

**MINUTES OF THE JULY 27, 2016
REGULAR MEETING
OF THE PUEBLO CONSERVANCY DISTRICT**

Directors Present: Bill Alt, Barb Bernard, Matt Cordova, Corrine Koehler, Bud O'Hara, Dennis Maroney, Donna Phillips, Ron Serna, Paul Willumstad

Also Present: Administrator Rick Kidd, Attorney Don Banner

Guests: Kim Kock, NorthStar Engineering
Earl Wilkinson, City of Pueblo Director of Public Works
Chris Woodka, The Pueblo Chieftain

The regular meeting of the Pueblo Conservancy District was called to order by President Willumstad at 10:30 am. A quorum was present. Willumstad informed the Board that Bill Alt was in the hospital.

Minutes:

The minutes of the June 22, 2016 regular meeting were reviewed. Serna moved to approve the minutes and Alt seconded. Motion passed.

Public Forum:

Earl Wilkinson – There is a pile of rock along the 400 block of West Corona. Homeless have been congregating there. Citizens have expressed a concern about the homeless and needles accumulating. Councilman Ed Brown is concerned about this condition. Kidd explained that the pile of rock belongs to the Conservancy District. It was used to build access for the emergency repair work done several years ago. It was retained in case it was needed to construct access again for the Levee repair work, or to be used in reconstruction of the fish habitat that was part of the Legacy Project. It is the same as rock that was used for construction of some of the islands. Kidd said that it would probably not be needed for access reconstruction, but asked Kock if it could be needed for reconstruction of habitat after the Levee repair work. Kock said that the contractors will try to salvage the existing material but it is unlikely that they will be able to save all of it. So, some of this rock may be needed in the future. After discussion it was decided that the best alternative at this time would be to spread out the rock over the Pearl Street Parking Lot. This parking area is in the ownership of the District. Wilkinson said that he could have City crews knock it down and spread it out. Maroney moved to have Pueblo Public Works spread the rock over the parking lot area. The motion was seconded by O'Hara. Motion passed.

Treasurer's Report:

Kidd noted that the accountant has not yet prorated the funding under general item #110 through to the sub items. Koehler moved to accept the June accountant compilation report. Seconded by Cordova. Motion passed.

Bills – Bernard said that she had reviewed the invoicing from Swerdfeger and NorthStar and they are within the contract agreements. Kidd and Kock explained that Swerdfeger's payment included payment for Change Order Nos 1 and 2, and adjustments to final quantities concrete crushing. Swerdfeger closely chipped the top edge of the concrete versus saw cutting. The methodology was approved by Kock and Kidd and it resulted in a cost savings to the District.

The following bills were posted for review and approval:

Vectra:

\$ 500.00	Black Hills Energy, Lake Runyon Electricity
\$ 400.00	MBD&G, Monthly Accountant fees
\$ 500.00	Banner and Bower, Attorney fees
\$ 1,700.00	Kidd Engineering, Administrator/Engineer fees

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\$ 200.00	Alt, Director's Fee
\$ 200.00	Bernard, Director's Fee
\$ 200.00	Cordova, Director's Fee
\$ 200.00	Koehler, Director's Fee
\$ 200.00	Maroney, Director's Fee
\$ 124.20	Maroney, Mileage for attending Fountain Creek committee meetings
\$ 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
\$ 170.00	US Postal Service, Post Office box rental
\$ 630.00	Chem-Way Lawn Care, Weed Spraying

CNB Draw Account:

\$ 210.00	Kidd Engineering, Levee Phase 2 CA/CO, Progress meetings, completion review
\$ 10,220.00	NorthStar Engineering, Arkansas Task C – “As-Constructed” Survey and Conditional Evaluation Contract
\$ 3,155.00	NorthStar Engineering, Arkansas Task F – Phase 3 Final Design, Construction Documents, Bidding
\$ 6,702.50	NorthStar Engineering, Wildhorse Task D - Construction Support Services
\$ 210.00	NorthStar Engineering, Maintenance Fund Assessment Support, Appraisal Phase III Services, Property Acquisitions, Artwork and Recreational Opportunities meetings
\$ 1,953.00	Altman, Keilbach, Lytle et.al., Wildhorse Creek Area Eminent Domain and Land Acquisitions 5-31-16 invoice
\$ 4,900.00	Banner & Bower – 2 nd Quarter work for land acquisitions, eminent domain proceedings, Phase 2 construction contract, 2016 budget documents

Kidd reported that the Pueblo Board of Water Works had refunded \$60,000 of the access road escrow as a result of the paving of the access road. They still hold \$120,000. There was not a payment to KR Swerdfeger this month. Bernard said that she had reviewed the NorthStar, Lytle, and Banner invoices. Bernard moved to approved payment of the bills. Seconded by O'Hara. Motion passed.

Property Acquisitions:

Banner reported that Elmer Aguirre is yes-no. Lytle is moving forward with condemnation proceedings. He will offer a check for moving expenses so that we can get immediate possession. They are still cleaning up names on the title work. Banner has attempted contacting Ocwen, Aguirre's lender, but has not received a response to his phone calls. He has sent them a letter but have not heard back on that yet. Banner told Kock to work directly with Lytle for getting access to the property as soon as permissible, so that the asbestos abatement work can begin. Ivor Hill has still not provided an appraisal.

Maroney requested a report on property acquisition costs, including legal fees and asbestos abatement. Kidd will pull that information together.

President's Report –

Willumstad said that Canon National Bank contacted him and requested the 2015 Audit. Kidd said that Sam DeNardo is working on it. Banner reported that he has been working with DOLA on the budget amendment. Everything has to be submitted online with specific information. The 2015 Budget has now been accepted. Willumstad said that Steven Meir told him that he has received complaints about the Pearl Street Parking Lot and trash at Lake Runyon. Willumstad received an email from Jim Munch about the HARP annual meeting with the IGA partners. O'Hara attended their meeting last year and said he would again this year if he is in Town.

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Administrator's Report –

Kidd reported that a large erosion hole had opened up behind the concrete face of the Levee. It is in the same area as a smaller one noticed on the pre-proposal walkthrough for Phase 2. This one was repaired but the location was not marked. So we do not know if it is the same one still being active or a new one. NorthStar, CTL Thompson, Swerdfeger and Kidd met on site to discuss remediation/repair. At the top it is big enough for a person to get into. A metal tape was inserted into the two primary channels and it went 11-feet one direction before hitting some obstruction, but 25-feet down the other channel and did not hit obstruction. This area is near the beginning of the Phase 3 construction, so it was decided that the best short term solution was to fill and compact the hole in with clay material. Due to public safety concerns, Kidd directed Serdfeger to do the work on a time and materials basis. Kidd was instructed to notify the Board by immediate email if there are similar occurrences in the future. He is to have "common sense" authority to take action on similar future work but the Board is to be kept informed. Kidd reported that he received two contacts concerning the Maintenance Fund Assessment program.

Fountain Creek Committees Reports –

Maroney reported that he attended both the Technical Advisory Committee and Monetary Advisory Committee meetings. The Fountain Creek Board approved a funding mechanism for administrative actions. Eight entities will provide a total of \$250,000 per year. They also approved a design contract for an area north of the Pueblo County line. Colorado Springs made a presentation at the TAC meeting to updated projects that they have in the planning stages. Maroney said that the indication is that they intend to reduce the quantity of water coming down Fountain Creek. The MAC approved awarding a contract to rewrite the Colorado Springs Drainage Criteria Manual to be more specific to the needs of the other entities in the Fountain Creek watershed.

Arkansas and Wildhorse Levee Construction –

Kock reported that he and Kidd had been discussing the presentation to the Council for the HARP Diversion and kayak course areas. The primary attributes of concern are the diversion structure, trails along the top of the Levee with access down to the water, and bridges to bring the area together. Willumstad suggested working with Daryl Paine for any IT needs for the Council presentation. Maroney suggested that the District draft a proposal for who participates in the repair and maintenance of the diversion structure works.

Work at 18th Street is resuming. The caisson drilling will be completed this week. They drilled down through a 36-inch diameter CMP and filled it with concrete. Swerdfeger cleaned it out and repaired the culvert. NorthStar made adjustments in the caisson locations to accommodate this discovery. Kock anticipates that the construction plans for Phase 3 will be complete in two to three weeks.

Old Business:

Recreation and Mural Sub-Committees – Koehler said that there is nothing new on the mural painting criteria. The Recreation Committee had a meeting with City staff. They have applied for three planning grants for the area. The District and the City staff will be making a presentation at the City Council's August 22 Work Session. After discussion it was agreed that the Board would meet to discuss the presentation at a special meeting to be held on August 17th.

New Business:

Banner is to review leases and agreements to determine who is responsible for cleaning at Lake Runyon.

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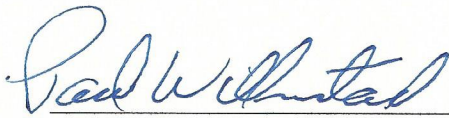
Other Business:

None.

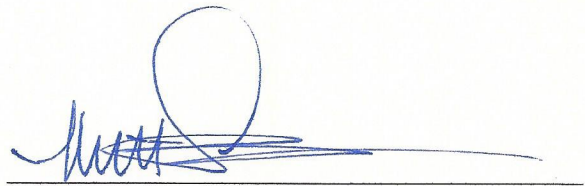
There being no other business to come before the Board the meeting was adjourned at 11:50 am.

A special meeting will be held at 1:30 pm on August 17 at Don Banner's office. The next regular meeting date will be August 24, 2016, at 10:30 am.

APPROVED:



Paul Willumstad, President



Matt Cordova, Secretary