

**SPECIAL PUBLIC MEETING  
OF THE  
BOARD OF DIRECTORS OF  
LA PLATA WEST WATER AUTHORITY**

A special public meeting open to the public was held on Thursday, May 23, 2019, at 6:30 p.m. at the Hesperus Fire Station located at 22868 Highway 140, Hesperus, CO 81326. In attendance were: Roy Horvath, Mardi Gebhardt, Ken Spence, Barb McCall, Frank Smith, Deb Flick, Paul Gray, Kevin Mallow (SUIT), Jarrett Hillius (B & W), Tom McCarl (B&W), John Ruckman (B&W), Renee Lewis (RG Consulting), Bernadette Cuthair (UMUT).The minutes for the meeting are as follows:

- 1) Call to Order at 6:38
- 2) Approve Agenda: Tabled minutes and invoices, and comments/communications, Ph. 0 items. **MOTION** by Mardi as amended Roy. Kevin seconded; approval by all.
- 3) Consent Agenda: **Tabled until next meeting**
  - a) Minutes from Apr. 10, 2019, April 23, 2019, May 8, 2019
  - b) Invoices –

Company	Invoice #	Amount	Company	Invoice #	Amount
Goff Engineering	8452	\$1,032.29			

- 4) Comments and communications – tabled until next meeting
- 5) Phase 1 Design/Engineering – Roy presented easements and realignment of pipe along certain parcels on CR 128 and 129. County right of way is not clear even with the county personnel. Roy suggests getting easement from all the parcel owners, also asking them sign stating we must go in ROW. Need to determine from the owners the best route to incorporate all parcel owner’s concerns. Due diligence is necessary to work with these parcel owners, for efficiency of costs in ROW, borings, and future needs. Definition must be made to owners regarding giving easement inside vs outside the fence line. Details will be covered in executive session later.

Jarrett submitted a change order to Roy regarding pipe and reroute around Horvath/Harper property. Mardi reminded B&W of change orders and USDA policies for pre-submission, and John corrected to include the USDA needing to verify. Roy to send out to Board to see how we want to deal with it.

Meter location form – Roy stated several folks have complained about the provision regarding monthly subscription fees to be paid. Amy said it’s already in the WUA, so they have already signed. Need to amend WUA form and meter location form. **MOTION** to amend form made by Kevin to require water user to agree to pay for the monthly subscription because it is already covered in the WUA, with second by Ken, and all approved. Deb moved to amend the WUA to remove reserve taps reference for Phase 1, along with a change to acknowledge yes or no on the optional payment plan. Seconded by Paul. Approved by all.

- 6) Executive session - **MOTION** made by Mardi to invite Renee to stay in session at 7:21 regarding legal issues involving easement vs ROW included on several parcels. Seconded by Roy; approved by all. Executive session ended at 8:34.
- 7) Action item:
 

Finalize contract for manager: **MOTION** made by Mardi for Roy to deliver the newly edited contract to Amy, and once approved by Amy, to have Roy accept any edits, and have authorization to execute the contract. Seconded by Deb??. approved by all.
- 8) Adjourned at 8:45pm with **MOTION** by Ken, seconded by Mardi; approved by all.

**\*\*REMINDER\*\*** A special electronic vote will take place on May 28<sup>th</sup>, 2019, for the Phase 0 Audit RFP award. Next LPWWA Board meetings –June 12, 2019 & July 10, 2019

Respectfully submitted,



Barb McCall, LPWWA Board Secretary