

La Plata West Water Authority Board of Directors Meeting Minutes for October 11, 2017

1. Call to Order-Paul called the meeting to order at 6:36pm. Board members in attendance were Roy Horvath, Paul Gray, Bernadette Cuthair, Kevin Mallow, Mardi Gebhardt, Ken Spence, Barb McCall (via phone), Frank Smith arrived at 6:50pm
2. Approve Agenda-added Phase 0 OM&R scheduling. Bernadette made a motion to approve the agenda, Mardi seconded the motion which was approved.
3. Consent Agenda
 - a. Minutes from September 13, 2017 meeting
 - b. InvoicesMotion to approve the consent agenda was made by Ken Spence, seconded by Kevin Mallow, and approved.
4. Comments and communications-Roy reported Shirley Rogers said national association of counties (Washington-White House) information on the Rockefeller foundation presentation. Purpose is to fund water projects. Few months to bid Phase 1. Barbara L update on water project.
Bernadette reported UMUT Deanne House term- tribal election October 13, 2017
Kevin reported- Chair and 2 council positions with SUIT election November 3rd.

Committee Reports

1. Finance – Mardi Gebhardt-Mardi reported the UMUT invoice approved. Invoice from Collins Cockerel and Cole in the amount \$508.50 for closing documents. Kevin made a motion to pay the bill with funds from USDA pool funds, Bernadette seconded the motion which was approved. Form SF271 USDA Forms. Mardi reviewed the draft budget- we will review the draft budget and get back to Mardi on any suggested changes by Saturday Oct. 14. Mardi explained that she pulls all of the information for the tribal balances off of the invoice amounts for each. Mardi explained that if we expend more than \$750k of the USDA money in 2018 we will need to do a single audit which can run about \$10k.
2. Legal/Negotiations – Kevin Mallow LDWA & LPWWA Agreement revised-Kevin reported that all they have talked about is the revision of the agreement. Kevin suggested doing an amendment to the agreement instead of revising the agreement. Capacity is one of the items to be amended. The capacity stated is no longer accurate because of the increased pipe size from 8” to 16”. They are held to an amount of 400 gpm under the proposed amended language. Kevin reported that he is having difficulty contacting our attorney. He leaves messages and doesn’t get a return call. He expressed his frustration with being the lead on the legal committee and not being able to contact our attorney. Bernadette suggested that we wait until the inspection is done to arrive at better numbers. Ken stated that this has to be done to meet the letter of conditions from USDA. We have less than a month to complete. Frank made a motion to accept the proposed amendments to the LDWA/LPWWA Agreement dated March 4, 2014- and Exhibit B will become Exhibit B1. Bernadette seconded the motion, unanimously approved.
The other thing on Legal is we ought to get an OM&R meeting set up- an entity will operate the intake structure, but not necessarily LDWA operate it. We will meet

October 19, 2017 at 9am at the ALP office, if available. Kevin will check with ALP in the morning.

3. Phase 0 Design/Engineering – Kevin Mallow-Meeting yesterday- Footers for the Intake building will need to be reworked due to an oversight on the redesign of the building. The CR 141 line will be starting in approximately 2 weeks. Mardi reminded Canyon to call the school district to notify them of the construction. Kevin also asked Canyon to put up signs that alert travelers of the upcoming construction well in advance of starting. Eric Anderson of Canyon offered to donate another 30” valve for the line coming out of the intake structure. Nothing has been done to solicit bids for the intake screens. The chain link fence from the intake structure has been removed and may be reused to fence in the booster station. OM&R stated that if we choose to use locks on non-BOR land they want us to come get the keys from their offices.

4. Phase 1 Design/Engineering – Mardi Gebhardt LOC plan for remainder of items- everything that is left to do regarding the easements have been sent to Amy for her review and processing. This must be done prior to submission to USDA, along with the map and a letter from LPWWA. Topo of the area to the three sisters property is trying to be coordinated. Mardi asked Amy to fill out the lease with the terms. Amy mistakenly sent it to the three sisters attorney. Mardi asked if there is crossing permits for the HH ditch? Roy stated it doesn't appear that the ditch will be encountered according to the map. Kevin proposed to have B&W send the specifications that will be used to ensure a crossing will be constructed according to the specifications if needed. Bernadette asked if the issue of CDOT to be listed as additional insured.

5. Phase 2 Planning – New Committee- lets get through the LOC and then get started on the next phase. Ken is suggesting someone starting to take a look at where to define the phase. Ken researched the phases as previously defined and found that Phase 1- had 544 properties with 253 residents, Phase 2- 362 properties with 141 residents, Phase 3- has 412 properties with 171 residents and Phase 4- has 339 properties with 62 residents. Bernadette suggested that we select a month on which to focus on starting to plan Phase 2.

6. PR/Marketing/Web Presence/Board Timeline – Ken Spence FAQ- Ken will post the FAQs after Barb has a chance to polish them up. Barb will get that by tomorrow or Friday.

7. Archive/Information Access & Naming – Ken Spence

8. Grants/Fundraising – Roy Horvath

9. Engagement/Capacity Building – Roy Horvath

New Business

1. Next LPWWA Board meetings – November 8 & December 13, 2017

2. Adjourn -9:05pm

Minutes as reported by Frank Smith, LPWWA Substitute Secretary



Approved ___ 11/08/2017 _____