

RECORD OF PROCEEDINGS
MINUTES OF THE MEETING OF THE
LA PLATA ARCHULETA WATER DISTRICT
HELD
May 14, 2020, and Continuation on May 21, 2020

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 May 14, 2020, at 9:00 a.m. Due to public health concerns this meeting was moved to be held virtually via Zoom. Further, due to technical communication issues on May 14, 2020, the regular meeting was continued to May 21, 2020 at 9:00 a.m. via Zoom. Links and call-in information were provided.

May 14, 2020 Meeting

ATTENDANCE: Directors in Attendance via Zoom Were:

Dan Lynn
Gregg Johnson
Ron Dent
Mark Williams
Dick Lunceford

Also in Attendance via Zoom Were:

Ed Tolen, La Plata Archuleta Water District Manager
Yvonne Brunson, La Plata Archuleta Water District Customer Service Representative
Steve Harris, Harris Water Engineering
Dave Henry, Harris Water Engineering
Barb Prose, FredrickZink & Associates
Karmen King, Grayling
Cheryl Lynn, Secretary to the Board
David Greher, Collins Cockrel and Cole
Micki Mills, Collins Cockrel and Cole

ADMINISTER OATHS OF OFFICE TO
RE-ELECTED DIRECTORS:

Ms. Mills advised the Board that she had received written oaths of office from the re-elected Directors, Ron Dent, Dick Lunceford and Gregg Johnson, whose terms of office will expire in May 2023.

ELECTION OF BOARD OFFICERS:

Upon motion duly made by Director Williams, seconded by Director Dent, and unanimously carried, the following Board Officers were re-elected: President/Chairman: Dick Lunceford; Vice President/Vice Chairman: Dan Lynn; Secretary: Gregg Johnson; Treasurer: Mark Williams.

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 present reported no conflicts of interest.

PUBLIC COMMENTS

No members of the public were present via Zoom or in the District Office.

APPROVAL OF

MINUTES

Upon motion duly made by Director Dent, seconded by Director Johnson, and unanimously carried, the Minutes of the April 9, 2020 Regular Board Meeting were approved. Due to the virtual nature of our meeting Mr. Tolen will carry the minutes to Board members for signature.

FINANCIAL REPORT

Reports – Ms. Prose distributed the April 2020 Accounts Payable Report and April 2020 Accountant’s Compilation Report to the Board. Board members reviewed the documents, clarifying expenditures. Ms. Prose advised the Board that the check from the La Plata County Treasure includes a \$58,000 PILT (Payment in Lieu of Taxes) payment which, when added to available PILT funds, gives the Board \$124,000 to apply to this year’s purchase of water. Upon motion duly made by Director Williams, seconded by Director Johnson, and unanimously carried the Board approved payment of invoices as shown on the attached Accounts Payable statement dated May 13, 2020. Due to the current nature of the work environment Mr. Tolen will retrieve checks from Ms. Prose and present them to appropriate board members for signature.

At this point in the May 14, 2020 District regular meeting technical difficulties prevailed and the meeting in progress was continued to May 21, 2020, at 9:00 a.m. Notice of the Continued Meeting was posted on the District’s website more than 24 hours prior to the Continued Meeting.

May 21, 2020 Meeting

ATTENDANCE:

Directors in Attendance via Zoom Were:

- Dan Lynn
- Gregg Johnson
- Ron Dent
- Mark Williams
- Dick Lunceford

Also in Attendance via Zoom Were:

- Ed Tolen, La Plata Archuleta Water District Manager
- Yvonne Brunson, La Plata Archuleta Water District Customer Service Representative
- Steve Harris, Harris Water Engineering
- Dave Henry, Harris Water Engineering
- Barb Prose, FredrickZink & Associates
- Karmen King, Grayling
- Cheryl Lynn, Secretary to the Board
- David Greher, Collins Cockrel and Cole
- Micki Mills, Collins Cockrel and Cole

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 present reported no conflicts of interest.

PUBLIC COMMENTS

No members of the public were present via Zoom or in the District Office.

FINANCE COMMITTEE REPORT

Mr. Tolen advised the Board that Todd Beckstead, CPA, continues to work on the 2019 District audit. He further advised that due to federal funding and grant funding in excess of \$750,000 it was necessary to conduct a single audit. With the District and audit firm following Governor Polis’s suggested COVID-19 procedures, the audit has been delayed until such time as it can be thoroughly and legally completed.

PUBLIC RELATIONS
/COMMUNICATIONS
COMMITTEE REPORT

Mr. Tolen said there was nothing to report.

LEGAL REPORT

Public Hearing – Inclusion of Real Property - Brossman Property – Chairman Lunceford opened a public hearing to consider a Petition for Inclusion into La Plata Archuleta Water District and the Sundance/Farraday Subdistrict No. 1 filed by James Brossman and Jan Brossman for property located at 1524 Sundance Hills Road, Durango, Colorado, 81303. No public comments were received or presented. The hearing was then closed. Upon motion duly made by Director Lynn, seconded by Director Johnson, and unanimously carried, the Board approved the inclusion and adopted the Order for Inclusion of Real Property, a copy of which is attached hereto and incorporated herein by the reference. District Counsel will process the inclusion with the La Plata District Court.

Resolution Approving the Inclusion of Real Property into the Sundance/Farraday Subdistrict No. 1 of the La Plata Archuleta Water District – Brossman Property. Upon motion duly made by Director Lynn, seconded by Director Johnson, and unanimously carried the Board adopted the Resolution Approving Inclusion of Real Property into the Sundance/Farraday Subdistrict No. 1 of the La Plata Archuleta Water District

Frendreis Easement – Counsel Greher advised the Board that an executive session would not be necessary regarding this agenda item. He reported that the filing on Tuesday of the Condemnation Action for Immediate Possession drew the immediate attention of the property owners and their attorneys. Counsel Greher advised those present that it would likely take approximately sixty days to complete the process and take possession.

ENGINEER REPORT

Bayfield County Road 509/Bayfield Parkway Intersection Project - Mr. Henry advised those present that this project has been completed. As well, the segment at the “hemp farm” is complete.

Phase 1H Pipeline - Mr. Henry reported that Phase 1H moves in and out of various ROW’s and easements about seventeen times. Eleven utility locates– sewer, gas, electricity, cable, and water – have been identified and all are on record and comply with the law and CDOT, though they are expected to have little impact on the project.


Gem Village – In his discussions with a utility engineer, Mr. Henry learned that utility work though the Gem Village area may be a challenge due to potential rock in the area. Trautner Geotech Engineering is doing geotech boring to identify soil/rock and the feasibility of either trenching the excavation for utilities or boring to place the utilities. The current plan is to allow the contractor to bid on either method. Local utilities in that area include two gas lines, a fiberoptic line, and an electric line.

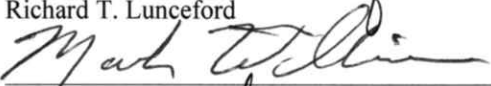
Potential Infrastructure Bill – Mr. Harris discussed with the Board the possibility of an economic infrastructure bill related to a congressional stimulus package as part of a recovery program from the pandemic. A prior economic stimulus package came in the form of a revolving fund and block grants to state governors who set up infrastructure committees to assess needs and determine possible projects. With shortcomings related to the COVID-19 pandemic identified on the Navajo Reservation it is understood that the Navajo Reservation will receive approximately six hundred million dollars (\$600,000,000.00), of which three hundred million dollars (\$300,000,000.00) is anticipated to be spent on a water project to get a water system to the Navajo Reservation. Mr. Harris suggested that it will be important to have projects ready to bid and that, after Phase 1H has been completely bid, engineering two or three segments of pipeline and having them ready to go to bid by the end of the year might be a way to move the District pipeline projects along. This will be a discussion item at the next meeting. There is a low risk of work becoming stale if funding is

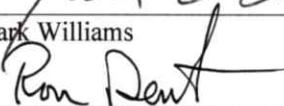
ADJOURNMENT

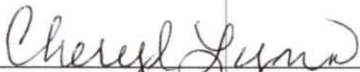
The meeting adjourned at 9:25 a.m. The next regular meeting of the District is scheduled for Thursday, June 11, 2020, at 9:00 a.m. at 255 Ute Street, Ignacio, Colorado, unless it is necessary to meet virtually again.

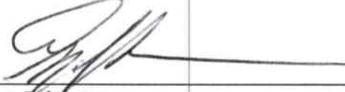
APPROVED


Richard T. Lunceford


Mark Williams


Ron Dent


Secretary for the Meeting


Gregg Johnson


Daniel R. Lynn, III