

MINUTES OF THE JUNE 24, 2020 REGULAR MEETING
OF THE PUEBLO CONSERVANCY DISTRICT

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

Also Present: Attorney Don Banner

Guests: Mike Cuppy, NorthStar Engineering

The regular meeting of the Pueblo Conservancy District was called to order by President Koehler at 10:00 am. Directors Phillips and Maroney attended by Zoom meeting.

Minutes: A quorum being present, the Minutes of the May 27, 2020 meeting were reviewed. O'Hara moved to approve the minutes and Serna seconded. The motion was approved.

Public Forum: No one was present.

Treasurer's Report: The financial documents presented by the District's accountants and the bills presented for payment were reviewed by the Directors. On motion made by Willumstad and seconded by Martin the financial statements were approved and payment of the bills was approved. It was noted that the District expects an Audit Report from its auditors by July 31, 2020.

The following bills were posted for review and approval:

BSJ Operations and Maintenance Account:

\$ 475.00	MGPM, Monthly Accountant fees
\$ 500.00	B&B, Attorney Fees
\$ 1,800.00	Kidd Engineering, Administrator/Engineer fees
\$ 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
\$ 580.62	Special Districts Association, 2020 District Membership Renewal
\$ 254.00	Postmaster, PO Box Annual Rental

BSJ Construction Draw Account:

\$ 1,155.00	Kidd Engineering, May 18 through June 19, 2020 Phase 6 CA/CO and meetings
\$ 165.00	Kidd Engineering, Arkansas River Levee City/PCD IGA
\$ 14,315.00	NorthStar Engineering, Phase 6 Construction administration, staking, testing, etc. and reimbursable expenses May 16 through June 19, 2020
\$ 575.00	NorthStar Engineering, May 16 through June 19, 2020 expenses for maintenance fund support work, consultations, etc.
\$ 1,910.00	NorthStar Engineering, Task D – Engineering Design Services, Permitting and Regulatory Approval
\$442,112.70	KR Swerdfeger, Phase 6 Levee Pay Request Nos. 6 and 7

BSJ Reserve Account:

\$ 5,411.62	Pueblo Conservancy District – Transfer to Operating Account
\$ 459,820.20	Pueblo Conservancy District – Transfer to Draw Account

BSJ Bond Loan Account:

\$ 0.00	Pueblo Conservancy District – Transfer to Draw Account
---------	--

President's Report: Koehler reported that Willumstad had received an answer from the City as to the terms for City employees. Terms for Board members appointed by the City are three year terms. Willumstad noted that the terms for Board members appointed by the County were four year terms and those appointed by the joint action of the City and County were five year terms. The City Council will make a decision on its appointees on July 2nd. President Koehler brought up the matter of the recent drowning below the dam by City Park. The dam is owned and maintained by the Board of Water Works. The Board of Water Works engineers have designed a chute to allow rafts and inner tubes to bypass the dam but funding has not been available to build it. Maroney and O'Hara were asked to inquire as to the estimated cost of this construction and to report at the next meeting. Bernard suggested that perhaps an Intergovernmental Agreement among the District, the Water Board and the City could be established to see that a solution could be funded to make the passage down the Arkansas safer.

Administrator's Report: None.

Recreation Committee Report: Mike Cuppy gave the report as to the progress being made on the design of the two suspension bridges. The City, NorthStar Engineering and a committee which includes members of this Board have been working on the design and within a couple of weeks renderings should be completed. A preliminary design for the Main Street Bridge has been sent to Bridge Builders for consideration. It's anticipated that the first bridge will be installed this fall in a three month construction period. An ADA ramp is being designed for the 11th street access. Cuppy indicated that the project is still on budget. In response to a question from the Board Cuppy indicated that there were two issues of concrete cracking on the levee that

were being addressed. He also indicated that there would be a need for annual caulking of the expansion joints on the new levee.

1921 Celebration in 2021: Bernard raised the question: how far back should the District go in recognition of Board members on the bronze plaque. Martin questioned why we needed any names and suggested that names could be replaced with more information on the history of the District. Phillips agreed that information on the history was appropriate but noted that this current Board had spent a lot of time and effort making the new levee possible and current Board Members, the District Engineer and District Attorney should be recognized on the plaque. It was suggested that the logo of the District may not be needed or should be minimized. Bernard indicated that a final design must be approved by the Board no later than the December meeting. Diane Hochaver will attend the next meeting with a revised design.

Arkansas River Levee: Cuppy reported on various additions to the levee work suggested by Engineer Kidd. Reference is made to Kidd's email of 6/22/20 titled 6-24 Info #2. The first recommendation was to install an additional bollard to prevent small vehicles from accessing the levee at a cost of \$750.00. Motion was made by Willumstad seconded by Serna to approve this expenditure and unanimously passed. Reference is made to Kidd's email of 6/22/20 titled 6-24 Meeting Info #1. Suggestion #2 was to remove 10' of existing fencing to bring it down to grade and then install new fencing to have the fence meet the concrete and help control erosion at a cost of \$517.00. Motion was made by O'Hara seconded by Bernard to approve this expenditure and unanimously passed. Suggestion #3 was to put a fence to prevent traffic from going past the railroad fuel containment ponds at a cost of \$1,935. This was tabled until the next meeting. Suggestion #4 was to replace fencing that the District removed for the construction of the levee at a cost of \$11,931.27. This brought discussion by the Board as to the railroad's responsibility to keep people off their property. Attorney Banner noted that he has been in contact with the Union Pacific and is trying to get the railroad's cooperation to create a boundary line agreement between the railroad and the District concerning their boundary along the levee. Willumstad expressed the opinion that the railroad should pay for no less than half of the costs involved. This matter was also tabled until further discussions with the Union Pacific could take place. Suggestion #5 was to install additional fencing, 33 feet long, to protect access to the Water Works access at a cost of \$1,638.75. Motion by Serna seconded by Willumstad to approve this expenditure and unanimously approved. Cuppy will work with contractor KRS to prepare change orders for this additional work. Lastly, Cuppy advised the Board that the cost to put up 5-strand cable fencing for the entire length from the rail road ponds to 11th street was \$232,923.60 (\$23.70) which cost was less than the cost of chain link fencing. Bernard stated that based on the financial statements she had seen and the District's ability to cash flow debt she thought the District had the money to fund this safety improvement. Banner thought it best to table the matter to hear Engineer Kidd on the matter. Motion to table by Willumstad seconded by Bernard unanimously approved. Cuppy indicated that as long as a decision on this was done by the July meeting.

Fountain Creek Report: None.

Art Committee Report: Martin indicated that the Committee was stalled at the moment but he and Serna would meet after this meeting and get the balls rolling. Serna indicated that he was working with a man from New Mexico who may be interested in painting the logos on the levee.

Old Business: Phillips reported that there would be an in person report made at the July meeting. The question was raised as to whether or not the shed had been removed by Moffat Street. Serna indicated he believed it was removed but he would verify that for the July meeting.

New Business: Cuppy noted that the Board has requested a quote on the cost to prosecute a Boundary Line Agreement between the District and the railroad. To walk the proposed line with railroad officials, stake the line, survey the line, create the legal description and prepare the Agreement and the surveyed plat he estimated the cost at \$9,720.00. Willumstad again stated that the railroad should participate in this expense.

There being no further business the meeting was adjourned at 11:45 am.

APPROVED:

Corinne Koehler, President

Ron Serna, Secretary