

LA PLATA WEST WATER AUTHORITY

BOARD OF DIRECTORS

Meeting Minutes for June 25, 2014

1. Call to order-the meeting was called to order at 6:36pm. Board members in attendance were: Mae Morley, Mardi Gebhardt, Barb McCall, Kevin Mallow and Roy Horvath. Others in attendance were: Jeff Shamburg & Keith Bowhan with Bartlett & West, Celene Hawkins UMUT, Paul Gray, and Amy Huff via conference call from 7:16pm to 7:50pm.
2. Approve Agenda
3. Review minutes from May 21 and June 4, 2014 meetings (5 minutes)-Minutes were tabled.
4. Comments and communications (10 minutes)-Mardi reported the Colorado Foundation for Water Education requested a donation. Connie Dunn requested via email to have LPWWA meet on Thursdays, it was suggested that a couple of board members could meet with Ms. Dunn's neighbors for a waterhood meeting. Two taps transferred & 1 sold without being transferred.
Phase 3- Wyteck to Hicks- CR120- sold
Phase 2- Carr sold property 101& 119 vote when we have a quorum; table for now.
Phase 3 Bontrager sold property CR121 w/o transfer, Bontrager to complete.
State Auditor office- Status is approved for exemption.
SDA Conference- Mardi attended and met Bob Cole of Collins, Cockerel and Cole; received summary of Colorado executive session laws. Conflict of interest topics (see new business). Utility Software- Mardi met spoke with Tim Penfield GIS with B&W.
Mardi also reported that emails that bounced back when she sent out update regarding the website included- Judson Russell, Peter & Nancy Funk, Marlin & Mary Joe Hopper, Darren Sinton, Cindy Davis, and T. Mills.
Motion to approve the transfers as listed above was made by Mardi; seconded by Kevin, the vote was all Aye.
5. Treasurer's update, current financial review, invoices (5 minutes)- no treasurer's report as it is not the end of the month. Colorado Land and Water Law submitted an invoice in the amount of \$770 for BOR license agreement, SUIT Tribe meetings, Regulations & document review, License agreements. Mae made a motion to pay \$770 bill, Kevin seconded the motion, vote all 'AYE'.
FNB-Raw Water Funds- Public Funds as FDIC account is Public Fund already. 100% backed by pledged securities & have signers. Two signers on account. Perhaps another account.
Kevin- 3 party agreement states escrow account then close when finish project. Tribal resource funds drawback leftovers. High security accounts. Celene- needs to check w/CFO on similar situations/accounts commingling tribal funds- ok per tribes.
SDA reimbursement request from Mardi \$30. Mae made a motion to approve, Barb seconded, all AYE.

Old Business

6. Review website updates (Board Bios)/coordination with B&W for GIS update/overview/integration –schedule GIS training for Board members, process for use of GIS website for sign-up process (15 minutes)Ken and JT absent. Need bios from board members. Celene- Ute Mtn Designee. GIS worksession set up separate from regular meeting.
7. Review easement acquisition process from B&W including process narrative (20 minutes)-Jeff working with Goff Surveyors on approach. What is "easement collection" from website email per Mae.
8. Update on RFP for Geotechnical work/testing for raw water project, review Engineering Scope of work/contract revisions, review by legal counsel & Tribes (10 minutes)-Roy & Kevin need to meet to discuss Gantt chart before Thursday of next week. Celene Payments for line items not in contract.

Jeff- no open ends for line items- will be on fee schedule & leave in engineering scope. More discussion in scope of work- workshop July 8th Celene and Kevin to define time at Amy's office. Next scope of work meeting is July 24th. RFP's to Geotech Firms sent out for Raw Water Project.

9. Procurement Policy review/approval (5 minutes)-tabled
10. Final Rules & Regulations review/approval (15 minutes) 7:17pm-review w/ Amy via telephone conference line. No Substantive comments; just clerical. Water rates verbiage needs removed between tables 2&3. Amy& Roy commented on paragraph 2.6 needs revision per Amy. Secondary connection can be used to reserve accessory dwelling unit, but need primary to serve water, Roy suggested using "reserve" instead of "secondary". Amy to make the corrections. Paragraph 2.7 revised to "reserve" for secondary subscription. Amy had a question about emailed payments- Mardi stated the form is email able, but mail or hand deliver check. Table 3 Mardi suggested a new column for discount shown in table- \$250 discount & correct math. Mardi to send table changes to Amy. Amy will send out cleaned up copy. Water rates discussion- \$65 base rate and \$7/100 gallons fixed operating cost debt repayment. Household of 4 approximately 5,000 gal per month.
11. 2015 Drinking Water and Wastewater Eligibility Survey -Due June 30 (5 minutes)-Roy working on but not complete yet, Median income now a qualifying factor. 0% funding is enticing but not sure what it does to term. May affect PER- NIPA evaluation.
12. Update on BOR meeting – Raw water project meeting 6-4-2014 and ALP Recreation 6-18-2014 (10 minutes)- Roy attended both the Raw Water meeting on 6/4 and the ALP Rec meeting on 6/18- New maps for annexation of east end to reservoir. Celene attended and commented on Cultural issues-treaty rights and sacred sites, one positive aspect is the 210 pipeline corridor is out of the proposed annexation area. Kevin attended and commented about vagueness of portraying issues. Design meeting on June 19th- report by Jeff- BOR happenings relayed to attendees conceptual design issues in engineering scope that weren't in scope- now in preliminary scope & more explicit, i.e. 20 year life cycle analysis, O&M costs for the 1st 20 years ops. Roy and Jeff send draft to LDWA for counsel, Bud Smith, to review. Celene had questions about LDWA taking on certain easement acquisition(owner responsibilities) & delegation of responsibilities per LPWWA "permitting" unknown scope i.e. 404 permits may need to be delegated to B&W. Celene is concerned how work is getting done- budget concerns- and staying within \$3.5 million budget. Kevin- delegations.

New Business

13. Submission for Southwest Water Conservation District funds (5 minutes)-Roy provided breakdown as previously submitted, but stressed that need additional funds for operating expenses and phase 0. Need list of additional expenses. Roy to check agreement w/ LDWA for operating agreement in place with tribes prior to construction.
14. Response to refund request(s) (10 minutes)- Roy received two requests for refunds in area north west of Hesperus. Discussion included Phase 5 scenario Thompson Park in 15 years- for example pricing will be vastly different. Revisit discussion at next meeting to include more members of Board for vote & have refund request payment in hand.
15. Next design/engineering meeting- July 24, 2014 8-10 AM (5 minutes)
16. Next Board Meeting dates - regular Board meetings –July 9 & 23, 2014, August 6 & 20, 2014 (5 minutes) Items for next meeting agenda- Conflict of interest per SDA, and Refunds.
17. Raw Water Project Design kick-off meeting – June 26, 2014 – 8:00 AM to 5:00 PM ALP OM&R meeting room- Agenda was passed put- new staffing will attend.
18. Adjourn- 8:50pm
Meeting minutes as reported by Barb McCall,

B. McCall

Substitute Secretary _
Approved on July 9, 2014