

RECORD OF PROCEEDINGS
MINUTES OF THE MEETING OF THE
LA PLATA ARCHULETA WATER DISTRICT
HELD
March 11, 2021

The regular meeting of the Board of Directors (“Board”) of the La Plata Archuleta Water District and Sundance/Farraday Subdistrict No. 1, La Plata County, Colorado, (“District”) was held on March 11, 2021, at 9:00 a.m. Due to public health concerns this meeting was held with no more than ten people in personal attendance in the District Office, all wearing masks and self-distanced due to the arrangement of the tables and chairs. Others called in to the meeting. Links and call-in information were provided.

ATTENDANCE:

Directors in Attendance Were:

Dan Lynn
Mark Williams
Ron Dent
Gregg Johnson
Dick Lunceford

Also in Attendance Were:

Ed Tolen, La Plata Archuleta Water District Manager
Yvonne Brunson, La Plata Archuleta Water District Customer Service Representative
Cheryl Lynn, Secretary to the Board

Also in Attendance via Telephone Were:

Steve Harris, Harris Water Engineering
Dave Henry, Harris Water Engineering
Karmen King, Grayling
Barb Prose, FredrickZink & Associates
David Greher, Collins Cockrel and Cole
Evan Ela, Collins Cockrel and Cole
Micki Mills, Collins Cockrel and Cole

CALL TO ORDER

Chairperson Lunceford called the meeting to order at 9:00 a.m.

DISCLOSURE OF
POTENTIAL CONFLICTS
OF INTEREST

Disclosure of potential conflicts of interest will be a topic of discussion at every Board meeting to address potential conflicts of interests that may arise as new agenda items are introduced. District Directors who have disclosed potential conflicts of interest can vote as issues arise. Directors reported no conflicts of interest.

PUBLIC COMMENTS

No members of the public were present via telephone or in the District office.

APPROVAL OF
MINUTES

Upon motion duly made by Director Johnson, seconded by Director Dent, and unanimously carried, the Minutes of the February 11, 2021 Regular Board Meeting were approved.

FINANCIAL REPORT

Approval and Payment of Invoices – Directors reviewed the February 2021 Accounts Payable Report and February 2021 Accountant’s Compilation Report to Directors. Upon motion duly made by Director Lynn, seconded by Director Dent, and unanimously carried the Board approved payment of invoices as shown on the attached Accounts Payable statement dated March 10, 2021.

FINANCE COMMITTEE

REPORT

2020 LAPLAWD Audit – Ms. Prose advised the Board that the auditor will begin work on the 2020 District audit on March 22, 2021. She requested that Mr. Tolen be available on Tuesday, March 23, 2021 and Chairperson Lunceford be available by phone the week of March 22, 2021 to talk with the auditor.

PUBLIC RELATIONS
/COMMUNICATIONS
COMMITTEE REPORT

Subdistrict - Mr. Tolen advised the Board that he had sent letters to the property owners in the Dry Creek area and had received three responses indicating an interest in forming a subdistrict and one response advising no interest.

LEGAL REPORT

Bayfield Potential Service Area - Counsel Greher said he had sent a draft Resolution regarding the proposed Bayfield potential service area to Sheryl Rogers, La Plata County Attorney, and was awaiting a response.

Filing Rights – Counsel Ela introduced a water filing rights discussion to the Board, noting that the District has two conditional water rights with points of diversion on the Pine River. Because the District is currently diverting water at the Town of Bayfield’s Pine River Pump Station, the District would like to obtain absolute rights to those diversions. To establish absolute water rights the District has two choices; 1) To establish a new point of diversion on the Pine River at the Bayfield Pump Station, or 2) To move one of the two existing rights to the Bayfield Pump Station site. The Board’s decision was to move one of the existing points of diversion, preferably the conditional right near the Kelsall property, which is located about 1-1/2 miles above the Town of Ignacio. Mr. Tolen will work with Counsel to achieve this change and to ensure the District’s water rights remain in place.

ENGINEER REPORT

Phase 1H: - Mr. Tolen advised the Board that work is taking place east of Gem Village, that the bores have been completed, and they are looking forward to warmer weather to lay asphalt.

Phase 2C: - Mr. Tolen further advised the Board that he and project personnel are seeking better locates for the two existing gas lines so we can have a better idea of where to place the new waterline.

Meeting with Landowners – The planned meeting of Director Williams and Mr. Tolen with property owners across whose property utility easements may be necessary has been delayed pending the final determination of the location of the gas lines.

ENVIRONMENTAL
REPORT

Ms. King reminded the Board that Phase 2C had been sent to the Army Corps of Engineers (Corps) for review in November 2020. Comments must be provided by the Corps no later than March 23, 2021. Ms. King anticipates no substantial comments and her ability to make amendments based on less substantial comments provided by the Corps of Engineers.

GENERAL MANAGER REPORT

Letter to County Regarding Service to Gem Village Area – Mr. Tolen reiterated that he is waiting for a response from Sheryl Rogers, La Plata County Attorney, prior to continuing further work with property owners.


Senate Bill 21-034 Water Resources Financing Enterprise – Mr. Tolen discussed the information he had provided to the Board related to this proposed Enterprise legislation which would collect twenty-five cents per 1000 gallons of drinking water delivered per month in excess of the first 4000 gallons of drinking water delivered in that month to the individual metered connection. The driving factor behind the legislation is to implement the Colorado Water plan. Generally, the Board saw little District benefit to this particular legislation as drafted.

Report – Please see Mr. Tolen’s March 2021 General Manager’s Report for detail regarding ongoing District operations.

EXECUTIVE SESSION – No Executive Session was conducted.

ANY OTHER MATTER WHICH MAY COME BEFORE THE BOARD – No other matters were introduced.

ADJOURNMENT The meeting adjourned at 9:25 a.m. The next regular meeting of the District is scheduled for Thursday, April 8, 2021, at 9:00 a.m. at 255 Ute Street, Ignacio, Colorado, unless it is necessary to meet in another matter to satisfy governmental requirements.

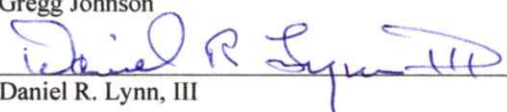

Secretary for the Meeting

APPROVED


Richard T. Lunceford


Mark Williams


Ron Dent

Gregg Johnson

Daniel R. Lynn, III