

MINUTES OF THE JANUARY 11, 2017 SPECIAL MEETING

Directors Present: Barb Bernard, Corinne Koehler, Dennis Maroney, Bud O'Hara, Donna Phillips, Ron Serna

Also Present: Administrator Rick Kidd, Attorney Don Banner

Guests: Kim Kock, NorthStar Engineering

The special meeting of the Pueblo Conservancy District was called to order by Vice President Phillips at 10:40 am. A quorum was present.

BHE 5&6 –

An MOU concerning the Historic Building designation for the Black Hills Energy 5 & 6 structure was not received. Therefore, there will not be any discussion of this topic.

Pueblo Board of Water Works Requested Resolution –

Banner said that Water Works had requested a resolution concerning the maintenance of the power plant (HARP) diversion. He said that in 1926 the District gave a deed to Southern Colorado Power. Southern Colorado Power was to maintain the diversion works for the benefit of power plant cooling, but the District was to maintain as necessary for flood control. Southern Colorado Power sold to Utilicorp who sold to Aquila who sold to West Plains Energy who sold to Black Hills Energy, the current owner. Water Works wants the District to give them an agreement that it is okay to use the structures to HARP. Banner thinks that there proposed resolution is harmless to the District. Maroney asked who is responsible to maintain the structures. Banner said that he thinks Southern Colorado Power and their successors are. He said that he could request Water Works to confirm in writing that it will not be the Pueblo Conservancy District's responsibility to maintain the structures. Banner thinks that if Water Works takes the conveyance then the maintenance responsibilities would transfer to them as it had to the previous owners. It may be appropriate to split the costs because the outlet structure is part of the Levee and being able to pass water through this structure may also be a benefit to the District. Kock and Kidd are to discuss this and report back at the regular meeting. Then it will be determined if a special meeting is necessary for continued discussion.

Levee Certification Work Funding –

Banner requested direction on how to proceed with approaching the Court with a request to increase the maintenance fund assessments. NorthStar was requested to prepare projections of increased revenue with increases in the assessment rates. Koehler agreed to spearhead meeting with significantly affected landowners. Banner reminded the Board that the District does have the authority to go to the voters to request approval of a mil levy.

Other Business:

None.

There being no other business to come before the Board the meeting was adjourned at 11:30 am. The next regular meeting date will be January 25, 2017, at 10:00 am.

APPROVED:

Paul Willumstad, President

Matt Cordova, Secretary