

MINUTES OF THE MAY 28, 2014  
REGULAR MEETING  
OF THE PUEBLO CONSERVANCY DISTRICT

Directors Present: Paul Willumstad, Matt Cordova, Donna Phillips

Also Present: Administrator Rick Kidd, Counselor Don Banner

Guests: Carla Sikes, City of Pueblo Representative  
John Kenney, Colorado City Representative  
Kim Kock, NorthStar Engineering  
Earl Wilkinson, City of Pueblo Director of Public Works  
Dennis Maroney, Retired City of Pueblo Storm Water Engineer  
Cynthia Ramu, Arkansas River Levee Mural Project

With a quorum present, the regular meeting of the Pueblo Conservancy District was called to order at 10:31 am.

Minutes:

The minutes of the April 23, 2014 regular meeting were reviewed. Phillips moved to approve the minutes. Motion passed.

Treasurer's Report:

The April 2014 accountant compilation report has not been completed. NorthStar was requested to provide an update on their billings. Kock said that they have started on their second contract and their invoices are separated between the two standing contracts. The actual costs for the geotechnical investigation work to date are approximately \$80,000 less than the stipulated amount. Therefore, CTL Thompson is billing against the balance and the amount quoted for geotechnical exploration and testing for the second contract was reduced, in accordance with this remaining balance, in their new proposal and contract. CTL has completed the drilling and they are continuing with materials testing and design analysis. Cordova moved to pay the bills. Motion passed.

**Bills** – The following bills were posted for review and approval:

\$ 350.00	MBD&G, Monthly Accountant fees
\$ 500.00	Banner and Bower, Attorney fees
\$ 600.00	Kidd Engineering, Administrator/Engineer fees
\$ 315.00	Kidd Engineering, 11 <sup>th</sup> Street Bridge Meeting
\$ 210.00	Kidd Engineering, Black Hills Energy Diversion, Outlet and Conveyance Meeting
\$ 184.70	Cordova, Director's Fee
\$ 184.70	Phillips, Director's Fee
\$ 184.70	Willumstad, Director's Fee
\$36,015.75	NorthStar Engineering, Arkansas Levee "As-Constructed" Survey and Conditional Evaluation Contract Progress Payment
\$ 4,880.00	NorthStar Engineering, Design, Permitting and Regulatory Approvals Contract
\$ 867.67	Chem-Way Lawn Care, Weed Spraying and Levee Sterilant

**Arkansas River Levee Mural Project** – Cynthia Ramu said that the article in today's Pueblo Chieftain included a picture and was about the recent cleanup, mural repair, and graffiti paint over that her group of 8<sup>th</sup> graders had done. They spent about five hours working on the Levee murals. She is meeting with groups that have proposals, to determine content and appropriate

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locations. Kock said that there are some lower portions of the Levee that it currently appears may be safe. This is in contrast to previous statements that the upper portions are probably safe but the lower portions will be replaced. Kock said that they are still working on existing concrete facing and fill stability analysis, project costing, and construction feasibility considerations and that until they have the opportunity to complete that work they cannot provide definitive recommendations. They expect that within the next few weeks they will have more answers.

**Arkansas River Levee Assessment Study, NorthStar** – Kock said that NorthStar has been in touch with FEMA about their work and asking them for some clarifications. Their indications from FEMA are that they do not really want to be involved until final plans are submitted and they have the benefit of Michael Baker and Associates' review comments. Willumstad requested that both FEMA and Michael Baker be paper informed along the way. Banner agreed. They recommended that a notice be posted on each transmittal that if either FEMA or Baker see a potential problem that they respond to the District by a specific date. Dennis Maroney stated that he has known FEMA to change positions as projects proceed.

Kock and ASI have been discussing the best way to access the Levee for construction work. ASI feels it would be best to try to do most of the work from off of the Levee rather than trying to access across the River. They believe that there needs to be a minimum working platform width of 25-feet. Right now the top is only about 8-feet wide, but lowering it 10-ft would provide a 25-foot platform and generate approximately 140,000 cubic yards of earth fill material. Another option being considered is to construct a temporary structural platform that would then be advanced as work along the Levee progresses. The current cost estimates are \$1.2 million to reduce the height along the entire 2.8-mile length of the Levee versus the temporary structure work costing \$1.2 million for only 0.4-miles of the Levee. Potential areas of where the fill material generated could be used are: the Conservancy District for rebuilding the Wildhorse Creek Levee, Colorado Department of Transportation (CDOT) and the City for the new 11<sup>th</sup> Street Bridge, and CDOT for the reconstruction of I-25 through the Ilex area. Maroney said that his understanding when he worked for the City was that the only portions of the Levee requiring certification were where the "land side" elevation was less than the 100-year flood flow elevation. He suggested that we get a letter from FEMA stating this, or their current, requirement. Maroney does not believe that certification work is required along the entire length of the Levee. Kidd said that widening the top of the Levee opens up some potential amenity opportunities for trails, kayak course viewing, and emergency responder access. Banner said that controlled access would be a major concern. Ramu suggested that lighting could be added to help in the display of the murals and the River. After discussion it was decided that NorthStar and the District should get Scott Hobsen and Steven Meir, from the City, and the railroads involved in this discussion. Banner suggested that proposed locations for mural work also be reviewed by NorthStar.

NorthStar is targeting to try to have some bidding documents available in the August to September time frame. Wilkinson said he thinks the 11<sup>th</sup> Street Bridge project will be out to bid in September or October.

#### **President's Report –**

Willumstad reported that Meg Versteeg, with Morgan-Stanley, contacted him and needed some forms signed for required investment client documentation. He signed those forms on behalf of the District.

#### **Administrator's Report-**

Kidd reported that he had been contacted by Larry Green, from Colorado Springs. He has done a lot of research on railroads in Colorado and is now doing some research on the Pueblo

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Conservancy District. Green has acquired a map that shows the various areas where different contractors were working for the construction of the Arkansas River Levee project. He asked if the District had information scopes of work and contract amounts. Kidd told him that we did have some information within the District's old minutes. Kidd asked if and how much the District wanted to charge for his research and copies to honor this request for information. The City has an official request form and rate sheet for similar information requests. Sikes will send a copy of that to Kidd.

**Old Business:**

None

**New Business:**

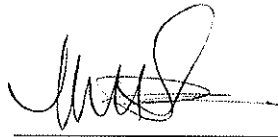
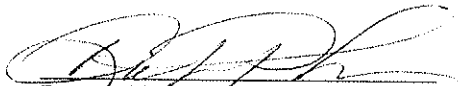
Maroney suggested that the Pueblo Conservancy District have a representative on the Fountain Creek Watershed Flood Control and Greenway District. He said that what is happening on Fountain Creek has a direct impact on the Arkansas River below the confluence. Flows and sediment aggradation also impact flood elevations above the confluence. Maroney said that the Fountain District has a technical committee and its meetings are on the first Wednesday of the month.

**Other Business:**

None

There being no further business to come before the Board, the business meeting was adjourned at 11:43 am. The next regular meeting date will be June 25, 2014, at 10:30 am.

APPROVED:

  
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Paul Willumstad, President  
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Matt Cordova, Treasurer  
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Donna Phillips, Secretary