

MINUTES OF THE SEPTEMBER 23, 2020 REGULAR MEETING  
OF THE PUEBLO CONSERVANCY DISTRICT

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

Also Present: Attorney Don Banner  
Administrator Rick Kidd

Guests: Mike Cuppy, NorthStar Engineering  
Sam DeNardo, Garren, Ross & DeNardo, Inc. - Auditor  
Shanna Lewis, Colorado Public Radio  
Cynthia Ramu and Spencer Little, Mural Art Committee members

The regular meeting of the Pueblo Conservancy District was called to order by President Koehler at 10:00 am.

**Minutes:** A quorum being present, the Minutes of the August 26, 2020 meeting were reviewed. Bernard moved to approve the minutes and Maroney seconded. The motion was approved.

**Public Forum:** No one was present.

**2019 Audit:**

DeNardo said that Kidd had passed out the draft audit report at the August meeting. Their analysis found that there is nothing that needs to be adjusted or corrected as some times in the past. He asked if there were any questions and none were voiced. Bernard moved to accept the auditor's report and for DeNardo to submit it to the State. Maroney seconded the motion and the motion passed.

**Levee Mural Art Proposals:**

The committee sought Board clarification on what is considered "historic" for display in the white-water park area. Consensus is that this area should be reserved for murals related to Pueblo, Southeast Colorado, and Colorado.

Ramu presented the mural proposed by Neeff. Koehler expressed concern about what appeared to be smoking guns. Phillips was concerned about the fists in the bottom corners and their potentially inciteful interpretation. Willumstad moved for approval of this mural with the artist considering Board comments. Martin seconded and the motion passed.

Ramu presented the Latka "wave runner" proposal. She said that the artist had agreed to reduce the length to 120-feet. O'Hara moved for approval and Cordova seconded. The motion passed.

Ramu presented the Palmer proposal. She read the artist's narrative on the meaning of this mural. Willumstad said that in his opinion the painting is a little macabre and too personal to the artist. Bernard agreed but said the painted mural will not include the narrative and so the interpretation will be left to the individual viewing it. She did say that she is concerned about all of the dark area. Maroney said that it is scary without having the interpretation. Martin said that everyone has their own interpretations but that he does not feel this painting is offensive. Banner said that the Board needs to make a decision on the allowance of religious symbols – Satanic,

Islamic, Jewish, Christian, etc. Willumstad moved to have this painting tabled until the next meeting and for Ramu to ask the artist if she would consider modifying it without the cross and then resubmitting for approval.

It was Board consensus that the Levee Mural Art Committee will determine locations for the individual murals rather than that being a Board decision.

**Treasurer's Report:** The financial documents presented by the District's accountants and the bills presented for payment were reviewed by the Directors. Maroney said that he has reviewed the accountant report and found it acceptable to receive and file. Bernard seconded and the motion passed.

The following bills were posted for review and approval:

BSJ Operations and Maintenance Account:

- \$ 450.00 Black Hills Energy, Lake Runyon Lights
- \$ 475.00 MGPM, Monthly Accountant fees
- \$ 375.00 MGPM, Audit Preparatory Work
- \$ 500.00 B&B, Attorney Fees
- \$ 1,800.00 Kidd Engineering, Administrator/Engineer fees
- \$ 577.50 Kidd Engineering, Art Committee Levee Tour
- \$ 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
- \$ 2,800.00 Imperial Arborists, Upper Lake Elizabeth Tree Trimming
- \$ 675.00 Spaccamonti Excavating, Upper Lake Elizabeth Debris Removal
- \$ 2,800.00 Signs by Scott, Levee Story Boards

BSJ Construction Draw Account:

- \$ 577.50 Kidd Engineering, August 22 through September 18, 2020 Phase 6 CA/CO and meetings
- \$ 330.00 Kidd Engineering, August 22 through September 18, 2020 Arkansas River levee City Planning and IGA
- \$ 5,033.50 NorthStar Engineering, Phase 6 Construction administration, staking, testing, etc. and reimbursable expenses August 22 through September 18, 2020

\$ 11,330.00	NorthStar Engineering, Task D – Engineering Design Services, Permitting and Regulatory Approval
\$ 1,267.50	NorthStar Engineering, Maintenance Assessment Support, Consultations, Loan Documents, etc.
\$113,902.62	KR Swerdfeger, Arkansas River Levee Phase 6 PR #9
\$ 862.50	Altman, Keilbach Lytle, et.al., CWCB Bond Opinion

BSJ Reserve Account:

\$ 9,402.50	Pueblo Conservancy District – Transfer to Operating Account
\$132,441.12	Pueblo Conservancy District – Transfer to Draw Account

Maroney moved to approve payment of the bills and Cordova seconded. The motion passed.

**President’s Report:** Koehler reported that there has been quite an issue with homeless around HARP and PCD properties. This is an issue that the District will have to consider ways to deal with.

**Administrator’s Report:** Kidd reported that he took Tony Greer on a tour of the areas where the District has property ownerships. Top Notch Fence, Swerdfeger’s fencing subcontractor, has provided proposals for fencing to control homeless building shelters under the bridges. Kidd wants to do an on-site review with Top Notch before he makes a recommendation to the Board.

**Recreation Committee Report:** Mike Cuppy reported that design review comments were sent to Bridge Brothers and they have responded back to the team. The City is working to verify the budget and is looking at some trail alternatives to help save some money. It is not believed that the anticipated traffic on the trail warrants it being 12-ft wide and 7-inches thick, with steel reinforcement.

**Arkansas River Levee:** Cuppy reported that the fence along the City side of the Levee is progressing well. It is expected to be finished in a couple of weeks.

**’21 Celebration:** Bernard presented a print out of the proposed dedication plaque, after comments received. Additional comments were given and she will take those back to be considered for the final design.

**Fountain Creek Report:** None.

Old Business:

**Runyon Field Expansion:** Koehler said that the County is still looking at expansion but there is nothing new to report. Cuppy said that the County is hiring a design and planning team for a master plan.

New Business:

**Shade Structures** – Koehler reported that she and Banner met with Steven Meier. There will have to be an updated lease for City trail improvements along the Levee area. The City currently has funding to put in the trail, but they do not currently have funding for any shade structures. Banner thinks that the District will probably need to pay for construction of a shade shelter and

then have the City be responsible for maintenance as a part of the lease agreement. The company representative for the shade structure being considered is supposed to be in Town in October. Banner said that they are working to put a package together for a limited area that would include shade, trash receptacles, benches, etc. Banner said that he is also looking at setting up a non-profit entity because it would open up interest for more donors.

**2021 Budget Discussion** – Various adjustments were discussed. Kidd is to make those changes and bring the budget back for a public hearing next month.

**Other Business:**

**Water Works Low Head Dam** – Maroney said that the Board of Water Works has entered into a contract for a preliminary design. They will be using that as a basis for applying for a grant. The grant submittal deadline is February 4<sup>th</sup>. They are looking at trying to start work in 2023.

There being no further business the meeting was adjourned at 11:58 am.

APPROVED:

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Corinne Koehler, President

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Ron Serna, Secretary