

LA PLATA WEST WATER AUTHORITY

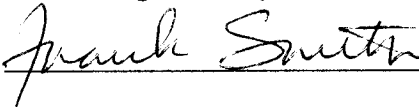
BOARD OF DIRECTORS

Meeting Minutes for January 22, 2014

1. Call to order- Roy called the meeting to order at 6:30pm-Board members in attendance were Roy Horvath, Kevin Mallow, Mardi Gebhardt, JT Coyne, Barb McCall, Suzanne Wilhelm, Mae Morley, Frank Smith, and Manual Heart joined the meeting at 6:45pm. Others in attendance were Jeff Shamburg with Bartlett and West, and Ken Spence. Ken Spence left the meeting at 8:35pm. Suzanne left the meeting at 8:43pm. Manual left the meeting at 9:09pm.
2. Approve Agenda- the agenda was approved without changes.
3. Review minutes from January 8, 2014 meeting- Mae made a motion to approve the minutes, seconded by JT and approved.
4. Comments and communications- Roy received a call from someone in Hesperus. JT also received calls from a couple of people seeking information about the water system progress. Mae presented a letter in support of Roy's reappointment to the LPWWA board. All Board members in attendance chose to sign the letter to support Roy's re-appointment to the Board. Mardi got the Ebner transfer completed and received the transfer fee which she deposited in LPWWA's account. Mardi also got a call from Mr. De Schmidt inquiring about the progress we are making. JT reported that the Marvel Grange will be hosting local businesses on March 8th and suggested we have representatives attend the event to provide information to the participants.
5. Treasurer's update, overview of 2013 year end filing requirements, audit status, invoices-Mardi reported that we have invoices from Colorado Water and Land Law for \$1,323.00 the amount includes the 10% discount. PO Box renewal fee \$78.00 for 12 months. Mae made a motion to approve the bills; Suzanne seconded the motion which was approved. Not everyone was able to review the documents concerning transfers Mardi compiled so we tabled the items until next time. Mardi will file for exemption for audit. Mardi will do the 1099's to Bikis and Huff Law and the 1096 report this weekend. Barb submitted the paper work to transfer one of her tap commitments to stay with the parcel that she sold. Frank made a motion to approve the transfer and Mae seconded the motion which was approved.
6. Review of responses for RFP for abstracting related to easement acquisition process-Jeff reported that there were no responses to the RFP before the deadline. One firm responded after the deadline and is considered non responsive because they didn't follow the format and did not meet the deadline. Jeff, asked the board how it wanted to proceed? JT suggested putting it back out to the two interested parties and see if they would consider resubmitting, the board members were in agreement with this course of action.
7. Review of responses for RFP for tap fee financing- Roy received responses back from four of the local banks and the board came to the consensus that we present all of the information we received to the local community when we have the next meetings.
8. Resolution regarding 2010 commitment holders-Resolution 14-02 was reviewed and Kevin made a motion to include the date of "on or before May 15, 2010" as the qualifying date for the discounts, seconded by Suzanne, there was further discussion, the motion was approved with a vote of eight in favor and one opposed. Mae made a motion to adopt the resolution 14-02 with the discussed corrections to address discounts for initial tap commitments, seconded by JT and approved with a vote of eight in favor and one opposed. The revised resolution will be brought to the next meeting for signature.

9. Update on website – Ken Spence-Ken requested that someone send him policies. Frank will scan what he has and send them to Ken to be included on the website. Barb made a motion to approve the amended disclaimer provided by Amy which was seconded by Suzanne and approved.
10. Revised Rule and regulations review- Jeff will write up an upgrade section to address potential changes to parcel status or subscribership.
11. *Update on LDWA draft- We had a really good meeting with LDWA on January 14th to review the agreement and we reached agreement on the remaining items and that a revised document would be forthcoming. Roy received a revision from Amy this afternoon. We had discussion about exhibit A and cleaning it up to show the payment process flow diagram. JT made a motion that we sign the agreement between LDWA and LPWWA contingent upon revision of exhibit A by legal counsel, Barb seconded the motion, which was approved. We want the revision fleshed out by tomorrow. We did not go into executive session to discuss this agenda item.
12. Jeff – project timeline & updates on USDA application status/environmental review-Jeff provided an update on the review. B&W has gotten with the review agencies to have pre consult visits to review the proposed pipeline routes. Jeff projects that we are about a month behind in our processes. Roy asked Jeff for a list of things that we need to work on to get completed in the next few months.
13. PR Campaign update from JT-March 8th is the meeting at the Marvel Grange which JT would like to have some LPWWA representatives attend. Please let JT know if you are available. Frank sent the trifold brochure to JT for revision and use at upcoming meetings.
14. Next Board Meeting dates - regular Board meeting February 5, 2014
15. Adjourn-9:25pm

Minutes as recorded by Frank Smith, LPWWA



Approved on February 5, 2014

This Agenda may be amended prior to the meeting as allowed by law. The most current agenda will be posted on the Board's website at <http://lpwwa.org/agendas.php>. Prior to voting to go into Executive Session, the Board will declare the topic(s) of the Executive Session pursuant to § 24-6-402, C.R.S. It is anticipated that any marked () agenda items may be discussed in Executive Session and acted on by the Board at this meeting. Any action taken by the Board will occur in regular session, open to the public. The Board may address the agenda in any order to accommodate the needs of the Board and the audience.*