

# LA PLATA WEST WATER AUTHORITY

## BOARD OF DIRECTORS

### Meeting Minutes for January 7, 2015

1. Call to order- Roy Horvath called the meeting to order at 6:35pm. Board members in attendance were Roy Horvath, Kevin Mallow, JT Coyne, Mardi Gebhardt, Suzanne Wilhelm, Barb McCall, and Frank Smith. Others in attendance were Priscilla Blackhawk-Rentz, and Celene Hawkins with the Ute Mountain Ute Tribe, and Ken Spence. Jeff Shamburg with Bartlett & West was also in attendance.
2. Approve Agenda-No changes were made to the agenda.
3. Review minutes from December 17, 2014 meeting-Barb made a motion to approve the minutes with the spelling corrections and Kevin seconded the motion which was approved with one abstention.
4. Comments and communications- Roy talked with Erick Worker of CDPHE about scheduling a meeting in Denver. There was discussion about how to go into the meeting to present the various options and get some sort of indication from them on if it looks like an acceptable application. Roy will propose a meeting on February 6, 2015. Roy will probably drive up February 5th and return February 7<sup>th</sup>. JT mentioned he received a call from Chris Anderson asking questions about the project.
5. Treasurer's update & current invoices-Frank made a motion to transfer enough money from one tap commitment account to another to bring the one account with a balance of \$97,000 up over \$100,000 to ensure we can continue to draw interest on the account. Barb seconded the motion which was approved.

#### Old Business

1. Update from December 18 Raw Water Design/engineering meeting- at the meeting Jeff went through Preliminary Engineering report for the raw water line. There will be some engineering scope changes coming to delineate wetlands to allow the rerouting of the pipeline near the intersection of CR 210 and CR 141 as well as below Johnson 2 reservoir. Jeff requested a scope of work from SWCA for completing the wetland delineation. Jeff has Goff back out doing survey on the 210 pipeline alignment, they originally designed the design build off of aerial survey contours too large to use for our design needs. Jeff also brought up the Navajo Nation government to government consultation request which will cause a setback of about 30 days. The timeline for environmental work is still holding up. The electric line extension to the intake structure will require its own EA and license agreement, which will be worked out with LPEA. Private Landowner easement acquisition along CR141. These landowners also stated they really didn't want to give easement for three pipelines or future pipeline but they would be willing to grant it for one or two. We will have to work through this issue with the landowners. Roy would like to begin discussions on the operating agreements with all entities. Roy will send out the rough framework that he had put together some time ago. Easement acquisition documents for parcels along CR141 should be ready to take out for signature within the next two weeks.
2. Update on Cultural/Environmental review process for Phase 1 & Land Insight contacts for permission to survey-Roy put together some screen shots of the land insight system steps to work through to get the permission to survey started. Special instructions such as notify owner prior to survey need to be listed in the provisions. We will need to complete this by the time the snow is cleared off.
3. Update on schedule changes with consolidation of phases-
4. Discussion of presentation for funding group in Denver, week of January 19, 2015- Roy will work on a presentation in collaboration with Jeff.

5. Resolution 2015-1 Time and place of meeting and posting locations-Roy reviewed the resolution. Frank made a motion to approve the resolution as drafted, Mardi seconded the motion which was approved.
6. Designation of LPWWA Board appointee-Suzanne is willing to serve another term. JT reached out to two other people in case Suzanne did not wish to serve, neither showed interest. Mardi nominated Suzanne to serve another term, Barb seconded the motion which was approved.

#### New Business

1. Election of officers for 2015- Barb suggested keeping the same officers, there is one caveat we currently do not have a vice president. JT nominated Barb for vice president. Barb declined the nomination. Kevin made a motion to continue with Roy as President, Mardi as Treasurer and Frank as Secretary, JT seconded the motion, which was approved. We will address the Vice President position when all board members can be present to discuss.
2. Consideration of polic(ies) pertaining to easement acquisition- Jeff stated that they often recommend to their clients to create a resolution to decline eminent domain as a possible solution to obtain easements, or conversely, declare that eminent domain is an option for LPWWA to acquire easements. We also have the option to consider donated easements using the tax incentive aspect talked about that LDWA has mentioned during previous meetings. We may consider just giving the landowner the certificate listing the acreage with no value listed and letting them hire their own appraiser to determine the tax incentive value for their donation. This does not mean we will pay for easements we will just give them a certificate.
3. Next design/engineering meeting – January 22, 2014 8-10 AM
4. Next Board Meeting dates - regular Board meetings –January 21, & February 4 & 18, 2015
5. Adjourn- 8:18pm

Minutes as reported by Frank Smith, LPWWA Secretary  
Approved on January 21, 2015

  
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