

**LPWWA Board of Directors
Meeting Minutes for
October 7, 2015**

1. Call to order- Roy called the meeting to order at 6:35pm- Board members in attendance were Roy Horvath, Mardi Gebhardt, Jeanette Haas, JT Coyne, Paul Gray, Kevin Mallow, and Frank Smith. Others in attendance were Celene Hawkins, and Ken Spence.
2. Approve Agenda- approved with changes
3. Review minutes from September 23, 2015 meeting- Kevin made a motion to approve the minutes as amended, JT seconded the motion which was approved.
4. Comments and communications – Mardi met with the insurance representative to show her the intake structure. Mardi got a request for a commitment refund from Darrin Sinson.
5. Treasurer's update & current invoices-Mardi received a new invoice from Colorado Water and Land Law in the amount of \$577.50 for entire project, easement document work. Bartlett & West invoice still outstanding as the breakdown has not been supplied. Mardi made a motion to approve the invoice from Colorado & Land Law, Paul seconded the motion which was approved. There are two property owners who will have their commitment fees refunded. Mardi wrote a brief letter explaining the reason. Mardi passed out the profit and loss, balance sheet, and a draft budget for the board to review. Mardi brought up the meter reading possibilities from LPEA by remote read. Roy mentioned the PER for the UMUT to do PER for Phase 1 amended plan.

Old Business -7:05pm

1. Follow-up regarding Roundtable funding request - Mardi reported the Water and Power wants to find some middle ground to resolve the interest matter. Mardi stated they would like us to repay \$5,000 per year for three years. They want to recalculate what we owe based on dates, of when LPWWA requested the funds from the Tribes and then when the tribes requested the funds from their agencies. Mardi asked for some help in getting the timeline established. Mardi requested from the board, an affirmative answer from the board, that we would like CWPA to recalculate the interest based on the data we provide them; Kevin made the motion, Jeanette seconded the motion which was approved. Mardi stated that Mike had asked the question of Bob Wolff that until we are a going concern if we could possibly use grant funds to pay portions of this money off. Bob couldn't speak for the board but thought it could possibly be allowed.

2. Phase 0

a. Status on licensing agreement and fee waiver-Kevin stated the letter to request a waiver of fees, was sent to ED Warner of BOR on Sept. 22, 2015.

b. Status on easement agreement and possible alternate considerations – The scenario was presented to use two other alternatives for the Tribes pipeline rather than using CR141. Celene has a concern with future development of the alternative routes and not having a partner at that time that has condemnation authority. The other concern is for the cultural resource sites in the alternate route areas. Jeff stated that each proposed easement has exhibits which show the property owner where the easement is proposed. Charlie with LDWA has the exhibits. The space that the homeowners take out of use for multiple waterline is not much more than a single waterline using the same right of way. Jeff recommended getting an appraiser out to set the value of the row easement. JT suggested routing the easement fee through LDWA rather than paying directly. Jeff will get easements and language back to Amy, we get the documents in hand, go to the property owners and meet with them to review the easement agreement. The meetings with property owners will be scheduled as soon as we get the ok from LDWA's

attorney and their Board. Roy, Mardi, and Charlie will be asked to meet with the property owners. Along CR 141 property pins have been set or found for this project.

c. Status on EA and related process-8:23pm- Jeff stated there are a few things that have delayed, comments back from the Corps of Engineer asking to reduce the amount of ROW through the wetlands. Jeff stated those changes have been made and seem to be sufficient. Reclamation had a comment about some alignment changes near the intake structure after the cultural assessment was completed. We typically do the right of way based on as-built survey of the pipeline. Jeff stated they are ready as far as the arch and environmental.

d. Timeframe for bidding process to proceed- project will be ready to bid prior to the easements being ready. Once we make contact with the property owners we will be ready to start the bidding process. Jeff is working with LPEA. Jeff has corrosivity results for the alignment.

e. Resumption of operating agreement finalization with LDWA & Tribes- Roy recalled that LPWWA and LDWA were going to work on their agreements prior to getting with the Tribes. Kevin stated that both tribes will be tied up during the month of November.

3. Phase 1-

a. Update on October 3 event- Jeanette gave a report of the Saturday shindig. We spent about \$300 on food. We need to send a thank you to the band for helping us out. We were competing with several other events in the area the same night so attendance was lower than we hoped.

b. Update on sign-up count and process, return of WUAs – October 15 deadline- we are at 134 now.

c. Jeff – status of PER submission to USDA, proposal/timeframe for additional costs for survey permissions process and easements for extensions to phase 1- Jeff stated revision is done and they are working on the addendum for UMUT aspect. Waiting on the cultural report to finalize and submit to USDA. Jeff will get a task order put together for the UMUT PER, so we can get the invoice. Roy asked if the board would like Duane Dale to attend a meeting. Jeff didn't think we would get much response from Duane until we get the application submitted.

d. Strategy for barebones project in lieu of full project- Jeff stated that we are way premature in having the discussion about this.

e. Review of current status/time line expectations with USDA and LPWWA Board-Jeff will provide an updated schedule once he talks with Alex.

New Business

1. Candidates for ALP appointment to LPWWA Board- Early November ALP board meeting- A letter of interest is needed from interested parties.

2. Consideration/definition of water dock facilities and operation- Location in Kline rather than Blue Hill is still being considered. Key card system will be set up, so that users could use the system as long as they didn't have access to a pipeline. They cannot share the key card or it will be turned off.

3. Next LPWWA Board meeting – October 21, November 4 & 18, December 2 & 16, 2015

4. Adjourn- 9:02 pm

Minutes as reported by Frank Smith, LPWWA Secretary



Approved on October 21, 2015