

**MINUTES OF THE NOVEMBER 28, 2018  
BUDGET HEARING  
and  
REGULAR MEETING**

Directors Present: Barb Bernard, Matt Cordova, Corinne Koehler, Jerry Martin, Bud O'Hara, Dennis Maroney, Donna Phillips, Ron Serna, Paul Willumstad

Also Present: Administrator Rick Kidd, Attorney Don Banner

Guests: Kim Kock, NorthStar Engineering  
Mike Cuppy, NorthStar Engineering

The regular meeting of the Pueblo Conservancy District was called to order by President Phillips at 10:01 am. A quorum was present.

**Budget Hearing:**

Kidd presented the 2019 budget. He said that it was the same as proposed at the October meeting, with the accountant completing the reserve fund balances. Banner offered a resolution to adopt the budget. Willumstad moved to approve the 2019 budget resolution and for O'Hara to sign it. Bernard seconded and the motion passed. The executed resolution is to become a part of the minutes

Banner offered a resolution to appropriate sums of money from the General Fund as follows:

Current Operating Expenses:	\$ 177,050.00
Capital Outlay:	\$4,070,000.00
Debt Service:	\$1,400,000.00

Willumstad moved to approve the resolution and Bernard seconded. Motion passed. The executed resolution is to become a part of the minutes.

The budget hearing closed at 10:10 am.

**Minutes:**

The minutes of the October 24 regular meeting were reviewed. Koehler moved to approve the minutes and Cordova seconded. Serna asked the status of receiving the \$500 18<sup>th</sup> Street Mural donation from Pueblo Parks. Kidd said that it had not been received yet. Motion passed.

**Public Forum:**

None

**Treasurer's Report:**

**Accountant's Compilation Report** – Bernard said that she had received and reviewed the accountant report. She has been in communication with Bank of the San Juans about how accounts will be managed considering the influx from the CWCB loan. Bernard moved to receive and file the report and Koehler seconded. The motion passed.

**Bills** – Kidd said that the bills are fairly routine. The bills include payment for property and liability insurance and for paying Spaccamonti to cut weeds on the Runyon Levee and trash removal. The Swerdfeger pay requests are to be approved by NorthStar, then Kidd, then CWCB before they will come to the Board for the check. This process was reviewed with them at the pre-construction meeting. Garren Ross and DeNardo were overpaid last month, so the new check is a replacement for that.

The following bills were posted for review and approval:

BSJ Operations and Maintenance Account:

\$ 450.00	MBD&G, Monthly Accountant fees
\$ 500.00	Banner and Bower, Attorney fees
\$ 1,700.00	Kidd Engineering, Administrator/Engineer fees
\$ 232.50	Kidd Engineering, County Lake Runyon meetings
\$ 155.00	Kidd Engineering, Accountant meetings
\$ 200.00	Bernard, Director's Fee
\$ 200.00	Cordova, Director's Fee
\$ 200.00	Koehler, Director's Fee
\$ 200.00	Maroney, Director's Fee
\$ 200.00	Martin, Director's Fees
\$ 200.00	O'Hara, Director's Fee
\$ 200.00	Phillips, Director's Fee
\$ 200.00	Serna, Director's Fee
\$ 200.00	Willumstad, Director's Fee
\$ 1,945.16	Colorado Special Districts Property & Liability Pool, 2019 P&L Insurance
\$ 2,391.00	Spaccamonti Excavating, Mowing and removing trash at Runyon
\$ 291.98	Computer Images of Pueblo, 2019 Website hosting and Domain name renewals

BSJ Construction Draw Account:

\$ 387.50	Kidd Engineering, Phase 5 Construction and planning meetings, CWCB loan meetings, etc. October 20 through November 25, 2018
\$14,671.00	NorthStar Engineering, Phase 5 construction staking, observations, construction testing, and reimbursable expenses

\$ 7,190.00	NorthStar Engineering, Maintenance Fund Assessment support, Consultations, CWCB loan documents, FEMA requirements, etc.
\$ 2,189.00	Garren Ross and DeNardo, BSJ Bonds and CWCB loan consultation

Bernard moved to pay the bills and Koehler seconded. The motion passed.

### **Old Business**

**County Acquisition of Certain Lake Runyon Property** – Banner said that the County is revising the area that they would like to acquire and have not finished their mapping yet. This additional information may not be available until the December or January meeting. Along with the revised mapping the legal descriptions and the title word need to be updated. After discussion, Kidd was directed to request his EPA contact to test a couple of locations on the north side of the River before property is sold to the County.

### **President's Report –**

Phillips reported that the loan documents for the CWCB loan have been signed and returned to CWCB.

### **Administrator's Report –**

Kidd reported that he met Steve Degenhart in the hallway at Daveline's office. He asked Kidd why the District wanted the engineer report and appraisal that they had done on the 16<sup>th</sup> Street property. Kidd told him that at the meeting he promised that he would provide it to the District if they bought the property. The District bought the property and simply want these reports as was promised to them.

### **Fountain Creek Committees -**

The committee has discussed that the different governmental entities have different requialtion of what they can dump into the waterways. Larry Small is to develop Best Management Practices to go to property owners and entities in an effort to improve water quality. O'Hara said that they are having grassroots meeting about Fountain Creek from Fountain to Highway 47, but all of the meetings are being held in south Colorado Springs. Maroney is requesting to have one of the meetings held in Pueblo. Creek Week was a great success. They are looking at hiring a contractor to oversee it next year. The Fountain Creek Flood Control and Greenway District has a \$22M budget for work in three project areas next year. Martin asked if the successful Lower Arkansas Valley Water Conservancy District lawsuit will result in additional funding. Maroney said that he thinks the compensation will go to those lower basin partners that were affected.

### **HARP –**

Maroney reported that Matrix Design Group is designing the next phase of HARP to extend the channel to Santa Fe Avenue. The project includes a new boat house. They have put an aeration system in Lake Elizabeth, to improve water quality in the channel. Kock said that the Pueblo Board of Water Works has volunteered to pay for construction of access

improvements at the head gates out of the River. They have requested that the Pueblo Conservancy District include it in their contract and then Water Works will reimburse the District.

**Recreation Committee –**

Koehler said that she and Kock met with Scott Hobson, Steven Meier, and Beritt Odum yesterday. They are applying for GOCO grants. They are hoping for a lobbying effort because the Pueblo area no longer has a GOCO representative. They have also been on contact with Pueblo County. They want present a unified look to GOCO for the application. The group is also looking to CWCB programs that may help support grant applications. The City is looking at potential ways to raise money for the amenities for the Arkansas River Levee Park. Beritt is to put together a list of amenities and the costs for them. This will help provide a basis for the fund raising. They are also looking to the Railroad to help on the fencing, with art panels being part of the fence. One of the issues to work out is who the funds will go to for collection and safeguarding. Kock said that the final master plan will go to the City this week. Phase 1 will be a pedestrian bridge and then a trail to Runyon. The

City is wondering if it would be beneficial for the District to delay construction of the Phase 5B trail until later so that the construction funds could be used as matching money on the grant applications.

**Mural Committee –**

Serna said that Anthony Armijo is the artist for painting the school logos on the levee. Banner updated the independent contractor agreement for those who are painting to sign. He asked if there should be a stipulation that two people must be present, because he is concerned about safety. Banner asked if Armijo would be able to cover the added cost. Banner recommended authorizing Serna to sign the independent contractor agreements on behalf of the District. O'Hara so moved and Willumstad seconded. The motion passed. Serna said that he had talked to Home Depot about donating paint but he did not have any credentials to make that request. Banner said he would prepare a letter to Home Depot asking them to donate paint for the logo murals. Kock reaffirmed that NorthStar would donate up to \$500 for paint to get the project started.

**18<sup>th</sup> Street Bridge Painting –**

O'Hara reported that any material to coat over the mural is going to be expensive. Sherwin Williams' product costs \$2100 and Home Depot's \$1100 for two 5 gallon pails. There are semi-permanent and one-wash alternatives that are less. Bernard moved for O'Hara to purchase the permanent type product and payment be out of the maintenance fund assessment proceeds. Cordova seconded and the motion passed.

**Phase 5 –**

Kock reported that the Phase 5 construction has begun. Swerdfeger and Lawrence (concrete work subcontractor) have both mobilized. Shop drawings and submittals are coming in for

approval. The railroad access permit has come in, so they are free to use the Board of Water Works access route now. Serious construction work will happen quickly.

**New Business:**

**Phase 6 Engineering Services –**

Kock presented NorthStar's proposal for Phase 6 Engineering Services. He pointed out that only \$35,000 is for the design and the balance is for staking, inspection, testing, etc. Kock said that for a point of reference he looked back and NorthStar's fees amount to approximately 8 percent of the construction costs. This includes their fees for design, construction staking and observation, inspection, materials testing, as-built drawings, and miscellaneous other related work. O'Hara moved to approve the contract with NorthStar and Koehler seconded. Motion passed.

**2018 Budget –**

Kidd explained that the 2018 Budget had to be amended to reflect the influx of the CWCB loan funds and their disbursement. The budget was modified per recommendations from Larry Daveline. Willumstad moved to approve the 2018 Amended Budget. Bernard seconded and the motion passed.

**Nominating Committee –**

O'Hara reported that Bernard, Serna and he had agreed to be on the nominating committee at the last meeting. The committee has a couple of questions that they would like for the Board to discuss: 1.)Should officers serve in position for two years? and 2.)Should the Vice-President position progress to the President position. The consensus of the discussion was that the progression of vice-president to president has worked well for other groups. However, there is a concern that two year terms could present a problem because of the director terms of appointment. The nominating committee offered the following slate for election of officers:

President – Corinne Koehler  
Vice-President – Barbara Bernard  
Treasurer – Paul Willumstad  
Secretary – Jerry Martin

O'Hara moved to close the slate and elect the officers. Maroney seconded and the motion passed.

**Other Business –**

Bernard reported that she mailed out a memo yesterday to solicit input and assistance in planning a 2021 celebration to mark the 100-year anniversary of the 1921 Flood and the completion of the Levee stabilization and FEMA certification. The memo went to several key individuals in the community.

Kidd reported that he had not yet received the assessment report from All-Phase Environmental. He hoped to have it in time to get contractor quotes for demolition of the buildings at 16<sup>th</sup> Street.

Kidd reminded that the December meeting will be on December 19<sup>th</sup> rather than on the 26<sup>th</sup>.

There being no other business to come before the Board the meeting was adjourned at 11:41pm. The next regular meeting will be on December 19, 2018, at 10:00 am.

APPROVED:

---

Donna Phillips, President

---

Bud O'Hara, Secretary