

RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR AUGUST MEETING OF THE
PUEBLO CONSERVANCY DISTRICT ON SEPTEMBER 3, 1996

DIRECTORS PRESENT: Sandstrom and Kelly (Farley excused)

ALSO PRESENT : D. Banner and R. Koester

The meeting was called to order at 8:00 a.m. at the District office at 111 East 5th Street, on the above date, and the minutes of the August 2, 1996 meeting were approved as mailed. The Treasurer's report was approved as prepared (copy attached) and the following bills were approved for payment:

Check No.	Vendor	Amount
1366	Walkingstick Restaurant	\$ 79.00
1367	First National Bank	100,000.00
1368	G. Sandstrom	55.41
1369	K. Farley	55.41
1370	P. Kelly	55.41
1371	Banner	200.00
1372	Engineer Koester	400.00
1373	KLH Partnership	100.00
1374	Westplains Energy	90.00
1375	Koester	72.89
18193	NorthStar Eng & Sur	15,410.00

Engineer Koester reported that the HARP Subdivision has been submitted for the approval process to the City, and the Public Hearing at the Planning Commission is scheduled for September 11, 1996.

Attorney Banner reported that the Quiet Title work is in progress and Transnation Title now has all data needed to do their work, and contacts with parties having any interest in the properties included will be noticed as they are known.

Banner also proposed a resolution by the Board, regarding Lease agreements between Westplains and Board of Water Works, giving approval and consent to the Lease. The resolution was acted upon and unanimously approved per resolution attached to these minutes.

There being no further business, the meeting was adjourned at 8:45 a.m. The September meeting is scheduled for Thursday September 19, 1996, at 8:00 a.m. at the WalkingStick Restaurant dining room.

APPROVED;

Patricia D. Kelly
Kathleen M. Farley

[Signature]
 Secretary

RESOLUTION OF THE PUEBLO CONSERVANCY DISTRICT

A meeting of the Board of Directors of the Pueblo Conservancy District (the "District"), convened upon due and proper notice, was held on September 3, 1996, for the purpose of considering the proposed Real Property Lease (the "Lease") between Utilicorp United, Inc., by its division WestPlains Energy Company ("WestPlains"), and the Board of Water Works of Pueblo, Colorado (the "Board"). WestPlains is the successor in interest to Southern Colorado Power company and is the owner of a non-exclusive right of way or easement over lands of the District situated in the former channel of the Arkansas River in Section 36, T.20 S., R. 65 W. of the 6th P.M. in Pueblo County, Colorado. By the Lease, WestPlains proposes to grant to the Board the right to use, alter, and modify certain water facilities of WestPlains located on lands owned by the District. The purpose of the Lease is to provide lands and water and water use facilities to the Board for use in conjunction with the Historic Arkansas Riverwalk Project ("HARP") in downtown Pueblo. After reviewing the proposed Lease between WestPlains and the Board, and after discussing its terms, a motion was ^{made and} duly seconded that the District give its approval and consent to the Lease, including its consent to the Board's use and occupancy of lands owned by the District for HARP Project purposes, all in substantial accordance with the proposed Lease (Draft, August 8, 1996), which proposed Lease is attached to this Resolution as Exhibit "A". The question was called, and the motion was unanimously adopted by the Board of Directors.

Notwithstanding anything in this Resolution or the Lease referred to herein to the contrary, the Pueblo Conservancy District does not in any way grant greater rights to the Board than the rights originally granted in its agreement with Southern Colorado Power Company or its successor.



President, Board of Directors
Pueblo Conservancy District

THE PUEBLO CONSERVANCY DISTRICT

BOARD OF DIRECTORS
P. KELLY
K. FARLEY
G. SANDSTROM

111 EAST FIFTH STREET
544-6823
PUEBLO, COLORADO

MAILING ADDRESS:
P. O. BOX 234
PUEBLO, COLO. 81002

September 16, 1996

NOTICE OF SEPTEMBER MEETING

DATE : September 19, 1996
TIME ; 8:00 a.m. (following Fishing is Fun)
PLACE ; at the WalkingStick Restaurant

- A G E N D A -

1. Roll Call
2. Approval of Minutes of August (Sept 3) meeting.
3. Treasurers Report for September 1996.
4. Old Business
 - A. Hear Report on Subdivision of HARP (Koester)
 - B. Hear Report on Quiet Title on old River (Banner)
5. New Business -
 - A. Actions on items from F is F (Sept 19) ?
6. Set date for next regular meeting. (near end of October)
7. Adjourn

T R E A S U R E R S R E P O R T

DATE: September 19, 1996

ACCT No.	ACCOUNT	Spent 1995	1996 BUDGET	USED @ 8/31/96	CURRENT MONTH EXPENSE	USED to 9/13/96	UNUSED PORTION BUDGET
80	Legal Fees	\$ 1,000	\$ 2,400	\$ 1,600	\$ 200	\$ 1,600	\$ 600
81	Director Fees	900	4,000	1,440	180	1,440	2,380
82	FICA Taxes	96	500	179	0	179	321
83	Engineer/Admin	2,000	4,800	3,200	400	3,200	1,200
90	Audit Fees	0	1,400	1,400	0	1,400	0
92	Insurance/Bonds	0	2,000	(250)	0	(250)	2,250
96	Office Expense	112	650	217	0	217	433
97	Office Rent	500	1,200	800	100	800	300
100	Professional Fees	0	12,000	400	0	400	11,600
103	Travel	0	2,500	275	0	275	2,225
105	Repairs/Maint.	38,533	55,000	31,016	2,039	31,016	21,945
105a	1996 Grant	0	20,000	0	1,860	0	18,140
108	Contingencies	0	500	0	0	0	500
109	Emergency Repair	0	20,000	0	0	0	20,000
110	Capital Improvm.	0	50,000	0	0	0	50,000
110a	HARP	0	45,500	21,770	7,837 5,660	21,770	10,233
110b	OLD Grants	0	60,000	35,366	500	35,366	24,134
111	Planning & Devel.	0	25,000	0	0	0	25,000
		\$43,141	\$307,450	\$97,413	\$18,776	\$116,189	\$191,261

Check No.	VENDOR	PURPOSE	AMOUNT
ACCOUNTS PAYABLE- to Approve 9/19/96:			
1376	G Sandstrom	Directors Fee (81)	55.41
1377	K. Farley	Directors Fee (81)	55.41
1378	P. Kelly	Directors Fee (81)	55.41
1379	Banner & Enck	Legal Fee (80)	200.00
1380	Engineer Koester	Engineer/Admin (83)	400.00
1381	KLH Partnership	Office Rent (97)	100.00
1382	Westplains Energy	Power At Runyon (105)	90.00
1383	Chem-Way	Final 25% on Weed Program (105)	1,949.25
1384	VOID		
1385	NorthStar Eng & Sur	HARP Sub. Plat \$ 7,836.90 Trash Rack Eng 500.00 W. 4th St Fishery <u>1,860.00</u> 10,196.90	
1386	Paul J. Pumphrey	Purchase of Land at Riverside Bldg.	5,660.00
TOTAL - - - - -			\$ 18,762.38

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