

**LPWWA Board of Directors
Meeting Minutes for March 8, 2017**

1. Call to Order-Paul called the meeting to order at 6:52pm. Board members in attendance were Roy Horvath, Paul Gray, Mardi Gebhardt, Kevin Mallow, Ken Spence, Jeanette Haas, and Frank Smith. Jeff Shamburg with Bartlett & West arrived at 7:00pm. UMUT Chairman Cuthair arrived at 7:07pm
2. Approve Agenda- no changes were made to the agenda
3. Consent Agenda
 - A) Minutes from February 8, 2017 meeting
 - B) Invoice from Colorado Water & Land Law, LLC, \$630.00Ken made a motion to accept the consent agenda, Mardi asked that the financials also get included with the consent agenda.
 - C) Financial report- Frank had a question of whether the Canyon Construction pay application was to be included in the financial report. Mardi reported it is not, as it was not received in time. Mardi seconded the motion which was approved by all.
4. Comments and communications- Jeanette had a conversation with Roy about not having the time to continue as a board member, she will continue to attend meetings but does not have time outside of that to dedicate to the work outside the meetings. Mardi received concurrence from SUIT on their invoices, still awaiting UMUT consent on invoices.
5. Mardi went through the mail she received.
6. Mardi talked with Mae Morley about the possibility of another tap. Ken spoke with Danny Pacheco CR 134 about the possibility of getting a tap.

Committee Reports

1. Finance report review/questions – Mardi Gebhardt –7:15-Mardi asked if anyone wanted to review the bank statements. Invoice from Canyon Construction for 8” LDWA portion of the line in the amount of \$18,467.62 Kevin made a motion to pay the bill, Ken seconded the motion which was approved by all.

Bartlett & West milestone \$3,096.83. Construction Observation \$8,725.20. Construction observation has a not to exceed amount of \$126k. Charlie with LDWA has voiced concern over billing construction observation as project wide costs. Jeff replied that they are doing it this way, as that is the way it was set up by the committee. Roy made a motion to approve both B&W invoices, approved by all. B&W Phase 1 environmental report invoice \$22,193.50 Kevin asked if these were reimbursable costs by USDA, Jeff stated it is as long as you want to finance it. Jeff explained that the way USDA works is loan money is spent up front, then the grant money is looked at toward the end. B&W Environmental report \$22,193.50 Roy amended his motion to include the bill for the \$1278.00 Durango Herald for the Environmental Review and the invoice for the Kevin seconded the motion which was approved.
2. Legal/Negotiations – Kevin Mallow – 7:40pm Kevin reported he received the review back from Bud Smith of the Operating agreement with a couple of changes.

Kevin sent the document to Roy today and it is now in Amy's hands. LDWA Board doesn't want to sign the Operating agreement until the things are better defined in the Three Party O& M agreement. Next operating meeting will be March 28th 10 am at Lake Durango.

3. Phase 0 Design/Engineering – Kevin Mallow –7:45 been shut down due to weather. Redesign of booster station is done. Bald Eagles showed up on Friday. CPW is going to study ½ mile radius of the nest. Good news is we don't have to pay for study but bad news is- No construction in the area. B&W has asked the contractor to track delays and possibly ask for more time. We have a provision in our contract that does not let the contractor seek monetary compensation. Approximately 1 mile of pipe installation is impacted by the birds. Contract provision that limits work hours. Canyon made a request to work weekends to get caught back up to their schedule. Jeff advised that there may or may not be money in the budget for weekend work, it depends on how much weekend work is requested. Jeff presented the idea that we conditionally approve weekend work with provision that they can work Saturday but they would need to pay for the observer. Roy asked for a heads up on when Canyon will be starting near the gas line so we can get the fencing put up.

4. Phase 1 Design/Engineering – Mardi Gebhardt – 8:04-

1) Easement acquisition progress report-currently at 24%-100 more needed. Paul has been making calls and visiting with people. Frank has not contacted anyone on his list but has spoken with several of his neighbors. Kevin will talk to the land division to see the utility corridor status along Hwy 140 south of the sale barn.

2) USDA application update- first publication of ER is to be published in the Durango Herald. Letter of conditions should be issued by end of March. Duane Dale wants to attend our next meeting.

Roy and Mardi attended the ALP meeting and reported that we got more funding from them for this year.

Water Dock scenario discussion with LAPLAWD March 20.

Wifia- Phase 2- letter of interest template on Board drive- no cost to submit letter of interest.

Roy sent information to University North Carolina program funded by EPA to help develop a rate structure.

5. PR/Marketing/Web Presence/Board Timeline – Ken Spence –8:48-holding off on the letter to new people. Roy stated that we should probably get a letter out once we submit for the WIFIA. Sue Ullom is a notary and has offered her services for a meeting or to help people get their easements finalized.

6. Archive/Information Access & Naming – Ken Spence – Ken working on the board drive. Minutes and Resolutions up to date back to 2011.

7. Grants/Fundraising – Roy Horvath – covered earlier.

8. Engagement/Capacity Building – Roy Horvath –nothing new to report

New Business

1. Next LPWWA Board meetings – April 12 & May 10, 2017

2. Adjourn 8:55pm

Minutes as reported by Frank Smith, Substitute Secretary for Barb McCall

Approved April 11, 2017

Frank Smith

Meeting Date changed to April 14, 2017 to Accomodate

USDA Rep.