

FIRE MOUNTAIN CANAL & RESERVOIR CO.

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April 08, 2010

The monthly meeting of the board of directors of the Fire Mountain Canal and Reservoir Company was called to order by President Luke at 7:30 pm. Directors present were Bill Houseweart, Dan Robinson, John Stroh and Wes Spore. Also present were Trey Denison, Scott Howell, Bob Madden, and Sunshine Mesa residents and shareholders Linda and Ralph Bacigalupi, and Robin Nicholoff and shareholder Steve Ruder and realtor Dave Mitchell.

Linda Bacigalupi expressed concerns about the Sunshine Mesa area being overburdened as the ditch is being cleaned. She stated that trees are being piled up creating a concern about fire. Linda and Ralph also said they feel there are better and wider locations to put the spoils that would do less damage to fence lines, etc. Robin Nicholoff, who has lived in the area for 37 years, said that he has mentioned this problem to backhoe operators in the past.

Robin and Linda believe that the problem area is only 300-350' in length and would prefer that the spoils be placed elsewhere in this particular stretch.

Trey briefed contractor, Jeff Becker, on our O&M procedures and the easement in this area. The easement in this area is 120' ,70' on the uphill side, 50' on the downhill side. Trey stated that the proper O&M procedures do not include placing spoils on the uphill side of a federal water project.

Dixie stated that this area of the ditch borders the Wakefield burn and placing spoils on the uphill side could be disastrous in the event of a flash flood.

Dave Mitchell gave a brief overview of the Menchaca lost certificate and a recap of the documents that they had signed and their inability to obtain a bond. The property has been purchased by Steve Ruder. Aaron Clay provided the statute pertaining to lost certificates. There was a general discussion regarding the three year rule prior to publication and ability to transfer ownership per CRS 7-42-114.

The business meeting began at 8:00PM.

John S. motions the 03/11/2010 meeting minutes be approved as corrected, Dan R. seconds and the motion carries.

Wes S. motions that the treasurer's report be accepted, Bill H. seconds and the motion carries.

John S. motions that the bills be paid, Dan R. seconds and the motion carries.

Wes Spore motioned to approve the water transfers, Bill H. seconded and the motion carried.

Dan R. motioned that the board require the K. Kropf pay his account in full and that the Rogers Mesa Water Distribution assessment be current prior to allowing water to his property. Bill H. seconds and the motion carried.

Superintendent Report:

Current snow pack: McClure SWE 20.8" which is above the 30 year average and this is the time that it begins to drop. The run-off in Muddy Creek is approximately 1/3 of average as of today, April 8, 2010.

Spring Accomplishments: Trey reported that Belzona Colorado had repaired their work at the dam and have been paid in full. Belzona Colorado did include a warranty on their invoice. The work was inspected by Trey and the Bureau and they reported that it looks okay. Randy will submit the invoice to NFWCD for reimbursement.

The new Spring dam SOP has been approved by the Bureau and the Army Corps of Engineers.

Trey reported that the Patterson flume is in place and we need to build a bridge.

The Leroux Creek diversion has been repaired (#4); the bank undercut has been repaired and the siphon structure was better protected; the Leroux Creek Siphon drain box has a drain valve installed to protect the valve works.

The Hubbard Creek operation and maintenance road has been covered over since the 1980's. Trey would like to fix or replace approximately 50 yards of the O&M road on the East (estimating ½ day of work). Trey plans to dig up the Hubbard Creek drain box and seal the leaking joint. It is approx 24' down.

The FMC extension work has been done, head ditches repaired, parshalls have been reset and pipes replaced, etc.

There will be a mechanical inspection at the reservoir on May 20, 2010 and a comprehensive dam inspection sometime this summer.

The Patterson bridge will be built of two sections of steel welded together. This is the most economical method.

A committee of Trey, Wes S. and Bill H. reviewed the contractor bids for the Sunshine Mesa reshaping project and selected Jeff Becker of Eco Contracting. Of the 14 bids received, Eco was not the lowest but Jeff provided references and is local.

Fire Mountain will contract the concrete sealing to Sam Jefferis's company (Greener Way LLC) to work at the Cline box, the Terror Creek break, Barrow Mesa break, Wolf Park and one place on Garvin Mesa.

Trey and Scott inspected the culvert at Garvin Mesa and said it looks okay.

Trey reported that irrigation water might reach Rogers Mesa probably Saturday or Sunday (April 16th or 17th), but the run off has not started yet so it may not be possible to turn on.

Wes S. motioned to repair the Hubbard Creek O&M road; John S. seconds and the motion carries.

Old Business:

1) The grant process is going well so far.

2) Aaron Clay wrote a reply to Michael McCarthy's latest letter; John S. motions to send the letter, Dan R. seconds and the motion carried. Dixie spoke to Mr. McCarthy or his representative and notified them of the April 14th water date.

3) There has been no reply to the letters sent to Francis Hildenbrandt, so the company will chain the gate open.

4) NFWCD operating agreement: Dixie will meet with Tom Alvey to review the agreement.

New Business:

1) Bill H. asks Linda Bacigalupi if she would pay the cost of moving the spoils and she said yes if she could get an approximate cost. Trey agreed to contact Jeff to get a price on moving the spoils and will then contact Linda. Trey thinks that he can get the information tomorrow and will verify the hourly rate.

Robin Nicholoff asked why and how often the ditch is reshaped and Trey replied that reshaping is done to "unchoke" the ditch and allow for the easier flow of water.

Wes S. motioned to have Trey contact Jeff and get the price for moving the spoils to a landowner approved location at landowner cost provided the landowner agrees to pay. John S. seconds and the motion carried.

2) Leroux Creek has received grant funds from the Roundtable to replace a valve at Bailey Reservoir.

Meeting adjourned at 10:00 PM

Respectfully submitted,

Randall W. Fisher
Secretary-Treasurer

