	LAND AND WATER SUMMIT 2023 REGISTRATIONS	NON DIVISION
		260.00	LICENSING MEMBERSHIP- SANDERS-SPENCER	LICENSING & LAND SALES
		38.88	MAR23- INTERMEDIA	INFORMATION SYS
		469.96	MISC SUPPLIES	INFORMATION SYS
		79.94	MISC SUPPLIES	NON DIVISION
		150.00	P. FANELLI AGA RENEWAL 2023-2024	EXEC TEAM
146277	BATTERY SYSTEMS INC	2,051.90	GATE BATTERIES- REPLENISH INVENTORY	GENERAL FUND
		1,711.38	HYDROLOGY BATTERY ORDER- REPLENISH INVENTORY	GENERAL FUND
146278	BJW VENTURES, LLC	135.00	STROBE LIGHT UNIT 44420	ALBUQUERQUE DIVISION
146279	BOHANNAN HUSTON	4,132.21	6- IRRIGATION INFRASTRUCURE ASSESSMENTS FEB23	ENGINEERING & MAPPING
146280	BREWER OIL COMPANY	4,296.16	OIL ORDER- REPLENISH INVENTORY	GENERAL FUND
146281	BUILDODOLOGY, INC.	9,750.00	JERSEY BARRIERS FOR TARRFFIC CONTROL	ALBUQUERQUE DIVISION
146282	CARRILLO, RALPH	28.04	FEB23- RETIREE	HUMAN RESOURCES
146283	CELLCO PARTNERSHIP	0.03	DEC22 -GPS DIAGNOSTICS	ER&T
		5,171.65	DEC22-GPS MONTHLY MAINTENANCE	ER&T
146284	CENTURY EQUIPMENT	(1,070.00)	CREDIT CORE CHARGES- INV AP25178 PO 20232060	BELEN DIVISION
		452.73	FILTERS & SEAL KIT unit 57026	BELEN DIVISION
		3,412.52	MISC. JOHN DEERE MOWER PARTS UNIT 47026	ALBUQUERQUE DIVISION
		1,484.43	PINS, NUT, & BUSHINGS UNIT 47022	ALBUQUERQUE DIVISION
146285	CENTURY LINK	234.50	505-864-7466 429B FEB23	BELEN DIVISION
146286	CHILD SUPPORT ENFORC	1,276.19	GARNISHMENT	GENERAL FUND
146287	CHOICE STEEL COMPANY	1,029.81	ANGOSTURA DAM CATWALK PROJECT	ALBUQUERQUE DIVISION
		1,389.80	STAINLESS STEEL ANGLE NEW JARALES WEIR	WATER DISTRIBUTION DIV
		687.36	STAINLESS STEEL PLATE SAN ACACIA DIVERSION DAM	WATER DISTRIBUTION DIV
146288	CINTAS FIRST AID	94.95	FIRST AID CABINET SERVICE/REFILL	SOCORRO DIVISION
		140.48	FIRST AID CABINET	BELEN DIVISION
146289	CITY OF BELEN	215.07	25 GENERAL E BACA FEB23	BELEN DIVISION
146290	CITY OF SOCORRO	1,826.27	04-009470-001 FEB23	SOCORRO DIVISION
146291	CONSTRUCTION RENTAL	39.99	CHAINSAW BAR ORDER- REPLENISH INVENTORY	GENERAL FUND
		1,500.00	SCISSOR LIFT RENTAL - JAN.9,2023-FEB6,2023	ALBUQUERQUE DIVISION
146292	CONTINENTAL BATTERY	119.00	BATTERIES UNIT 2765.02 & 67019	BELEN DIVISION
		119.00	BATTERIES UNIT 2765.02 & 67019	SOCORRO DIVISION
		263.84	BATTERIES UNIT 57503	BELEN DIVISION
		150.96	BATTERY UNIT 64602	SOCORRO DIVISION
		154.70	BATTERY UNIT 80002	WATER DISTRIBUTION DIV
146293	CRAIG INDEPENDENT	39.14	TIRE REPAIR UNIT 54422	BELEN DIVISION
146294	CRITTERS OIL CHANGE	75.00	OIL CHANGE UNIT 80002	BELEN DIVISION
146295	DEMAND SAFETY	62.00	MEDICINE	NON DIVISION
		252.00	RESTRAINT LANYARD ALBUQUERQUE DIV.	SAFETY DEPARTMENT
146296	DESERT GREENS EQUIPM	1,246.15	JOHN DEERE FILTER ORDER- REPLENISH INVENTORY	GENERAL FUND
		2,442.64	RIM, WHEEL CENTER, & HARDWARE UNIT 47026	ALBUQUERQUE DIVISION
146297	ESPINOSA, LAWRENCE	128.87	MAR23- RETIREE	HUMAN RESOURCES
146298	FINANCE AUTHORITY	13,023.05	MAR23 EQUIPMENT	GENERAL FUND
		17,603.82	PPRF-4727 MAR23 EQP. PURCHASE	GENERAL FUND
146299	FRANK'S SUPPLY CO	255.00	SECOND SCISSOR LIFT RENTAL	ALBUQUERQUE DIVISION
146300	GENUINE NAPA	42.08	BULB UNIT 80011	WATER DISTRIBUTION DIV
		15.52	CARBURETOR KIT UNIT 3577.02	BELEN DIVISION
		39.92	FILTERS UNIT 54422 & 54423	BELEN DIVISION
		55.38	HOOD LIFT SUPPORT UNIT 53448	BELEN DIVISION
		144.78	LENS UNIT 54422	BELEN DIVISION
		16.64	O2 SENSOR AND MUTI-DUTY HOSE	BELEN DIVISION
		217.78	O2 SENSOR UNIT 53612	BELEN DIVISION
		6.34	OIL LEAK REPAIR UNIT 80002	WATER DISTRIBUTION DIV
		75.88	OXYGEN SENSORS UNIT 53612	BELEN DIVISION
146301	GPS, LLC	24.23	TIRE REPAIR UNIT 68613	SOCORRO DIVISION
146302	GRAYBAR	1,433.50	HYDROLOGY ORDER- REPLENISH INVENTORY	GENERAL FUND
		142.24	HYDROLOGY ORDER- REPLENISH INVENTORY	WATER OPS & CONS
146303	GREENWOOD, JEFFREY C	350.57	MAR23- RETIREE	HUMAN RESOURCES

Check Number	Vendor Name	Check Amount	Description	Location
146304	GARNISHMENT	225.00	GARNISHMENT	GENERAL FUND
146305	HIGH DESERT INDUSTRI	122.81	OXYGEN & ACETYLENE UNIT 54018	BELEN DIVISION
146306	HUNTER BOWER LUMBER	632.64	REDIMIX CONCRETE ORDER- REPLENISH INVENTORY	GENERAL FUND
146307	IMSCO DIVISION	995.22	SAFETY LIFTING STRAPS	SAFETY DEPARTMENT
146308	JIVE COMMUNICATIONS,	2,179.35	CN-384945-2004 MAR23	NON DIVISION
146309	JOSE M. AGUILAR J.A	235.71	TIRE REPAIR UNIT 37104	BELEN DIVISION
		154.80	TIRE REPAIR UNIT 57108	BELEN DIVISION
146310	KRONOS SAASHR, INC.	1,251.96	JAN23 - UKG KRONOS READY SOFTWARE	INFORMATION SYS
146311	MAINTENANCE SERVICE	2,038.39	MAR23 -GENERAL OFFICE JANITORIAL CLEANING	NON DIVISION
		414.58	MAR23-JANITORIAL CLEANING	ALBUQUERQUE DIVISION
146312	MARQUEZ, BELLINA C	720.74	MAR23- RETIREE	HUMAN RESOURCES
146313	MARQUEZ, DENNIS M	1,222.58	FEB23- RETIREE	HUMAN RESOURCES
		1,222.58	MAR23- RETIREE	HUMAN RESOURCES
146314	MARTINEZ, DANIEL	528.22	MAR23- RETIREE	HUMAN RESOURCES
146315	MCT INDUSTRIES, INC.	259.50	GASKETS, NOZZLES, & KIT UNIT 23801	ALBUQUERQUE DIVISION
146316	NAPA AUTO PARTS	2,663.64	AUTOMOTIVE ORDER- REPLENISH INVENTORY	GENERAL FUND
		79.98	FLASHLIGHT UNIT 73611	ER&T
		33.47	GASKET UNIT 63808	SOCORRO DIVISION
		24.41	MISC PARTS UNIT 2765.01	SOCORRO DIVISION
		175.88	MISC PARTS UNIT 412123	SOCORRO DIVISION
		38.69	MISC PARTS UNIT 57407	BELEN DIVISION
		30.94	MISC PARTS UNIT 63605	SOCORRO DIVISION
		168.31	MISC PARTS UNIT 67018	SOCORRO DIVISION
		35.22	MISC PARTS UNIT 67114	SOCORRO DIVISION
		14.14	MISC PARTS UNIT 68613	SOCORRO DIVISION
		16.49	MISC PARTS UNIT 68614	SOCORRO DIVISION
		29.80	MISC SUPPLIES	ER&T
		117.05	MISC SUPPLIES FOR UNTI 80025	WATER DISTRIBUTION DIV
		315.32	MISC TOOLS	ER&T
		8.30	MISC. PARTS UNIT 43457	ALBUQUERQUE DIVISION
		27.82	MISC. PARTS UNIT 44010	ALBUQUERQUE DIVISION
		74.01	MISC. PARTS UNIT 54419	ALBUQUERQUE DIVISION
		26.28	MISC. PARTS UNIT 73433	ER&T
		23.22	MISC. TOOLS	ER&T
		986.60	MISC. TOOLS	SOCORRO DIVISION
		74.05	SUPPLIES	SOCORRO DIVISION
		119.70	WINDSHIELD WASHER DEICER ORDER- REPLENISH INV	GENERAL FUND
		119.70	WINDSHIELD WASHER SOLVENT- REPLENISH INVENTORY	GENERAL FUND
146317	NEW MEXICO TRACTOR S	151.25	FILTER UNIT 57404	BELEN DIVISION
		28.66	FITTING UNIT 57116	BELEN DIVISION
		4.63	MISC PARTS UNIT 6626.91	BELEN DIVISION
146318	O'REILLY AUTO PARTS	404.58	MISC PARTS UNIT 53612	BELEN DIVISION
		114.13	MISC PARTS UNIT 54415	BELEN DIVISION
		66.48	WIPER BLADES UNIT 44012	ALBUQUERQUE DIVISION
146319	OCCUPATIONAL HEALTH	229.51	PRE EMPLOYMENT SCREENING & PHYSICAL	COCHITI DIVISION
146320	PARTS AUTHORITY	690.50	BALDWIN FILTER ORDER- REPLENISH INVENTORY	GENERAL FUND
		447.73	MISC. PARTS UNIT 43618	ALBUQUERQUE DIVISION
		119.44	MISC. PARTS UNIT 63808	SOCORRO DIVISION
146321	PNM	473,652.05	CORRALES SHIPHON	ALBUQUERQUE DIVISION
146322	POWER EQUIPMENT	267,519.00	RUBBER TIRE EXCAV- UNIT 47314	ALBUQUERQUE DIVISION
		267,519.00	RUBBER TIRE EXCAV- UNIT 67306	BELEN DIVISION
146323	PRINT EXPRESS	46.00	BUSINESS CARDS	NON DIVISION
		3,626.40	ISO LOG BOOKS	WATER DISTRIBUTION DIV
146324	PURCELL TIRE COMPANY	26.75	TIRE REPAIR UNIT 43621	ALBUQUERQUE DIVISION
		69.55	TIRE REPAIR UNIT 47026	ALBUQUERQUE DIVISION
146325	QUEST DIAGNOSTICS	37.10	DOT RANDOM	SOCORRO DIVISION
		37.10	PRE EMPLOYMENT SCREENING & POST ACCIDENT	ER&T
		37.10	PRE EMPLOYMENT SCREENING & POST ACCIDENT	ACCOUNTING
		114.40	PRE EMPLOYMENT SCREENING & POST ACCIDENT	ENGINEERING & MAPPING
		77.30	PRE EMPLOYMENT SCREENING & POST ACCIDENT	SOCORRO DIVISION
146326	RANDY'S ACE HARDWARE	26.35	MISC PARTS UNIT 67109	SOCORRO DIVISION
146327	RED SHOVEL LLC	523.17	MAR23 - MONTHLY GROUNDS MAINTENANCE	GENERAL OFFICE
146328	RELEVANT INDUSTRIAL	37.03	HYDRAULIC LEAK REPAIRS/STRAINERUNIT 5940.86	BELEN DIVISION
		107.59	MISC PARTS UNIT 57311	BELEN DIVISION
146329	RIO GRANDE AGRICULTU	25,000.00	FY23 ENCUMBRANCE FOR RGLAT	NON DIVISION
146330	ROTO-ROOTER PLUMBING	506.43	PLUMBING REPAIR	GENERAL OFFICE

Check Number	Vendor Name	Check Amount	Description	Location
146331	RUSH TRUCK CENTERS	245.57	WATER PUMP UNIT 65103	SOCORRO DIVISION
146332	SAFETY COUNSELING	808.13	SAFETY TRAINING	SAFETY DEPARTMENT
146333	SAN ACACIA MDWCA	14.70	FEB23 WATER SAN ACACIA	SOCORRO DIVISION
146334	SOUTHERN TIRE MART	43.10	TIRE REPAIR UNIT 44415	ALBUQUERQUE DIVISION
		142.38	TIRE UNIT 80005	WATER DISTRIBUTION DIV
		148.63	TIRES UNIT 64014	SOCORRO DIVISION
		156.25	TIRES UNIT 80004	WATER OPS & CONS
146335	SOUTHWEST LANDFILL	2,854.47	LANDFILL- FEB23	ALBUQUERQUE DIVISION
146336	STATE OF NEW MEXICO	258.21	GARNISHMENT	GENERAL FUND
146337	SUNBELT	5,099.58	STAND UP SKID STEER RENTAL	ALBUQUERQUE DIVISION
146338	TAS SECURITY SYSTEMS	37.66	BELEN SECURITY- MAR23	BELEN DIVISION
146339	THINK TREES NM	235.00	CONFERENCE REGISTRATION- A. VEIHL	LICENSING & LAND SALES
146340	TRANSCRIPTION	583.19	FEB23-REGULAR BOARD MEETING MINUTES	BOARD OF DIRECTORS
146341	TRIADIC ENTERPRISES	997.05	FEB23 - MONTHLY SERVICE	INFORMATION SYS
		997.05	JAN23 - MONTHLY SERVICE	INFORMATION SYS
		14.96	LATE PAYMENT- CONTRACT NOT TERMINATED	INFORMATION SYS
146342	UNIFORMS & MORE	260.00	FLAME RETARDANT WELDING SHIRTS	SOCORRO DIVISION
		50.00	UNIFORMS ISO'S & ALBUQUERQUE & PLANNING	ALBUQUERQUE DIVISION
146343	UNIMEASURE, INC.	1,598.92	ROTARY POSITION SENSORS	WATER OPS & CONS
146344	V-VARGAS, ERMELIND	351.86	MAR23- RETIREE	HUMAN RESOURCES
146345	WAGNER EQUIPMENT CO.	690.95	CATERPILLAR FILTER ORDER- REPLENISH INVENTORY	GENERAL FUND
		51.76	FITTINGS UNIT 57309	BELEN DIVISION
		376.14	MISC. CATERPILLAR EXCAVATOR PARTS UNIT 47309	ALBUQUERQUE DIVISION
146346	WILLIAMS WINDMILL	55.10	MISC PARTS UNIT 64602	SOCORRO DIVISION
146347	WILSON & COMPANY	4,588.53	#12 SOCORRO MAIN CANAL- DEC22- JAN23	SOCORRO DIVISION
146348	ABCWUA	629.03	1931 2ND SW 4382929560 FEB23	NON DIVISION
		944.13	3062929560 FEB23	ALBUQUERQUE DIVISION
		112.14	4158566487 HYDRANT FEB23	ALBUQUERQUE DIVISION
146349	ACTION HOSE INC.	230.11	HOSE & NOZZLE UNIT 44601	ALBUQUERQUE DIVISION
		298.55	MISC. PARTS UNIT 34701	ALBUQUERQUE DIVISION
		112.74	MISC. PARTS UNIT 37308	COCHITI DIVISION
146350	ADVANCE AUTO PARTS	379.08	STRUTS UNIT 33440	WATER DISTRIBUTION DIV
146351	ALBUQUERQUE PUB	98.22	MAR23 - ABQ JOURNAL SPECIAL BOARD MEETING NOTICE	BOARD OF DIRECTORS
		105.23	MAR23 - EL DEFENSOR BOARD MEETING NOTICE	BOARD OF DIRECTORS
		91.32	MAR23 - EL DEFENSOR SPECIAL BOARD MEETING NOTICE	BOARD OF DIRECTORS
		101.31	MAR23 - VAL CO NEW BULLETIN BOARD MEETING NOTICE	BOARD OF DIRECTORS
		88.80	MAR23 - VAL NEWS BULLETIN SPECBOARD MEETING NOTICE	BOARD OF DIRECTORS
		103.35	MAR23- ABQ JOURNAL BOARD MEETING NOTICE	BOARD OF DIRECTORS
146352	ALBUQUERQUE SUPPLY	940.70	POWER TOOL ACCESSORIES- REPLENISH INVENTORY	GENERAL FUND
		524.40	SEALANT- REPLENISH INVENTORY	GENERAL FUND
146353	ALLSTATE HYDRAULICS	511.00	FABRICATE DUST CAPS UNIT 47310	ALBUQUERQUE DIVISION
146354	AMAZON CAPITAL	40.26	CONNECTOR FOR MONITORS/ IT JOSH HIND	INFORMATION SYS
146355	AVALLONE, SARAH	280.67	MAR23- RETIREE	HUMAN RESOURCES
146356	BAKER UTILITY SUPPLY	16,740.00	BLACK PIPE ORDER- REPLENISH INVENTORY	GENERAL FUND
		2,232.00	HDP PIPE ORDER- REPLENISH INVENTORY	GENERAL FUND
146357	BANK OF AMERICA	276.52	EXTRA EXPENSES CEO RENO,NV TRIP- HOTEL & PARKING	EXEC TEAM
		335.44	EXTRA EXPENSES CHAIR RENO,NV TRIP- HOTEL, MEAL	BOARD OF DIRECTORS
		79.46	FAMILY FARM ALLIANCE CONF, RENO NV FEB 23-24 2023	EXEC TEAM
		199.98	NWRA TRAVEL	BOARD OF DIRECTORS
		1,223.94	NWRA TRAVEL	BOARD OF DIRECTORS
		1,223.94	NWRA TRAVEL	EXEC TEAM
		260.00	IRWA MEMBERSHIP- PADILLA MICHAEL	LICENSING & LAND SALES
		260.00	IRWA MEMBERSHIP- VEIHL ASHLEY	LICENSING & LAND SALES
		379.96	LAPTOP FOR ACCOUNTANT	INFORMATION SYS
		191.23	PER DIEM JASON CASUGA RENO,NV FEB 22-24, 2023	EXEC TEAM
		2,250.00	NWRA REGISTRATION	BOARD OF DIRECTORS
		1,500.00	NWRA REGISTRATION	EXEC TEAM
		243.98	NWRA TRAVEL	BOARD OF DIRECTORS
146358	BENAVIDEZ, CAROL	451.45	MAR23- RETIREE	HUMAN RESOURCES
146359	BOBCAT OF ALBUQUERQU	217.82	BLOCK & THERMOSTAT ASSEMBLY	ALBUQUERQUE DIVISION
146360	BOHANNAN HUSTON	2,486.33	JAN23-FEB23 LOW FLOW CONVEYANCE CHANNEL	ENGINEERING & MAPPING
		1,054.87	SAN ACACIA LEVEE CERT- USACE CO- JAN23 & FEB23	ENGINEERING & MAPPING
146361	BOOT BARN	440.24	FY23-BOOT VOUCHER	COCHITI DIVISION
		277.09	FY23-BOOT VOUCHER	ALBUQUERQUE DIVISION
		425.99	FY23-BOOT VOUCHER	BELEN DIVISION
		747.24	FY23-BOOT VOUCHER	SOCORRO DIVISION

Check Number	Vendor Name	Check Amount	Description	Location
		415.43	FY23-BOOT VOUCHER	WATER DISTRIBUTION DIV
		150.00	FY23-BOOT VOUCHER	WATER OPS & CONS
		139.99	FY23-BOOT VOUCHER	ENGINEERING & MAPPING
146362	CENTURY EQUIPMENT	289.10	BOLTS UNIT 57407	BELEN DIVISION
		(4,410.33)	CREDIT CONTROLLER INV AP24930 PO 20231821	ALBUQUERQUE DIVISION
		411.78	DIPSTICK & SCREWS UNIT 57407	BELEN DIVISION
		3,610.03	MISC. JOHN DEERE/ALAMO MOWER PARTS UNIT 47027	ALBUQUERQUE DIVISION
		173.58	MOMENTARY SWITCHES UNIT 47022	ALBUQUERQUE DIVISION
146363	CHACON, MARK	146.33	MAR23- RETIREE	HUMAN RESOURCES
146364	CHOICE STEEL COMPANY	985.15	METAL ORDER- REPLENISH INVENTORY	GENERAL FUND
146365	CITY OF ALBUQUERQUE	176,671.89	FEB23 - PRESBYTERIAN COA001401362	GENERAL FUND
146366	CLARK TRUCK	477.00	ROPE UNIT 53809	BELEN DIVISION
146367	CONCRETE SYSTEMS INC	380.30	STAKES, CONCRETE TIES, STRING LINE,GRINDING WHEELS	ALBUQUERQUE DIVISION
146368	CONSTRUCTION RENTAL	29.99	DIAGNOSE & ADVISE UNIT 6628.01	ALBUQUERQUE DIVISION
		1,281.55	STIHL ORDER- REPLENISH INVENTORY	GENERAL FUND
146369	CONTINENTAL BATTERY	154.70	BATTERY UNIT 80003	BELEN DIVISION
		139.74	BATTERY UNIT 80017	WATER DISTRIBUTION DIV
		(80.00)	CREDIT CORE CHARGE- PO 20232696	BELEN DIVISION
146370	CRANE, JOHN	210.42	MAR23- RETIREE	HUMAN RESOURCES
146371	CRITER CONTROL	219.81	FEB23 - PEST CONTROL	COCHITI DIVISION
146372	ENCHANTMENT SAFETY A	194.25	SAFETY SUPPLY ORDER- REPLENISH INVENTORY	GENERAL FUND
146373	FRANK'S SUPPLY CO	125.48	CONCRETE IMPACT DRILL/ RED HEADS BOLTS	ALBUQUERQUE DIVISION
146374	GENSLER, DAVID	338.63	FEB23- RETIREE	HUMAN RESOURCES
146375	GENUINE NAPA	354.11	HYDRAULIC HOSE/SHOP SUPPLIES	BELEN DIVISION
		555.16	PARTS AND REPAIRS	BELEN DIVISION
146376	GILBERT GARCIA & SON	520.35	PUCKLOCK ORDER	WATER OPS & CONS
146377	GOMEZ, RAY	2,744.54	MAR23- RETIREE	HUMAN RESOURCES
146378	GOVERNMENT PORTFOLIC	928.11	FEB23- INVESTMENT ADVISOR FEES	ACCOUNTING
146379	GPS, LLC	41.18	TIRE REPAIR-UNIT# 80017	WATER DISTRIBUTION DIV
		24.23	TIRE REPLACEMENT NEEDED ON UNIT# 68613	SOCORRO DIVISION
146380	HEIGHTS TRUE VALUE	890.00	TOOL ORDER- REPLENISH INVENTORY	GENERAL FUND
146381	HM LIFE INSURANCE	1,549.94	MAR23- DAVIS VISION FY2023	GENERAL FUND
146382	HOME DEPOT CREDIT	200.59	SUPPLIES	ALBUQUERQUE DIVISION
		232.96	BLADE-LIGHT BULBS	BELEN DIVISION
		499.00	GENERATOR	ALBUQUERQUE DIVISION
		102.70	MISC. CONSTRUCTION PARTS	EXEC TEAM
		698.17	TOOLS	COCHITI DIVISION
146383	JPR DECORATIVE	710.03	4" - 8" RIP RAP HALE LATERAL REHAB	ALBUQUERQUE DIVISION
146384	LAW & RESOURCE	13,913.32	FEB23	NON DIVISION
146385	LEGALSHIELD	495.80	FEB23- GROUP# 34628- LEGALSHIELD FY2023	GENERAL FUND
146386	LEVEL 3 FINANCING IN	909.60	INTERNET: FEB23	BELEN DIVISION
		1,152.08	INTERNET: FEB23	COCHITI DIVISION
		4,394.50	INTERNET: FEB23	INFORMATION SYS
		1,013.81	INTERNET: FEB23	SOCORRO DIVISION
146387	LINDE GAS	177.05	ACETYLENE, OXYGEN, WELDING TOOLS	COCHITI DIVISION
146388	LOPEZ PRECISION, LLC	104,448.41	FINAL BILL-OTERO LATERAL CROSSING	ENGINEERING & MAPPING
146389	MELLOY FORD LOS LUNA	127.37	OIL LEAK REPAIRS	BELEN DIVISION
146390	MORA, RUBEN	564.10	MAR23- RETIREE	HUMAN RESOURCES
146391	NAPA AUTO PARTS	15.40	BOXED CAPSULES/SUPER GLUE	ER&T
		232.66	DEWALT TOOL COMBO KIT	SOCORRO DIVISION
		141.60	MISC. PARTS	ER&T
		12.19	MISC. PARTS	WATER DISTRIBUTION DIV
		17.94	PARTS NEEDED FOR REPAIR ON UNIT# 65103 2015 DUMP	SOCORRO DIVISION
		25.73	PARTS NEEDED FOR UNIT# 67018	SOCORRO DIVISION
		200.09	SHOP SUPPLIES	SOCORRO DIVISION
		63.50	SUPPLIES NEEDED TO STOCK MECHANIC TRUCK	SOCORRO DIVISION
		89.98	THREADLOCKER, CONNECTOR, & WIRE	ER&T
		31.29	THREADLOCKER, CONNECTOR, & WIRE	SOCORRO DIVISION
146392	NEW MEXICO GAS CO	910.57	052707401-0553979-2 FEB23	BELEN DIVISION
146393	NEW MEXICO GAS CO	84.18	079084112-0814966-2 FEB23	COCHITI DIVISION
		27.95	079084212-0814967-9 FEB23	COCHITI DIVISION
		143.85	081518001-0839304-7 FEB23	COCHITI DIVISION
146394	O'REILLY AUTO PARTS	(225.00)	CREDIT CORE CHARGE INV 2742-417119 PO 20232546	SOCORRO DIVISION
		66.84	LED WORKLIGHT	BELEN DIVISION
		19.80	LIGHT CONNECTOR UNIT 53416	BELEN DIVISION



Check Number	Vendor Name	Check Amount	Description	Location
		8.99	MISC. PARTS	ALBUQUERQUE DIVISION
		930.31	MISC. PARTS UNIT 44010	ALBUQUERQUE DIVISION
146395	PACIFIC OFFICE AUTO	329.87	FEB23 -COPIER LEASE 3RD YEAR - 2022-2023	ALBUQUERQUE DIVISION
		204.20	FEB23 -COPIER LEASE 3RD YEAR - 2022-2023	ER&T
		1,036.72	FEB23 -COPIER LEASE 3RD YEAR - 2022-2023	GENERAL OFFICE
146396	PACIFIC OFFICE AUTO	250.83	FEB23 - OVERAGES CUSTOMER# 635984	GENERAL OFFICE
		11.39	JAN23- OVERAGES CUSTOMER# 635984	GENERAL OFFICE
146397	PARTS AUTHORITY	61.16	BALDWIN FILTER ORDER- REPLENISH INVENTORY	GENERAL FUND
146398	PENA BLANCA SANIT	78.39	SYSTEM# 38 FEB23	COCHITI DIVISION
146399	PNM	17.83	022638203-1448347-6 FEB23	ALBUQUERQUE DIVISION
		81.89	050387501-0536103-4 FEB23	BELEN DIVISION
		424.43	052707401-0553979-2 MAR23	BELEN DIVISION
		16.97	090599001-0928871-4 FEB23	ALBUQUERQUE DIVISION
		25.05	091655202-0937641-7 FEB23	ALBUQUERQUE DIVISION
146400	POWER EQUIPMENT	145.33	FILTERS UNIT 57312	BELEN DIVISION
		163.60	SEAT COVER UNIT 57312	BELEN DIVISION
146401	POWER FORD	4.46	BOLT UNIT 44010	ALBUQUERQUE DIVISION
		112.00	COVER & CONTACT PLATE ASSEMBLY UNIT 80015	WATER DISTRIBUTION DIV
		(25.63)	CREDIT GASKET INV 33459 PO 20232778	COCHITI DIVISION
		40.63	GASKET UNIT 33602	COCHITI DIVISION
146402	PRINT EXPRESS	46.00	BUSINESS CARDS T. JARAMILLO	NON DIVISION
146403	QUADIEN, INC.	451.39	JAN23-MAR23 (Q3) MAILING MACHINE LEASE AGREEMENT	GENERAL OFFICE
146404	RAKS BUILDING SUPPLY	277.20	PARTS NEEDED FOR SLUZE GATE AT 4014SACDM	SOCORRO DIVISION
		35.96	SELF TAPPING SCREWS	ER&T
146405	RELEVANT INDUSTRIAL	50.68	CLOSE NIPPLE & UNION UNIT 34701	ALBUQUERQUE DIVISION
146406	RELIANCE STEEL #12	716.00	METAL PLATE ORDER- REPLENISH INVENTORY	GENERAL FUND
146407	RICH FORD SALES	1,093.17	TRANSFER CASE UNIT 53459	BELEN DIVISION
146408	RUSSO BACA, STEPHANI	121.52	PER DIEM RENO,NV FEB 22-24, 2023	BOARD OF DIRECTORS
146409	SAFETY FLARE INC	337.44	FIRE EXTINGUISHER ANNUAL MAINTENANCE	ALBUQUERQUE DIVISION
		603.88	FIRE EXTINGUISHER ANNUAL MAINTENANCE	BELEN DIVISION
		186.51	FIRE EXTINGUISHER ANNUAL MAINTENANCE	COCHITI DIVISION
		71.13	FIRE EXTINGUISHER ANNUAL MAINTENANCE	ER&T
		90.24	FIRE EXTINGUISHER ANNUAL MAINTENANCE	NON DIVISION
		246.15	FIRE EXTINGUISHER ANNUAL MAINTENANCE	SOCORRO DIVISION
146410	SANDOVAL COUNTY LAND	294.42	LANDFILL FEB23	ALBUQUERQUE DIVISION
146411	SDV CONSTRUCTION,	12,749.99	RESTROOM	ALBUQUERQUE DIVISION
146412	SOCORRO ELECTRIC	678.71	10268007 FEB23	SOCORRO DIVISION
		475.34	10268012 FEB23	SOCORRO DIVISION
146413	SORBCO	267.45	HYDRAULIC HOSE	BELEN DIVISION
146414	SOUTHERN TIRE MART	720.48	TIRE UNIT 37308	COCHITI DIVISION
		142.38	TIRE UNIT 68613	SOCORRO DIVISION
		342.05	TIRES UNIT 44010	ALBUQUERQUE DIVISION
		285.46	TIRES UNIT 54018	BELEN DIVISION
146415	STAPLES ADVANTAGE	47.82	LABLES	ENGINEERING & MAPPING
		107.70	FILE FOLDERS	HUMAN RESOURCES
		23.99	KEY BOARD W/ MOUSE	INFORMATION SYS
		83.16	FOAM CUPS	GENERAL OFFICE
		66.57	GENERAL OFFICE SUPPLIES	GENERAL OFFICE
		506.82	PRINTER CARTRIDGE ORDER	GENERAL FUND
		276.73	SUPPLIES	GENERAL OFFICE
146416	SUNBELT	4,693.09	EXCAVATOR RENTAL -HALE LATERAL REHAB PROJECT	ALBUQUERQUE DIVISION
		1,380.29	STAND UP SKID STEER RENTAL	ALBUQUERQUE DIVISION
146417	TECHNOLOGY INTEGRATI	2,141.38	MAR23 - DATTO ANNUAL RENEWAL	INFORMATION SYS
146418	TLC CO INC	1,219.54	SERVICE CALL TO REWIRE NEW COMPRESSOR	SOCORRO DIVISION
146419	TRAVERS MECHANICAL	355.58	WATER HEATER	COCHITI DIVISION
146420	UNUM LIFE INSURANCE	6,689.67	FEB23 - UNUM LIFE EMPLOYER - ACCT# 0692500-001 5	GENERAL FUND
		3,869.98	FEB23- LIFE, AD&D, STD, & LTD- ACCT# 0692501-001 2	GENERAL FUND
		1,809.06	FEB23-CRITICAL, HOSPITAL & ACCIDENT ACCT# E0742064	GENERAL FUND
146421	VAISA, MORRIS	1,073.50	MAR23- RETIREE	HUMAN RESOURCES
146422	VALENCIA COUNTY CLER	25.00	RELEASE OF LIEN	ACCOUNTING
146423	WIGGINS, WILLIAMS	6,547.26	FEB23 - COUNSEL	NON DIVISION
146424	WIPER SUPPLY INC	482.80	TOWEL ORDER- REPLENISH INVENTORY	GENERAL FUND
146425	4 RIVERS EQUIPMENT	309.21	RELAYS UNIT 67303	SOCORRO DIVISION
146426	A & A PUMPING	1,471.52	PUMPING OUT WASH BAY AREA	BELEN DIVISION
146427	ACTION HOSE INC.	118.80	HYDRAULIC LEAK REPAIRS UNIT 37104	BELEN DIVISION

Check Number	Vendor Name	Check Amount	Description	Location
		196.60	HYDRAULIC LEAK REPAIRS UNIT 57404	BELEN DIVISION
146428	ALBUQUERQUE BOLT	186.00	WAREHOUSE BOLT RACK REPLENISHMENT	ALBUQUERQUE DIVISION
146429	ALBUQUERQUE SUPPLY	243.00	CONSTRUCTION SUPPLIES ORDER- REPLENISH INVENTORY	GENERAL FUND
		119.00	GRAB HOOKS- REPLENISH INVENTORY	GENERAL FUND
		524.40	NP1 SEALANT ORDER- REPLENISH INVENTORY	GENERAL FUND
		229.60	RED HEAD ANCHOR ORDER- REPLENISH INVENTORY	GENERAL FUND
		428.40	SPRAY PAINT ORDER- REPLENISH INVENTORY	GENERAL FUND
146430	ALL AROUND AUTO	21.00	TIRE REPAIR NEEDED ON UNIT# 64014	SOCORRO DIVISION
146431	AMERIGAS PROPANE	160.51	PROPANE	COCHITI DIVISION
146432	BACA, BARBARA	233.69	TRAVEL REIMBURSEMENT	BOARD OF DIRECTORS
146433	BAKER UTILITY SUPPLY	5,580.00	BLACK PIPE ORDER- REPLENISH INVENTORY	GENERAL FUND
146434	BERNALILLO COUNTY CL	50.00	RELEASE OF LIEN	ACCOUNTING
146435	BLAND, MICHAEL A.	13.46	MAR23- RETIREE	HUMAN RESOURCES
		1,343.32	MISC. CASE DOZER PARTS UNIT 57407	BELEN DIVISION
146437	CENTURY LINK	144.82	5054652298 281B MAR23	COCHITI DIVISION
		2,300.00	SP-207-2022 DAMAGE DEPOSIT REFUND	GENERAL FUND
146439	CITY OF ALBUQUERQUE	125.00	ADMIN FEE FEB23	NON DIVISION
		20,276.87	FEB23-FUEL	ALBUQUERQUE DIVISION
		965.61	FEB23-FUEL	ER&T
		297.86	FEB23-FUEL	SAFETY DEPARTMENT
146440	CLARK TRUCK	27.50	COVER UNIT 43618	ALBUQUERQUE DIVISION
146441	CONSERVANCY OIL CO	2,389.20	OIL ORDER- REPLENISH INVENTORY	GENERAL FUND
146442	CRAIG INDEPENDENT	69.68	DISMOUNT/REMOUNT NEW TIRES UNIT 54018	BELEN DIVISION
146443	DEMAND SAFETY	158.00	SAFETY HEAD BRACKETS FOR FACE SHIELDS	GENERAL FUND
146444	DESERT GARDENS	11,160.50	TO 54 112-2022 VEG REMOVAL NICHOLS INTERIOR DRAIN	LICENSING & LAND SALES
146445	DMC LOGISTICS	519.81	MAR23 -DELIVERY OF BOD MEETING PACKETS	BOARD OF DIRECTORS
146446	ENCHANTMENT SAFETY A	1,304.35	SAFETY LATEX AND CONCRETE GLOVES	GENERAL FUND
146447	FLEETPRIDE	1,554.94	MISC. BIG TEX TRAILER PARTS UNIT 44108	ALBUQUERQUE DIVISION
146448	FORESTRY SUPPLIES	1,013.45	WADER ORDER- REPLENISH INVENTORY	GENERAL FUND
		6,408.00	STANDARD TURNOUT ORDER-REPLENISH INVENTORY	GENERAL FUND
		72.15	TIRE REPAIR NEEDED ON UNIT# 67113	SOCORRO DIVISION
		82,912.52	THREE PHASE POWER CORRALES SIPHON	ALBUQUERQUE DIVISION
146452	HI-LINE ELECTRIC CO.	227.56	CONNECTORS	ER&T
146453	HUB INTERNATIONAL	58,692.75	POLICY YEAR 22-23 FOR BUSINESS AUTO	NON DIVISION
		43,905.50	POLICY YEAR 22-23 FOR EXCESS LIABILITY UMBRELLA	NON DIVISION
146454	HUNTER BOWER LUMBER	356.83	LUMBER ORDER- REPLENISH INVENTORY	GENERAL FUND
146455	LAMADRID, ENRIQUE	570.00	CAC STIPENDS	GRANTS
146456	MONTANO, THERESA	240.00	RODENT MANAGEMENT	BELEN DIVISION
146457	ESTATE OF PAUL JOSEPH N	1,802.00	EWLP 2022 2ND PAYMENT (REISSUED)	GRANTS
		15.05	PARTS NEEDED TO FIX WET PRESSURE WASHER	SOCORRO DIVISION
146459	NEW MEXICO MUTUAL	19,067.90	ACCT# 212978753- INSTALLMENT & DEDUCTIBLE	NON DIVISION
146460	OCCUPATIONAL HEALTH	459.02	PRE EMPLOYMENT SCREENING	WATER DISTRIBUTION DIV
146461	CHARLES RICHARDS	171.65	PART AND REPAIR UNIT 4445.12 & 4445.13 (REISSUED)	BELEN DIVISION
146462	PNM	37.31	022638203-0415631-1 MAR23	COCHITI DIVISION
		67.18	026426802-0332811-6 FEB23	ALBUQUERQUE DIVISION
		16.58	036707300-0415630-2 MAR23	COCHITI DIVISION
		431.39	037715300-0423617-1 MAR23	COCHITI DIVISION
		21.94	050411100-0536271-1 MAR23	BELEN DIVISION
146463	POWER FORD	28.23	HOT/COLD ACUATOR/MOTOR UNIT 80015	WATER DISTRIBUTION DIV
146464	PURCELL TIRE COMPANY	29.25	FLAT REPAIR UNIT 43463	ALBUQUERQUE DIVISION
		51.64	FLAT REPAIR UNIT 47024	ALBUQUERQUE DIVISION
		785.00	REPLACEMENT TIRE UNIT 67113	SOCORRO DIVISION
		194.33	REPLACEMENT TIRES UNIT 44011	ALBUQUERQUE DIVISION
		37.45	TIRE REPAIR UNIT 44422	ALBUQUERQUE DIVISION

Check Number	Vendor Name	Check Amount	Description	Location
146465	RAJPAL, SURJIT S.	665.00	CAC STIPEND	GRANTS
146466	RAKS BUILDING SUPPLY	13.97 52.53 39.00	FIELD SUPPLIES FOR BELEN HIGHLINE FIELD SUPPLIES-TURNOUT CREW SUPPLIES	WATER OPS & CONS BELEN DIVISION WATER OPS & CONS
		59.48	HYDRAULIC LEAK REPAIRS UNIT 57024	BELEN DIVISION
146468	ROBERTS TRUCK CENTER	322.37	AIR DRYER REPLACEMENT AD-9 UNIT 54419	ALBUQUERQUE DIVISION
146469	SICHLER, CHRIS	190.00	CAC STIPENDS	GRANTS
146470	SOCORRO COUNTY CLERK	25.00	RELEASE OF LIEN	ACCOUNTING
146471	SOUTHERN TIRE MART	206.00	TIRE UNIT 80022	WATER DISTRIBUTION DIV
146472	TAS SECURITY SYSTEMS	37.66	BELEN SECURITY- APR23	BELEN DIVISION
146473	TECHNA GLASS	320.81	WINDSHIELD REPLACEMENT UNIT 54422	BELEN DIVISION
146474	TLC CO INC	2,300.00	SP-053-2023 DAMAGE DEPOSIT REFUND	GENERAL FUND
		229.00	R&R ALTERNATOR unit 67303	SOCORRO DIVISION
		116.58	03/15/23- SHRED BINS PICKUP	ACCOUNTING
		200.00	FEB23 FUEL COSTS ADMIN FEE	NON DIVISION
146478	VALENCIA COUNTY CLERK	50.00	RELEASE OF LIENS	ACCOUNTING
146479	VERIZON WIRELESS	4,658.95	MAR23 MONTHLY CHARGES	ALL DIVISIONS/DEPARTMENTS
146480	WEX BANK	31,425.90	WEX FUEL FEB23 - UNL \$14,588 -DSL \$16,833 -FEES \$5	ALL DIVISIONS/DEPARTMENTS
146481	CHILD SUPPORT ENFORC	1,276.19	GARNISHMENT	GENERAL FUND
146482	GARNISHMENT	225.00	GARNISHMENT	GENERAL FUND
146483	STATE OF NEW MEXICO	258.21	GARNISHMENT	GENERAL FUND
		1,986.00	BOSQUE ACCESS LOCKS AND KEYS 2023	GENERAL FUND
146485	A-1 QUALITY REDI-MIX	505.38	FY2023 BUDGET CONCRETE/ SHOTCRETE	SOCORRO DIVISION
146486	ACTION HOSE INC.	244.16	HOSES UNIT 47019	ALBUQUERQUE DIVISION
146487	ALARM COMMUNICATION!	96.81	ER&T ALARMSYSTM 4/1/23-6/30/23	ER&T
146488	ALBUQUERQUE GRAVEL P	11,490.50	FY 2023 CONCRETE/SHOTCRETE	ALBUQUERQUE DIVISION
146489	AT&T	8,985.30	ACCT#: 287324413901 MOBILE ROUTERS ISO TRUCKS	INFORMATION SYS
146490	BOOT BARN	140.24	FY23- CALDERELLA ROBERT- BOOT VOUCHER	WATER DISTRIBUTION DIV
146491	CARRILLO, RALPH	28.04	MAR23- RETIREE	HUMAN RESOURCES
146492	CELLCO PARTNERSHIP	4,663.82	JAN23 - GPS MONTHLY MAINTENANCE	ER&T
		245.60	SEAL KITS	ALBUQUERQUE DIVISION
146494	DEMAND SAFETY	684.00	SAFETY SUPPLIES- REPLENISH INVENTORY	SAFETY DEPARTMENT
146495	DESERT FOX, LLC	2,300.00	SP-033-2023 DAMAGE DEPOSIT REFUND	GENERAL FUND
146496	DESERT GREENS EQUIPM	144.76	BEARINGS UNIT 67017	SOCORRO DIVISION
		2,477.14	SAFETY SUPPLY ORDER- REPLENISH INVENTORY	GENERAL FUND
146498	FLEETPRIDE	69.69	SLACK ADJUSTER UNIT 44108	ALBUQUERQUE DIVISION
146499	FORESTRY SUPPLIES	565.04	STAFF GAGES	WATER OPS & CONS
146500	GM PIPE, LLC	3,924.00	CMP PIPE ORDER- REPLENISH INVENTORY	GENERAL FUND
146501	HEIGHTS SECURITY	19.88	DUPLICATE KEY/ABQ GATE	ALBUQUERQUE DIVISION
146502	HUNTER BOWER LUMBER	3,262.72	LUMBER ORDER- REPLENISH INVENTORY	GENERAL FUND
146503	INLAND KENWORTH INC.	91.32	CONNECTOR, TERMINALS, & SWITCH UNIT 44417	ALBUQUERQUE DIVISION
146504	LEVEL 3 FINANCING IN	1,987.74	INTERNET ACCT91761706 COCHITI	COCHITI DIVISION
146505	MATHESON TRI-GAS INC	437.45	GAS & MIG WIRE UNIT 47314	ALBUQUERQUE DIVISION
146506	MESA OIL, INC	125.00	WASTE FOR USED OIL AND FILTERS	BELEN DIVISION
146507	NAPA AUTO PARTS	81.86 11.72 11.01 23.30 10.57 140.39 89.31 16.75	BLOWER MOTOR/DOOR HANDLE UNIT 43365 BLSTR PK MINIATURES LIGHT & BLOW GUN LIGHT & BLOW GUN MISC. PARTS & SHOP SUPPLIES MISC. PARTS & SHOP SUPPLIES MISC. PARTS & SHOP SUPPLIES TOUCH SWITCH UNIT 8580.10	ALBUQUERQUE DIVISION ALBUQUERQUE DIVISION ALBUQUERQUE DIVISION ER&T BELEN DIVISION ER&T LICENSING & LAND SALES ALBUQUERQUE DIVISION
146508	NEW MEXICO GAS CO	313.49	022638203-0301840-0 MAR23	NON DIVISION

Check Number	Vendor Name	Check Amount	Description	Location
		895.56	064166213-0665790-9 MAR23	ER&T
146509	OLGUIN, FRANK	36.50	MAR23- RETIREE	HUMAN RESOURCES
146510	OVERHEAD DOOR CO OF	533.65	GARAGE DOOR REPAIR	ER&T
146511	PNM	239.89	022089701-0297049-6 MAR23	ER&T
		1,179.64	022638203-0301840-0 MAR23	NON DIVISION
		2,364.32	023488000-0308786-0 MAR23	ALBUQUERQUE DIVISION
		57.39	032302200-0382043-5 MAR23	ALBUQUERQUE DIVISION
146512	POWER EQUIPMENT	163.60	SEAT COVER/FREIGHT UNIT 47314	ALBUQUERQUE DIVISION
146513	PRUDENTIAL OVERALL S	71.37	FY23- UNIFORM RENTAL	BELEN DIVISION
		27.76	FY23- UNIFORM RENTAL	COCHITI DIVISION
		49.06	FY23-UNIFORM RENTAL	SOCORRO DIVISION
146514	PURCELL TIRE COMPANY	159.82	TUBE REPLACEMENT UNIT 37308	COCHITI DIVISION
146515	SIGNPLEX LLC	512.00	HIRING BANNERS	HUMAN RESOURCES
146516	SOCORRO ELECTRIC	136.89	10268009 - MAR23	SOCORRO DIVISION
		311.03	TIRE REPAIR UNIT 47018	ALBUQUERQUE DIVISION
146518	SPECIALTY COMMUNICAT	323.25	MAR23 - RADIO REPEATER	NON DIVISION
		187.25	SUPPLIES	NON DIVISION
146520	TAFOYA, MARK A	600.93	APR23- RETIREE	HUMAN RESOURCES
		845.00	FORMS	NON DIVISION
146522	TOASTMASTER	110.00	6 MONTH MEMBERSHIP DUES- A LOPEZ & A MARKEN	ENGINEERING & MAPPING
		29.40	NUTS, SLEEVES, & BOLTS UNIT 44108	ALBUQUERQUE DIVISION
146524	WARD LABORATORIES	344.00	SOIL LAB TESTING FOR S8, S9, S10 & S11	SOILS LAB
146525	WASTE MANAGEMENT	174.87	MAR23 - MONTHLY SERVICE	COCHITI DIVISION
146526	WIPER SUPPLY INC	1,022.95	TOWEL ORDER- REPLENISH INVENTORY	GENERAL FUND
146527	ACTION HOSE INC.	49.03	AIR LINE UNIT 44108	ALBUQUERQUE DIVISION
		60.60	LEGAL AD- REQ FOR BID- METAL PIPE	NON DIVISION
146529	ALL AMERICAN PUMPING	115.00	MAR23 - PORTABLE TOILET RENTAL	SOCORRO DIVISION
146530	ALLSTATE HYDRAULICS	964.67	R&R HYDRAULIC CYLINDERS UNIT 47019	ALBUQUERQUE DIVISION
146531	AMAZON CAPITAL	599.50	BACKUP BATTERIES	INFORMATION SYS
		379.97	IT SUPPLIES	INFORMATION SYS
		35.00	IT SUPPLIES	NON DIVISION
		38.07	IT SUPPLIES	INFORMATION SYS
		198.49	IT SUPPLIES	INFORMATION SYS
		21.98	LAPTOP VIDEO LIGHT	NON DIVISION
		47.98	OFFICE SUPPLIES	INFORMATION SYS
		65.97	OFFICE SUPPLIES	NON DIVISION
		68.93	TAGS	ALBUQUERQUE DIVISION
146532	AMERIGAS PROPANE	126.44	PROPANE	COCHITI DIVISION
146533	ANM, INC.	6,432.21	BARRACUDA FIREWALL UPGRADE	INFORMATION SYS
146534	AUI INC	2,300.00	SPECIAL USE LICENSE 164-2022 DAMAGE DEPOSIT REFUND	GENERAL FUND
146535	AWARDS ETC	6.50	EXECUTIVE ASSISTANT TITLE PLATE	NON DIVISION
		65.00	PLAQUE	HUMAN RESOURCES
146536	BANK OF AMERICA	73.12	ADDITIONAL DROPBOX LICENSE FOR PIO	INFORMATION SYS
		62.68	CEO SUPPLIES	NON DIVISION
		(438.96)	CREDIT BOLDEN J.- SOUTHWEST PO 20232545	ACCOUNTING
		2,085.00	LAW OF THE RIO GRANDE CONF. SANTA FE APRIL 3-4	BOARD OF DIRECTORS
		695.00	LAW OF THE RIO GRANDE CONF. SANTA FE APRIL 3-4	CONSERVATION/PLANNING
		695.00	LAW OF THE RIO GRANDE CONF. SANTA FE APRIL 3-4	ENGINEERING & MAPPING
		1,390.00	LAW OF THE RIO GRANDE CONF. SANTA FE APRIL 3-4	EXEC TEAM
		695.00	LAW OF THE RIO GRANDE CONF. SANTA FE APRIL 3-4	NON DIVISION
		695.00	LAW OF THE RIO GRANDE CONF. SANTA FE APRIL 3-4	WATER DISTRIBUTION DIV
		695.00	LAW OF THE RIO GRANDE CONF. SANTA FE APRIL 3-4	WATER OPS & CONS
		301.16	NMDA HSG WORKSHOP #2 BOXED LUNCHES	SOILS LAB
		495.95	SOUTHWEST AIR. D. FEYGIN TUC-ABQ 4/23-28/23	ENGINEERING & MAPPING
		659.43	TEAMVIEWER	INFORMATION SYS
146537	BERNALILLO COUNTY CL	25.00	RELEASE OF LIEN	ACCOUNTING

Check Number	Vendor Name	Check Amount	Description	Location
146538	C.C.S CONSULTING LLC	284.46	ANNUAL RANDOM DRUG & ALCOHOL SERVICES	HUMAN RESOURCES
146539	CASTLE BRANCH, INC.	613.39	EMPLOYMENT SCREENING	HUMAN RESOURCES
146540	CENTURY LINK	290.97	MAR23	SOCORRO DIVISION
146541	CINTAS FIRST AID	64.86	REFILL FIRST AID AND SAFETY STATION	SOCORRO DIVISION
146542	CONTINENTAL BATTERY	119.00 204.08 198.96 66.30 165.03	BATTERIES UNIT 37011, 53457 & 63442 BATTERIES UNIT 37011, 53457 & 63442 BATTERY UNIT 544170 BATTERY UNIT 74902 HYDROLOGY BATTERY ORDER- REPLENISH INVENTORY	COCHITI DIVISION SOCORRO DIVISION BELEN DIVISION ER&T GENERAL FUND
146543	CRAIG INDEPENDENT	37.13 20.60 126.75	DISMOUNT/RMOUNT NEW TIRE UNIT 80005 TIRE REPAIR UNIT 53469 TIRE REPAIR UNIT 54420	WATER DISTRIBUTION DIV BELEN DIVISION BELEN DIVISION
		75.00	OIL CHANGE UNIT 53613	BELEN DIVISION
146545	DESERT GREENS EQUIPM	46.36	BEARINGS, RING, & PLUG	ALBUQUERQUE DIVISION
146546	ENCHANTMENT SAFETY A	508.50	FLAME RESISTANT FACE MASKS	GENERAL FUND
146547	ESPINOSA, LAWRENCE	128.87	APR23- RETIREE	HUMAN RESOURCES
146548	FLEETPRIDE	1,510.00 (110.38)	AIR DRYER ASSEMBLY CREDIT PARTS INV 106170344 PO 20232939	COCHITI DIVISION ALBUQUERQUE DIVISION
146549	GENUINE NAPA	170.90 50.53 9.27 125.13 34.95	FUEL PUMP/COUPLING UNIT 2765.02 & 2765.03 IDLER PULLEY UNIT 53470 MISC PARTS UNIT 37104 MISC PARTS UNIT 53438 PARTS NEEDED FOR UNIT# 65105	BELEN DIVISION BELEN DIVISION BELEN DIVISION BELEN DIVISION SOCORRO DIVISION
146550	GREEN, JOHNOTHAN	381.00	RODENT MANAGEMENT- ALAMILLO ACEQUIA	SOCORRO DIVISION
146551	HOME DEPOT CREDIT	115.09	CONSTRUCTION SUPPLIES	ALBUQUERQUE DIVISION
146552	HONNEN EQUIPMENT CO	1,432.97	SOLENOID VALVE	SOCORRO DIVISION
146553	JIFFY LUBE	32.31	EMISSIONS TEST UNIT 73433	ER&T
146554	LEVEL 3 FINANCING IN	909.60 1,152.08 1,013.81	INTERNET: MAR23 INTERNET: MAR23 INTERNET: MAR23	BELEN DIVISION COCHITI DIVISION SOCORRO DIVISION
146555	LINDE GAS	225.45	WHEELS, DISCS, & OXYGEN	ALBUQUERQUE DIVISION
146556	MARQUEZ, BELLINA C	720.74	APR23- RETIREE	HUMAN RESOURCES
146557	MARQUEZ, DENNIS M	1,222.58	APR23- RETIREE	HUMAN RESOURCES
146558	MCBRIDE'S INC	4.80	SUSPENSION PAD UNIT 63442	SOCORRO DIVISION
146559	MELLOY FORD LOS LUNA	60.24	HOSE ASSEMBLY UNIT 53809	BELEN DIVISION
146560	NAPA AUTO PARTS	71.76 189.40 98.65 41.79 61.50	BRAKE CLEANER ORDER- REPLENISH INVENTORY MISC PARTS MISC. PARTS MISC. PARTS SEALANT SILICONE ORDER- REPLENISH INVENTORY	GENERAL FUND ALBUQUERQUE DIVISION ALBUQUERQUE DIVISION ER&T GENERAL FUND
146561	NED'S PIPE & STEEL	578.00	CONSTRUCTION SUPPLIES	BELEN DIVISION
146562	O'REILLY AUTO PARTS	(17.59) (17.59) 1,034.40 795.98	CREDIT FILTER PO 23005438 CREDIT FILTER PO 23005798 MISC. PARTS SIDE STEPS	COCHITI DIVISION COCHITI DIVISION ALBUQUERQUE DIVISION BELEN DIVISION
146563	PARTS AUTHORITY	119.76 324.70	ATF ORDER- REPLENISH INVENTORY FILTER ORDER- REPLENISH INVENTORY	GENERAL FUND GENERAL FUND
146564	PNM	14.29	090726300-0929774-2 MAR23	ALBUQUERQUE DIVISION
		23.64	SUPPLIES	WATER OPS & CONS
146566	RANDY'S ACE HARDWARE	45.98	STOCKING MECHANIC UNIT	SOCORRO DIVISION
146567	ROBERTS TRUCK CENTER	426.68	TIE ROD ENDS UNIT 54420	BELEN DIVISION
146568	SCOTT'S FENCING	145.46	SERVICE CALL ALBUQUERQUE GATE	ALBUQUERQUE DIVISION
146569	SOCORRO COUNTY CLERK	25.00	RELEASE OF LIEN	ACCOUNTING
146570	SOUTHERN TIRE MART	26.94	TIRE REPAIR UNIT 80038	WATER DISTRIBUTION DIV

Check Number	Vendor Name	Check Amount	Description	Location
146571	SOUTHWEST CONSTRUCTI	731.32 (371.02)	ADAPTERS & TEETH UNIT 47314 & 57311 CREDIT PARTS INV 92697 PO 22005449	ALBUQUERQUE DIVISION SOCORRO DIVISION
146572	SUNDANCE	2,300.00	SP-035-2023 DAMAGE DEPOSIT REFUND	GENERAL FUND
146573	TAMARISK COALITION	500.00	CONFERENCE SPONSORSHIP APRIL 14, 2023	CONSERVATION/PLANNING
146574	UNIFORMS & MORE	18.00	HOODED SWEATSHIRT D. DOBBINS ER&T	ER&T
146575	V-VARGAS, ERMELIND	351.86	APR23- RETIREE	HUMAN RESOURCES
146576	VALENCIA COUNTY CLER	100.00	RELEASE OF LIENS	ACCOUNTING
146577	VEGA AMERICAS, INC.	2,116.94	RADAR SENSOR ORDER- REPLENISH INVENTORY	GENERAL FUND
146578	WILSON & COMPANY	67,364.28	FEB23 - SOCORRO MAIN CANAL LINING	SOCORRO DIVISION
146579	WILSON & COMPANY	26,224.28	#12 SOCORRO MAIN CANAL- DEC22- FEB23	SOCORRO DIVISION
146580	WILSON & COMPANY	37,418.41	01/01/23-02/24/23 - BELEN WATERSHED DOCUMENTS	GRANTS
146581	WILSON CONSTRUCTION	2,300.00	SPECIAL USE LICENSE 232-2022 DAMAGE DEPOSIT REFUND	GENERAL FUND
		891,825.40	TOTAL PAYROLL	
		3,054,527.42	TOTAL CHECKS	
		\$ 3,946,352.82	GRAND TOTAL	
Pamela S. Fanelli, CFO		Stephanie Russo Baca, Chair		

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**MINUTES OF THE  
SPECIAL MEETING OF THE  
BOARD OF DIRECTORS OF THE  
MIDDLE RIO GRANDE CONSERVANCY DISTRICT**

**MARCH 13, 2023 - 2:00 P.M.**

Directors having been duly notified; Madam Chair Russo Baca called the special meeting to order at 2:07 p.m. The following Directors and Staff were present:

<b>DIRECTORS</b>		<b>STAFF</b>	
Stephanie Russo Baca, Chair	Present	Jason Casuga	Chief Engineer/CEO
Karen Dunning, Vice Chair	Absent	Lorna Wiggins	General Counsel
Barbara Baca, Director	Present	Dr. Charles DuMars	Chief Water Counsel
John Kelly, Director	Present	Pamela Fanelli	Secretary-Treasurer/CFO
Joaquin Baca, Director	Present	Eric Zamora	Chief Operating Officer
Glen Duggins, Director	Absent	Anne Marken	Water Operations Div. Mgr.
Michael T. Sandoval, Director	Present	Matt Martinez	Water Distribution Div. Mgr.

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The following names of individuals were interested viewers, callers and/or participants

Jan Maples, The Connecting Point	John Fleck, Utton Center
Gabrielle Coughlin, MRGCD	Brittany Bade, MRGCD
Holly Dietz	Linda Dietz

**AGENDA ITEM NO. 1 – PLEDGE OF ALLEGIANCE**

Madam Chair Russo Baca declared a quorum, and the meeting was publicly noticed. This meeting was a hybrid meeting.

Brittany Bade led the Pledge of Allegiance at today's meeting.

**AGENDA ITEM NO. 2 – APPROVAL OF THE AGENDA**

There were changes to the agenda.

Director Joaquin Baca made the **MOTION TO APPROVE THE MEETING AGENDA**.  
Director Kelly seconded the motion. The **MOTION CARRIED**.

**AGENDA ITEM NO. 3 - CONSIDERATION/DISCUSSION OF THE GOALS TO MEASURE  
THE CHIEF ENGINEER/CHIEF EXECUTIVE OFFICER'S PERFORMANCE**

Director Kelly spoke on behalf of the Personnel Committee, stating they looked at Mr. Casuga's performance over the last year and went over the evaluation with Mr. Casuga on some things that he did well and things that needed improvement.

Mr. Casuga thanked the Board for the opportunity to be their CEO and talked about the struggles of the first year, things he could improve upon, and his priorities for 2023 and the coming years. Mr. Casuga went through a list of topics of what he planned to work on over the next year.

The first topic he discussed was CEO professional development, which included executive training in conflict, management, and resolution, media and political relations, and government leadership and best practices. He stated he had already started to identify other trainings to attend to further his knowledge and experience.

44  
45 Director John Kelly added that as a professional engineer, he needed to keep up with his  
46 professional development hours.

47  
48 Director Joaquin Baca added that leadership and management were very specific skill sets and  
49 often times gets lost with a lot of professionals, so he thought that the goals set forth were great.  
50 He added that the UNM School of Law had some great courses.

51  
52 Mr. Casuga went on to discuss his administrative goals, which was to facilitate a successful  
53 election, consolidated and post online MRGCD policies and procedures, continue progress with  
54 the Secretary of State on implementation of the Local Elections Act in 2025, work with the  
55 MRGCD Public Information Officer, the Board, and others to develop a program to celebrate the  
56 100th anniversary of the New Mexico Conservancy Act, continue to support Bernalillo County in  
57 completing the Atrisco Acequia Madre Master Plan, ongoing pursuit of grant applications for  
58 capital infrastructure, work with District area legislators to address matters of mutual interest for  
59 serving constituents, and continue to develop and maintain strong working relationships with  
60 state, federal, and local government agencies.

61  
62 Dr. DuMars stated Mr. Casuga gave a really accurate description of what he would be  
63 addressing, but thought it was important for the Board to know there would be competition at the  
64 state level to take control of the water resources within the Middle Rio Grande.

65  
66 Mr. Casuga went on to discuss capital infrastructure, including the five-year project schedule  
67 and proposed funding. He stated they would complete coordination and design of the Corrales  
68 Siphon replacement project and were on schedule for the Socorro Main Canal Channel Lining  
69 funded by the Water Trust Board. He said the El Vado Dam Steeling Basin project was still a  
70 cloudy but were still working with the federal government on that. He talked about the  
71 completion of the Socorro and Cochiti infrastructure assessment data collection and the ongoing  
72 asset management plan.

73  
74 Mr. Casuga then discussed the topic of water delivery. He stated they were developing an  
75 irrigation system operator application. He said last year brought hope and enthusiasm. He  
76 stated no ISO should go home not having filled out their book and that management would be  
77 able to track where the data was filled out. He noted there was still ongoing work with the  
78 federal, state, and tribal landowners to leverage funding for MRGCD's delivery system and  
79 efficiency.

80  
81 Mr. Casuga then moved on to the topic of water operations, where he talked about the  
82 implementation of the new public facing water data server. He stated they were working on it  
83 and expected it to go live and to use it through the irrigation season. He stated the work with  
84 BOR on the River Mile 60 Outfall project remained a priority and would hopefully lead to better  
85 Compact status. He talked about other goals, which included constructing six new water  
86 measurement structures within the Belen Service Area, construction of 60 new measurement  
87 structures throughout MRGCD, developing strategy and operation changes to meet or exceed  
88 the District's commitment to the biological opinion, and to continue to work with the State of New  
89 Mexico and federal partners on reauthorizing the Low Flow Conveyance Channel to assist in  
90 managing New Mexico's Compact debt.

91  
92 Mr. Casuga discussed financial goals, including developing a debt service and capital  
93 infrastructure fund with a recurring revenue stream, implement ACH (Automated Clearing  
94 House) vendor payment, implement accounts receivable lockbox. Mr. Casuga discussed the  
95 topic of protecting the District and its constituent's water rights, including continuing to monitor



96 and potentially protest water right transfers out of the benefited area, working with the legal and  
97 consulting team to develop a basis for a defensible water rights protest process and policy to  
98 protect irrigators and allowing for private property rights to be exercised with proper permit  
99 conditions, and provide a proof of beneficial use application to the state engineer that would  
100 define the upper limits of the District's water rights and depletion within the benefited area.  
101

102 Mr. Casuga then discussed field operations, which included implementing a digital work order  
103 process, continuing to evaluate equipment needs and determine if new or different equipment  
104 were needed, and to assess division resources to better balance operational abilities.  
105

106 Mr. Casuga talked about the goals of the safety program, which included an update on staff  
107 wide OSHA 10 and 30 training, implement regular administrative safety training programs,  
108 implement emergency action plans for all offices, and ongoing implementation of standard  
109 operations procedures for various O&M activities.  
110

111 Director Kelly requested a presentation from our safety program manager in the near future to  
112 which Mr. Casuga concurred.  
113

114 Mr. Casuga continued regarding HR priorities which included the implementation of a more  
115 middle management leader training similar to his own. He went on to discuss planning,  
116 scheduling, and conducting workforce analysis with the Chief Operating Officer's core  
117 operations for the Division, which they were actively doing. He added goals of designing and  
118 implementing an internal job application process and procedure, develop off-boarding and on-  
119 boarding process and procedures for employees, develop and implement a pilot of the  
120 employee self-service module, and develop and schedule protocol for regular HR policy review  
121 and rollout.  
122

123 Mr. Casuga discussed goals of the Bureau of Indian Affairs (BIA) contract, which were to  
124 negotiate the new BIA contract and establish a solid working relationship with designated  
125 engineer and annually work with Middle Rio Grande Pueblos Coalition and BIA to manage prior  
126 & paramount (P&P) storage allocations under the 1981 agreement.  
127

128 Mr. Casuga talked about goals for the conservation program, which included developing and  
129 executing a Soils Lab processing procedure, developing a better working relationship with  
130 NRCS, identifying additional storage outfall locations for MRGCD system in Isleta and  
131 Angostura Reaches, working with NM ISC and others to develop the Big Hole Fire and  
132 Restoration Plan, updating Rio Grande Valley State Park JPA and COA, finalizing the update to  
133 MRGCD's existing 2015 Conservation Act Plan, developing an new and cooperative agreement  
134 with the National Fish & Wildlife Foundation and BOR, working with federal, state, and tribal  
135 landowners to leverage funding for on-farm efficiency improvements, and developing storage  
136 and accounting framework for unused water from the environmental leasing program.  
137

138 Director Joaquin Baca added that he really liked the irrigation training resource materials as part  
139 of the education program and thanked Jason for including that. He stated he spent much time  
140 on formation of the program and had a lot of conversations about it.  
141

142 Madam Chair Russo Baca suggested to avoid using acronyms to prevent autocorrections in the  
143 final edits, like the NRCS EQIP program.  
144

145 Director Kelly also suggested not to forget about the Letter of Map Revision for the San Acacia  
146 Levy. Mr. Casuga appreciated the director for pointing it out and stated that should be in his  
147 administrative goals.

148  
149 Director Barbara Baca stated she thought that was well done, but not to forget to and make sure  
150 to breathe.

151  
152 Dr. DuMars added it was a wonderful outline and description of what they were hoping to  
153 accomplish and suggested that Jason (Casuga) and the Public Information Officer come up with  
154 a list of goals that the MRGCD intended to input onto paper.

155  
156 Madam Chair Russo Baca stated that she and Vice Chair Dunning met with Mr. Casuga to  
157 discuss all the goals with him and the goals the Board had discussed at the prior meeting. She  
158 felt he was doing a fabulous job.

159  
160 **AGENDA ITEM NO. 4 - ITEMS FROM THE FLOOR (COMMENTS ARE LIMITED TO SIX (6)**  
161 **MINUTES)**

162  
163 **Linda Dietz**

164  
165 Ms. Dietz stated she was confused about whether or not MRGCD had title to the property in  
166 Bernalillo County or in Socorro and Valencia County.

167  
168 Mr. Casuga stated they only completed title transfer in Valencia and Socorro, and had not been  
169 completed in Bernalillo and Sandoval, so it remained the federal government's interest.

170  
171 **AGENDA ITEM NO. 5 - EXECUTIVE SESSION**

172 **a. NMSA 1978 Open Meetings Act, Section 10-15-1(H)2**

173 **i. Limited Personnel Matters**

174 **1. CE/CEO Performance Evaluation**

175 **2. Secretary-Treasurer/CFO Performance Evaluation**

176  
177 Mr. Casuga stated executive session was also advertised for the normal meeting as well, so he  
178 asked legal counsel if they could move it to the regular meeting. Ms. Wiggins answered that the  
179 Board had the ability to do so.

180  
181 Director Kelly made the **MOTION TO TABLE ITEM 5 AND ADDRESS IT AS ITEM 16 IN**  
182 **THE REGULAR BOARD MEETING.** Director Joaquin Baca seconded the motion. The **MOTION**  
183 **CARRIED.**

184  
185 With no further comments, questions, or concerns, Madam Chair Russo Baca adjourned  
186 the meeting at 2:59 p.m.

187  
188 Approved to be the correct Minutes of the Special Board of Directors Meeting of March 13, 2023.

189  
190  
191 **ATTESTED:**

192  
193  
194  
195  
196 \_\_\_\_\_  
197 Pamela Fanelli, CMA, CGFM  
198 Secretary/Treasurer

192  
193  
194  
195  
196 \_\_\_\_\_  
197 Stephanie Russo Baca, Madam Chair  
198 MRGCD Board of Directors

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**MINUTES OF THE  
2,197<sup>th</sup> REGULAR MEETING OF THE  
BOARD OF DIRECTORS OF THE  
MIDDLE RIO GRANDE CONSERVANCY DISTRICT**

**MARCH 13, 2023 - 3:00 PM**

Directors having been duly notified; Madam Chair Russo Baca called the regular meeting to order at 3:05 p.m. The following Directors and Staff were present:

**DIRECTORS**

Stephanie Russo Baca, Madam Chair	Present
Karen Dunning, Vice Chair	Absent
Barbara Baca, Director	Present
Kelly, Director	Present
Joaquin Baca, Director	Present
Glen Duggins, Director	Absent
Michael T. Sandoval, Director	Present

**STAFF**

Jason Casuga	Chief Engineer/CEO
Lorna Wiggins	General Counsel
Dr. Charles DuMars	Chief Water Counsel
Pamela Fanelli	Secretary-Treasurer/CFO
Eric Zamora	Chief Operating Officer
Anne Marken	Water Distribution Division Mgr.
Matt Martinez	Water Operations Division Mgr.

11  
12 The following names of individuals were interested viewers, callers and/or participants

John Fleck, Utton Center	Tony Tafoya	Brittany Bade, MRGCD
Mike Hamman, NM State Engineer	Gus Van de Velde	Judith McSweeney, MRGCD
Holly Dietz	Natalie McCue, Pattern Energy	Ashley Veihl, MRGCD
Linda Dietz	Jon Flintoff, Pattern Energy	Estella Gamboa, MRGCD
Nettie Jones	Rima L. Benson	John Thompson, MRGCD
Nolan Meadows	Sisto Quintana	Raquel Dawson, MRGCD
Gerald Latham	Anthony Wagner, Wagner Farms	

13  
14  
15 **AGENDA ITEM NO. 1 – PLEDGE OF ALLEGIANCE**

16  
17 Madam Chair Russo Baca declared a quorum, and the meeting was publicly noticed. This  
18 meeting was a hybrid meeting. Rollcall votes will no longer be necessary for regular motions.

19  
20 Brittany Bade led the Pledge of Allegiance at today's meeting.

21  
22 **AGENDA ITEM NO. 2 – APPROVAL OF THE AGENDA**

23  
24 Madam Chair Russo Baca amended the agenda by adding the Executive Session from the  
25 special meeting to be item 16.a.i. Limited Personnel Items and added (1) CE/CEO Performance  
26 Evaluation and (2) Secretary-Treasurer/CFO Performance Evaluation.

27  
28 Director Barbara Baca made the **MOTION TO APPROVE THE MEETING AGENDA**  
29 **with the above changes** . Seconded by Director Sandoval. The **MOTION CARRIED**.

30  
31 **AGENDA ITEM NO. 3 - CONSENT AGENDA**

- 32  
33  
34  
35  
36  
37  
38
- a. **Consideration/Approval of Payment Ratification - March 13, 2023**
  - b. **Consideration/Approval of February 2023 Invoice for Wiggins, Williams & Wiggins**
  - c. **Consideration/Approval of February 2023 Invoice for Law and Resource Planning Assoc.**
  - d. **Consideration/Approval of the Minutes for the Special Meeting (Closed Session) - February 13, 2023**

- 39 e. **Consideration/Approval of the Minutes for the Special Board Meeting (Water Bank)**  
 40 **- February 13, 2023**
- 41 f. **Consideration/Approval of the Minutes for the Regular Meeting Board Meeting -**  
 42 **February 13, 2023**
- 43 g. **Consideration/Approval for the New Annual Willow Harvesting License Fee**  
 44 **Schedule**
- 45 h. **Memo on MRGCD Approved Licenses for February 2023 (For Informational**  
 46 **Purposes Only)**

47  
 48 No changes were made.

49  
 50 Director Barbara Baca made the **MOTION TO APPROVE THE CONSENT AGENDA.**  
 51 **Seconded by Madam Chair Russo Baca. The MOTION CARRIED UNANIMOUSLY.**

52  
 53  
 54 **AGENDA ITEM NO. 4 - UPDATES ON THE NM LEGISLATURE-** John Thompson, MRGCD  
 55 **Lobbyist**

56  
 57 Mr. Thompson gave updates on the New Mexico Legislature, including Senate Bill 335, Local  
 58 Election Delay. He stated it passed the Senate floor and Single House Committee and was now  
 59 awaiting a hearing on the House calendar. Mr. Thompson assured the Board he would keep  
 60 them updated on it. He discussed two Water Trust Board Project bills, one by the Senate and  
 61 one by the House. He stated one of the two would pass. He stated it was pledged by the House  
 62 Appropriation and Finance Committee chair he would get that bill up. Mr. Thompson discussed  
 63 that they got the capital outlay sheets the prior week and were awaiting the governor's veto  
 64 authority on them. He said they were successful in fully funding the request for the water  
 65 measurement devices at \$250,000. He said they additionally requested \$250,000 to run the  
 66 power to the electric pumps at the siphon site and was funded \$210,000. Mr. Thompson  
 67 explained they made a request for funding to replace a culvert on Highway 147 near Isleta  
 68 Pueblo and he believed that was funded in the DOT budget. He announced that House Bill 2  
 69 was passed by both the House and Senate and was awaiting House concurrence. He said they  
 70 were following a couple bills specifically Senate Bill 124 on public employees returning to work,  
 71 House Memorial 60 on the Middle Rio Grande Compact, and a couple of bills regarding the  
 72 Endangered Species Act water use. He felt they would not go anywhere though.

73  
 74 Madam Chair Russo Baca stated she sent a letter to the State Engineer's general counsel,  
 75 Nathaniel Chakeres, regarding MRGCD's concerns on House Memorial 60. She stated it was  
 76 now on the House floor and if there was anything else the Board could do to help, to let her  
 77 know.

78  
 79 **AGENDA ITEM NO. 5 - HOLLY DIETZ'S APPEAL REGARDING DENIAL OF MRGCD**  
 80 **LICENSE FOR VEHICULAR ACCESS OF THE BARR INTERIOR DRAIN**

- 81 a. Presentation from MRGCD - Jason Casuga, CE/CEO and Lorna Wiggins, General  
 82 Counsel
- 83 b. Comments from Holly Dietz
- 84 c. Items from the Floor (regarding the Appeal only)
- 85 d. Determination of whether MRGCD staff followed Rule 28 when it denied Ms. Dietz's  
 86 request to use MRGCD ROW for her and customers' access to her private equine  
 87 business

88  
 89 Madam Chair Russo Baca noted they received an email from Ms. Dietz requesting that her  
 90 appeal not be considered today.

91  
 92 Ms. Holly Dietz stated she sent her request to withdraw her appeal via email until the Board  
 93 could reevaluate the gate policy. She recited the definition of a horse farm to be an area of land  
 94 together with house and buildings used for crop growing and/or keeping animals, i.e., livestock,  
 95 which horses are considered livestock in the United States. She continued to state that in New  
 96 Mexico, there was a long history and tradition that recognized commercial breeding, training,  
 97 boarding, and racing horses were agricultural activities. She stated the Bernalillo County  
 98 Assessor's definition of Ag use in New Mexico is use of land for plants, crops, trees, orchard,  
 99 and growing of livestock. With that, she believed she is a farm.

100  
 101 Mr. Casuga added that he and Ms. Dietz spoke on the phone and he thought it was a  
 102 reasonable request for the policy to be reviewed and then move forward from there. However,  
 103 he did note that they District has followed policy on the matter and there was no question if it  
 104 was implemented correctly and wanted that to be clear. Ms. Wiggins agreed and asked if Ms.  
 105 Dietz would share her email with counsel also.

106  
 107 Director Joaquin Baca agreed with reviewing the gate policy.

108  
 109 Ms. Dietz asked to hear from Director Barbara Baca regarding her visit to her property. Chair  
 110 Russo Baca then asked Director Baca for her report, which is noted in agenda item 15.e.

111  
 112 Director Kelly asked if all members of the Urban Committee had visited her property. Madam  
 113 Chair Russo Baca stated yes. She then directed Mr. Casuga to schedule a meeting with the  
 114 Urban Committee to reevaluate the gate policy.

115  
 116 Chair Russo Baca tabled items 5.c. and 5.d. until a date to be determined.

117  
 118 **AGENDA ITEM NO. 6 - CONSIDERATION/APPROVAL FOR A SURPLUS LAND**  
 119 **DESIGNATION FOR PROPERTY LOCATED ON MRGCD MAP 167 (TRACTS 36, 37, AND**  
 120 **38) FOR A LAND SALE REQUEST BY NETTIE JONES - Ashley Veihl, Right of Way**  
 121 **Specialist**

122  
 123 Ashley Veihl, Right-of-Way Specialist, asked for approval for the disposal of surplus land on  
 124 MRGCD map 167 Tracts 36, 37, and 38, which total 1.13 acres. She stated the property was  
 125 brought to their attention by Ms. Nettie Jones, landowner adjacent to all said properties. She  
 126 said Ms. Jones submitted a land sale application on February 22, 2023, and paid the \$250  
 127 application fee, stating that trash had been dumped on MRGCD's property and her own  
 128 property, so she wanted to purchase the land prior to cleaning up the trash and debris. She  
 129 stated these three tracts in question are excess land, which is evidenced by three things. One,  
 130 they are not adjacent to an MRGCD facility and are not used as right of way for operation and  
 131 maintenance of any facilities. Two, the Socorro Division Manager, Julian Avalos, wrote a  
 132 statement that these tracts are not used by the District. And three, there's no legal access to  
 133 these tracts. To get to them would require entering Ms. Jones' property or using the right-of-way  
 134 for the adjacent railroad tracks. She then stated the staff's recommendation that this land be  
 135 approved for disposal with only water rights appurtenant to the property.

136  
 137 Mr. Casuga asked to amend the request as he believed that the policy first required the Board  
 138 to agree it was surplus land and would then bring the request for disposal at a separate time.

139  
 140 Madam Chair Russo Baca made the **MOTION TO AGREE THAT THESE ARE**  
 141 **SURPLUS LANDS.** Seconded by Director Joaquin Baca. The **MOTION CARRIED.**

142

143 **AGENDA ITEM NO. 7 - ITEMS FROM THE FLOOR (COMMENTS ARE LIMITED TO SIX (6)**  
 144 **MINUTES)**

146 **Tony Tafoya**

147  
 148 Mr. Tafoya submitted a letter to the Board, which he then read. He stated he was pleased to  
 149 hear Jason’s presentation at the Corrales Council Meeting and very pleased to hear a second  
 150 discharge pipe was added. He said he hoped they would consider running water through two  
 151 ditches one week and one ditch the next week to shorten time between irrigation, stating it was  
 152 hard to germinate chile and other crops with the three-plus week rotation. Mr. Tafoya added it  
 153 would be reassuring to see the siphon be completed in his lifetime for use for the next  
 154 generation of farmers.

March 13, 2023

To Middle Rio Grande District Board and Staff

I was pleased to hear Jason’s presentation at the Village of Corrales Council meeting, and I was very  
 pleased to hear that a second discharge pipe would and has been added.

I hope you will seriously consider running water through two ditches one week and one ditch the next  
 week.

This will shorten the time between irrigations from 3 and a half weeks to 2 weeks.

It is very hard to germinate chile and other crops at the 3 plus week rotation.

I am one of only a few chile farmers left in Corrales. My family farmed eight acres of chile yearly, and  
 now I am farming less than an acre but will continue to farm chile even in these harsh times.

It would be reassuring to at least see the siphon “our delivery source” and El Vado Dam “our water  
 storage” be completed in my lifetime for the use by the next generation of farmers in our community, no  
 matter the size of the acreage and it should be encouraged.



Tony Tafoya

Irrigator

Corrales NM

155  
 156 **AGENDA ITEM NO. 8 - REPORT(S) FROM THE HUMAN RESOURCES DEPARTMENT -**  
 157 **Christine Nardi, MBA**

158  
 159 **a. Introduction of MRGCD New Hires**

160  
 161 Ms. Nardi discussed new hires, including an irrigation systems operator for the Belen Division,  
 162 an irrigation systems operator for Socorro Division, irrigation systems operator for Albuquerque  
 163 Division, and a heavy equipment operator and field maintenance tech for the Cochiti Division.  
 164 She reported two promotions, one for the executive assistant/records and IPRA specialist in the  
 165 General Office, and Division Clerk I to Division Clerk II in Albuquerque Division. She also  
 166 introduced Brittany Bade, the new public information officer. Ms. Nardi added they were sitting  
 167 at 9% for vacancy rate.



# Memorandum

To: MRGCD Chair Russo-Baca and Board of Directors  
 Through: Jason M. Casuga, Chief Engineer/CEO  
 From: Human Resources  
 Date: March 13, 2023  
 Re: Introduction of New Hires and Job/Title Change

**General Office**

ROBERT	CALDARELLA	IRRIGATION SYSTEMS OPERATOR	02/27/2023
TARAH	JARAMILLO	EXECUTIVE ASSISTANT/RECORDS AND IPRA SPECIALIST	02/20/2023 PROMOTION
ERNEST	MCBRIDE	IRRIGATION SYSTEMS OPERATOR	03/06/2023
CALUJAH	KAYE	DIVISION CLERK II	03/06/2023 PROMOTION
JAMES	POTTER	IRRIGATION SYSTEMS OPERATOR	03/20/2023
PATRICK	GUGGINO	IRRIGATION SYSTEMS OPERATOR	03/20/2023

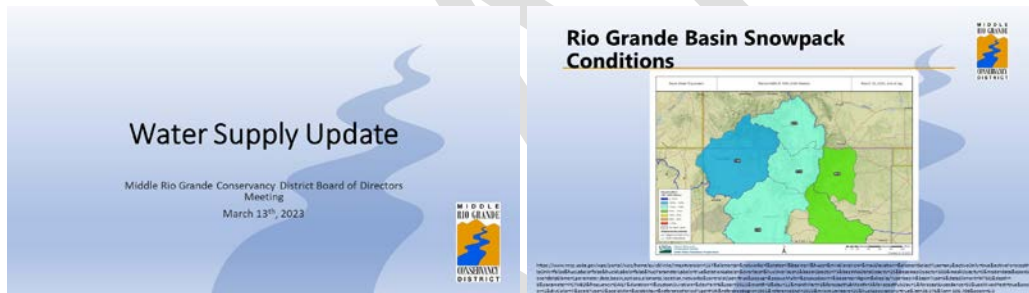
**Cochiti Division**

JASON	MESKIMEN	HEAVY EQUIPMENT OPERATOR	03/06/2023
CALEB	RIVERA	FIELD MAINTENANCE TECHNICIAN	03/06/2023

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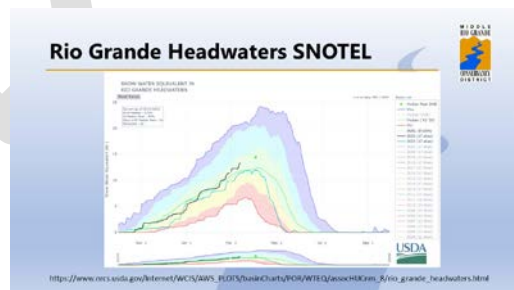
**AGENDA ITEM NO. 9 - UPDATE ON THE UPCOMING 2023 IRRIGATION SEASON**

**a. Report on the Water Supply Conditions - Anne Marken, Water Ops Division Manager**



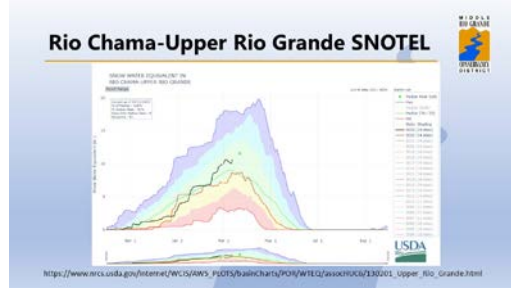
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Ms. Marken stated as the middle valley enters spring, the river flows were much improved from last year; that there are 845 cubic feet per second entering the Middle Rio Grande, and at the same time last year it was much closer to 675 cubic feet per second. She stated the Natural Resource Conservation Service SNOTEL map showed snowpack conditions throughout the basin were above the 30-year median.



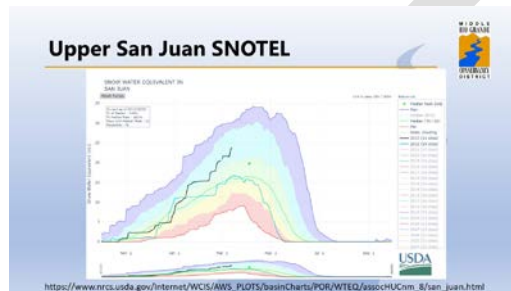
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She said according to the Rio Grande Headwaters Time Series graph for snowpack conditions, there was 113% of median snowpack stored in Rio Grande Headwaters, 93% of peak median.



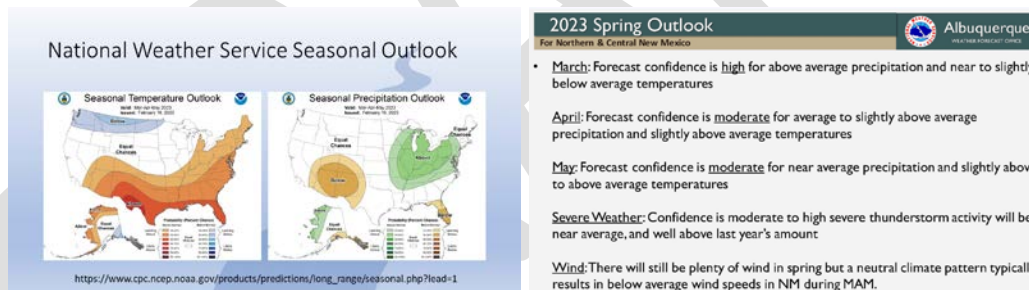
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The Rio Chama/Upper Rio Grande Basin graph showed 118% of median, and 91% of peak median, which was outperforming the rest of the Upper San Juan Basin. She stated with those conditions in mind, MRGCD was expected to get a full San Juan Chama allocation for 2023.



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She said the Natural Resource Conservation Service 50% exceedance forecast for native Rio Grande inflows for March through July at Otowi Gauge was 575,000 acre feet, which is 116% of the 30-year median, which she felt conditions have much improved from last year.



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The National Weather Service (NWS) three-month outlook for March, April, and May indicated above average temperatures and below average precipitation. She said the next slide from Albuquerque Weather Forecast Office, which they produce a 2023 spring outlook for the Northern and Central New Mexico, and the previous three-month outlook doesn't include some recently observed changes in climate patterns that could result in what the slide is indicating here, which is above average precipitation in March and slowly below average temperatures, followed in April, that has average precipitation and slightly above average temperatures, and in May with near average precipitation and slightly above average temperatures. She reported that despite those previous graphs, the local office actually believed that these conditions are quite likely.

Ms. Marken stated thunderstorm activity was forecasted to be near average with below average wind speed through the spring. She said with the improved water supply conditions, they should see higher flows through the Middle Valley in the spring and spring runoff should last longer than last year. New Mexico is still carrying a debt to Texas under the Rio Grande compact which is a water sharing agreement amongst Colorado, New Mexico, Texas, and Mexico. New Mexico will start 2023 with the debt of less than 100,000 acre feet, and this is an estimate that it

Minutes of Middle Rio Grande Conservancy Regular Board Meeting  
March 13, 2023



215 does include that 32,500 acre foot credit that was reported to MRGCD. The sizeable New  
216 Mexico Rio Grande Compact Debt coupled with construction on El Vado Dam will prevent  
217 MRGCD from storing any native water in 2023. She said the only storage water that would be  
218 available to release in 2023 was MRGCD/San Juan-Chama Project water and it was anticipated  
219 that MRGCD would receive a full allocation. She said to maximize New Mexico's Rio Grande  
220 Compact deliveries, they agreed to adhere to a reduced demand curve while the river was  
221 connected. She stated the goal is to get New Mexico's compact debt down, so when  
222 construction on El Vado is completed and available to store water MRGCD is not limited in  
223 doing so by compact restrictions. Water will be stored for pueblo prior and paramount lands in  
224 Abiquiu Reservoir for the 2023 Irrigation season. The target storage is 18,496 acre feet. This  
225 water will be stored under Rio Grande Compact restrictions and can only be released from  
226 storage when native Rio Grande inflows into the Middle Valley are not sufficient to meet the  
227 irrigation demand on the prior and paramount lands.  
228

229 Releases Ms. Marken stated, in summary, water supply conditions were the best they had seen  
230 in several years, but MRGCD agreed to operate under reduced demand curve which would limit  
231 water available for delivery to irrigators and MRGCD could not store native Rio Grande water in  
232 2023. After spring runoff, MRGCD will be operating with a run of the river supply, and without  
233 summer rains supply could get tight. She closed by saying let's all pray for a spring that's not  
234 too windy and summer rains.  
235

236 Mr. Casuga added that we'll have good precipitation, but this highlights the need for getting in  
237 compact compliance, because these would be years that typically we would store quite a bit of  
238 water for use for the valley, either late in the summer or for next year; it's one of those things we  
239 really want our constituents to connect with because we want to return to a scenario in years  
240 like this, where we store this water for the dry, hot, dusty days.  
241

242  
243 **b. Status Report on Water Distribution - Matt Martinez, Water Distribution Division**  
244 **Manager**  
245

246 Mr. Martinez said today marked the first day of running water in the Socorro Division and  
247 second week in the Belen Division. He said irrigation deliveries would begin on or about March  
248 18th in Socorro and on or about March 25th in Belen Division. He continued that Albuquerque  
249 Division would begin flushing its system Monday and Cochiti Division would be flushing on  
250 March 27th with irrigation deliveries beginning on or about April 1st. He thanked Thomas  
251 Padilla and Julian Avalos for getting Socorro Division off to a good start; and a special thanks to  
252 all of the crews who have been working early mornings and long days.  
253

254 Mr. Martinez explained that through the season, available water supply would be distributed in  
255 proportion to the amount of land served. He said flexibility in rotation would be provided so long  
256 as it did not create any efficiencies or delays. He said no crop type would be prioritized and  
257 they would do their best to provide follow up waterings for those who decided to plant new seed  
258 but could not guarantee the timing. He said it was expected that they would be dependent on  
259 natural flow to continue making deliveries in the summer and fall and irrigators should take that  
260 uncertainty into consideration when making farming plans. Mr. Thompson reminded that  
261 irrigators who were ready for water should begin contacting their ISOs and should not plant or  
262 fertilize until they have confirmed water availability. He said MRGCD irrigation log books have  
263 identified property not current on water service charge and document other issues with  
264 properties.  
265

266 Madam Chair Russo Baca asked Mr. Martinez to discuss the status of the digital ISO book pilot  
 267 project.  
 268

269 Mr. Martinez replied there would be 26 total users of the logbook application for 2023 that  
 270 included all Belen Division ISOs. He said they would be running it parallel to the paper  
 271 logbooks to ensure they prove concept and will move away from paper logbooks when they feel  
 272 comfortable it is working as designed. His goal is to have all the divisions using this application  
 273 next season.  
 274

275 **AGENDA ITEM NO. 10 - REPORT(S) FROM THE DEPARTMENT OF INTERIOR**

- 276 a. **Bureau of Reclamation** - Jennifer Faler, Area Manager
- 277 b. **Bureau of Indian Affairs** - Roland Becenti, Acting Designated Engineer

278 Neither parties were in attendance.  
 279

280  
 281  
 282 **AGENDA ITEM NO. 11 - REPORT(S) FROM THE SECRETARY-TREASURER/CFO - Pam**  
 283 **Fanelli, CMA, CGFM**

- 284 a. **Report on the Five Year Forecast and the Finance Committee Meeting - Director**  
 285 **Kelly, Vice Chair Dunning and Director Barbara Baca**

286 Ms. Fanelli presented the 5-Year forecast and made recommendations. She said the problem  
 287 was the District was bringing in enough funding to cover operating costs but not enough to  
 288 cover debt service and capital expenditure. She said capital infrastructure was failing, which  
 289 caused the District to spend resources on temporary and permanent solutions.  
 290  
 291  
 292

**MIDDLE RIO GRANDE CONSERVANCY DISTRICT**

5-Year Budget Forecast  
 Review & Recommendation  
 March 13, 2023

**PROBLEM**  
 The District is bringing in enough funding to cover operating costs but not enough to cover debt service and capital expenditures.

Capital infrastructure is failing causing the District to spend resources on temporary and permanent solutions.

Corrales Siphon Sink Hole, East Side, 2022

FY2022 Actual Expenditures	\$ 425,000
FY2023 Actual Expenditures YTD	\$ 950,000
FY 2023 encumbrances outstanding	\$375,000
<b>Total</b>	<b>\$1,750,000</b>

When costly infrastructure fails, the District needs to have the funds or the ability to secure the funds to repair or replace it.

**The District has Aging Infrastructure**

**El Vado Dam**

Isleta Interior Drain at Hwy 147, Sink Hole 2021. Isleta Interior Drain at Hwy 147, Temporary Repairs 2021.

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### The District has Aging Infrastructure



Isleta Interior Drain at Hwy 147, Sink Hole 2021



Isleta Interior Drain at Hwy 147, Temporary Repairs 2021

### Costly Aging Infrastructure Repairs



Agonal Main, Failed Concrete Panel, 2023



San Juan Main, Failed Long Crested Weir, 2016



Bosque 3 Lateral, Check Repair 2018



Los Padillas Interior Drain, Waterpess 2020

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Mr. Casuga explained pictures of the Corrales Siphon and the temporary pumping operation. He stated other costly infrastructure, including the El Vado Dam, had strategic importance to the District and to the whole Middle Valley. He said once it is done, MRGCD would have a 15% cost share of at least \$150 million. He said many of the areas that will be addressed were represented in the infrastructure plan, but the infrastructure was old. He said the District's infrastructure has aged and they were all feeling that when they have critical breaks in the infrastructure.

### Deficits

FY2022	FY2023
Budgeted deficit - \$(2,089,376)	Budgeted deficit - \$(2,189,477)

The District has presented a deficit budget to the Board two years in a row for fiscal years 2022 and 2023. The deficits were mostly due to budgeted expenditures related to failure of infrastructure or purchases of capital equipment.

### 5-Year Forecast FY2023-FY2027

Beginning in FY2021, the Middle Rio Grande Conservancy District created a 5-Year Forecast that is updated on an annual basis.

The 5-Year Forecast has been updated through FY2027.

In the past, **Capital Project Planning** was included on a limited basis due to available funds.

Only expenditures related to infrastructure failures and minimal capital asset purchases were included.



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### 5-Year Forecast Starting in FY2024

This year **Capital Project Planning** was incorporated into the 5-Year Forecast.

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Ms. Fanelli said the District presented a deficit budget to the Board two years in a row and they were mostly due to budgeted expenditures related to the failure of the infrastructure or purchases of capital equipment. She said in FY2021, they created a five-year forecast that was updated on an annual basis and was updated through FY2027. She stated the capital project planning was incorporated into the five-year forecast this year.

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Mr. Casuga said this was a turning point for the District. He said the five-year forecast could just be about operations, but also their future and infrastructure. He stated they were losing money by investigating the old infrastructure that was breaking. He said they had to start addressing these issues before the infrastructure breaks, which was the reason for expanding the five-year forecast.



The District has created a list of Capital Investment Projects that are in alignment with our goals of repairing or replacing aging equipment and infrastructure, increasing efficiency of water delivery, while considering the impacts on the environment.

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Ms. Fanelli said the District created a list of capital investment projects that were in alignment with their goals of repairing or replacing aging equipment and infrastructure to increase the efficiency of water delivery while considering impacts on the environment. She stated the list total 680 million dollars with 175 million being on the priority list.

**Total Cost of Capital Investment Projects**

Capital Investment Projects	Total
Priority List	\$ 175,000,000
Future Planning	505,000,000
<b>Total Capital Investment Projects</b>	<b>\$ 680,000,000</b>

Cost of Capital Investment Projects by County			
Priority List		Future Planning List	
County	Estimated Project Cost	County	Estimated Project Cost
Bernalillo	12,700,000	Bernalillo	120,230,000
Sandoval	8,500,000	Bernalillo/Sandoval/Valencia	89,650,000
Socorro	73,000,000	Sandoval	117,300,000
Valencia	25,400,000	Socorro	2,000,000
All Counties	55,400,000	Valencia	175,820,000
<b>Grand Total</b>	<b>175,000,000</b>	<b>Grand Total</b>	<b>505,000,000</b>

TOTAL	
County	Estimated Project Cost
Bernalillo	132,930,000
All Counties	145,050,000
Sandoval	125,800,000
Socorro	75,000,000
Valencia	201,220,000
<b>Grand Total</b>	<b>680,000,000</b>

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Mr. Casuga said it would be a terrible performance item if they did not bring this to them and show the District what they're managing and all projects on the list needed to be moved forward on some level. Mr. Casuga stated while they do have a list, plans change at any given time depending on the type of funding they received.

**Cost of Capital Investment Projects On the Priority List**

Priority	Project Name	Year Built	Year(s) Rehabed	Estimated Project Cost
1	Corrales Siphon	Design Drawings: 1933	Rock Weir 2016, Weir Extension 2020	8,500,000
2	Socorro Main Canal Channel Lining			66,500,000
3	El Vado Stilling Basin	1933/1934	Outlet Works: 1970's, Power Project 1985	3,500,000
4	Atrisco Siphon Explorative Condition Assessment	Heading: 1933, Siphon: 1955		500,000
5	Feeder 3 Pump Station			6,500,000
6	Belen Highline Realignment Project			15,000,000
7	Belen watershed study project			720,000
8	Peralta Drain Pedestrian Bridge			350,000
9	Loretta Road Intersection			1,000,000
10	Isleta Drain/NM 147 Culvert	1955	Extension: 1974	1,000,000
11	LFCC/San Lorenzo Arroyo Culvert Crossing			5,000,000
12	ER&T Building			10,000,000
13	Isleta Dam Gate Automation			1,000,000
14	Isleta Bridge Design	1934		830,000
15	Water Measurement Structures-(60 Structures)			5,400,000
16	San Acacia Dam Gate Automation			1,500,000
17	Turnout Upgrade			24,000,000
18	Records Building			1,200,000
19	El Vado Dam Rehabilitation (15% Non-Fed Cost)	1933/1934	Outlet Works: 1970's, Power Project 1985	22,500,000
		<b>Total Capital Investment Projects - Priority List</b>		<b>\$ 175,000,000</b>

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333 Ms. Fanelli stated the projects on the priority list had been carefully selected based on their  
 334 goals of repairing or replacing aging infrastructure, increasing efficiency of water delivery,  
 335 increasing operational efficiencies, and impacts on the environment. Ms. Fanelli also gave a  
 336 listed of the projects on the list for future planning, totaling 505 million dollars, which consisted  
 337 of main channel lining projects, siphon projects, Bernalillo to Belen Levy, and the San Acacia  
 338 Fish Passage. Ms. Fanelli stated the list of capital investment projects they built into the five-  
 339 year forecast for FY 23-27 would cost 43 million dollars which represented 25% of that 175  
 340 million on the priority list. She said the operational projects built into the five-year forecast for  
 341 FY 23-27 totaled \$14,500,000 and mainly included the capital equipment replacement and  
 342 conservation projects. She said that made the total \$57,500,000 plus the cost of debt service,  
 343 which would be \$58,300,000. Ms. Fanelli talked about how the District would pay for that and  
 344 stated they would need to increase the mill rate by 3 mills beginning in FY 24. She stated for  
 345 each one mill increase ad valorem would increase by 4.3 million per year, and the mill rate  
 346 would decrease depending on how much money in grants they receive.

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 348 Mr. Casuga added to remember what they were showing was a way to accomplish the plan they  
 349 would be trying to put forward. He said what they were showing is the infrastructure was  
 350 breaking and the reason they were in a deficit right now was a result of trying to operate while  
 351 infrastructure was breaking. He said they either had to consider a plan to try to move them  
 352 forward or wait until something else breaks and not have a plan to fix it quickly. He said  
 353 everything on the property list represented every county, so they were trying to propose a plan  
 354 to address those needs in every county over the next 4 to 5 years.  
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**Cost of Capital Investment Projects  
 On the List for Future Planning**

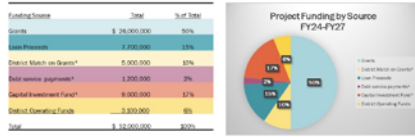
Future Projects	Project Name	Estimated Project Cost
	Albuquerque Main Canal Channel Lining	63,000,000
	Arenal Main Canal Channel Lining	28,000,000
	Bar Main Channel Lining	18,750,000
	Corrales Main Channel Lining	28,600,000
	Peralta Main Channel Lining	60,770,000
	Belen Highline Channel Lining	97,950,000
	San Juan Main Canal Channel Lining	17,100,000
	Sili Main Canal Channel Lining	41,000,000
	Cochiti Main Canal Channel Lining	39,200,000
	Atrisco Siphon	10,500,000
	San Felipe Siphon	8,500,000
	Bernalillo to Belen Levee (25% Non-Fed Cost)	89,650,000
	San Acacia Fish Passage	2,000,000
	Total Capital Investment Projects - Future Planning	\$505,000,000

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 357 Ms. Fanelli stated it was their proposal to aggressively seek out grants to help pay for capital  
 358 investment, apply for loans to supplement the costs, and to increase the mill rate by one mill.  
 359 She stated the projected surplus with a one mill increase of the operating fund would be about  
 360 \$100 average per year. She said if they went after a three-quarter mill increase, the operating  
 361 fund would maintain about \$100,000 surplus per year, but the capital investment fund would  
 362 accrue approximately 1 million dollars deficit per year and projects would have to come of the  
 363 priority list. Ms. Fanelli presented a graph to show the historic mill rate data.  
 364

365 Mr. Casuga stated they would have to really perform to get grants to help with the plan, but  
 366 they felt confident doing that because the District had been very successful over the last several  
 367 years doing so.



**If MRGCD Gets a 1 Mill Increase in FY24 Project Cost Sources FY24-FY27 Would Be**



\*The 1 Mill will add up to about \$17,000,000 million over the next four years.  
 \*The 1 Mill will pay for District Match on Grants \$5,000,000, New Debt Service \$1,200,000, Projects \$9,000,000, and Current Debt \$1,600,000

**Projected Surplus – with a 1 mill increase**

Fund	FY2024	FY2025	FY2026	FY2027
Operating Fund	86,636	145,576	95,361	254,143
Capital Investment Fund	2,292	23,038	41,627	355,284

Any surpluses will be held in reserve for future capital investment projects.

*New NM State Statute 73-18-7.1 - The Board of Directors can establish by resolution the annual assessments to be made from year to year against real property. Such assessment may be modified in like manner from time to time, but not more frequently than once every five years.*

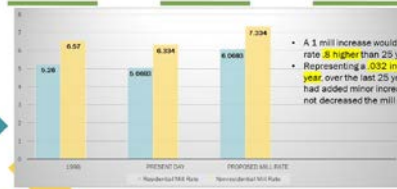
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**What If We Just Go After a ¾ Mill Increase?**

**Projected Surplus/(Deficit) – with a ¾ mill increase**

Fund	FY2024	FY2025	FY2026	FY2027
Operating Fund	86,636	145,576	62,361	221,143
Capital Investment Fund	(1,008,711)	(1,003,119)	(999,923)	(701,889)

**Historic Mill Rate Data**



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Ms. Fanelli concluded by stating the District had been actively seeking grants for capital needs, but there was often a match or loan component, and the District did not have enough funds to cover those. She stated a one mill increase would bring in approximately \$4.3 million into the capital investment fund that would pay for capital investment projects, debt service, and District match on grants. She reminded the Board that they can only raise the mill rates once every five years, so any decision they would have to live with for five years. She stated that dedicating the one mill strictly to the capital investment, debt service, and District match would act as a bonding/debt servicing program and put the District in a strong financial position for any unforeseen infrastructure failures.

Mr. Casuga stated their recommendation was to develop the FY21 budget with the promise that an additional one mill would be included in the MRGCD ad valorem assessment to be used strictly for capital investment in projects, debt service, and District matches on grants. He said the second recommendation would be to develop a budget and deliver it to the state and be ready for FY24.

**Summary**

- The District is not bringing in enough funding to cover operating costs, debt service and capital expenditures.
- The District has been actively seeking grants for capital needs but there is often a match, or a loan component and the District does not have enough funds to cover these requirements.
- A 1 mill increase would bring in approximately \$4.3 million annually into the Capital Investment Fund that would pay for Capital Investment Projects, Debt Service, and District Match on Grants.
- The District can only increase mill rates every 5 years (see NMSA 73-18-7.1)
- Any surpluses would be held in reserve for future capital investment projects.

**Benefits of the Plan**

- Takes the Burden of Debt Service and Large Operational Projects off the Operational Fund thereby reducing the need for an Operational Mill Rate Increase in the Future. The District can only increase the mill rates every 5 years.
- Dedicating the 1 mill to Strictly Capital Investment, Debt Service and District Match, the Program Acts as a Bonding/Debt Servicing program.
- Puts the District in a Strong Financial Position for any Unforeseen Infrastructure Failures.
- The District is being proactive and not reactive.

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**The Staff and the Finance Committee Recommend:**

The FY2024 Budget be developed with the premise that an additional 1 mill will be included in the MRGCD Ad Valorem assessment to be used strictly for the Capital Investment Fund for Capital Investment Projects, Debt Service, and District Match on Grants.

The recommendation will be presented to the Board at the April meeting for approval to allow time for the development for the FY2024 budget.

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Director Kelly spoke on behalf of the Finance Committee, who agreed that for the good of the District to continue doing their mission to catch up with the old infrastructure, they had to do

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397 something. He said raising taxes was never a good thing politically, but they had an obligation to  
 398 do what's right for the District, and adding the one mill would be setting up a separate funding  
 399 source. He said the Finance Committee concurred with the recommendation and needed to  
 400 make a decision at the April meeting.

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 402 Director Barbara Baca felt it would be irresponsible as an agency if they did not take this step.  
 403

404 **AGENDA ITEM NO. 12 - UPDATES FROM THE OFFICE OF STATE ENGINEER - Mike**  
 405 **Hamman, State Engineer**

406  
 407 Mr. Hamman stated although John Thompson gave a report on the legislature, he wanted to go  
 408 over items that he's been engaged among other matters. In reference to your needs for  
 409 infrastructure purposes, the funds MRGCD hoped to achieve was critical right now for many  
 410 reasons. He stated they had many opportunities to leverage funds at the state and federal  
 411 levels. He encouraged MRGCD to do it at the fullest extent possible. He stated this year they  
 412 had an unprecedented surplus of oil and gas revenues the state has that would hopefully be put  
 413 to good use. Mr. Hamman stated they put together a 20-person group of respected and well-  
 414 educated members of the water and stakeholder community to look at three major areas, which  
 415 were community infrastructure problems throughout rural New Mexico, stormwater  
 416 infrastructure, and river aquifer and watershed health. He said they came up with 17 major  
 417 recommendations and 110 strategies and actions items out of that process that they  
 418 recommended to the governor's office and legislature. He said it has had a huge impact on the  
 419 legislature and the number of bills moving through right now. Mr. Hamman stated on the capital  
 420 side. He said they also had a statewide allocation every year for 2 million dollars to continue  
 421 irrigation measurement structures for various parts of the state. He said they were getting 10  
 422 million dollars for MRG Channel habitat and federal dollar leveraging in the capital budget and a  
 423 10 million allocation for Middle Rio Grande San Acacia Reach work. He stated they requested a  
 424 modification to last year's funding that MRGCD had on the books for following programs that  
 425 had been altered to expand the purpose for improvements to the Low Flow Conveyance  
 426 Channel. Mr. Hamman discussed a couple of bills of interest, including SB337, the Water  
 427 Security Planning Act, Senate Bill 1, House Memorial 60, and House Bill 121, Water Leasing  
 428 Act modifications. He said the Colorado River issues were important and tricky and that the  
 429 atmospheric rivers would save them another year or two, but the '07 guidelines would expire in  
 430 2026.

431  
 432 Madam Chair Russo Baca thanked Mr. Hamman for coming in-person to present. She said the  
 433 people from Corrales appreciate the state keeping its promise of helping out the MRGCD with  
 434 electricity and keeping their commitments.  
 435

436 **AGENDA ITEM NO. 13 - REPORT(S) FROM THE CHIEF ENGINEER/CEO - Jason M.**  
 437 **Casuga, PE**

438 **a. Consideration/Approval for SunZia Transmission Line Crossings of Riverside**  
 439 **Drains and the Rio Grande Floodway - Eric Zamora, COO and Rhett Sanders-**  
 440 **Spencer, Right-of-Way Specialist**

441  
 442 Mr. Sanders-Spencer presented their consideration and approval for the final SunZia Aerial  
 443 Utility Crossing of the Rio Grande Floodway and Riverside Drains in that area, License No. 172-  
 444 2022. He stated the section of the SunZia Transmission Line they were licensing with MRGCD  
 445 extended on the west side all the way to the Belen Highline Canal and all the way east to the  
 446 San Juan Main Canal, and the 13 facilities outside of the floodway and the riverside drains  
 447 have already been reviewed by this Board and those licenses have been approved. He stated it  
 448 had satisfied all requirements for that type of license agreement with MRGCD.



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SunZia Transmission Line Project

For MRGCD Board Consideration and Approval

**SunZia Aerial Utility Crossings of the Rio Grande  
Flyway & Riverside Drains**  
License No. 172-2022

March 17, 2023  
West Sanders-Spencer, Right of Way Specialist

SunZia Transmission Line Project  
**EXHIBIT MAP**

**Photo 1, Exhibit Map**

- The yellow line denotes the approximate path of the SunZia Transmission Line preferred alternative route at this location, co-located with the Western Spirit Transmission Line.
- This will be an aerial utility suspended across the Upper Subular Riverside Drains, the Rio Grande Flyway, and the Sun Loan Lower Riverside Drain.
- There will also be a (1) 110' tall steel monopole structure isolated within the Flyway Bridge, approximate location denoted by the red circle.

**VICINITY MAP OF CORRIDOR**

SunZia Transmission Line Project  
**CONTEXT**

License No.	Facility	Station	Project Phase
172-2022	SunZia Flyway	174-006	1
172-2022	Subular Lower #1	174-006	2
172-2022	Brogan Riverside Drain	174-006	2
172-2022	Subular Lower #2	174-006	2
172-2022	Upper Riverside Drain	174-006	2
172-2022	Rio Grande Flyway	174-006	2
172-2022	San Juan Flyway Central	174-006	2
172-2022	Iron Springs Canal	174-006	2
172-2022	San Juan Flyway	174-006	2
172-2022	Subular Lower #1	174-006	2
172-2022	Brogan Riverside Drain	174-006	2
172-2022	Subular Lower #2	174-006	2
172-2022	Upper Riverside Drain	174-006	2
172-2022	Rio Grande Flyway	174-006	2
172-2022	San Juan Flyway Central	174-006	2
172-2022	Iron Springs Canal	174-006	2
172-2022	San Juan Flyway	174-006	2
172-2022	Subular Lower #1	174-006	2
172-2022	Brogan Riverside Drain	174-006	2
172-2022	Subular Lower #2	174-006	2
172-2022	Upper Riverside Drain	174-006	2
172-2022	Rio Grande Flyway	174-006	2
172-2022	San Juan Flyway Central	174-006	2
172-2022	Iron Springs Canal	174-006	2
172-2022	San Juan Flyway	174-006	2

**BO & FEIS**

- BO released by the USFWS in January 2023
- FEIS released by the BLM in February 2023
  - Addressed MRGCD comments made to the Draft EIS
- Final document was reviewed by MRGCD staff including the COO, our Planning Specialist, and a ROW Specialist. SunZia has also coordinated with BCR for review of the same documents.
- Takeaways for resource protection have been embedded into a draft of License 172-2022, which binds SunZia Transmission LLC compliant to the obligations under the BO and FEIS as they pertain to MRGCD Now.

**STAFF RECOMMENDATION**

Staff recommendation is to approve License No. 172-2022

- The Licensee has satisfied all the requirements for this type of license agreement with the MRGCD.
- The Licensee has demonstrated a commitment to satisfying requirements with all agencies and entities, federal and state and otherwise, which have jurisdiction throughout the route of the project.

**Figure 1, Table showing licenses with SunZia Transmission LLC**

- All of those except for License 172-2022, highlighted in red, have already been considered and approved by this board.
- Consideration and Approval of License 172-2022, the agreement that would cover the crossings of the Riverside Drains and the Rio Grande Flyway, was tabled until the USFWS Biological Opinion (BO) and the BLM Final Environmental Impact Statement (FEIS) analyzing this preferred alternative route were completed and released.

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Mr. Casuga stated the MRGCD needs to invest some time with this permitting process on the river now that it is fully back to us in developing conservation measures for scales of projects going forward, but none of that's been done. Stating we don't have that for ourselves, so much of what we are relying on is what the Federal Government is requiring. He thought many of those are best management practices, but it's taught us much. He agreed completely with what Rhett (Sanders-Spencer) said in that the licensee has satisfied all the requirements as they sit for the MRGCD now. He support from a staff level that the license should be issued.

Director Kelly commented on how he knows this was quite controversial when the location was down in Lemitar, New Mexico, and thinks there's been much work done to co-locate this next to the Western Spirit line. He felt that if this country's going to implement green energy we've got to have a way to run it around and unfortunately, sometimes that's a big, ugly power line depending on your perspective. He also thought it's incumbent on us to continue the process here, and this is not an opportunity to shut down a regionally needed project.

Director Kelly made the **MOTION TO APPROVE THE ISSUANCE OF THE LICENSE AS DESCRIBED**. Seconded by Director Joaquin Baca. The **MOTION CARRIED with the Chair abstaining from the vote**.

**b. Corrales Siphon Updates - Alicia Lopez, Engineering & Mapping Manager**

Ms. Lopez gave an update on the Corrales Siphon emergency pumping implementations. She reiterated that the project was a direct result of the failure on the east side of the siphon. She stated that PNM installed 3500 feet of three-phase power line that was complete as of today. She talked about HEI making their connection from PNM's transformer to the pump's Minutes of Middle Rio Grande Conservancy Regular Board Meeting March 13, 2023

479 disconnect to avoid any potential conflicts with any future projects or work on the outfall. She  
480 also mentioned Rain for Rent carried out removing the diesel pumps and bringing in two  
481 electrical pumps and ran a secondary line, Albuquerque Division provided trenching backfilling  
482 earthen pads and erosion protection for the pump alignment. She stated there was 40 CFS  
483 coming out of the pumps right now and are much quieter. She stated they would also be  
484 installing a perimeter fence around the pump and figure out how to best clear vegetation.  
485

486 She closed by thanking the District's representatives from Rain for Rent, HEI, PNM, our  
487 Albuquerque division, as well as LeAnne Corwin, MRGCD Safety Officer, and the city of Rio  
488 Rancho and staff for the guidance on how to get through some of the permitting for PNM. She  
489 also thanked the Water Ops team for being willing to learn this new system and manage it  
490 throughout the season.  
491

492 Mr. Casuga added this pumping system would be more dependable. He stated they should  
493 celebrate the flexibility it brings but it was important to understand it did not necessarily mean  
494 their volumetric flow or total volume delivered to Corrales would be different.  
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496 Director Kelly thanked the staff for getting it installed in a quick manner. He added to hope  
497 Water Trust Board funding came through so they can move into design and get the new pipe  
498 across the river for the next 100 years.  
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**Corrales Siphon Update**  
March 13<sup>th</sup>, 2023  
Middle Rio Grande Conservancy District

Prepared by:  
MRGCD Engineering & Mapping Department

- Sole water source to approx. 1000 irrigated acres
- Damage and leakage present on the upstream side of the river
- 1200 ft in length, 1933, 5' w/ wood stave pipe
- Wilson & Co. selected HDD as preferred alternative.
- MRGCD submitted a Water Trust Board application to fund construction

**Temporary Water Supply**

- Electric Pumps: (2) pumps 15 - 20cfs capacity
- Minnow Egg Monitoring

**PNM**

3,500 LF Three Phase  
Power Extension: \$430,000

**HEI**

Power Extension from PNM  
Transformer to Pump  
Disconnect Switches: \$83,000

**Rain for Rent**

Supply of (2) - 40 cfs Electrical Pumps and Installation of Secondary 21" Pipeline:  
\$543,000 for Installation and Rental over the irrigation season

MRGCD Albuquerque Division provided the trenching, backfilling and earthen pad for the pumps.

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**Upcoming Work**

Installing a Perimeter Fence around Pumps

Explore Options to minimize and clear vegetation on the intakes



Questions

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**c. Report on the Family Farm Alliance Annual Conference, February 23-24, 2023 - Jason M. Casuga, CE/CEO and Chair Russo Baca**

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Mr. Casuga stated that he and the Chair attended and heard good conversations at the meeting. He stated he got to spend time talking with Tanya Trujillo with US Department of the Interior. He said her mind was still on the Rio Grande, which was important to know they had advocates. He said there was an interesting conversation on using public funding to go to private partners who then put that money to farmers to farm and ultimately sell positive outcomes of farming, i.e., carbon storage, etc. He said they also spent time with the Elephant Butte Irrigation District and felt there's much collaboration that could happen between their organization and the Conservancy District.

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Madam Chair Russo Baca added the conference was really good and the best part was the one-on-one conversations they had with their federal partners. She also submitted written report:

**February 22-24, 2023 Family Farm Alliance Conference, Reno, NV.**

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Mr. Casuga and I attended the 2023 Family Farm Alliance conference in Reno Nevada on behalf of the MRGCD. This is a very informative conference. This conference discussed a variety of topics from conservation, forestry and ag solutions, the SCOTUS case of TX v. NM & CO, as well as the Farm Bill among others. Rep. Cliff Bentz Chairman of the House Committee on Natural Resources, and subcommittee on water, oceans and wildlife spoke during lunch.

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**d. Report on the Land & Water Summit, March 2-3, 2023 - Rhett Sanders-Spencer, Right-of-Way Specialist, Chair Russo Baca and Directors Joaquin Baca and Sandoval**

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Rhett Sanders-Spencer said that he, Ashley Veihl and Michael Padilla attended the Land & Water Summit. He said the theme was communities, collaboration, and climate change. He said one big takeaway was a big professional interest in green stormwater infrastructure. He said many contractors and landscape groups were developing things like rain gardens to capture stormwater and grow food and clean the water. Mr. Sanders-Spencer stated much of the

533 conference was about a commitment to acknowledging and incorporating the culture aspects of  
 534 land and water and the approach to management practices.

535

536 The Chairs authored report is below:

**March 2-3, 2023 Land and Water Summit, IPCC.**

I gave a presentation on water shortage-sharing agreements. I brought up the current legislation HM 60, which includes a resolution that there be a “negotiated water shortage sharing agreement among all significant water rights and water permit holders that meets the criteria for an alternative administration plan set forth in the rules promulgated by the state engineer pursuant to Section 72-2-9.1 NMSA 1978.” The statute creating the MRGCD in the late 1920s expressly provides for the MRGCD Board of Directors to require sharing shortages among all its water users whenever there is less than a normal supply. Sharing of shortages pro-rata among all users, except for Pueblo water users who are not irrigating newly reclaimed lands, has been the policy of the MRGCD elected Board for the last 85 years. *See* NMSA 1978, Sec. 73-14 49 through Sec. 73-14-52.

Mr. Casuga and I also sat on a panel roundtable discussion. Several MRGCD staff members attended the conference.

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**e. Report on the Six Middle Rio Grande Pueblo Coalition Meeting, March 9, 2023 - Jason M. Casuga, CE/CEO**

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Mr. Casuga talking about the Six Middle Rio Grande Pueblo Coalition Meeting. He said there was still much energy around the startup plan. He said he needed to improve on being able to fully present the plan as well as it had been done in previous years and made that commitment to the Coalition. He said Mr. Zamora presented some maintenance items at the meeting. He said he was going to add it to his 2023 goals to make sure there was no question about their startup plan for the next year.

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Eric Zamora stated he had been working with Ms. Fanelli, Ms. Nardi, and Mr. Casuga doing an assessment on MRGCD assets and looking at the amount of equipment they have, the number of miles of canal they maintain by division, by pueblo, and by county. He said he presented a brief introductory look into that at the Coalition meeting. He said they are finding out the District doesn't allocate resources very well and hoped to start making maintenance boundary adjustments. Mr. Zamora stated they found there was a night and day difference between the maintenance effort and level of service they were providing to each side of the river, so they wanted to improve on that. He stated the largest division by far is the Belen Division being over 425 miles of canal, representing about 42% of the entire District based on miles of canal, yet the resources that the District has down there are in some cases 50% less than the other divisions. Mowers, for example, he did a brief assessment on how many miles of ditch a mower in Cochiti and Socorro versus Albuquerque and Belen is required to maintain on an annual basis. Socorro and Cochiti is about 25-26 milers per year per mower in Albuquerque. It's about 40 miles; in Belen, it's about 48 miles. Twice the number of miles in Belen versus the two smaller divisions. He reported they are taking a look at each of the various pieces of equipment as well as personnel as they are also under staffed in the Belen Division compared to the other divisions. For example, again, our Albuquerque Division is about a third of the District's facilities as far as miles of canal, and they have about it's about 48 full time employees budgeted for the Albuquerque Division. In Belen, it's closer to 40. He stated the fact that Belen has mechanics budgeted in their budget where Albuquerque relies on ER&T (the Equipment Repair & Transportation Department).

571 **f. Discussion on the 100-year Anniversary of the Conservancy Act of 1923 - Jason**  
 572 **M. Casuga, CE/CEO**  
 573

574 Mr. Casuga stated one of the commitments in his goals is a celebration this year that's not fully  
 575 scoped. They needed to know what groups to work with to plan the celebration event for the  
 576 100-year anniversary of the Conservancy Act.  
 577

578 Madam Chair Russo Baca added that Ms. Bade and Mr. Fleck could have a meeting to discuss  
 579 and then form a committee of board members, mentioning Director Joaquin Baca.  
 580

581 Mr. Casuga mentioned going to the Conservation Committee to see if anybody was interested  
 582 and said if they were going to make it in the August/September timeframe, they needed to hit  
 583 the ground running.  
 584

585 Dr. DuMars thought it should be a multicultural event because the pueblos were here long  
 586 before there was a Conservancy District, and the pueblos were a critical part.  
 587

588 **g. Upcoming Events**

- 589 **1. Farming in The Flyway Series, Soil Health Strategies for Salt-Affected**  
 590 **Middle Rio Grande Soils Workshops, 164 NM-116, Bosque, NM - March 17 &**  
 591 **May 12, 2023**
- 592 **2. Agriculture Appreciation Day, Valencia County Soil & Wildlife Conservation**  
 593 **District, March 25, 2023**
- 594 **3. NWRA Federal Water Issues Conference, Washington, DC - April 17-19,**  
 595 **2023**  
 596

597 Mr. Casuga added an item that he and Ms. Bade will be putting out a press release regarding  
 598 the start of the 2023 irrigation season the next morning.  
 599

600 **AGENDA ITEM NO. 14 - REPORT(S) FROM THE MRGCD ATTORNEY(S) - Chief Water**  
 601 **Counsel or General Counsel**  
 602

603 Lorna Wiggins stated she did not have anything to report.  
 604

605 Dr. Charles DuMars stated he and Jason (Casuga) had a good conversation with Chris Shaw  
 606 who said NM ISC wanted to file an innocuous brief on the WEG (Wild Earth Guardian) case,  
 607 which he didn't think to be a good idea. He said Mr. Shaw was hopeful they would try to  
 608 intervene as a real party and interest.  
 609

610 Dr. DuMars said they met with WEG twice and had particularly good discussions. He said they  
 611 learned there was a great need to try to have a series of small workshops on what's actually  
 612 gone on in the prior biological opinions they have done. He said BOR had agreed to organize  
 613 those workshops.

614 Lastly he sent a draft document for the conditions on which La Joya could join the MRGCD,  
 615 which Mr. Casuga has received. The plan is to get back to them and provide that to them at  
 616 some time if the Chair and everybody else is in agreement.  
 617

618 **AGENDA ITEM NO. 15 - REPORT(S) FROM THE BOARD**

- 619 **a. Report on the Conservation Advisory Committee Meeting, February 16, 2023 -**  
 620 **Chair Russo Baca**  
 621

622 The Chair's written report:

**February 16, 2023 Monthly Conservation Advisory Committee Meeting, Virtual.**

This was the first hybrid meeting of the CAC. There were several attendees in person at the MRGCD main office. The 2023 Irrigation Start Up was discussed as well as the leasing program, on farm program as well an update on the outfalls. Please see agenda attached.

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**b. Report on the CEO's Performance Meeting, February 14, 2023 - Chair Russo Baca and Vice Chair Dunning**

The Chair's written report:

**February 14, 2023, Report on CEO's Performance/Goals, MRGCD Main Office.**

Vice Chair Karen Dunning and I discussed with Mr. Casuga his goals as well as went over his performance evaluation by the MRGCD board of directors.

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**c. Report regarding the La Joya MOU, February 27, 2027 - Chair Russo Baca**

The Chair's written report:

**February 27, 2023 SJCP Water owed to ABCWUA and the MOU with La Joya., MRGCD Main Office.**

This discussion was regarding the San Juan Chama Water MRGCD owes to ABCWUA as well as the draft of the MOU with La Joya. This MOU is currently in a draft stage and will then be sent to La Joya for their leadership review.

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**d. Report on Water Measurement and Reporting Needs for Water Markets, March 1, 2023 - Chair Russo Baca**

The Chair's written report:

**March 1, 2023 Water Measurement and Reporting Needs for Water Markets, Virtual.**

I was invited to participate in a virtual convening on Water Measurement and Reporting Needs for Water Markets. The convening brought together water stakeholders, practitioners, and other experts from California, New Mexico, and Utah. We discussed (1) what surface water diversion, groundwater extraction, and water use information is currently available in different contexts, (2) what information would be needed to support fair and effective water markets that enhance climate resilience for agriculture and ecosystems, and (3) how to bridge the gaps between them.

Ultimately, this convening will inform a synthesis of policy insights and recommendations for improving measurement and reporting to meet a foundational data need for water markets. It will also contribute to a broader analysis of how institutional context affects the ability of a water market to achieve its policy goals.

Anne Marken put together additional talking points for this virtual convening. Please see attached.

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**e. Report on the Site Visit to the Holly Dietz' property, March 6, 2023 - Director Barbara Baca**

Director Barbara Baca thought it an important visit and speak with Ms. Dietz. She stated she and Mr. Casuga went to look at her property and the Conservancy's gate. She felt it valuable to review each project. She stated difficult conversations when we're talking about the evolution of

645 the Conservancy District and our multiple miles of facilities and ditches, which is one of the  
 646 reasons that we came up with the gate policy in the first place, to try and prevent that conflict  
 647 between vehicles, pedestrian users, horseback riders, recreation as well as irrigators and farm  
 648 uses. She stated it was illustrative. She said she's happy to sit on the gate policy discussion  
 649 and bring that to the table as we address it. Closed by thanking Ms. Dietz for the visit.  
 650

651 Chair Russo Baca made the **MOTION TO APPROVE THE DIRECTOR BACA'S**  
 652 **REPORT.** Seconded by Director Kelly. The **MOTION CARRIED.**  
 653

654 **f. Report regarding WEG Settlement Discussion, March 8, 2023 - Chair Russo Baca**  
 655

656 The Chair's written report:

**March 8, 2023 Discussion with WEG, Bureau of reclamation Office, 555 Broadway Blvd  
 NE, Albuquerque, NM 87102. This confidential discussion was with the WEG, MRGCD and  
 other parties involved in the litigation.**

657 Chair Russo Baca made the **MOTION TO APPROVE THE REPORTS FROM THE**  
 658 **BOARD.** Seconded by Director Barbara Baca. The **MOTION CARRIED.**  
 659

660 **AGENDA ITEM NO. 16 - EXECUTIVE SESSION**  
 661

662 **a. NMSA 1978 Open Meetings Act, Section 10-15-1(H)2**  
 663

- 664 i. Limited Personnel Matters
  - 665 1. CE/CEO Performance Evaluation
  - 666 2. Secretary-Treasurer/CFO Performance Evaluation

667 **b. NMSA 1978 Open Meetings Act, Section 10-15-1(H)7**  
 668

- 669 ii. Threatened or Pending Litigation

670 Chair Russo Baca requested a motion to move into Executive Session at 5:37 p.m.

671 Chair Russo Baca made the **MOTION TO GO INTO EXECUTIVE SESSION TO**  
 672 **DISCUSS LIMITED PERSONNEL MATTERS AND THREATENED OR PENDING**  
 673 **LITIGATION.** Director Kelly seconded the motion. Rollcall vote was administered with all  
 674 members voting yes. The **MOTION CARRIED.**  
 675

Director Barbara Baca	Yes	Director Joaquin Baca	Yes
Director Sandoval	Yes	Vice Chair Dunning	Absent
Director Kelly	Yes	Director Duggins	Absent
Chair Russo Baca	Yes		

676 Director Kelly made the **MOTION TO GO BACK TO REGULAR SESSION.** Seconded  
 677 by Chair Russo Baca. Rollcall vote was administered with all members voting yes. The **MOTION**  
 678 **CARRIED.**  
 679  
 680

Director Barbara Baca	Yes	Director Joaquin Baca	Yes
Director Sandoval	Yes	Vice Chair Dunning	Absent
Director Kelly	Yes	Director Duggins	Absent
Chair Russo Baca	Yes		

681 Director Kelly stated during closed session, the Board spoke about potential litigation and no  
 682 decisions were made. We also recapped the evaluation of our chief engineer and went through  
 683

684 the evaluation of our chief financial officer. He said based on that, he had two motions to make.  
685 The first one being based on the CEO Chief Engineers performance in accordance with the  
686 terms of his contract.

687  
688 Director Kelly made the **MOTION TO FIND THE CEO/CE's PERFORMANCE AS**  
689 **SATISFACTORY OR BETTER AND TO INCREASE HIS SALARY BY \$10,000 PER YEAR PER**  
690 **HIS EMPLOYMENT CONTRACT.** Seconded by Director Sandoval. The **MOTION CARRIED.**

691  
692 Director Kelly continued state the second motion he'd make was based on the CFOs performance  
693 in accordance with the terms of her employment.

694  
695 Director Kelly made the **MOTION TO FIND THE CFO's PERFORMANCE**  
696 **SATISFACTORY OR BETTER AND INCREASE HER SALARY BY 5% PER THE TERMS OF**  
697 **HER CONTRACT.** Seconded by Director Joaquin Baca. The **MOTION CARRIED.**

698  
699 With no further comments, questions, or concerns, Madam Chair Russo Baca adjourned the  
700 meeting at 5:59 p.m.

701  
702 Approved to be the correct Minutes of the Board of Directors of March 13, 2023

703  
704 **ATTESTED:**

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708 \_\_\_\_\_  
709 Pamela Fanelli, CMA, CGFM  
Secretary/Treasurer

705  
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708 \_\_\_\_\_  
709 Stephanie Russo Baca, Madam Chair  
MRGCD Board of Directors





**MEMORANDUM  
LICENSING AND LANDS DEPARTMENT**

**F.Y.I.**

TO: Jason M. Casuga, P.E., Chief Executive Officer/Chief Engineer

THRU: Eric Zamora, P.E., Chief Operations Officer

FROM: Rhett Sanders-Spencer, Right-of-Way Specialist

DATE: April 6, 2023

RE: MRGCD Executed Licenses for March 2023

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1. 115-2022\_AMD1(2-143-2017) —License to amend a previous license with the Village of Corrales to install and maintain an 8” Ø fire protection line and fire hydrants parallel to the westerly outer 5’ of the Corrales Main Canal right-of-way, to now include two additional buried water line crossings within the Corrales Main Canal right-of-way, as well as another buried parallel waterline within the Corrales Main Canal right-of-way.
2. 265-2022—License with the City of Albuquerque Open Space Division to install and maintain a wildlife viewing area within the Duranes Acequia right-of-way.
3. 013-2023—License with Public Service Company of New Mexico to install and maintain three (3) 5” Ø boreable PVC conduit-encased buried utility lines within the Alameda Interior Drain right-of-way.
4. 046-2023—Special Use License with BCD Racing to conduct a mountain bike race series within the Peralta Main Canal right-of-way.
5. 058-2023—Special Use License with NTM, LLC to film “A Really Haunted Loud House” within the Barr Main Canal right-of-way.
6. 062-2023—Special Use License with USDA Forest Service Rocky Mountain Research Station to conduct a re-survey of breeding birds in fuels reduction sites and untreated control sites.
7. 066-2023 – Special Use License with Basic IDIQ, Inc. to install a viewing platform to be maintained by the City of Albuquerque at the Rio Grande Nature Center within the Atrisco Feeder right-of-way.
8. 089-2023\_AMD1(280-2022) —Special Use License to amend a previous special use license with Vital Consulting Group, LLC, to perform construction for Albuquerque Metropolitan Arroyo Flood Control Authority (AMAFCA) Barr Spur Improvements Project, within the Barr Spur Drain and the Barr Interior Drain rights-of-way, to now extend the expiration date to April 15, 2023.



**MIDDLE RIO GRANDE  
CONSERVANCY DISTRICT**



**PROFESSIONAL SERVICES CONTRACT  
FOR  
2023 MRGCD ELECTION SERVICES**

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**THIS Contract** is made and entered on the 1st day of April 2023 by and between the Middle Rio Grande Conservancy District (hereinafter referred to as “MRGCD”) and Automated Election Services (hereinafter referred to “Contractor”) and shall receive approval of the Secretary of State.

**IT IS MUTUALLY AGREED BETWEEN THE PARTIES:**

**1. SCOPE OF WORK:**

- A. Contractor shall perform those Election Services as prescribed in Schedules I through V of the Request for Proposal and Amendments 1 & 2. Said Election Services shall be provided by Contractor in accordance with Chapter 73, Article 14, NMSA 1978 pursuant to Section 73-14-18 through 73-14-32 and 74-14-84 through 73-14-86, MRGCD Rule 20, MRGCD Election Calendar and any other appropriate election laws and any rules and regulations adopted by the Board of Directors pursuant to Section 73-14-84 NMSA 1978. Election Services shall include the Certification and Tabulation of votes for each Voting Convenience Center.
- B. This Contract incorporates all provisions of the Scope of Work detailed in the Request for Proposal attached as “Exhibit A”, Offerors (“Proposal”) submitted to the MRGCD by Automated Election Services dated June 13, 2018 and Best and Final Offer dated June 19, 2018 as “Exhibit B. Exhibits A, B will hereby be merged and made a part of this contract and attached hereto.
- C. This contract constitutes the entire contract of the parties concerning the subject matter of this contract, and there are no contracts between the parties, oral or written, other than specifically set forth and referred to herein.

**2. TERM:**

- A. The MRGCD Board of Directors at their July 9, 2018 Board Meeting approved and awarded a multi-election award for Election Management and Turn-Key Election Services for elections 2019, 2021 and 2023 (if NM State Statutes are changed). Contract renewals will be submitted to the Board of Directors for review and final approval for each election. Therefore, this contract term will be for the 2023 MRGCD Election, which services will commence on April 1, 2023 and shall expire March 31, 2024.
- B. Notwithstanding the provision in Section 3.1A.23 of the RFP the Contractor hereby agrees to be available for any and all challenge proceedings which result from the 2021 Election of the MRGCD Board of Directors until said proceedings are formally concluded.

**3. COMPENSATION:**

The MRGCD shall pay the Contractor an amount not to exceed the following:

1 - 25 Voting Centers	\$5,850.00 per/polling location
26 - 50 Voting Centers	\$5,850.00 per/polling location
51-100 Voting Centers	\$5,850.00 per/polling location

Such amount includes all services for Schedule I through V, including a Real-Time Qualified Electors Data Base.

MRGCD will withhold 10% of the total contract amount based on the number of Voter Convenience Centers. This retained amount will be released August 31, 2023.

As agreed by both parties, payment to Poll Officials will be issued by Contractor, and the MRGCD will reimburse Contractor upon receipt of a detailed invoice and supporting documentation. The amount to be paid to the Poll Officials will be at the rates approved by the MRGCD Board of Directors.

Progress Payments can be made in accordance with an agreed upon payment schedule:

**4. WORKERS' COMPENSATION:**

The Contractor agrees to comply with state laws and rules pertaining to workers compensation benefits for its employees. If the Contractor fails to comply with the Workers' Compensation Act and applicable rules when required to do so, this (Contract) may be terminated by the MRGCD.

**5. TERMINATION:**

This contract may be terminated by the MRGCD for good cause and non-compliance with terms of this contract upon written notice delivered to Contractor. Such termination shall be effective as of the date of receipt of the written notice by Contractor. By such termination, neither party may nullify obligations already incurred for performance or for failure to perform prior to the date of termination.

**6. STATUS OF CONTRACTOR:**

The Contractor and its affiliated agents and employees are independent contractors performing professional services for the MRGCD and are not employees of the MRGCD. As a result of this contract, the Contractor and its affiliated agents and employees shall not accrue leave, retirement, insurance, bonding, use of vehicles, or any other benefits afforded to employees of the MRGCD. Contractor shall also provide MRGCD a Certificate of Insurance name MRGCD as additionally insured.

**7. ASSIGNMENTS:**

The Contractor shall not assign or transfer any interest in this contract or any claims for money due or to become due under this contract without prior written approval of the MRGCD.

**8. PROTECTION OF INDEPENDENCE OF ELECTION:**

MRGCD agrees to seek injunctive relief and damages against any MRGCD board member, staff member or any person that attempts to harass any person running the election or otherwise interfere with the election process or bias the outcome of the election by any means.

**9. NON-DISCRIMINATION:**

All Vendors/Contractors doing business with the MRGCD must be in compliance with the Federal Civil Rights Act of 1964 and Title VII of the Act, (Rev., 1979), and the American with disabilities Act of 1990, (Public Law 102-336).

**10. SUBCONTRACTING:**

The Contractor shall not subcontract any portion of the services to be performed under this contract without prior written approval of the MRGCD.

**11. RECORDS AND AUDIT:**

Contractor shall maintain detailed time records which indicate the date, time and nature of services rendered. These records shall be subject to inspection by MRGCD, the Department of Finance and Administration and the State Auditor.

The MRGCD or its agents shall be entitled to audit the books and records of the Contractor including subcontractors before and after payment for the initial contract and any change orders. The contractor shall maintain such books and records for a period of three (3) years from the date of final payment.

**12. PRODUCT OF SERVICES; COPYRIGHT AND RIGHT OF DATA:**

Nothing produced, in whole or in part by the Contractor under this Contract, shall be subject of an application for copyright or letters patent by, or on behalf of the Contractor. All materials developed or acquired by the Contractor under this contract shall become the property of the District.

**13. RELEASE:**

Contractor, upon final payment of the amount due under this contract, shall release the MRGCD, its officers, directors and employees, from all liabilities, claims and obligations whatsoever arising from or in any way related to this contract and the services to be performed hereunder. Contractor agrees not to purport to bind the MRGCD to any obligation not assumed herein by the MRGCD unless the Contractor has expressed written authority to do so, and then only within the strict limits of that authority.

**14. PENALTIES:**

The New Mexico criminal laws prohibit, and prescribe penalties for, bribes, gratuities and kickbacks. In addition, the Conservancy Act, Sections 73-14-88 through 73-14-92 NMSA 1978 provide civil or criminal penalties for false voting, unlawful possession of absentee ballot materials, unlawful opening of a ballot box and falsifying an election document.

**15. INDEMNIFICATION:**

Contractor agrees to indemnify and hold the MRGCD harmless for any liability incurred by the MRGCD as the result of actions or activities performed by Contractor, its affiliated agents and employees under this Contract.

**16. CONFIDENTIALITY:**

Any confidential information provided to or developed by Contractor in the performance of this contract shall be kept confidential and shall not be made available to any individual or organization by contractor without the prior written approval of the MRGCD.

**17. CONFLICT OF INTEREST:**

Contractor warrants that it presently has no interest and shall not acquire any interest, direct or indirect, which would conflict with the performance of services required under this contract.

**18. AMENDMENT:**

This contract shall not be altered, changed or amended except by instrument in writing executed by the parties hereto;

**19. APPLICABLE LAW:**

This contract shall be governed by the laws of the State of New Mexico.

**IN WITNESS WHEREOF**, the parties have executed this contract as of the date first written above.

**CONTRACTOR**

**MIDDLE RIO GRANDE CONSERVANCY DISTRICT**

\_\_\_\_\_  
Automated Election Services

\_\_\_\_\_  
Madam Chair of the Board

**NM SECRETARY OF STATE**

BY: \_\_\_\_\_

TITLE: \_\_\_\_\_



# Memorandum

**TO:** Chair Russo Baca and Board of Directors

**FROM:** Jason M. Casuga, CE/CEO

**DATE:** April 10, 2023

**RE:** Ratification of Officials for the 2023 Middle Rio Grande Conservancy District Board of Directors Election

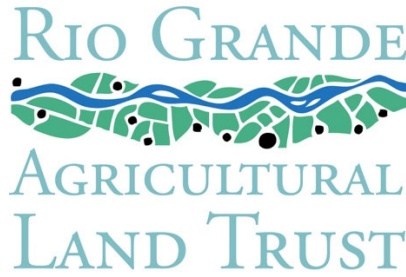
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Submitted for your consideration and approval are the following individuals to be ratified for the 2023 Middle Rio Grande Conservancy District Board of Director's Election to be held October 3, 2023:

**ELECTION DIRECTOR:** Eli Lovato, Automated Election Services

**LIST COMPILER:** Doug Strech, MRGCD Systems and Data Integration Manager

**ELECTION OFFICER:** DeAnna Philips, MRGCD Board Liaison



1  
2  
3 **MRGCD/RGALT MOA 2022 ANNUAL REPORT**  
4

5 The Rio Grande Agricultural Land Trust (RGALT) is a local 501c3 accredited land trust organization founded  
6 in 1997. RGALT’s mission is to protect land and water for people and wildlife in the Middle Rio Grande  
7 (MRG), New Mexico. RGALT’s main geographic focus area includes Sandoval, Bernalillo, Valencia, and  
8 Socorro Counties. We work with private landowners, providing the option to protect their land in perpetuity  
9 with voluntary conservation easements (CEs). CEs are legally binding deed restrictions that serve as a useful  
10 tool to protect land and water on privately-owned farmland and natural habitat in the MRG.

11  
12 **MRGCD/RGALT MOA Background**

13 RGALT’s conservation work and priority focus area aligns with MRGCD’s focus area and many components  
14 of the District’s mission. With this in mind, RGALT entered into a Memorandum of Agreement (MOA) with  
15 MRGCD in February 2019 to conduct various combinations of tasks that support and advance the mission of  
16 the MRGCD and our conservation partners. In 2021, building on the momentum of the partnership agreement,  
17 the MRGCD increased and extended the grant funding support to \$50K/year from July 2021-June 30, 2026  
18 with the option to renew the agreement.

19 In August 2021, the capacity support allowed RGALT to hire staff to assist Executive Director, Cecilia  
20 Rosacker, RGALT’s only employee up until 2021. The MRGCD funding allowed RGALT to leverage  
21 other partnership agreements in order to support two new full-time Conservation Coordinator positions in  
22 2022. The Conservation Coordinators will be responsible for assisting the ED in all organizational needs  
23 with a focus on working with landowners, conservation organizations, government agencies and other  
24 partners on land and water conservation efforts. Additionally, they will conduct outreach and provide  
25 technical assistance to landowners, as well as develop and implement permanent conservation easements  
26 to protect agricultural lands and natural habitat. Tripling RGALT’s staff will greatly expand RGALT’s  
27 ability to meet the conservation needs of the MRG communities and our partners.

28  
29 **Exhibit A of the MRGCD MOA provides the List of Work to be accomplished by RGALT. Please see**  
30 **details of work for each, below.**

- 31  
32 1) *Conduct public outreach to promote agricultural land and water conservation to stakeholders in the*  
33 *MRGCD, including private landowners. Organize, publicize, coordinate, or participate in at least four*  
34 *community workshops per year. Participate in community events, and produce articles and public service*  
35 *announcements in various media sources (print, on-line, radio, social media) acknowledging the funding*  
36 *and contribution of Grantor.*

37 Public outreach events was almost non-existent due to the Covid-19 pandemic’s social gathering  
38 restrictions that lasted into early 2022 and have been slow to return since restrictions were lifted. RGALT  
39 conducted individual landowner and public outreach about conservation easements and other  
40 conservation opportunities through E-news and other social media, such as Instagram and FB, and a

41 hardcopy newsletter [was](#) mailed to over 800 constituents. RGALT also developed a 25<sup>th</sup> Anniversary  
42 Commemorative [Video](#) to share and connect our mission with the public, landowners, and partners.  
43 Additionally, RGALT has participated in numerous virtual conferences and outreaches. RGALT [also](#)  
44 developed a two-year (2023 -2024) outreach calendar.

#### 45 Social Media Outreach

- 46
- 47 - We developed 2 **Facebook** posts/week: 99 posts in 2022 (1-2 per week on average) with 5,347  
48 accounts reached and 769 page visits. 892 people like the page (up 86) and 972 people follow us  
49 (up by 63). 64% of followers are women.
- 50 - Almost 2 **Instagram** posts/week: 48 posts in 2022, but we did publish 452 stories. Total  
51 followers: 737 followers (up by 87), with 68% followers being women. Our posts reached 1,935  
52 accounts with 489 visits to our page.
- 53 - Sent out 27 e-blasts to the full (1200) membership list in 2022. Average open rate was 35.23%  
54 and click rate was 2.45%. Subscribers are up by 58, bringing the total to 1,283.
- 55 - We sent one physical newsletter/Annual Report in Fall 2022.
- 56 - One op-ed was published in Santa Fe Reporter in regard to RGALT's position on the '[Land of](#)  
57 [Enchantment](#)' [General Obligation Bond](#).
- 58 - Developed [25<sup>th</sup> Anniversary Commemorative Video](#), with landowners sharing their story about  
59 why they protected their land. The video is posted on our website and shared on social media  
60 platforms. **Jason Casuga asked if the video could be shared on the MRGCD website, which**  
61 **would be great.**
- 62

63 2) *Recruit private landowners to pursue Conservation Easements and water conservation projects on their*  
64 *properties.*

65 CEs are specialized real estate transactions that extinguish the right to develop land. Development rights  
66 account for about 50% of the market value. Accomplishing CEs in the MRG is challenging as most  
67 landowners are land-rich and cash-poor. This means accomplishing CEs requires RGALT to seek third-party  
68 funding for bargain sale CEs. In addition, transaction costs for implementing a CE are cost prohibitive and  
69 skyrocketing (\$60-80K/CE) creating another hurdle for implementing CEs. There are no funding programs to  
70 support CE transaction costs, so landowners are responsible for paying the costs [themselves, thus making](#) CEs  
71 inaccessible to most landowners.

#### 72 **Conservation Easement Projects Underway:**

- 73
- 74 ● **Kettwich Property, Mountain View Neighborhood (40 acres)** – [NRCS-ALE](#) project, \$500K  
75 protecting 40 acres adjacent to Valle de Oro NWR.
- 76 ● **TWO Garcia CEs, Village of Tome (41 Acres) and Casa Colorada (17 Acres)** – Secured 2020  
77 [NRCS-ALE](#) grant funding (\$553K) for the two irrigated farm CE projects. Casa Colorada will  
78 close in the next few months.
- 79 ● **La Joya Farms CE 3, Socorro County (97 Acres)** – North American Wetlands Conservation  
80 Act Grant funding secured for this project protecting 97 acres that includes 57 acres of palustrine  
81 wetland/riparian habitat and 40 irrigated acres farmland.
- 82 ● **Moya, Roots Farm CE, Tome-Adelino, Valencia County (20 acres)** – 2019 [NRCS-ALE](#) CE  
83 project, secured funding for \$214K.
- 84 ● **Anaya CE, Los Duranes, Bernalillo County (6 acres)** – Bernalillo County Conservation  
85 Easement Program and landowner donation. City of Albuquerque was involved then we never  
86 heard from them again.
- 87
- 88
- 89
- 90
- 91



92 **Future and Other Recruitment Efforts:**

93 **Bernalillo County**

- 94
- 95 • **Gursky and partners – 6 irrigated acres in South Valley.** Project development was underway  
96 until August when the landowners let us know they abandoned the project after hurdles  
97 encountered with Bernalillo County. The County Assistant Manager Enrico Gradi wants to  
98 understand the issue and see if it is resolvable.
  - 99 • **Stone Property – 5 irrigated acres in Los Griegos/Rio Grande Blvd.** Outreach and project  
development are underway with a possible partnership with Bernalillo County and City of ABQ.

100 **Valencia County**

- 101
- 102 • **Brannon – 40 irrigated acres, Belen.** Outreach and project development was in discussion phase  
in 2022. The landowner is ready to move forward with the project beginning February/March.
  - 103 • **Jerry Martinez – 50 acres (non-contiguous) in Jarales.** He and 7 siblings inherited the  
104 property from their father and they want to protect it. He emailed a map of the acreages, now  
105 under review. We sent him the landowner information packet for their consideration and are  
106 working to schedule a visit in the coming weeks.
  - 107 • **Scott Edeal – Dairy Farmer in northern Valencia county.** Interested in meeting in the next month  
108 to discuss conservation easements for protecting his farmland. Emailed info sheets.
  - 109 • **Ray Garcia – 20 acres Tome.** Outreach and project development was underway, but he won't  
110 move forward without transaction funding. We are seeking a funding source to serve the need of  
111 these landowners who cannot afford the transaction costs.

112 **Socorro County**

- 113
- 114 • **Duggins – 80 acres in Lemitar.** Conducted outreach to landowner interested in NRCS-ALE  
115 funding for a CE. Transaction costs made the deal undesirable as the cost would be the entire  
116 bargain sale amount. Doing a CE on irrigated farmland in Socorro, even with the bargain sale  
117 funding (50% CE value paid to landowner) leaves the landowner in the red given the transaction  
costs.
  - 118 • **Socorro Farms/Max Prestridge/Commercial Real Estate – Max Prestridge, realtor, reached out  
119 to [Cecilia Rosacker](#) in the interest of his client, Tim Thompson. **Tim Thompson owns four  
120 farms that he may want to protect with CEs.****

121 **4 Socorro County farm:**

- 122
- 123 ○ Escondida Farm: 147 acres - 92 MRGCD water righted acres at \$9,400 per  
124 acre \$861,980 total
  - 125 ○ Gone Nuts Farm: 156 acres - 101 MRGCD water righted acres at \$9,400 per  
126 acre \$949,400 total
  - 127 ○ Polvadera Farm: 72 acres - 70 MRGCD water righted acres at \$8,500 per acre  
128 \$592,025 total
  - 129 ○ Hope Farm: 900 acres with 260 acres of pre-1907 water rights

130 **Conservation Easement Enhancement:**

131 RGALT, Save Our Bosque Task Force, Audubon, NRCS, Rio Grande Return and other conservation  
132 organizations have a long-standing partnership, working together on conservation efforts in the MRG, with a  
133 strong focus on riparian restoration in Socorro County. RGALT, SOBTF, Audubon, and NRCS take a team  
134 approach providing technical assistance to private landowners about conservation programs, including CEs,  
135 restoration, and other private land conservation opportunities. Currently, SOBTF is implementing restoration  
136 projects on four RGALT riparian CEs and is also implementing USFWS Partners for Wildlife Projects on four  
137 other RGALT riparian wetland CEs. Audubon has two NRCS-Working Lands for Wildlife Projects on

138 RGALT CEs. Enhanced conservation and restoration projects are far more likely to occur on protected lands  
139 and to be maintained into the future.  
140

141 3) *Research, and make application to, prospective third-party funding sources to fund development of*  
142 *alternative public/private funding partnerships for meeting the MRGCD's and the grantee's conservation*  
143 *goals.*

144 RGALT made great strides in efforts to seek third-party funding sources and create formalized partnership  
145 agreements in 2022. In addition to a substitute NRCS-ALE funding application for bargain sale CEs, RGALT  
146 submitted applications for 9 conservation grants and is engaged in funding agreements with five partners.  
147

#### 148 ***Multi-year funding agreements:***

149 • **Bernalillo County/Ciudad SWCD Intergovernmental Agreement** - \$27,000/year for 2 years May  
150 2020-December 2022. The agreement is under renewal consideration for \$15K for two more years.

151 • **Middle Rio Grande Conservancy District MOA** – \$50,000/year for 5 years  
152 (July 2021-June 2026)

153 • **Valle do Oro NWR/Friends of VdO SOW** – Awarded \$10,000/year for first years, renewal  
154 under consideration.

155 • **SB FOUNDATION** – Awarded \$10,000 in 2022 and committed to at least \$5,000/year for 3 years  
156 (2021-2023) towards capacity funding.

157 • **SunZia Community Benefits Agreement** – PLEDGED \$50,000/year for 10 years. RGALT  
158 developed an “enforceable” pledge agreement proposal and submitted to Sunzia/Pattern Energy.  
159 RGALT shared the agreement draft with Save Our Bosque Task Force who also submitted a pledge  
160 agreement proposal based off our draft. Sunzia/Pattern Energy accepted and signed both agreements  
161 in August 2022, committing \$50K/year to RGALT beginning 2026 when line 1 goes up. SOBTF will  
162 receive the same community benefits - \$50,000/year for 10 years once the line goes up.

#### 163 **GRANT APPLICATIONS FUNDED:**

164 • **Thornburg Foundation** – Awarded \$50,000 to work with Bernalillo County and City of  
165 Albuquerque to develop an integrated Conservation Easement Program to use as a model for other  
166 communities in the MRG. The funding also supports RGALT’s work on other local, state, and federal  
167 conservation policy initiatives.

168 • **LTA Western Innovation Grant** – Grant request approved \$7,906. Submitted application in May  
169 requesting funds to support RGALT’s efforts to integrate the City of Albuquerque and Bernalillo  
170 Conservation Easement Program including developing a pilot project.

171 • **Santa Fe Community Foundation** – Application Award to support capacity to apply for federal  
172 grant applications.

173 • **Carroll Petrie Foundation** – Awarded for general capacity needs.

174 • **LEF Foundation** – Received \$1,000. Unsolicited.

175 • **NRCS Racial Equity Grant Proposal** – Awarded \$171,900 for 2 Years starting in 2022

176 RGALT submitted a 2021 proposal and was approved for funding in mid-January 2022 for  
177 \$171,900. RGALT requested capacity funding to provide outreach and technical assistance to  
178 landowners with a focus on promoting the NRCS - Agricultural Land Easement (ALE) Program. This  
179 funding was leveraged by the MRGCD MOA support, allowing us to hire one new staff person.

180 • **McCune Foundation** - Awarded \$25,000 in general capacity funding in March 2022. Submitted  
181 2023 grant proposal on September 15, 2022. Funding will be determined in March 2023.

182 • **NRCS Regional Conservation Partnership Program (NRCS-RCPP)**. \$5M AWARD – FUNDS  
183 RETURNED MRGCD, RGALT and 10 other partners were awarded a \$5M NRCS-RCPP grant. In  
184 2022 the details of the grant were under negotiation with NRCS. After numerous months of  
185 negotiations with NRCS, the intent of the grant was being lost. After numerous partner meetings, the  
186 MRGCD and partners made the decision to return the grant funding. The grant application was  
187 seeking funds for NRCS EQUIP and other NRCS conservation programs that will improve water  
188 efficiencies in the MRG both off and on the farm and included support for RGALT staff to provide  
189 technical assistance and outreach to farmers throughout the MRG.

190 • **John E. and Sue M. Jackson Charitable Trust** – Received \$5,000 in December. Unsolicited.

191

192 **GRANTS APPLICATIONS SUBMITTED BUT NOT AWARDED:**

193 • **Nusenda Community Grant** - NOT SELECTED for funding.

194 • **USDA Grant - Outreach and Assistance for Socially Disadvantaged Farmers and Ranchers and**  
195 **Veteran Farmers and Ranchers Program (The 2501 Program)**. We submitted an application for  
196 this grant requesting \$611,810 for a three year period. We received notification that our proposal was  
197 NOT SELECTED for funding.

198 4) *Coordinate with appropriate MRGCD staff and partners in efforts to protect and promote agricultural*  
199 *lands and water conservation in the MRGCD service area.*

200

201 RGALT ED, Cecilia Rosacker, communicates regularly with MRGCD staff - Casey Ish.

202 **Other partnership efforts:**

203 • **Audubon SW - In-Kind Donation**

204 RGALT and Audubon established an ongoing partnership agreement for Audubon staff to conduct CE  
205 monitoring. Avian Ecologist, Amy Erickson, conducted monitoring on RGALT’s Socorro and Valencia  
206 County CEs, developed management plans for bird conservation, and assisted in developing baseline  
207 document reports for some CE projects. This collaboration allowed Audubon to better connect with RGALT  
208 CE landowners and other private landowners to discuss NRCS Working Lands for Wildlife Program and assist  
209 landowners in enrollment. Audubon is enrolling two RGALT CE landowners in the program and is developing  
210 bird management plans for their lands. Audubon is also interested in using the Roots Farm CE as a pilot  
211 project for an NRCS Conservation Innovation Grant – we will know this spring if the property was selected for  
212 the project.

213 • **Thornburg and McCune Foundation/MRGC/Bernalillo County/City of Albuquerque**

214 RGALT invited Dave Nezzie -Thornburg Foundation, Henry Rael -McCune Foundation, MRGCD staff -  
215 Casey Ish, Bernalillo County - John Barney, and City of Albuquerque - Dave Simon to participate in  
216 RGALT’s 2022 Board Retreat discussion regarding CE transaction costs as a major hurdle to achieving land  
217 conservation in the MRG and NM. The focus was the issue of CE transaction costs and the need to develop  
218 funding or policies to address the CE transaction costs that make CEs largely inaccessible to most landowners.  
219 This ultimately resulted in more meetings with Henry Rael and Dave Nezzie and ultimately led to an invitation  
220 to apply for Thornburg Foundation grant.

221 • **Thornburg Foundation/MRGCD**

222 RGALT invited Dave Nezzie, Thornburg Foundation and MRGCD staff – Casey Ish and Jason Casuga, CEO  
223 to join us on a site/monitoring visit to Mark and Ray Garcia’s CEs in Tome. We discussed our collaborative  
224 MRG conservation goals and initiatives as well as opportunities to strengthen and expand conservation  
225 partnerships and current collaboratives. One topic of focus was the issue of CE transaction costs and on the  
226 need to develop funding or policies to address the CE transaction costs that make CEs largely inaccessible to  
227 most landowners.

228       • **Valencia SWCD**

229       RGALT staff attended a meeting and tour of Whitfield Wildlife Conservation Area after the fire that destroyed  
230       much of the habitat. We have continued to discuss potential collaborations to protect land adjacent to Whitfield  
231       with the VSWCD Board Director, Andrew Hautzinger. These conversations are ongoing.

232       • **City of Albuquerque**

233       RGALT and Bernalillo County met numerous times with the City of Albuquerque about conservation  
234       easements and establishing a collaborative City/County CE program. This was following up on the City’s  
235       invitation to RGALT in September 2021 to discuss conservation easements as a tool to protect farmland within  
236       the city and with the goal of developing a City of Albuquerque conservation easement program. We informed  
237       them of the Bernalillo County program and suggested that we work to integrate a city CE program with the  
238       county. The City Parks and Open Space manager, Dave Simon and the city’s legal team were on board, but  
239       after a couple of months they stopped responding to our emails. Bernalillo County Parks and Open Space staff  
240       said they stopped responding to all their emails on all collaborative projects as well. The County’s  
241       understanding is the Parks and Recreation staff were directed by Mayor Tim Keller to change their focus.

242       • **Intermountain West Joint Ventures**

243       The MRG was designated as a priority focus area for the IWJV Water 4 Initiative. RGALT has been working  
244       with the IWJV to help advance conservation partnerships and conservation planning in NM surrounding the  
245       IWJV Water 4 priorities. For the last two decades, the IWJV has been partnering with RGALT in our efforts to  
246       protect flood irrigated agriculture and riparian habitat in the MRG. The IWJV has recognized RGALT as a  
247       lead partner in the Water 4 Initiative due to our private land conservation accomplishments and our twenty-five  
248       years of experience working to develop longstanding relationships with agricultural landowners as well as our  
249       efforts to raise awareness of the role private working lands play in landscape conservation and ecosystem  
250       resiliency.

251       RGALT has participated in numerous calls with the IWJV team to discuss the new Farm Bill and the Inflation  
252       Reduction Act. RGALT has been invited to participate in the Joint Ventures Fly-In to Washington DC to meet  
253       with congressional staff about Farm Bill programs and policy initiatives for federal programs that would allow  
254       programs, such as the NRCS-ALE program to cover transaction costs. The legislation for that program allows  
255       for CE transaction costs to be covered, it’s an administrative change that would make the program accessible  
256       and more equitable for serving disadvantaged landowners. RGALT will schedule and lead meetings with  
257       Senator Heinrich and Lujan’s offices.

258       • **Save Our Bosque Task Force**

259       RGALT continues to collaborate with SOBTF on landowner outreach and restoration/CE projects.

260       • **2022 Board Retreat – Invited new and current partners to join in discussions about the need to**  
261       **address CE transaction funding.**

262       Partners in attendance included Dave Nezzie, Thornburg Foundation, Henry Rael – McCune Foundation, Dave  
263       Simon – City of Albuquerque Parks and Recreation Manager, John Barney – Bernalillo County Parks and  
264       Open Space Manager, Tim Connelly – CE appraiser, Casey Ish – Middle Rio Grande Conservancy District.

265       • **NM Water Leaders Workshop**

266       **RGALT ED Rosacker was an** invited speaker at the NM Water Leaders 3-day Workshop in December 2022.  
267       Asked to speak about the impact of drought on agriculture and farmers’ changed practices, if any.

268       • **Isleta Reach Stewardship Association (IRSA)**

269       RGALT participated in meetings with numerous conservation partners in the MRG.

270       • **American Farmland Trust**

271       Participated in AFT “Urban Agriculture Needs” webinars series and other relevant webinars. Engaged AFT’s  
272       Policy Advisor Cris Coffin in several phone meetings and one in person meeting (Rally Land Trust Alliance  
273       Conference) to discuss challenges in accessing federal programs, specifically the NRCS-Agricultural Land

274 Easement. We are working with Cris, IWJV partners, and other western land trusts to develop a document to  
275 present to congressional leaders regarding policy initiatives to make the programs accessible, equitable.

276

277

278 *5) Coordinate with other private and public partners, on the collaborative development of conservation*  
279 *easements within the MRGCD service area.*

280 **As described above, RGALT works closely with NRCS to promote and implement the NRCS-**  
281 **Agricultural Conservation Easement Program (ACEP) and Agricultural Land Easement (ALE)**  
282 **Program.** The Agricultural Conservation Easement Program (ACEP) provides bargain sale funding to help  
283 conserve agricultural lands and wetlands. The NRCS District Conservationists do not promote this program  
284 nor do they have the knowledge about CEs to provide technical assistance to landowners. Instead, the NRCS  
285 relies on land trust organizations, like RGALT, to promote this program. In January 2022, RGALT was  
286 awarded a 2-year Equity Conservation grant (see above) to connect underserved and socially disadvantaged  
287 landowners to the NRCS-ALE program and other NRCS conservation programs. The funding will support  
288 capacity to conduct outreach to disadvantaged and underserved landowners through the MRG.

289 RGALT also worked with Rio Grande Return and our over 50 -USFWS- NAWCA Standard grant partners to  
290 achieve CEs and restoration in the MRGCD service area. We finalized our last CE project under our grant  
291 funding, 97 acres in La Joya protecting 40 acres of irrigated farmland and 57 acres of riparian/wetlands.

292 **One of RGALT’s challenges in accomplishing CEs is that the costs of conveying a CE is about \$60-80K**  
293 **per transaction whether it protects 1 acre or 10,000 acres. Essentially recruiting landowners to**  
294 **pursue conservation easements requires landowners to commit \$75,000 for transactions in order to**  
295 **give up half the value of their land, usually their largest asset.** CEs are real estate transactions that  
296 require numerous professional contractors, including appraisers, surveyors, geologists, hydrologists, biologists,  
297 attorneys, title companies, RGALT’s due diligence, and a required stewardship/defense contribution. The  
298 transaction costs have increased by almost 25%, given the real estate market explosion the last two years.  
299 Working with all the professionals involved and the agencies, completing a project can take up to two years or  
300 more ~~to complete the project~~. Appraisers are booked out a year in advance and their cost has recently tripled ~~in~~  
301 ~~the last two year~~ (\$20-25K). There are only five qualified appraisers serving the entire state, so they have us  
302 over a barrel with no other options. Because of the long process, professionals need to be paid prior to closing.  
303 Some agencies, like Bernalillo County, are working to support landowners by reimbursing the landowner for  
304 the transaction costs via a “bargain sale” but landowners do not receive the money until closing. Neither  
305 RGALT nor landowners have the means to cover those costs until closing and Bernalillo County can’t pay  
306 those costs upfront due to the anti-donation clause. Federal funding programs, like the NRCS-ALE will not  
307 cover CE transaction costs – this is an administrative decision. And yet CE projects funded through agency  
308 programs greatly increase the transaction costs and length of project implementation due to the numerous  
309 agency processes and requirements. Most landowners cannot afford the transaction costs nor are they in a  
310 financial position to relinquish any portion of their most valuable asset.

311  
312 **RGALT has engaged numerous partners, local, state, and federal together to discuss the need for**  
313 **funding the prohibitive transaction costs of conveying a CE.** These costs prevent projects from getting past  
314 the first conversation. RGALT has raised this challenging issue with our partners, including MRGCD,  
315 Bernalillo County, City of Albuquerque, Audubon SW, IWJV, Thornburg Foundation, McCune Foundation,  
316 Santa Fe Conservation Trust, Taos Land Trust, Soil and Water Conservation Districts, ~~and~~ ot others working to  
317 promote the Enchantment Legacy Fund legislation.

318  
319 Addressing this issue will not only help landowners, but it will allow RGALT to assist landowners in accessing  
320 federal conservation dollars, such as the NRCS-ALE program. This will result in more conservation dollars  
321 for NM and will expand land and water protection in the MRG.

322 *6) Monitor and hold stewardship funds for all conservation easements held by the RGALT.*

323 RGALT holds board restricted [stewardship](#) funds ~~for stewardship~~ for defending and stewarding all our CEs, as  
324 required for Land Trust Alliance accreditation. RGALT conducts annual monitoring site visits for all CEs and  
325 completes a ~~nd files a~~ monitoring report for each. RGALT’s annual CE monitoring allows for continued  
326 engagement and strengthened relationships with landowners. It provides the opportunity to inform landowners  
327 about agency programs and facilitate the implementation of agency conservation programs. This has resulted  
328 in 80% of RGALT CEs enrolled in agency conservation programs that support agriculture, wildlife, migratory  
329 bird and fish habitat, water conservation, a healthy riparian corridor, and ecosystem resiliency that benefits  
330 [both](#) people and the environment.

331 In addition to monitoring, RGALT develops Baseline Document Report for all conservation easement projects.  
332 The baseline documentation includes a biological assessment, geological assessment, hydrology/water rights  
333 assessment, photo documentation and a conservation plan. The CE document and baseline is used as a  
334 reference for monitoring each CE.

335

336 *7) Work with Bernalillo County, Corrales Farmland Preservation, and other communities in the MRGCD*  
337 *service area to raise community awareness and facilitate protection of private lands necessary to sustain*  
338 *agriculture, wildlife, and ecosystem resiliency.*

- 339 • RGALT developed a two-year Outreach Calendar with in-person community meetings scheduled  
340 throughout the MRG. The Outreach Calendar also includes individual landowner outreaches in each  
341 community.
- 342 • **Bernalillo County Conservation Easement Program (BCCEP)** – RGALT, Bernalillo County  
343 Parks and Open Space, Ciudad Soil Water Conservation District and more recently the City of  
344 Albuquerque Open Space are working together to develop and implement the BCCEP. The  
345 BCCEP is a voluntary, incentive-based effort to provide private landowners with technical and  
346 financial assistance to protect agriculture and important conservation lands in Bernalillo County  
347 (BC) through the use of voluntary conservation easements. This provides the opportunity for  
348 Bernalillo County to leverage other conservation funds and develop additional public/private  
349 partnerships, thereby expanding their ability to protect agricultural land, natural habitat and  
350 wildlife corridors, open space, and degraded ecosystems in the rural areas of the county. A  
351 BCCEP is also a tool to protect open space areas within the urban community for wildlife habitat,  
352 urban agriculture (community gardens and urban farms), improve storm water quality, and  
353 provide opportunities for urban dwellers to experience the natural environment. In addition to  
354 developing processes and County documents for the BCCEP, RGALT and the County are  
355 collaborating on landowner outreach and project development. Currently, we have one CE project  
356 underway and three CE projects in discussion and at the development stage.
- 357 • RGALT developed a [Bernalillo County Conservation Brochure](#) and [CE Guidebook](#).
- 358 • **Corrales Farmland Preservation Program** – RGALT reached out to Corrales Farmland  
359 Preservation Committee regarding the Village of Corrales program and funding. We were  
360 informed that the funds were used to protect 20 acres and there were no new bond initiatives  
361 underway.
- 362 • In 2022 RGALT did a presentation to **Valencia SWCD** board about conservation easements and  
363 our work in the MRG. We have continued to have discussions about CEs and the need to protect  
364 farmland around the Whitfield Conservation Area. We have also discussed collaborations on  
365 grants for restoration and land protection. RGALT is engaged in discussions with **SOBTF**  
366 regarding the numerous private land restoration efforts in Socorro and the Tiffany Fire  
367 restoration. Part of the Tiffany fire restoration effort includes CE outreach and technical  
368 assistance to landowners. This has been an ongoing effort over the years.

369



# Memorandum

**To:** MRGCD Chair Russo-Baca and Board of Directors

**Through:** Jason M. Casuga, Chief Engineer/CEO

**From:** Human Resources

**Date:** April 10, 2023

**Re:** Introduction of New Hires and Job/Title Change

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## General Office

CASEY	ISH	CONSERVATION PROGRAM SUPERVISOR	04/03/2023 PROMOTION
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## Albuquerque Division

FRANCISCO	PADILLA	FIELD MAINTENANCE TECHNICIAN	04/17/2023
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# Memorandum

**To:** MRGCD Chair Russo Baca and Board of Directors  
Jason Casuga, CEO/CE  
Pam Fanelli, CFO

**From:** Richard DeLoia, Chief Procurement Officer *RD*

**Date:** March 17, 2023

**Re:** APPROVAL FOR EGG MONITORING

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After thorough review MRGCD staff is requesting approval for contractor SWCA Environmental Consultants per NM State Pricing Agreement #10-00000-20-00061. They will be providing all Silvery Minnow Egg Monitoring w/daily reporting to the US Fish & Wildlife Service for the irrigation pumps at the Corrales Siphon project.

<u>VENDOR</u>	<u>GRAND TOTAL</u>
SWCA Environmental Consultants	\$66,830.30 w/NMGRT

\*State of NM statewide price agreement #10-00000-20-00061.\*





# MEMO

TO: Chair Stephanie Russo Baca and the Board of Directors

THRU: Jason M. Casuga, P.E., CEO/Chief Engineer and Eric Zamora, P.E., COO

FROM: Ashley Veihl, Right-of-Way Specialist

DATE: April 6<sup>th</sup>, 2023

RE: Seeking MRGCD Board of Directors approval for disposal of land

---

It is recommended by Middle Rio Grande Conservancy District (MRGCD) staff that a tract of surplus land - MRGCD Map 57, tract 10A2 (total .46 acre) – part of MRGCD property (Property), be approved for disposal, with only water rights appurtenant to the Property reserved. The tract was conferred to the MRGCD by Deed No. 2946, attached hereto.

MRGCD staff have determined that the Property is excess right-of-way. This is evidenced by:

- A 2018 through 2020 property lease agreement with a Mr. Randy Sena which allowed him to irrigate the land.
- Testimony from Derek Jarner, Albuquerque Division Manager, which states that the above listed property is not used for MRGCD's operation and maintenance purposes.

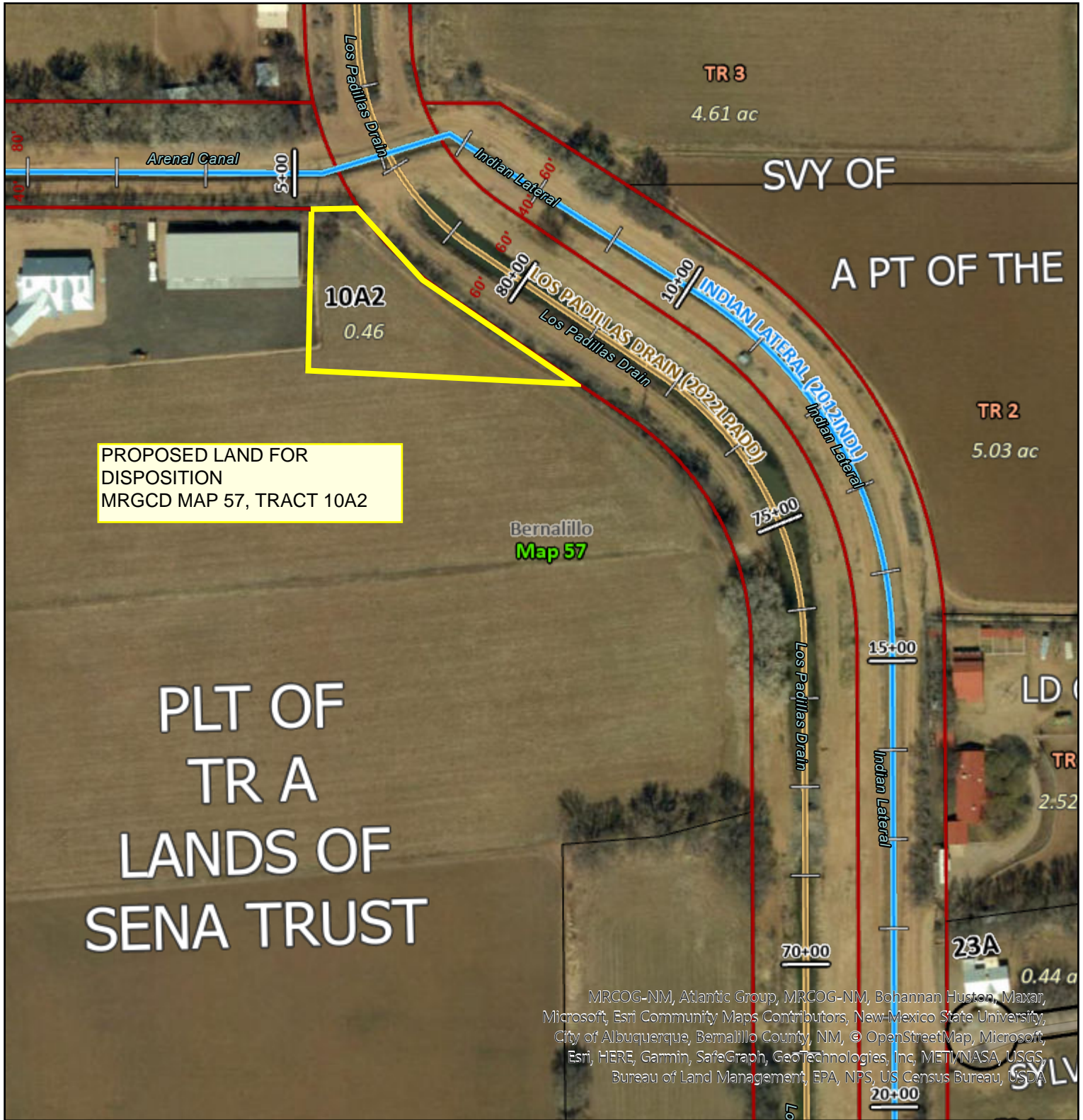
MRGCD staff also evaluated the Property considering Board Resolution No. M-01-10-22-178 regarding the protection and preservation of MRGCD Ditches & Facilities and have determined that it is highly unlikely that the disposal of the Property at this time would affect any public use of the area, based on its location and limited accessibility to the public.

On February 8th, 2018, Mr. Sena applied for the sale of this excess land and paid the \$250.00 application fee (attached hereto). Mr. Sena is the landowner of MRGCD Map 57, tract A, which is the only tract adjacent to the Property in question, other than land owned by the MRGCD. Should the disposal of the Property be approved at this time, the Property will continue to be evaluated for sale per the process outlined in MRGCD Rule 21, *Land Sales Policy*.

Sincerely,

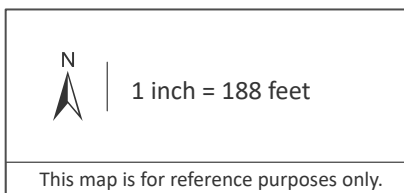
Ashley Veihl  
Right-of-Way Specialist  
Middle Rio Grande Conservancy District

Enclosed: Exhibit Map; Letter From Albuquerque Division Manager Regarding Non-Use of Lands; Deed No. 2946; Land Sale Application Packet – Randy Sena



Date: 4/5/2023

### Exhibit Map



MRGCD Cadastre Lines	Facility Network	MRGCD Map Index
— Lot Lines	— Drain	□ MRGCD Map Index
- - - Combined Lots	— Other	
— MRGCD ROW		
— Public ROW		



**2018 through 2020 PROPERTY LEASE AGREEMENT**

This Agreement is entered into between the Middle Rio Grande Conservancy District (1931 Second St SW, PO Box 581, Albuquerque, NM 87103-0581) and Mr. Randy Sena (Owner # 31001) (2835 Chanate Ave SW, Albuquerque, NM 87105), as described below:

**THIS AGREEMENT** ("AGREEMENT") between the Middle Rio Grande Conservancy District, a political subdivision of the State of New Mexico ("MRGCD"), and Mr. Randy Sena ("Lessee") is made this 27<sup>th</sup> day of April, 2018, providing for the lease of a tract of property owned by MRGCD.

**RECITALS:**

**WHEREAS**, the MRGCD owns various small pieces of surplus land throughout the valley that are remnants of property acquired by either by deed or tax lien in prior years, and

**WHEREAS**, MRGCD Map 57 Tract 10-A-2 = 0.46 ac ("TRACT") is one such remnant owned by the MRGCD, and

**WHEREAS**, the TRACT is irrigated and contained on two sides by the Lessee's Property, and

**WHEREAS**, The Lessee presently desires to enter into an agreement to lease the TRACT during the pendency of Lessee's Land Sales Application, and

**WHEREAS**, The Lessee is willing to enter into an agreement to utilize the MRGCD delivery system for delivery of water to the TRACT in the 2018, 2019 and 2020 irrigation seasons. Lessee desires to irrigate the following described real property located within the boundaries of the MRGCD and in Bernalillo County, New Mexico:

Property Legal Description (TRACT): MRGCD Map 57 Tract 10-A-2  
Property Code Number(s): 101104920437020216  
Owner: MRGCD  
Total Acreage: 0.46 Ac. Total Acreage Irrigated: 0.46 Ac.

**NOW, THEREFORE IT IS MUTUALLY AGREED BETWEEN THE PARTIES HERE TO AS FOLLOWS:**

**1. Term of Lease**

The MRGCD, in consideration of the rents to be paid, does hereby let and demise the TRACT to the Lessee, together with all improvements located thereon for a term beginning on the date both parties have signed this agreement and lasting until this LEASE expires on December 31, 2020.

**2. Lease Application Fee and Rent**

A lease application fee of \$50 for the three-year duration of this contract is required at the signing of this agreement.

As lease rental for the TRACT, the Lessee agrees enter into a Water Service Agreement (Attachment A) with the MRGCD during the term of this LEASE and agrees to pay the annual MRGCD Water Service Charge, as set out in MRGCD's Water Service Agreement.

**3. Conditions and Obligations**

At or prior to the effective date of this LEASE, Lessee shall file with the MRGCD a Land Sales Application (Attachment B). During the term of this LEASE, Lessee shall take necessary and reasonable actions in pursuing the

approval of the Land Sales Application.

Lessee shall be responsible for all general maintenance and minor repairs of the TRACT. Lessee will not make material alterations or improvements to the TRACT until the final disposition of the property.

Lessee will not permit by reason of its own action or inaction any lien or encumbrance of any kind to attach against the TRACT. Should any work be performed on the property at Lessee's sole direction, or should any lien attach due to the action or inaction of the Lessee, the Lessee shall take all action to indemnify and hold MRGCD harmless from associated costs and expenses and post notice of MRGCD's non-responsibility, including notice required by NMSA 1978, § 48-2-11 as necessary.

Lessee shall comply with all laws, ordinances, rules, regulations, requirements and orders of any federal, state, county, or municipal government, and shall take all action to indemnify and hold MRGCD harmless from associated costs and expenses, including repayment of court costs and attorney's fees related to the legal compliance of the TRACT.

**4. Renewal**

Renewal of this LEASE shall occur only upon Lessee's delivery to MRGCD by December 1, 2020 of a written request to renew the LEASE for an additional term and MRGCD's acceptance of the request to renew. If Lessee fails to deliver such renewal notice, this LEASE shall expire at the end of the initial term.

**5. Termination and Cancellation of Agreement**

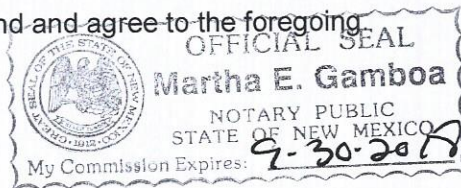
In the event the Lessee is unable to comply with any condition or obligation of this LEASE agreement, MRGCD shall provide Lessee with written notice to cure such default. If Lessee has not taken necessary and reasonable actions to cure such default within twenty (20) business days from receipt of notice, then MRGCD may terminate this LEASE and proceed to exercise such remedies against Lessee as are provided by law.

Either party may cancel this Agreement by providing written notice to the non-canceling party at the address listed above. Notice must be received by the non-canceling party on or before February 1, of the year in which the cancellation is to be effective.

**6. Miscellaneous Provisions**

This Agreement shall not affect in any manner whatsoever any water rights held by an individual Property Owner or the MRGCD.

The parties have read, fully understand and agree to the foregoing.



*Martha E. Gamboa*

BY: *[Signature]*  
Mr. Randy Sena

BY: *[Signature]*  
Michael A. Hamman, CEO / Chief Engineer  
Middle Rio Grande Conservancy District

DATE: 4-27-18

DATE: 4-27-18

# Middle Rio Grande Conservancy District

04/27/2018 14:52 Middle Rio Grande Conservancy District  
 Estrella PAYMENTS PROOF

CLIENT: Estrella  
 BATCH: 3296  
 BATCH ENTRY DATE: 04/27/2018

RECEIPT YEAR	LINE CHARGE	BILL TYPE DESCRIPTION	CATEGORY	PRIN PAID	CUST # NAME	INT PAID	PROPERTY ID	REFERENCE	TOTAL PAYMENT
9725 2018	1 01	COPIES	MSC - MISC CASH RECEIPTS	2.50					2.50
	0100000	63100							
9727 2018	1	CREDIT CARD	MSC - MISC CASH RECEIPTS	2.50					250.00
	0400000	64600							
9728 2018	1	CASH	MSC - MISC CASH RECEIPTS	50.00					50.00
	10036	WB WSC UNA							
9729 2018	1	CASH	MSC - MISC CASH RECEIPTS	1.43					1.43
	0100000	69000							
9730 2018	1	CASH	MSC - MISC CASH RECEIPTS	147.73					147.73
	0100000	11200							
9731 2018	1	CHECK	MSC - MISC CASH RECEIPTS	3,567.10					3,567.10
	0100000	12100							
9732 2018	1	CHECK	MSC - MISC CASH RECEIPTS	5,990.54					5,990.54
	0100000	13100							
TOTAL RECEIPTS				7					10,009.30
TOTAL PAYMENTS									
TOTAL PRINCIPAL PAID									.00
TOTAL PRINCIPAL ADJUSTED									.00
TOTAL INTEREST PAID									.00
TOTAL INTEREST HELD									.00
TOTAL DISCOUNT AMOUNT									.00

**From:** [Derek Jarner](#)  
**To:** [Ashley Veihl](#)  
**Subject:** Luchetti property  
**Date:** Thursday, March 9, 2023 1:50:07 PM

---

Hey Ashley, the property off Luchetti rd that you questioned is not a used piece of property for the districts o&m purposes. If you have any other questions, please let me know.

Thanks,

Derek

Sent from my iPhone

Joe Gherardi

DEEL # 2948

6202

STATE OF NEW MEXICO  
MIDDLE RIO GRANDE CONSERVANCY DISTRICT

RECEIPT AND CONVEYANCE

Received of MIDDLE RIO GRANDE CONSERVANCY DISTRICT, this 29 day of May, 1933,  
the sum of One hundred twelve and no/100 Dollars (\$ 112.00),

in consideration of which Joe Gherardi And  
Florence Gherardi (his wife)

hereby grant, transfer, and convey Do to the Middle Rio Grande Conservancy District, its  
successors and assigns fee simple estate in and to the following land and real estate situate in the County of  
Bernalillo, State of New Mexico, to-wit:

All of that part of tract No. 10-A on the Middle Rio Grande Conservancy District Property Map No. 57 required for right-of-way for the Los Padillas Drain, being all of said tract lying west and south of a line beginning at a point on the north boundary of said tract 120 feet easterly from the northwest corner of said tract No. 10-A and running thence South 2 degrees 23 minutes East 817 feet; thence following a 25 degree 20 minute curve to the left 216 feet; thence South 57 degrees 11 minutes East 236 feet; thence following a 13 degree 42 minute curve to the right to a point on the south boundary of said tract No. 10-C, a distance of 121 feet, more or less, westerly from the southwest corner of tract No. 10-C and containing 4.48 acres, more or less.

The above described parcel of land includes that part of said tract lying south and west of a line 60 feet easterly from and parallel to the center line of the Los Padillas Drain as the same is now surveyed and located.

The same being acquired hereunder by said District for right-of-way for the Los Padillas Drain

....., together with all rights incident to the interest transferred hereunder, to have and to hold the same unto the said District, its successors and assigns forever.

Prior to procuring payment herefor, the undersigned represent as owner S to be entitled to above amount as compensation for rights in said realty herein transferred.

IN WITNESS WHEREOF, the undersigned have set their hand S and seal S the day and year first herein written.

Signed, Sealed and Delivered in the Presence of

Joe Gherardi [Seal]  
Florence Gherardi [Seal]  
..... [Seal]  
..... [Seal]

COUNTY OF Bernalillo } ss.

On this 19 day of May, 1933, before me personally appeared \_\_\_\_\_

Joe Gherardi AND  
Florence Gherardi

to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate last above written.

My Commission Expires: \_\_\_\_\_

June 25 1934

Jacobo Chavez  
Notary Public.

STATE OF NEW MEXICO,

County of \_\_\_\_\_ } ss.

On this \_\_\_\_\_ day of \_\_\_\_\_, 193\_\_\_\_, before me personally appeared \_\_\_\_\_

\_\_\_\_\_ to me personally known,

who being by me duly sworn, did say that he is \_\_\_\_\_ of \_\_\_\_\_

\_\_\_\_\_ a corporation organized under the laws of the

State of \_\_\_\_\_, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation, by authority of its board of directors, and said

\_\_\_\_\_ acknowledged said instrument to be the free act and deed of said corporation.

Witness my hand and seal on this the day and year last above written.

\_\_\_\_\_  
Notary Public.

My Commission expires \_\_\_\_\_

RECEIPT AND CONVEYANCE

Covers \_\_\_\_\_

For \_\_\_\_\_

Map \_\_\_\_\_

Joe Gherardi, et ux

To \_\_\_\_\_

Middle Rio Grande Conservancy District

STATE OF NEW MEXICO,  
County of Bernalillo } ss.

I hereby certify that this instrument was filed for record on the 6th day of September, A. D. 1933, at 9:20 o'clock A. M., and was duly recorded in Book 130 of Records of Deeds and Conveyances, page 365

on this 6th day of September, A. D. 1933.

Anna M. [Signature]  
Clerk and Ex-Officio Recorder.

By \_\_\_\_\_

Deputy.

COMPILED  
A.P. SW. [Signature]  
Hindman



APPLICATION TO PURCHASE PROPERTY  
FROM MIDDLE RIO GRANDE CONSERVANCY DISTRICT

Application No. \_\_\_\_\_  
Date: \_\_\_\_\_

Name: Randy Sena

Address: 2835 Chanate Ave SW

City: Alby State: NM Zip: 87115 Phone: 505-720-3042

Description of Property to Be Purchased: MRGCD Map No. 57

Tract No. 10A2 Subdivision: NA Acres: 0.46 County: Bernalillo

Have you ever been an employee of the Middle Rio Grande Conservancy District or do you hold title to any property in conjunction with a District employee?

Yes:  No:  If yes, explain: \_\_\_\_\_

Do you own or lease or a combination thereof in excess of 160 acres of land subject to irrigation or will this purchase, if approved, give you more than 160 acres of land subject to irrigation?

Yes:  No:  If yes, explain: \_\_\_\_\_

Does the land to be purchased have legal access or have you received an easement or right-of-way which provides legal permanent access?

Yes:  No:  If yes, explain: I have legal access

Do you agree to have a survey of the property made by a registered Surveyor, if necessary, and to pay for the same with the understanding that you bear this cost whether or not the land is ultimately sold to you or anyone else?

Yes:  No:  If yes, explain: \_\_\_\_\_

Do you agree to pay for an appraisal of the property by an Appraiser of the Middle Rio Grande Conservancy District's choice whether or not the land is ultimately sold to you or anyone else?

Yes:  No:  If yes, explain: \_\_\_\_\_

▶▶▶ NOTE: A FEE OF \$250.00 MUST ACCOMPANY THIS APPLICATION. THIS FEE IS NOT REFUNDABLE AND IS USED TO COVER DISTRICT EXPENSES INCURRED IN THE PROCESSING OF THE APPLICATION. ▶▶▶

STATE OF NEW MEXICO )  
 ) ss.  
COUNTY OF Bernallilo )

Comes now Ashleigh Coulter being first duly sworn upon oath, states and deposes that Randy Sena has read and fully understands the foregoing Application To Purchase, and that any and all statements made therein are true and correct.

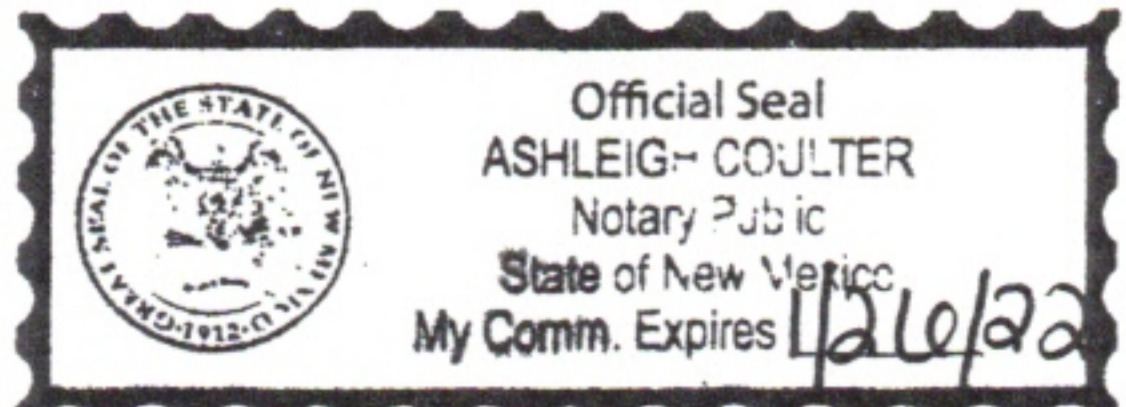
[Signature]  
Signature

<sup>19</sup> ~~19~~ SUBSCRIBED AND SWORN TO BEFORE ME THIS 8 DAY OF February, 2018

[Signature]  
Notary Public

My Commission Expires: 1/26/22

▶▶▶ NOTE: The Middle Rio Grande Conservancy District will quitclaim deed property and does not make any warranties. The Quitclaim Deed will reserve all existing easements of the Middle Rio Grande Conservancy District which are necessary for its operations, and a reservation of any pre-1907 water rights. ▶▶▶



To: Board of Directors  
From: Finance Committee  
Through Pam Fanelli  
Date: 4/5/2023  
Subject: YTD 3Q FY2023 Financial Information

### ***Budget to Actual - General Fund Budgeted Deficit***

The District budgeted for a \$2,189,477 deficit in FY2023. Because the District modified the way we record encumbrances, we also carried forward encumbrances of \$1,875,092. The \$1,875,092 will hit actual expenses in the current year but will be offset against the encumbrance account reserved in fund balance. This makes our total budgeted deficit \$4,064,569.

### ***3Q FY2023 Summary of Revenues and expenditures and changes in fund balance, Budget to Actual, and Budget to Actual Comparison to 3Q FY22.***

Actual revenues excluding other financing sources totaled \$17,910,565.

Ad Valorem in YTD 3Q is \$494,777 higher in FY23 than FY22. The District budgeted for a 3% increase in ad valorem in FY23. Year to date, we are trending at 3.8% increase. We are confident that Ad Valorem will meet or exceed budgeted totals of \$21,580,000. Water Service Charge revenue is \$173,877 higher than 3QFY22. The new software simplified the lien process. We sent many liens and we have been receiving payoffs. Licensing fees are down \$11,816 primarily related to a drop in gate access installation fees (\$10,000) and filming licenses (\$7,000). Interest revenue YTD through February totaled \$434,159 compared to \$21,720 in 3Q FY22. Interest rates YTD have averaged 3.5% and continue to increase. Unrealized gain on investments totals \$118,799 through February in 3Q FY23. YTD Grant expenditures through 3Q FY23 total \$1,073,380. Grant revenue does not match grant expenditures because the District bills in April for the third quarter expenditures. Of the \$8,156,691 of grant expenditures budgeted, the District expects that approximately \$2,500,000 will be spent. This is due to delays in the start of the Socorro Main Lining project and the Belen Watershed project. In addition, the Village of Los Ranchos has decided not to use the NMED funding.

Expenditures excluding transfers totaled \$20,090,125 compared to \$17,322,306 in 3Q 2022 for an increase of \$2,767,819. The primary reason is due to increased salaries and benefits of \$641,234, increased vehicle & equipment O&M of \$303,640, Division maintenance, construction, and rehab of \$129,647, project expenditures of \$223,176, and an increase in capital equipment of \$1,056,684. Fuel costs are \$187,000 higher than this time last year, R&M costs are \$95,000 higher than this time last year. We are finally receiving the equipment we ordered over a year ago which is why capital equipment is higher than this time last year. We feel that we are going to go over budget in other operating expenditures excluding salary savings of approximately \$200,000, however we believe this will be offset by salary savings.

The current vacancy rate is 10.9% or 21 vacancies. The estimated salary savings is \$900,000. We budgeted a 7% vacancy rate and YTD we have averaged 14%. We are trending downward, but the average has resulted in some salary savings.

We are recommending that the District purchase some much needed equipment in May based on an updated financial review in April using salary savings.

**Middle Rio Grande Conservancy District**  
**Budget to Actual - General Fund**  
**Fiscal Year 2023, March 31, 2023 (Unaudited)**

Line	Original Budget	Encumbrances rolled forward	Revised Budget	Actual	Encumbrances	(Under)/Over
<b>REVENUES</b>						
1a Ad Valorem Taxes - Sandoval County	1,950,000		1,950,000	1,298,296	-	(651,704)
1b Ad Valorem Taxes - Bernalillo County	14,360,000		14,360,000	9,041,459	-	(5,318,541)
1c Ad Valorem Taxes -Valencia County	4,450,000		4,450,000	2,799,538	-	(1,650,462)
1d Ad Valorem Taxes -Socorro County	575,000		575,000	380,694	-	(194,306)
2a Ad Valorem Interest - Sandoval County	25,000		25,000	-	-	(25,000)
2b Ad Valorem Interest - Bernalillo County	150,000		150,000	69,961	-	(80,039)
2c Ad Valorem Interest -Valencia County	45,000		45,000	13,299	-	(31,701)
2d Ad Valorem Interest -Socorro County	25,000		25,000	27,053	-	2,053
3 Water Service Charges	2,317,500		2,317,500	2,127,305	-	(190,195)
4 Water Bank Fees	25,000		25,000	30,504	-	5,504
5 Licensing Fees	88,000		88,000	58,251	-	(29,749)
6 Interest on investments	55,000		55,000	434,159	-	379,159
7 Realized gains/(loss) on investments	-		-	4,404	-	4,404
8 Unrealized Gain/(loss) on investments	-		-	118,799	-	118,799
9 Project Contract Revenue - Federal	757,988		757,988	568,491	-	(189,497)
7 Project Contract Revenue - Local	318,752		318,752	-	-	(318,752)
10 Operating and Capital Grants	8,156,691		8,121,691	819,726	-	(7,301,965)
11 Soils Lab Revenue	190,000		190,000	1,250	-	(188,750)
12 Other	97,600		132,600	117,378	(600)	(15,822)
<b>13 Total revenues</b>	<b>33,586,531</b>		<b>33,586,531</b>	<b>17,910,567</b>	<b>(600)</b>	<b>(15,676,564)</b>
<b>EXPENDITURES</b>						
14 Salaries	10,690,173		10,630,650	7,160,312	-	(3,470,338)
15 Employee Benefits	4,366,206		4,408,558	2,835,667	-	(1,572,891)
16 Employee & Board Related Costs	519,130		527,785	300,740	123,415	(103,630)
17 General & Administrative Expenses	314,206	9,041	372,575	243,137	56,156	(73,282)
18 Professional Services	555,665	154,936	744,919	375,813	205,448	(163,658)
19 Insurance & Legal Services	1,431,195		1,352,899	1,209,067	125,868	(17,964)
19 Technology & Communication	558,016		584,625	467,895	26,406	(90,324)
21 Ad Valorem Collection Fees	473,050		473,050	281,952	-	(191,098)
22 Utilities	152,540		163,040	101,560	526	(60,954)
23 Facility Maintenance	52,360		81,567	56,391	21,598	(3,578)
24 Division Maintenance, Const, Rehab	1,064,430		1,002,142	720,603	53,849	(227,690)
25 Vehicle & Equipment O&M	1,878,680	15,780	1,938,807	1,350,162	57,350	(531,295)
26 Soils Lab Expense	190,704		72,878	15,660	180	(57,038)
27 Conservation Program	5,000		3,000	500	-	(2,500)
28 Safety Program	-		-	-	-	-
25 Federal O&M Services	1,264,028		1,265,278	915,855	349,420	(3)
30 Governmental/Association Agreements, Community Outreach	309,739		266,266	103,689	60,000	(102,577)
31 Projects	2,198,493	84,989	2,242,215	1,066,184	333,926	(842,105)
32 Endangered Species Act Projects	162,000		118,830	-	-	(118,830)
30 Grants Wages & Fringes	-		103,142	77,334	-	(25,808)
34 Grants Other Expenditures	8,693,316	20,955	7,678,659	878,551	1,640,156	(5,159,952)
35 District Match for Grant Expenditures	-		713,814	117,495	66,931	(529,388)
36 Loan Portion of Grant Expenditures	-		357,750	18,487	-	(339,263)
37 Debt Service Principal retirement	352,142		352,142	-	-	(352,142)
38 Debt Service Interest	34,835		34,835	17,311	-	(17,524)
39 Capital expenditures	1,235,100	1,589,391	2,883,577	1,794,247	931,415	(157,915)
<b>40 Total expenditures</b>	<b>36,501,008</b>	<b>1,875,092</b>	<b>38,373,003</b>	<b>20,108,612</b>	<b>4,052,644</b>	<b>(14,211,747)</b>
41 Excess (deficiency) of revenues less Expenditures	(2,914,477)	(1,875,092)	(4,786,472)	(2,198,045)	(4,053,244)	(1,464,817)
<b>OTHER FINANCING SOURCES (USES)</b>						
42 Loan Proceeds	-		-	18,487	-	18,487
43 Lease Financing	-		-	-	-	-
44 Equipment disposition proceeds	25,000		25,000	4,528	-	(20,472)
45 Transfers in	700,000		700,000	7,229,604	-	6,529,604
46 Transfers out	-		-	-	-	-
47 Transfers out-Grants	-		3,095	(3,095)	-	(6,190)
<b>48 Total other financing sources and (uses)</b>	<b>725,000</b>	<b>-</b>	<b>728,095</b>	<b>7,249,524</b>	<b>-</b>	<b>6,521,429</b>
<b>49 Net change in fund balance</b>	<b>(2,189,477)</b>	<b>(1,875,092)</b>	<b>(4,058,377)</b>	<b>5,051,479</b>	<b>(4,053,244)</b>	<b>5,056,612</b>

**Middle Rio Grande Conservancy District**  
**General Fund - Comparison of FY 23 to FY 22 Actual Revenues & Expenditures**  
**For the Periods Ending March 31, 2023 and 2022 (Unaudited)**

Line	2022 Actual	2023 Actual	Increase (Decrease) FY23 over FY22
<b>REVENUES</b>			
1a Ad Valorem Taxes - Sandoval County	1,243,390	1,298,296	54,906
1b Ad Valorem Taxes - Bernalillo County	8,758,985	9,041,459	282,474
1c Ad Valorem Taxes -Valencia County	2,696,866	2,799,538	102,672
1d Ad Valorem Taxes -Socorro County	346,926	380,694	33,768
2a Ad Valorem Interest - Sandoval County	-	-	-
2b Ad Valorem Interest - Bernalillo County	63,449	69,961	6,512
2c Ad Valorem Interest -Valencia County	12,013	13,299	1,286
2d Ad Valorem Interest -Socorro County	13,895	27,053	13,158
3 Water Service Charges	1,953,429	2,127,305	173,876
4 Water Bank Fees	15,197	30,504	15,307
5 Licensing Fees	70,067	58,251	(11,816)
6 Interest on investments	21,720	434,159	412,439
7 Realized gains/(loss) on investments	-	4,404	4,404
8 Unrealized Gain/(loss) on investments	-	118,799	118,799
9 Project Contract Revenue - Federal	568,487	568,491	4
10 Project Contract Revenue - Local	-	-	-
11 Operating and Capital Grants	622,806	819,726	196,920
12 Soils Lab Revenue	-	1,250	1,250
13 Other	123,763	117,378	(6,385)
<b>14 Total revenues</b>	<b>16,510,993</b>	<b>17,910,567</b>	<b>1,399,574</b>
<b>EXPENDITURES</b>			
15 Salaries	6,741,733	7,160,312	418,579
16 Employee Benefits	2,613,012	2,835,667	222,655
17 Employee & Board Related Costs	284,731	300,740	16,009
18 General & Administrative Expenses	434,308	243,137	(191,171)
19 Professional Services	230,761	375,813	145,052
19 Insurance & Legal Services	1,249,932	1,209,067	(40,865)
20 Technology & Communication	393,256	467,895	74,639
21 Ad Valorem Collection Fee-Sandoval	274,792	281,952	7,160
22 Utilities	97,636	101,560	3,924
23 Facility Maintenance	78,019	56,391	(21,628)
24 Division Maintenance, Const, Rehab	590,956	720,603	129,647
25 Vehicle & Equipment O&M	1,046,522	1,350,162	303,640
26 Soils Lab Expense	-	15,660	15,660
27 Conservation Program	-	500	500
28 Safety Program	-	-	-
29 Federal O&M Services	668,217	915,855	247,638
30 Governmental Agreements	153,673	103,689	(49,984)
31 Projects	843,008	1,066,184	223,176
32 Endangered Species Act Projects	50,000	-	(50,000)
33 Grants Wages & Fringes	119,926	77,334	(42,592)
34 Grants Other Expenditures	627,360	878,551	251,191
35 District Match for Grant Expenditures	68,453	117,495	49,042
36 Loan Portion of Grant Expenditures	-	18,487	18,487
37 Debt Service Principal retirement	-	-	-
38 Debt Service Interest	18,448	17,311	(1,137)
39 Capital expenditures	737,563	1,794,247	1,056,684
<b>40 Total expenditures</b>	<b>17,322,306</b>	<b>20,108,612</b>	<b>2,786,306</b>
<b>41 Excess (deficiency) of revenues less Expenditures</b>	<b>(811,313)</b>	<b>(2,198,045)</b>	<b>(1,386,732)</b>
<b>OTHER FINANCING SOURCES (USES)</b>			
42 Loan Proceeds	998,889	18,487	(980,402)
43 Lease Financing	-	-	-
44 Equipment disposition proceeds	81,035	4,528	(76,507)
45 Transfers in	4,404	7,229,604	7,225,200
46 Transfers out	-	-	-
47 Transfers out - Grants	(4,404)	(3,095)	1,309
<b>48 Total other financing sources and (uses)</b>	<b>1,079,924</b>	<b>7,249,524</b>	<b>6,169,600</b>
<b>49 Net change in fund balance</b>	<b>\$ 268,611</b>	<b>\$ 5,051,479</b>	<b>\$ 4,782,868</b>

**JOINT POWERS AGREEMENT  
BETWEEN THE VILLAGE OF CORRALES  
AND THE MIDDLE RIO GRANDE CONSERVANCY DISTRICT  
FOR TRANSFER OF THE CORRALES  
INTERIOR DRAIN**

This Agreement is made and entered into on this \_\_\_\_ day of \_\_\_\_\_, 2023, by and between the MIDDLE RIO GRANDE CONSERVANCY DISTRICT (“MRGCD” hereinafter), a special district organized under NMSA 1978, §73-14-1 et. seq., and the VILLAGE OF CORRALES, NEW MEXICO (“the Village” hereinafter), a municipal corporation.

**WHEREAS**, the Corrales Interior Drain (“the Drain” hereinafter) is owned, operated, and maintained by the MRGCD; and

**WHEREAS**, the Drain was constructed by the MRGCD in the 1930s for the purpose of mitigating high water tables in the Village that adversely impacted agriculture, development and public health and to return unutilized irrigation water to the riverside drain; and

**WHEREAS**, the Village through its Interior Drain Planning Committee requested a formal agreement with the MRGCD to develop a planning study for the preservation and potential non-motorized recreation, landscape, art and environmental improvements and uses of, the Drain; and

**WHEREAS**, the MRGCD licensed a portion of the Drain right-of way to the Village to serve as the right-of-way for Andrews Lane and portions of the Drain provide primary access to private properties within the Village’s municipal boundaries; and

**WHEREAS**, the Drain has lost its primary functions as a drain due to lowered water tables and the loss of irrigated acreage to development; and

**WHEREAS**, the Nicholls Lateral runs parallel to the Drain south of Station 21 to the juncture with the Upper Corrales Riverside Drain (see attached reference map, Exhibit A). That section of the Drain is required for the MRGCD’s operations and maintenance and provides critical access for both the MRGCD and the Village to the drain, levee and Corrales Bosque Preserve; and

**WHEREAS**, the MRGCD has determined that the segment of the Drain between Stations 91 and 21 is no longer required for the MRGCD’s continued operations and maintenance of the drainage systems to mitigate high water tables; and

**WHEREAS**, the Village through its Corrales Interior Drain Planning Committee has inquired about habitat and landscape improvements to the portion of the Drain which the MRGCD no longer requires for operations and maintenance; and

**WHEREAS**, the MRGCD is empowered or authorized by §73-14-39 and §73-17-10 NMSA 1978 to carry out any action reasonably related to effecting “the protection of life, land and other property in the district and to accomplish all other purposes of the district” including entering into agreements or contracts with the State or political subdivisions thereof; and

### **3. Maintenance Responsibility**

The Preserve shall be operated and maintained by the Village during the term of this Agreement of the Preserve to the Village through this Agreement. MRGCD shall remain responsible for any use of the Preserve property approved by the Village in the furtherance of MRGCDs lawful obligations.

### **4. MRGCD Operations South of Station 21**

The MRGCD and the United States shall maintain ownership of, and perform normal operations and maintenance on, the Drain south of Station 21 and the intersection with the Nicholls Lateral. The Village and MRGCD will work closely on either Party's planned improvements to the Preserve or the MRGCD works south of the Preserve that abut or impact this portion of the Drain or the Preserve. Any improvements proposed for this segment of the Preserve shall be reviewed and approved as part of a Special Use License issued by the MRGCD.

### **5. Future Agreement to Transfer Ownership of the Land to the Village**

The MRGCD agrees to perform all acts necessary to initiate the process for eventual transfer of ownership of the Preserve to the Village from the MRGCD upon completion of title transfer of the Preserve from the United States and the provisions of this Agreement shall control the Preserve until such time as the transfer of the ownership of the Preserve can be completed, which act shall initiate a process by the parties hereto to terminate this Agreement.

### **6. Term.**

This Agreement shall continue for a period of fifty (50) years or until it is terminated pursuant to the terms herein prior to the agreement end date. The term may be renewed with written approval of the parties and as allowed by Federal Law.

### **7. Termination**

The Parties to this Agreement agree that the agreement shall remain in effect until the United States agrees to a transfer in fee simple to the Village, upon the application of the MRGCD, or the end of the Fifty year term. The Parties agree that at any time they may modify or terminate this Agreement by mutual agreement, with the consideration and assurance that any obligations or improvements associated with the Preserve, undertaken by the Village during the term of this Agreement, shall continue with any and all necessary authorization from MRGCD. Should the Village elect to terminate this Agreement prior to title transfer by the United States, the Village agrees to remove any improvements it does not intend to maintain. In the event of any breach of this Agreement, a non-breaching party shall be entitled to any and all remedies at law and equity including, but not limited to, specific performance, however no attorneys' fees shall be owed to the other party.

If any provision of this Agreement is determined to be invalid or unenforceable by a court of competent jurisdiction, such determination shall not affect the validity or enforceability of any other provision.

**13. Waiver**

The waiver of any breach of the Agreement by any party shall not constitute a continuing waiver or a waiver of any subsequent breach either of the same or another provision of the Agreement.

**14. Entire Agreement**

This Agreement is the entire agreement of the parties hereto and supersedes all prior agreements regarding the subject matter herein.-

**IN WITNESS WHEREOF**, the parties hereto have set forth their hands on the day and date first above written.

**MIDDLE RIO GRANDE CONSERVANCY DISTRICT**

\_\_\_\_\_  
Chief Engineer/CEO,  
Middle Rio Grande Conservancy District

Date: \_\_\_\_\_

**VILLAGE OF CORRALES**

  
\_\_\_\_\_  
Mayor, Village of Corrales

Date: 3/30/2023



## Memorandum of Agreement

This Memorandum of Agreement (the “Agreement”) is made and entered into this March 8<sup>th</sup>, 2023 between the **Bureau of Reclamation Technical Service Center, Fisheries and Wildlife Resources Group (BOR)**; and **Middle Rio Grande Conservancy District (MRGCD)**, a governmental entity under the state of New Mexico with its principal place of business at 1931 Second Street SW, Albuquerque, NM 87102, and mailing address of P.O. Box 581, Albuquerque, NM 87103, to provide funding in the total amount of \$50,000; to be paid in fiscal year 2023 for Southwestern Willow Flycatcher (“SWFL”) Surveys and Nest Monitoring within the Belen Reach of the Middle Rio Grande. Reclamation’s authority for entering into the agreement is the Intergovernmental Cooperation Act. Payment to BOR in advance of work being initiated will be required. BOR will not perform any work for which funds have not been provided. Unused funds will be returned to MRGCD within ninety (90) days after work is completed.

### ADVANCE PAYMENTS

The MRGCD shall advance payment to BOR under this contract upon submission of a properly certified Invoice from BOR. The amount of invoice or payment shall not exceed \$50,000 for FY 2023.

### FUNDING ACCOUNTABILITY

BOR will be required to provide MRGCD a summary of expenditures at the close of the project.

In the event that this Agreement is terminated BOR agrees to repay to the MRGCD any un-used balance of unliquidated funds.

### STUDY AREA

SWFL surveys and nest monitoring will be conducted within the active Rio Grande floodplain of the Belen Reach. The Belen Reach encompasses the Rio Grande from the southern boundary of the Isleta Pueblo to the confluence of the Rio Puerco and Rio Grande and is divided into 36 sites.

### PRESENCE/ABSENCE SURVEYS

All sites will be surveyed using the repeated call-playback method in accordance with the protocols established in Sogge, Ahlers and Sferra (2010) Surveys in individual sites are conducted between 05:30 and 10:30 OR 11:00 MDT (depending on weather conditions) by trained and permitted personnel. Surveys within a site must be a minimum of five (5) days apart. Survey forms are completed daily for each respective site. A minimum of five surveys will be conducted within the Belen Reach.

### NEST SEARCHING AND MONITORING

Within occupied sites, nest searches are conducted by a permitted biologist and/or technician under the direct supervision of a permitted biologist upon discovery of a breeding or suspected breeding SWFL pair. To minimize disturbance and maximize accuracy of monitoring efforts, nest searches and monitoring are conducted using methods outlined in Martin and Geupel (1993) and the Southwestern Willow flycatcher Nest Monitoring Protocol (Rourke et al. 1999)

SWFL Presence/Absence and Nest Monitoring – Belen Reach (Conducted in FY 2023 and 2024)

- FY2023 & FY2024
- Coordination/Logistics
- WIFL Surveys
- WIFL pair determination / nest monitoring
- WIFL database entry
- Database Entry and Management
- Prepare Report and provide to MRGCD
- FY2023 full amount total \$50,000

**GRAND TOTAL \$50,000**

**NOW THEREFORE**, (collectively the “Parties”) agree to the following:

1. Warranties and Representations. Funding shall not be used for anything other than the Purpose.
2. Annual and Final Reports. Within sixty (60) days following the end of each fiscal year and the expiration of the Term, BOR shall submit an annual report and a final report. The final report will include a description of all work funded under the task performed each year during the Term.
3. Amendments. This Agreement may be amended from time to time upon the written agreement of the parties.
4. Books and Records. BOR shall maintain records in accordance with General Accepted Accounting Practices and as required to support records for Internal Revenue Code purposes. The reports will be submitted to MRGCD. BOR will permit MRGCD, or its duly authorized representative to inspect records reflecting all work done, labor performed, and material furnished in connection with the activities funded under this Agreement.
5. Intellectual property. Rights to any intellectual property created in part or wholly with funds under this Agreement vest solely with BOR. MRGCD may receive up to ten (10) copies of any final publications produced under this Agreement at no cost.
6. Publicity. Any publicity related to the work funded by this Agreement shall be approved by both Parties, prior to disseminating.
7. Remedies. BOR agrees that MRGCD may immediately terminate any commitment under this Agreement if BOR fails to comply with the Agreement. BOR may immediately terminate this Agreement in the event it determines that the work undertaken, or this Agreement will violate its policies or standard operating procedures or result in adverse publicity to BOR. BOR will be reimbursed for all work performed up to the point of termination.
8. Choice of Law. State of New Mexico Laws and Federal laws shall govern and apply to any and all legal proceedings pertaining to this Agreement. This Agreement shall be deemed to be entered into and formed in New Mexico and shall become effective when MRGCD executes this instrument, bearing its Chief Engineer/Chief Executive Officer’s signature, and upon signature by BOR Technical Service Center Director and transfer of funds from MRGCD to BOR. As between the parties, each acknowledges that it will be responsible for claims or

damages arising from personal injury or damage to persons or property to the extent they result from negligence of its employees and agents and that the liability of the parties is subject in all cases to the immunities and limitations of the Federal Tort Claims Act and the New Mexico Tort Claims Act.

9. Termination for Lack of Appropriations. Funding for the initial \$50,000 has been appropriated by MRGCD governing board. Notwithstanding any other provisions in this Agreement, its continuation beyond the end of the fiscal year is contingent on MRGCD governing board making the appropriations necessary to fund the Agreement. If sufficient appropriations are not made, this Agreement may be terminated at the end of MRGCD's then current fiscal year upon written notice given by MRGCD to BOR. Such termination shall not constitute a default. All payment obligations of MRGCD and all its interest in the Agreement will cease upon the date of termination. MRGCD's decision as to whether sufficient appropriations are available shall be accepted by BOR and shall be final. BOR will be reimbursed for all work performed up to the point of termination.
10. Termination for Convenience: Either party may terminate this Agreement at any time by giving at least thirty (30) consecutive calendar days' notice in writing of such termination to the other party. In the event this Agreement is terminated for any reason other than a material default by BOR, MRGCD will pay BOR for any work performed or expenses incurred, as of the termination date.
11. Entire Agreement. This Agreement sets forth the entire understanding of the parties, and supersedes all prior or contemporaneous communications and negotiations, both oral and written, relating to the Agreement.
12. Period of Performance: This Agreement expires on April 30, 2024. It should be noted that the Technical Service Center currently is experiencing a heavy internal workload and will require flexibility to accommodate outside agency requests for assistance. Every effort will be made to keep the client apprised of schedule changes in a timely manner.
13. Contact persons for this agreement are as follows:

MRGCD Technical Contact:

Anne Marken  
1931 2<sup>nd</sup> St. SW  
Albuquerque, NM 87102  
Phone: 505-247-0234  
E-mail: [Anne@mrgcd.us](mailto:Anne@mrgcd.us)

MRGCD Administrative/Financial Contact:

Richard DeLoia  
1931 2<sup>nd</sup> St. SW  
Albuquerque, NM 87102  
Phone: 505-247-0234  
E-mail: [richard@mrgcd.us](mailto:richard@mrgcd.us)

BOR Technical Contact:

David Moore

PO Box 25007, Attn: 86-68290  
Denver, Colorado 80225-0007  
Phone: 303-445-2243  
E-mail: [sdavidmoore@usbr.gov](mailto:sdavidmoore@usbr.gov)

BOR Administrative/Financial Contact:  
Michelle Norris  
PO Box 25007, Attn: 86-68140  
Denver, Colorado 80225-0007  
Phone: 303-445-2302  
E-mail: [mlnorris@usbr.gov](mailto:mlnorris@usbr.gov)

**IN WITNESS WHEREOF**, the Parties have caused this Agreement to be made as of the Effective Date.

**Middle Rio Grande Conservancy District**

By: \_\_\_\_\_

Jason M. Casuga, Chief Engineer / CEO

**Bureau of Reclamation**

By: \_\_\_\_\_

Richard LaFond, Director, Technical Service Center

## Stephanie Russo Baca Board Reports April 10<sup>th</sup> Regular Board Meeting

### March 16, 2023, Monthly Conservation Advisory Committee Meeting, Virtual.

#### Topics of Discussion

Introduce MRGCD's new Public Information Officer - Brittany Bade

2023 Irrigation Start-Up

Leasing Program Update

- ~103 contracts and ~1,145 acres enrolled (pending some contracts still)

On-Farm Program – Applicant Cost Share -

- Application is complete; working with our GIS staff to create an online portal and application for tracking projects.

Outfall Control Structure and Habitat Development Update-

- Construction of 2 backwater channels is complete

### March 22, 2023, 100-Year Celebration Kickoff Meeting, Virtual.

Discussion on the 100 Year recognition of the formation of MRGCD and the Conservancy Act. Discussion occurred on what date it should be held and discussion of where it should be.

### March 25, 2023, Valencia County Soil and Water Conservation District, Agricultural Appreciation Day, 2424 NM-47, Belen, NM 87002



#### Photos by Yasmeen Najmi:

Board Chair Russo Baca and Kirsten Cuevas of Sublime Pastures talk regenerative ag., no-till drills, and raising Nubian goats and Kune Kune pigs at Valencia Soil and Water Conservation District's Agriculture Appreciation Day.



**VALENCIA** SOIL & WATER CONSERVATION DISTRICT

**Whitfield** Wildlife Conservation Area

10am-5pm **AGRICULTURE APPRECIATION DAY** Free Entry!

**SATURDAY MARCH 25**

**GROWING A SMALL FARM** 11:00-NOON

**IMPROVING SOIL WITH COVER CROPS** 2:00-3:00

**REGENERATIVE FARMING WITH ANIMALS** 3:30-4:30

**HUMANE WILDLIFE EXCLUSION** 12:30-1:30

At Whitfield Wildlife Conservation Area  
2424 Hwy. 47, Belen, NM, 87002

LOCAL VENDORS | FACE PAINTING | FOOD TRUCK

ROCKY MOUNTAIN FARM, NMDA, NMCS, and other logos are present at the bottom.

**March 29, 2023, Water Protection Committee Meeting, Virtual**

This committee discussed requests for water delivery for cannabis production within MRGCD's Service Area.

**April 3, 2023, Meeting at BlueFly Farm with Senator Martin Heinrich, Representative D-2 Gabe Velasquez, and Secretary of Agriculture Vilsack, 24 Riverside Road, Peralta, NM**

BlueFly Farms in Peralta were gracious for hosting a listening session with Senator Martin Heinrich, Congressman Gabe Vasquez, and Secretary Vilsack. The round table discussed reauthorizing the Farm Bill and strengthening the bill by adding provisions that support small farmers and regenerative agriculture.

**April 3-4, 2023, Law of the Rio Grande Conference. La Fonda, Santa Fe, NM.**

This two-day conference focused on water law, primarily in NM, CO, and TX. There were presentations from prominent water attorneys, scientists, and the NM State Engineer Mike Hamman.

**April 6, 2023, District Urban Issues Committee, MRGCD Main Office.**

The meeting topic was MRGCD Rule No. 28 Gate Request Policy (attached). This policy references MRGCD Rule No. 70-1-8 and Rule No. 32 Bosque Access Policy. This was the first meeting of many where the committee met with staff to review the policy.

**April 7, 2023, Workshop to develop a climate-adapted revegetation design for Whitfield Complex lands along the Middle Rio Grande, Valencia County Soil and Water Conservation District, , 2424 NM-47, Belen, NM 87002. <https://valenciaswcd.org/>**

This workshop was the first step in developing a climate-adapted revegetation design for the Whitfield Complex land along the Middle Rio Grande.

Middle Rio Grande Conservancy District  
1931 Second Street S.W.  
Albuquerque, New Mexico 87102

RULE NO. 28  
GATE REQUEST POLICY

**1.0 STATEMENT OF PURPOSE**

The purpose of the Gate Request Policy is to provide guidelines for the administration, application, installation, operation and maintenance of gates on Middle Rio Grande Conservancy District (MRGCD) canals, laterals, acequias, drains, and other MRGCD facilities. Levee and Bosque gate access are governed by MRGCD Rule No. 32 Bosque Access Policy. The MRGCD Gate Request Policy is designed to:

- 1.1 Protect and conserve MRGCD land, waterways, natural resources, irrigation infrastructure, and other facilities managed by the MRGCD for river flood control, drainage and irrigation purposes;
- 1.2 Reduce prohibited facility uses, property damage, illegal activities, and unlawful dumping by restricting unauthorized motor vehicular access;
- 1.3 Develop joint management projects and agreements with local jurisdictions and agencies that focus on law enforcement, education, conservation, and recreation to enhance MRGCD facility use and reduce misuse;
- 1.4 Support the effort of partner agencies providing low impact recreation opportunities consistent with the conservation and protection of MRGCD facilities;
- 1.5 Permit reasonable accommodations to the public residing adjacent to an MRGCD facility who demonstrate the need to install gates;
- 1.6 Protect MRGCD access to canal/drain banks by preventing closures or encroachments that unreasonably impede MRGCD operations and maintenance;
- 1.7 Establish an application and approval process for gate installations that protects the operational requirements of the MRGCD and balances them with the interests of constituents and the general public;
- 1.8 Establish a process to permit access to gates for irrigation and farming purposes;
- 1.9 Establish a process for gate applicants and access requests to appeal decisions to MRGCD CEO/ Chief Engineer and/or Board of Directors.

**2.0 GATE INSTALLATION BY THE MRGCD AND PARTNER AGENCIES**

- 2.1 The MRGCD may, on its initiative, install gates to protect MRGCD lands, rights-of-way, facilities, and operations or for other purposes approved by the MRGCD CEO/ Chief Engineer. The MRGCD will make a reasonable attempt to follow the actions outlined in Section 4.5 (Public Notice) before installing gates. Under urgent or extreme circumstances, or to prevent excessive damage to an MRGCD facility, the MRGCD reserves the right to install temporary or permanent gates/ access control infrastructure with little to no notice.
- 2.2 The MRGCD may install gates at the request of local, state, regional, county, federal, tribal, and law enforcement agencies (partner agency) to support public health and safety and to protect shared property or project interests. The MRGCD may request a cost-share agreement for partner agency gate installations. The MRGCD and partner agencies will make a reasonable attempt to follow the actions outlined in Section 4.5 (Public Notice) before installing gates. The MRGCD will work closely with local jurisdictions and partner agencies to develop projects, strategies and management plans to enhance MRGCD facility use and reduce misuse.

### **3.0 GATE REQUEST PROCEDURE**

A private landowner, community, homeowners/ neighborhood association, or other party residing next to an MRGCD facility may request gates if the following actions have been completed to address concerns of illicit or excessive vehicular use of MRGCD rights-of-way:

- 3.1 The applicant(s) shall contact the appropriate law enforcement agency to report illegal activity and the identification or description of any unauthorized vehicles and provide evidence of reporting or crime reports related to that facility to the MRGCD. If the vehicles cannot be identified, the times of heaviest use should be reported to law enforcement with a request to patrol the MRGCD facilities and cite trespassers. The MRGCD will work with law enforcement to assist in preventing prohibited uses of MRGCD rights-of-way. Violation of MRGCD rules may be subject to citation or prosecution under applicable local, state, and federal laws; and if these actions do not eliminate or significantly minimize vehicular use concerns, then
- 3.2 The applicant(s) shall submit a gate application form with supporting documents. MRGCD staff will inspect the area and post signs to notify the public that the area has been proposed to be closed to vehicular traffic, upon receipt of the application. The MRGCD may issue a notice letter to any landowner found to be violating MRGCD policy, rules, or regulations. If necessary, the MRGCD may involve law enforcement or pursue legal action to enforce this gate policy. Outlined in the following section are the gate application and approval process.

### **4.0 GATE APPLICATION**

- 4.1 **Application:** The applicant must submit an application form to include a request letter, vicinity map, and any police reports, photos, exhibits, or other supporting documentation. Submittal of an application does not guarantee approval.
- 4.2 **Fees:** The applicant is responsible for an application fee and gate materials cost. If the gate installation is denied, the MRGCD will refund the application fee. Materials cost will vary depending on market prices, number of gates, and additional fencing length. The MRGCD will seek outside funding and cost-share opportunities with other jurisdictions. The MRGCD does not guarantee availability of outside funding sources.
- 4.3 **Minimum Criteria:** The applicant must submit documentation satisfying the following requirements:
  - 4.3.A. A petition outlining the details of proposed gate location and right-of-way closure that includes but is not limited to signatures, addresses, and telephone numbers of all landowners adjacent to the MRGCD right-of-way in the area of the proposed closure and all affected irrigators. The landowners to be petitioned shall be determined in consultation with the MRGCD. The gate applicant(s) must inform petitioners of access regulations outlined in Section 6.0 (Permitted Motor Vehicle Access-General, Irrigation, and Farming);
  - 4.3.B. Demonstration that the impacts of the gate on MRGCD operations, first responders, and irrigators are offset by the public safety, property damage, and health risks caused by the unauthorized facility use. The MRGCD will review all relevant documentation submitted by the applicant and researched by MRGCD staff to assess the severity of the problems associated with the unauthorized uses and weigh them against closure impacts.
- 4.4 **Site Suitability Analysis:** The MRGCD will initially determine whether adequate MRGCD right-of-way exists for gate construction and whether a gate will be an unreasonable burden to the MRGCD's operations and maintenance. The MRGCD will also evaluate the potential impacts of a gate on MRGCD facilities receiving off-site drainage. If approved, the MRGCD will make the final determination of location, the number of gates and additional fencing to adequately secure an area of concern.



4.5 **Public Notice:** Pursuant to the following requirements, adequate public notice shall be given. MRGCD makes an initial determination of the suitability of the proposed MRGCD gate site (see 4.4) and before acting on the Gate Application, public notice signs shall be posted at specified locations by the MRGCD for a minimum of thirty (30) consecutive days to notify and solicit comments about the closure request from the general public and users of the facility. The applicant shall be responsible for ensuring that the sign(s) remain posted for the entirety of the thirty (30) day period and contacting the MRGCD should the sign(s) become vandalized or removed;

#### **5.0 GATE INSTALLATION APPROVAL**

5.1 If approved, the MRGCD will issue an approval letter and submit an invoice to the applicant for materials cost. The MRGCD will determine the location, the number of gates, and additional access control infrastructure needed to secure an area subject to the proposed closure adequately.

5.2 The MRGCD will schedule the construction of gate(s) after all fees have been paid by the applicant(s). The MRGCD or its contractors will perform the construction and maintenance of approved gates. Gate access regulation will be the responsibility of the MRGCD. Permitted access to gates is described in Section 6.0 (Permitted Motor Vehicle Access-General, Irrigation, and Farming).

5.3 The gate will be installed per MRGCD STANDARD GATE DETAIL. Gate installations may vary depending on property interest, right-of-way width, facility type, partner agency use, and other site conditions.

5.4 The MRGCD shall maintain ownership and assume maintenance responsibility for all gates approved under this policy unless otherwise agreed upon by the MRGCD and partner agencies. The MRGCD shall have authority over the use of all gates on MRGCD facilities. The MRGCD will systematically take ownership and authority over any existing gate, licensed or not, as outlined in Section 7.0 (Gate Removal, License Revocation, Exceptions, and Appeal).

#### **6.0 PERMITTED MOTOR VEHICLE ACCESS -GENERAL, IRRIGATION, AND FARMING**

Access of gates and operation of motor vehicles on MRGCD canals, laterals, acequias, drains and other facilities shall be limited to MRGCD personnel, first responders, other officials, and qualified licensees.

##### **6.1 General Motor Vehicle Access**

- 6.1.A Any unauthorized use of MRGCD facilities by the public shall be discontinued (MRGCD Rule 70-1-8).
- 6.1.B Motor vehicles or trailers obstructing MRGCD facilities and gates will be towed at the owner's expense.
- 6.1.C Use of an MRGCD canal/ drain banks, operation/ maintenance access, or rights-of-way for parallel ingress/ egress to private property, or as a traffic thoroughfare, or detour is not authorized. MRGCD CEO/ Chief Engineer shall approve exceptions for landlocked properties.
- 6.1.D Recreational and general public off-highway vehicle (OHV/ ROV) use on MRGCD rights-of-way is strictly prohibited. This includes but is not limited to, all-terrain vehicles (ATV), motorcycles, off-highway motorcycles (OHM) / dirt bikes, utility terrain vehicles (UTV), side by sides, and snowmobiles.
- 6.1.E Operation of any off-highway vehicles (OHV) on MRGCD facilities shall be limited to MRGCD personnel, law enforcement, fire, search and rescue, other approved agencies, and qualified licensees.
- 6.1.F If qualifications are met, the operation of vehicles, OHVs, and farm equipment on MRGCD facilities for irrigation and farming purposes may be permitted by a Special Use License.
- 6.1.G Requests for keys or combinations to gate locking devices should be made to MRGCD Licensing and Lands staff. If the qualifications outlined in Section 6.2 (Irrigation Access) and 6.3 (Farming Access) are met, Special Use License stipulations will govern the issuance of keys or combinations. The installation of private locks on MRGCD gates is not permitted.

- 6.2 Irrigation Access: The MRGCD will make reasonable accommodations for irrigators who have access limitations;**
- 6.2.A** An irrigator may qualify for a Special Use License for seasonal access if they do not have a viable alternative for access to a turnout or check structure without use of an MRGCD gate or have a physical disability or limitation that requires motor vehicle access to operate a check or a turnout.
  - 6.2.B** If it is determined by the MRGCD that there is a viable alternate access, then the irrigator will be required to vacate use of MRGCD gate access in a period not to exceed 18 months. Irrigators will be required to create their own private side entry walk-through access of an MRGCD facility to operate turnouts and check structures.
  - 6.2.C** Community ditch irrigators whose properties do not adjoin an MRGCD facility may qualify for a Special Use License to access gates for operation of turnouts and checks.
  - 6.2.D** The MRGCD is not liable for any private property damage associated with the use of gates as further provided for in the Special Use License.
  - 6.2.E** Irrigators shall adhere to all rules and regulations of MRGCD Water Distribution Policy.

- 6.3 Farming access: The MRGCD will make reasonable accommodations for farmers who have access limitations;**
- 6.3.A** A farming operation that does not have a viable alternative to conduct operations without vehicular/ farming equipment access of an MRGCD gate/ facility may apply for a Special Use License for temporary access of gates.
  - 6.3.B** If it is determined by the MRGCD that there is a viable alternative for a farming operation which does not require vehicular/ farm equipment use of a gate/ MRGCD facility, then the MRGCD will require the farmer to discontinue MRGCD facility use immediately.
  - 6.3.C** The MRGCD will determine if canal/drain right-of-way is wide enough to consider farm operations access. Canal/drain banks with adequate width and proper compaction may be considered for farming operations according to Special Use License stipulations.
  - 6.3.D** The MRGCD is not liable for any private property damage associated with the use of gates as further provided for in the Special Use License.
  - 6.3.E** The MRGCD is not responsible for any MRGCD gate or facility improvement or modification required for farming operations. Special Use Licenses for farming operations will require maintenance stipulations and may require maintenance fees or damage deposits per Board approved fee schedule.

**7.0 GATE REMOVAL, LICENSE REVOCATION, EXCEPTIONS, AND APPEAL**

- 7.1 Gate Removal: The MRGCD reserves the right to remove a gate that has been determined to be unsatisfactory, unreasonably interferes with MRGCD operations or maintenance, poses as a public health or safety risk, was installed without MRGCD approval, or is otherwise detrimental to MRGCD or public interest.**
- 7.1.A** Makeshift gates and fences, including but not limited to, cable, wire, trenches, dirt mounds, debris piles, are strictly prohibited.
  - 7.1.B** The MRGCD will make a reasonable attempt to identify and contact parties responsible for an unauthorized gate before removal.
  - 7.1.C** The MRGCD will give any existing gate licensee a written thirty (30) day notice of license revocation. The MRGCD may revoke a gate license and allow a gate to remain per MRGCD criteria and specifications.
- 7.2 License Revocation: The MRGCD is not limited to the following grounds for license revocation:**
- 7.2.A** The MRGCD reserves the right to remove locks or gates that prevent operations or emergency access at its discretion.

- 7.2.B All other uncorrectable gate conditions or defects that interfere unreasonably with MRGCD operations and maintenance or pose a public health or safety concern.**
- 7.2.C It is an undue burden on the licensee to regulate gate access of MRGCD facilities.**
- 7.2.D The licensee is in violation with the license agreement, this policy, or any other MRGCD policy or procedure.**
- 7.3 Exceptions: MRGCD staff will evaluate any gate access exceptions consistent with this policy and any other established MRGCD procedures, policies, rules, and regulations.**
- 7.4 Appeal: MRGCD's decision to deny a gate application and/or access exception may be appealed. Any appeal not resolved at the staff level, will then be heard by MRGCD CEO/ Chief Engineer first and, then if requested by the appellant, by the MRGCD Board of Directors.**