

LPWWA Board of Directors Meeting Minutes for August 10, 2016

Roy called meeting to order – not enough to hold a quorum – waited until about 7:00 pm to move on. Since Frank was not present it was decided to record the meeting via audio.

Board members in attendance-Roy Horvath, Mardi Gebhardt, Ken Spence, Kevin Mallow, Bernadette Cutthair. Jeanette Haas (7:00) and Frank Smith (7:40) phoned in to the meeting.

Others in attendance were Kayla Patterson, Charlie Smith, and Deb Flick.

Roy stated that he had sent out his comments and communications via e-mails prior to the meeting. He will follow up with Bob Wolfe/Mike Brod/John Porter and the call from San Juan Basin Health was nothing.

Mardi: comments & communications: on the LaPlata Board g-mail received one from ESRI directed to Roy for the 2017 renewal. Roy's contact is what they have and he will follow up with them.

Correspondence Received: Line of credit offer from Quickbooks – SDA needs – Board manuals – Colorado Special Districts – Risk Management and water efficiencies magazines.

Treasurer's Report:

Mardi put the balance sheet and profit & Loss on the hard drive, at the meeting copies of the bank reconciliations were available to review.

Bank of Colorado: operating account has \$125,312

Tap commitment fees: Bank of Co \$32,257

FNB Tap commitment fees: \$200,673

210 bank account: \$1,703,248

FNB Subs: \$1,980,100

BILLS INTRODUCED:

There is an outstanding balance of \$7,635 So Utes - new bill introduced The Tribal balances due on balance sheet shown is the general entry number the auditors wanted to see what Tribes owed as of December 31, 2015 – Mardi moved tribal invoicing in quick books to keep separate – Mardi also has several options to get this line item corrected on our books.

Current outstanding balances due from So Ute is \$9,379 and from Ute Mountain Ute \$9,330. Kevin to review actual balances with the Tribe. No new water user agreements have been received. Bernadette asked that the invoices be updated and resent to show the correct outstanding balance due.

We received a notice of prepayment of our quarterly insurance.

We have an invoice from Bartlett & West 2nd redesign and rebid from Goff Engineering for \$7490 with \$5000 of this invoice is specific to the 210 pipeline project.

Bartlett & West stated that the Phase 1 environmental report process is not complete.

From: CWLL/Amy - all operating items for LPWWA – review USDA correspondence /draft letter/telephone conferences total: \$140

2nd – project budget & easements regarding excess capacity

3rd with Roy letters to the Tribes

4th correspondence regarding capacity

Repayment contract #4 under Phase 0 – Mardi feels that it is all of LPWWA bills-in attendance agreed.

\$1625 is the final billing on audit

PHASE 1: Amy is on phone

Roy asked about quorum and what we have to have / Jeff just arrived - need 6 for a quorum four are in attendance with Jeanette on the phone at this time and Frank Smith is calling in.

Jeff/phase 1 – Kristi environmental reports in with Denver in review – being careful to not let anything out – nothing yet in the report that stands out.

Environmental report – did find sites, abandoned road ways – historic and pre-historic sites – Marvel has buildings that are now going on the historic registry. Downside involves identifying sites is a pain in the neck, but now is the cheapest time to do this study. We are ahead of the game, design budget included the final design scope so will be ready for bid in the Spring. Environmental report is complete, cultural assessment has not been finalized yet. Frank is on phone now:

Roy going through the attendees – Charlie asked to stay and Jeff.

Executive session done – Deb & Kayla left after being excused from meeting – they did wait for a long time, Colton Black also came to the door while the session was going on. It was mentioned that at the bottom of the board agenda it does have a notation about executive sessions.

Jeff recommendation to award contracts: Kevin – wrote down and presented the bid package motions as follows:

On this day August 10, 2016 I make a motion to award to Canyon Construction contract #1 for the amount of \$2,482,964.95 – subject to the unit price adjustment for Bid Package #3 and contingent upon Southern Utes, Ute Mountain Utes and Lake Durango agreeing on cost allocations and overruns. Also to supply the authority for the LPWWA board president to sign all documents pertaining to this contract.

2nd by Mardi passed

On this day August 10, 2016 I make a motion to award Richard Phillips Marine Inc. contract #2 in the amount of \$182,750.00 – Contingent upon Southern Utes, Ute Mountain Utes and Lake Durango agreeing on cost allocations and overruns and the authority for the LPWWA board president to sign all documents pertaining to this contract. 2nd by Ken passed

On this day August 10, 2016 I make a motion to award to Canyon Construction contract #4 for the Lake Durango 125 Pipelines in the amount of \$1,365,029.73 - and contingent upon Southern Utes, Ute Mountain Utes and Lake Durango agreeing on cost allocations and overruns. Also to supply the authority for the LPWWA board president to sign all documents pertaining to this contract. 2nd by Mardi passed

Jeff suggested executive session moved & seconded (Kevin Charlie first)

Back from executive session - #3

Roy – capacity work with Jeff to finalize numbers to the Tribes - make offer to Lake Durango and the Tribes within a couple of weeks.

Create a new committee – motion mardi – that we set up committee made up of people frank/jeanette/mardi/ken/roy /jeff & amy to go over spread sheets and come up with formalizing the excess capacity that would be offered up for sale to the Tribes and Lake Durango. Kevin abstained approved

Mardi mentioned that Charlie pushed hard to get this done with Lake Durango.

Frank & Amy had to leave from phone call

The recording is very hard to hear at this point – lots of back ground noise at this time and battery going down.

Chairman Frost needs more formal information for council meeting 8/31

Excess capacity meeting 8/16/16 10:30 at Mardi house
Discussion on deadline date for response of Tribes set to 9/19/16
Award construction Documents with signatures by Roy August 10, 2016.

Quorum gone – did not get bills approved

Minutes as recorded and reported by Deb Flick, transcriber of audio files, and Frank Smith, LPWWA Secretary Frank Smith

Approved on November 9, 2016