

RECORD OF PROCEEDINGS

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
OF THE PUEBLO CONSERVANCY DISTRICT

November 11, 1959

A Special Meeting of the Board of Directors of the Pueblo Conservancy District was held at the office of the Disrrict, 113 East Fifth Street, Pueblo, Colorado, at 10:00 o'clock A.M., on November 11, 1959.

Directors Present: John M. Holmes: W. T. Mathis
Director Absent L. M. Rhoades
Engineer Present S. F. Elliot
Attorney Present Charles M. Rose

The minutes of the meeting of September 24, 1959, were read and approved.

The following Vouchers were read and approved:

13245	Mountain States Tel & Tel Co.	17.63
13246	Rufus Stephens	19.50
13247	Charles M. Rose	100.00
13248	John M. Holmes	68.25
13249	Elbert D. Greene	88.60
13250	Director of Internal Revenue	8.40
13251	Barbara Greene	48.75
13252	Colorado State Treasurer	29.00
13253	Colorado State Treasurer	1.50
13254	S. F. Elliot and V. R. Blackburn	125.00
13255	Southern Colorado Power Co.	1.03
13256	Pueblo Gas and Fuel Company	2.41
13257	Mountain States Tel & Tel Co.	17.63
13258	Rufus Stephens	19.50
13259	Charles M. Rose	100.00
13260	Elbert D. Greene	88.60
13261	Director of Internal Revenue	8.40
13262	Barbara Greene	48.75
13263	S. F. Elliot and V. R. Blackburn	125.00
13264	Herman Klipfel, Postmaster	4.00
13265	O'Brien Printing & Stationery Co.	4.52
13266	Southern Colorado Power Co.	1.55
13267	Simon F. Elliot	280.00
13268	Pueblo Gas and Fuel Company	4.01
13269	John M. Holmes	10.00
13270	W. T. Mathis	10.00
13271	S. F. Elliot	10.00

RESOLUTION

Be It Resolved By The Directors of the Pueblo
Conservancy District:

That the attached statement is a true statement
of presently existing facts and its use as such is hereby
authorized in any pending judicial proceeding.

Mr. Holmes introduced the foregoing Resolution and moved
its adoption. The motion was seconded by Mr. Mathis and was unanimously
carried.

STATE OF COLORADO)
) SS
COUNTY OF PUEBLO)

I hereby certify that the foregoing is a correct
copy of the Resolution of the Directors of the Pueblo Conservancy
District adopted the 11th day of November, 1959, as appears
in the records of the minutes of a meeting of said Directors
of the same date.

Witness my hand and the seal of the Pueblo Conservancy
District.


Secretary-Treasurer of the
Pueblo Conservancy District

1. The Pueblo Conservancy District is a public corporation, a quasi-municipality, and a political subdivision of the State of Colorado, organized and existing by virtue of and in conformity with the Conservancy Law of Colorado (Chapter 30, C.R.S. 1953), and vested with the powers therein set forth.

2. The Pueblo Conservancy District was organized by special judicial proceeding of a continuing character, and now pending in this court.

3. The Pueblo Conservancy District claims no rights to water for irrigation or other purposes to be adjudicated, as described in the petition for adjudication of priority herein.

4. As shown by the petition in this adjudication proceeding there is a direct connection between the adjudication of priorities sought, and the description of general plans, as required by law, for the conservation, storage, and use of waters of the Arkansas River, and the use of the channel thereof.

5. That the Pueblo Conservancy District in conformity with and as directed by the Conservancy Law of Colorado adopted the Official Plan of the district for protection from flood of lands and the property within the district.

6. That said Official Plan was adopted as part of said judicial proceeding now pending in this court, after notice and hearing, and thereby the rights of all persons to the use of the Arkansas River as affected by the Official Plan were adjudicated by this court and judgment entered therein.

7. That the Pueblo Conservancy District has executed the Official Plan by construction of an enlarged channel of the Arkansas River and the barrier dam mentioned in the petition

for adjudication, together with ancillary works, for the protection from flood of lands and property within said district. That the cost of acquisition of property therefor and the construction of said works was paid by special assessments according to benefits on property within the district.

8. That it appears from the petition for adjudication herein that the territory defined by decree of this court as the Pueblo Conservancy District is within the territory described as the Southeastern Colorado Water Conservancy District.

9. That as appears from the petition for adjudication of priorities herein by its reference to general plans, the Official Plan of the Pueblo Conservancy District and the works constructed thereunder will be materially changed both as to form, use, and effectiveness for flood protection, by the execution of such plans of the Southeastern Colorado Water Conservancy District and adjudication of rights thereunder.

10. That the character and extent of such effects, and whether adverse or otherwise, cannot now be determined; and of necessity must be eventually determined by contract between the Pueblo Conservancy District and the Southeastern Colorado Water Conservancy District; or by change of the Official Plan by special proceeding under the Colorado Conservancy Law of Colorado; or by other judicial procedure.

Holmes advised the Board of the report made by Engineer Elliot on the condition of the District's flood protection works. The report is being studied and suggested action will be brought up at a later meeting. The report is herewith attached.

There being no further business, the meeting adjourned.

Elbert D. Greene
Secretary

Read and approved:

J. M. Holmes
E. J. Smith
W. H. Adams

SIMON F. ELLIOT
CIVIL ENGINEER
PUEBLO, COLORADO

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Pueblo Conservancy District
Pueblo, Colorado

Ref: Inspection of Flood
Protection Works.

Gentlemen:

In compliance with your instructions, during the past two weeks I have made an inspection of the flood protection works from West 11th Street to the terminal structures East of Runyan Field. The structures and appurtenances are in excellent condition; however some work should be done during the winter months while the river is at low stage, and it may be the wish of the Directors to postpone certain other work which can be done without endangering the City.

During the many years I have inspected the levee, I have always felt that it would be a great help to both the Southern Colorado Power Company and the District to have a service road to the top of the levee to provide ready access of trucks and machines to maintain the Power Company's diversion structure below West 4th Street. This service road would also be of great value to the District, as the portion of the levee between Union Avenue and West 4th Street could then be made more accessible to inspection and repairs. In talking over the matter with Mr. Porter, of the Power Company, it was agreed that the road could be built crossing the railroads just west of the Union Depot, with a locked gate or chain across the road on the north side of the tracks. The details of the railroad crossing, locks, etc. could

be worked out later, but it is my suggestion that the road be constructed jointly by the District and the Power Company. Later in this report, certain needed repairs are cited on the levee opposite Union Depot, and the access road could be built at the time this work is undertaken, and if so, the cost of the repairs could be lessened considerably.

The following recommendations and/or statements are made as a result of my inspection:

1. On the top of the levee, at approximately 200 feet and 800 feet east of Dry Creek bridge, several gopher holes require filling.
2. Some driftwood in the channel opposite the stadium should be removed.
3. It appears that the channel adjacent to the stadium is being used as a dumping ground; steps should be taken to exclude the public from access to this area.
4. An air line support, about 600 feet west of 4th Street bridge is overturned.
5. The earth dike beneath 4th Street bridge needs shaping, although this is not necessary in the immediate future.
6. The D&RGW Railroad has done nothing at 4th Street bridge as suggested in the previous report to the District. Correspondence was made with railroad officials, and subsequently I went over the site with the roadmaster; however, nothing further was done. Since only the railroad will suffer damage from sloughing of the dike on to their tracks

I would suggest the matter be dropped.

7. Some cracking has developed on the stairs at the Power Company's diversion works. This should be filled with a mastic, and the Power Company billed for the cost of the work.

8. A small seedling cottonwood, 500 feet east of the diversion works, and at the toe of the concrete levee, should be removed, and by its roots, if possible.

9. The cottonwood tree on the dike, 800 feet west of Union Avenue should be removed.

10. A small gulley, in the top of the dike, about opposite the west end of the Rio Grande Motorway garage, should be filled with gravel.

11. For the past few years, we have noticed that the dike should be brought up to grade from Union Avenue, west, for about 1500 feet. If the road is built as suggested earlier in this report, I would suggest that this work be undertaken; otherwise, this work could be postponed for another year.

12. Like under 4th Street bridge, the dike needs re-shaping under Union Avenue; likewise this need not be done unless convenient to do so.

13. The City has taken no action in painting, or repairing Union Avenue or Main Street bridges. This matter was previously taken up with Mr. Fellows, the Director of Public Works.

14. Some metal work on the stairway east of Main Street should be repaired, or removed, it being a hazard to those using the stairs.
15. The growth and dirt accumulation on the South dike, from Main Street, west, should again be removed.
16. A small sapling on top of the levee, about 200 feet east of the Rio Grande roundhouse, and a 4" chinese elm, about 1000 feet west of the Rio Grande bridge, also on top of the levee, should be removed.
17. The face of the concrete levee below the blow-off line serving the Rio Grande shops should be re-coated with a hot asphalt application.
18. Numerous small saplings on top of the levee from Santa Avenue to the Rio Grande bridge should be removed.
19. A small hole on top of the levee, 300 feet east of the Freeway should be filled with earth.
20. Several large holes in the top of the earth dike, south levee, between the flood spillway and the Rio Grande bridge should be filled with earth.
21. Cracks in the slag rip-rap along the south levee should be filled with mastic, or a hot pour joint filler.
22. The floor of the slag rip-rap spillway, adjacent to the Freeway shows evidence of having been broken during the Freeway construction. Just how serious, or otherwise, this may be can only be determined by cleaning out the flood spillway bottom.

23. Low places along the backside of the levee between Santa Fe Avenue and the Rio Grande bridge should be brought up to grade. This is not serious at the present time, but should be considered. This work will be expensive and tedious, as much of the fill material will have to be placed by hand labor.

24. A pipe, or rod, imbedded in the face of the south levee (probably used doing construction of the Freeway Bridge) immediately east of the bridge, should be removed.

25. Weeds should be cleared from the drainage ditches adjacent to, and east of Runyan Field.

26. Weeds should be removed, and concrete patched around drain line, south levee, immediately west of Santa Fe Avenue.

27. Chain link guard fence, south levee, west of Santa Fe should be secured to posts.

28. Trees should be removed, rip-rap should be patched, and cracks filled with mastic, floodway area adjacent to Main and Union Avenues; chainlink fence should be repaired adjacent to Walt's T.V. shop on Union Avenue.

The inspection of the Rock Creek Barrie Dam will be made within the next few months.

Respectfully submitted,


Simon F. Elliot,
Registered Professional Engineer