

LPWWA Board of Directors Meeting Minutes for September 23, 2015

1. Call to order-Paul Gray called the meeting to order at 6:35pm, Board members in attendance were Mardi Gebhardt, Paul Gray, Jeanette Haas, Barb McCall, J.T. Coyne, Kevin Mallow, Priscilla Blackhawk-Rentz, and Frank Smith. Others in attendance were Jeff Shamburg with B&W, Ken Spence, and Celene Hawkins with UMUT arrived at 6:42 pm, Gene Bradley arrived at 6:50pm. Priscilla had to leave at 8:05pm.

2. Approve Agenda-old business item #1 got moved to old business #4, Mardi made a motion to approve the agenda as amended, Kevin seconded the motion which was approved.

3. Review minutes from September 2, 2015 meeting-JT made a motion to approve the minutes, Kevin seconded the motion which was approved.

4. Comments and communications- Barb contacted the Durango Herald for an entry into the local briefs which she has not seen. Paul saw something in the paper regarding the announcement, Ken looked in the Herald and found the announcement in the local briefs on Sunday. Mardi received a request for a refund from Rob Jordan who has three taps in phase four. Mardi contacted Lauren Hix with LDWA's insurance company to inquire about rates for coverage. Glasby on CR 136- Mardi made a motion to refund the commitments on CR 136 –and the area associated with CR 129 as this area does not have infrastructure designed and won't have the density in the near future to warrant the design. Frank seconded the motion, which was approved. Mardi got a refund request from Josh Collyer, who is in phase one but did not purchase a tap. Jeanette moved to allow the discount to Gabriel Watkins, and Belva Reitz, Barb seconded the motion. We had further discussion, the motion was disapproved. Dunn and Bradstreet report stating that one of our clients purchased our score and business profile. We suspect the insurance company was inquiring.

Paul had one phone call from Jim south of Marvel. The phone connection was poor so Paul asked him to contact someone else on the board. Mardi got the call and explained to this gentlemen that he is in Phase 2 and we are not serving that phase at this time.

5. Treasurer's update & current invoices, WSRA Funding—Mardi reported there is a glitch in the Quick books program and that it has been fixed with the help of Bethany McManus. Mardi reported on the grant fund request with CWCB. Craig Godbout introduced all the grants and allowed all of the people to speak. The grant request passed, then she got a call back from CWCB asking her to come back to the meeting, and they re-voted and approved the request with conditions that the Colorado Water and Power Authority is satisfied with our status and their concerns are met. Mardi called Mike Brod and he sent a copy of the timeline of what transpired since we got the bridge loan for the intake structure. Mike asked us to write him a letter of what transpired and what we want to do. We need to send a letter to Water and Power. Gene provided a summary review of the details. Gene

suggested going to Mike Brod again to explain the situation and also consider speaking to Bob Wolfe who is on the Water and Power Authority board.

Mardi received an invoice from Amy for an invoice that Trautner was sending to her office \$4,180.70. Jeff recommended treating this invoice as a project wide cost. Bartlett and West Raw Water Pipeline final design \$240,000. Jeff will get the breakdown to Mardi. Colorado Water and Land Law invoice in the amount of \$175.00 (\$35 LPWWA user, \$140- raw water project wide costs). Mardi made a motion to approve to pay Colorado Water and Land Law and the Trautner invoice. The B&W invoice was tabled until the tribal review of the final design is completed and a breakdown of the costs is provided.

Old Business

1. Phase 1 updates & review of Phase 1 map, WUA processing & sign-up incentives, develop details for October 3 event- PER is written and will be available for review for the next meeting. Amended PER is- Celene reported that UMUT can provide the funding for the Amended PER as long as we can show how the money is spent. Final numbers will be presented at the next meeting. Kevin has the meat at the house and will smoke it this weekend. Short power point Presentation needed maybe use a condensed version of what Roy has. Mardi will get the copies to Jeanette to have available to complete new WUA's. Burger and hot dog Buns, onions, best made dill pickles, chips, potato salad and coleslaw, for approximately 100 people. Ketchup, mustard, (paper trays available at the grange). Jeanette will go to Sam's club for food items. Roll of plastic at the grange can be used for table cloths. Frank will bring coolers.

2. Phase 0 update/progress report, Status on raw water easement documents, LPEA progress, etc- 7:41pm – Jeff reported the Design committee met by phone. Critical path items still exist, such as land acquisition, easements. Beneficial to have easements done. Jeff presented three options to the group- three week delay in the bid advertisement, meet weekly to check in, private easements still linger in the CR 125 Area. Mardi made a motion for the easement document received today to be used as a starting point for negotiations for Board representatives of LPWWA and LDWA to use to negotiate with the landowners. JT seconded the motion, motion carried. Reclamation License agreement, the BOR provided comments to B&W and they are making the adjustments to the agreement. Section 106 process has not begun yet, 26 Tribes will have the opportunity to comment and request consultation. They have 30 days to request consultation but this doesn't mean it will be resolved in 30 days. These are needed to get the FONSI and start the 30 day comment period. After which bid documents can go out soliciting bids. Cost estimate from LPEA is desired prior to going to bid. LPEA allows direct bury pipe rather than needing conduit. Jeff will have final numbers next week for electrical. Next meeting we will have an invoice from LPEA for \$100,000 to get them started.

3. ALP Funding Request, State Roundtable funding request updates-October is budget time again. We will have a rough draft available for the ALP meeting.

New Business

1. Discussion of Kevin's agenda suggestions-8:45pm-Work sessions –we need to get Amy in the loop by coming to one meeting a month to get her

more engaged. License agreement, fee waiver, operating agreement. Meeting structure- two hour meetings. One regular meeting a month, and one work session a month is proposed. Celene mentioned that work sessions that are organized and everyone is prepared for, work well. Kevin mentioned the advisory committee exists, let's use it for the work sessions to get more people involved.

2. Ken Spence requested to speak again about the water dock. Paul stated that Roy and Jeff had talked about a site for the water dock and we are still considering it. In fact we have a funding application in to the SWRF for a water dock.

2. Next LPWWA Board meeting – October 7 & 21, November 4 & 18, 2015

3. Adjourn- JT made a motion to adjourn- 9:08pm

Minutes as reported by Frank Smith, LPWWA Secretary-

Approved on October 7, 2015

