

RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MARCH MEETING OF THE
PUEBLO CONSERVANCY DISTRICT ON MARCH 5, 1998

DIRECTORS PRESENT: Sandstrom, Kelly and Farley

ALSO PRESENT : Koester and Banner

The meeting was called to order at 7:05 a.m. on the above date, and the minutes of the February 13, 1998 meeting were approved as prepared.

The Treasurers report for February was approved as prepared.

The following bills were approved for payment:x

1574	Do Drop Inn	FisF Breakfast	\$ 94.51
1575	G. Sandstrom	Directors Fee	55.41
1576	K. Farley	Directors Fee	55.41
1577	P. Kelly	Directors Fee	55.41
1578	Banner	Legal Fee	300.00
1579	Engineer Koester	Eng/Admin Fee	400.00
1580	KLH Part	Office Rent	100.00
1581	Westplains Ener.	Power at Runyan	90.00
1582	Spaccamonti Excavating	X-Conn	4,899.51
1583	S C A Insurance	Bond	146.00
1584	First National Bank	C.D.	100,000.00

The Treasury Note for \$100,000 that matured on February 28 was approved to be invested in a Certificate of Deposit with First National Bank (Blende) on March 5, for 35 months (matures 02-05-01) at a fixed rate of 6.13%.

Engineer Koester reported on the cross connection work at Runyan, that the overflow structure is complete and approved, and that the piping is being fabricated now following a test excavation at the crossing that indicated the plan can move ahead as planned. Installation of the pipe will be made near the end of March. Following the completion of the Cross Connection this District and the City will do cross billing to fulfill the financial obligations for each.

Engineer Koester presented a letter from Colorado Dirt Contractors to purchase the three concrete beams the District owns and have stored for many years near the Eldorado drainageway just west of I-25 awaiting a trail project that could use them. The offer is for purchase and removal of the beams for \$600, and the Board unanously approved the request and Colorado Dirt Contractors will be notified of this action.

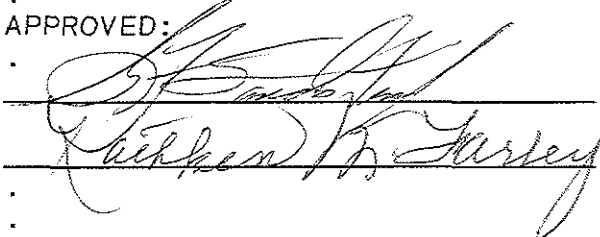
Attorney Banners reported on the quiet title process. Meetings with the State Land Board are continueing to resolve title matters with old Railroad property within the footprint of the HARP Subdivision.

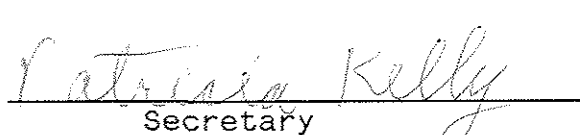
The Board then unanously approved the appointment of Patricia Kelly as representative from the Pueblo Conservancy District to the HARP Authority, effective March 5, 1998.

A meeting with Cynthia Ramu is desired to discuss painting programs on the levee and she will be invited to attend the next regular meeting of this Board.

There being no further business, the meeting was adjourned at 8:15 a.m. The regular Aptil meeting is scheduled for Thursday April 16, 1998,, at 7:0 a.m. at the District Office, 111 East 5th Street.

APPROVED:


Stephen B. Farley


Patricia Kelly
Secretary

APRIL 10, 1998

NOTICE OF APRIL MEETING

DATE : April 16, 1998 (Thursday)

TIME : 7:00 a.m.

PLACE : District Office - 111 East 5th Street

- A G E N D A -

1. Roll Call
2. Approval of Minutes of March (Mar. 5, 1998) meeting.
3. Treasurers Report for March 1998:
 - a. Pay bills for April
 - b.
4. Old Business -
 - a. Interview guest Cynthia Ramu (re: levee painting)
 - b. Hear Report on Construction of the Runyan/Fountain Lakes Cross-connection.
 - c. Hear Report on Quiet Title on old River (Banner)
5. New Business-
6. Set date for May Board meeting.
7. Adjourn

THE PUEBLO CONSERVANCY DISTRICT<
111 East Fifth Street
Pueblo, Colorado

TREASURERS REPORT:

DATE: March 31, 1998

Vouchers No. 1575 through 1584
Total Expended during current Month: \$ 106,116
Deposits: \$ 104,853
@ 3/31/98:

Minnequa Money Market	(1)	\$	3,467.	
CNB Savings	(2)	\$	closed	
Minnequa Checking	(3)	\$	4,705.	
CNB Checking	(4)	\$	closed	
Norwest Money Market	(5)	\$	2,052.	
Colo Trust		\$	150,000.	
Total CD's:		\$	350,000.	Treasury Bills: \$ 600,000.
				Treasury Inv. : \$ 187,014.

TOTAL of @12/31/96 = \$1,377,974. @ 02/28/98 = \$1,298,313
of ALL @12/31/97 = \$1,310,582. @ 03/31/98 = \$1,297,238
Accounts: @01/31/98 = \$1,312,849.

@ 1st of Mo. Income Expenses @ end of Mo.
(\$1,298,313 + \$ 5,027 - \$ 6,102 = \$1,297,238)

Checking Account Balance (3&4) @ 02/28/98:	\$	5,944.
Savings Account Balances (1,2&5) @ 02/28/98:		5,504.
Matured Treasury Bills		100,000.
Matured CD's		0.
Interest Earned - CD's		0.
Colo Trust		627.
Savings Accounts		11.
Money Market (Norwest)		4.
Dain Bosworth		0.
Smith Barney		0.
Everen		2,563.
Piper Jaffray		1,073.
Minnequa Bank (C.D.)		0.
Lease Payments		0.
Other Income (sale of beams to Colo. Dirt)		600.-
	\$	116,326.<
Money Market - Piper Jaffray	\$	0.
Money Market Transfer(Colo Trust)		0.
CD's Purchased (First National Bank)		100,000.
Treasury Bills Purchased	\$	0.
Current Months Vouchers	\$	6,102.

CASH BALANCE @ 02/28/98 (1,2,3,4,5) \$ 10,224.

Interest Earned in 1998: TOTAL TO DATE: \$ 19,612.
Jan \$10,412 Mar \$4,278
Feb 4,922

-x

CHECK	VENDOR	PURPOSE	AMOUNT
March	Accounts Payable to Approved 03-05-98:		
1583	SCA Insurance	Insurance & Bonds (92)	\$ 146.00
1584	First National Bank	C.D. (35 Month)	100,000.00
April	Accounts Payable to Approve 04-16-98:		
1585	G. Sandstrom	Directors Fee (Apr) (81)	\$ 55.41
1586	K. Farley	Directors Fee (Apr) (81)	55.41
1587	P. Kelly	Directors Fee (Apr) (81)	55.41
1588	Banner	Legal Fee (Apr) (80)	300.00
		Expenses (Feb) (112)	154.00
1589	Engineer Koester	Eng/Admin (Apr) (83)	400.00
1590	KLH Partnership	Office Rent (Apr) (97)	100.00
1591	Westplains Energy	Power at Runyon (105)	90.00
1592	NorthStar Eng & Sur	QT Mapping (Feb) (112)	1,020.00
		Levee Crossing (grant)(110)	520.00
		X-Connection (Feb) (110b)	540.00
1593	Chem-Way - 75% advance on Weed Spraying (105)		5,496.88
1594	City of Pueblo- Grant March (1998 Bud.)(105a)		25,000.00
1595	IRTS	1st Quarter WH /Empl FICA (51)(82)	82.52

T R E A S U R E R ' S R E P O R T <

DATE: March 31, 1998

ACCT No.	ACCOUNT	Spent 1997	1998 BUDGET	USED @ 2-28-98	CURRENT MONTH EXPENSE	USED to 3/31/98	UNUSED PORTION BUDGET
80	Legal Fees	\$2,400	\$ 3,600	\$ 600	\$ 300	\$ 900	\$2,700
81	Director Fees	2,160	4,000	360	180	540	3,452
82	FICA Taxes	165	500	0	0	0	500
83	Engineer/Admin	4,800	4,800	800	400	1,200	3,600
90	Audit Fees	1,800	1,800	0	0	0	1,800
92	Insurance/Bonds	406	2,000	0	146	146	1,854
96	Office Expense	606	650	0	0	0	650
97	Office Rent	1,200	1,200	200	100	300	900
100	Professional Fees	0	12,000	0	0	0	12,000
103	Travel	299	2,500	192	0	192	2,308
105	Repairs/Maint.	31,440	75,000 (advance)	90 15,000	90 4,000	270 19,000	55,730
105a	1997 Grant	12,500	12,500	3,255	900	4,155	8,345
	1998 Grant	0	25,000	0	0	0	25,000
108	Contingencies	0	500	0	0	0	500
109	Emergency Repair	0	20,000	0	0	0	20,000
110	Capital Impr.	59,261	53,048	0	0	0	53,048
110b	OLD Grants	2,734	9,452	5,333	3	5,333	4,119
111	Plan. & Dev	17,520	25,000	1,195	0	1,195	23,805
112	HARP - O & M	0	25,000	503 (eng) 0 (1g1)	0 0	503 0	24,497

TOTALS: \$155,181 \$278,550 \$ 27,618 \$ 6,116 \$33,734 \$244,816

PCD.bud ray

LAW OFFICES OF
BANNER, BUXMAN, ENCK & OHLSEN, P.C.
PROFESSIONAL CORPORATION

FAX: (719) 546-3457
TAX ID #84-1091902

601 N. MAIN STREET, SUITE 200
P.O. BOX 1423
PUEBLO, COLORADO 81002-1423
(719) 544-5081

DONALD J. BANNER
DARRIN L. BUXMAN
DALE R. ENCK
MARK A. OHLSEN

DOUGLAS J. KWITEK
KATHY D. SHAPIRO
JOSEPH D. BOWER

March 12, 1998

Ms. Patricia D. Kelly
264 Sifford Ct.
Pueblo West, CO 81007

Dear Pat:

Enclosed is a copy of the Order of Appointment issued by Judge
Maes on March 9, 1998, extending your term to March 19, 2003.

Kindest regards.

Very truly yours,



Donald J. Banner

DJB:mo

Enclosure

cc: Ray Koester w/encl. ✓

DISTRICT COURT, COUNTY OF PUEBLO, STATE OF COLORADO

Case No. 17664

Division B

ORDER OF APPOINTMENT

IN THE MATTER OF THE

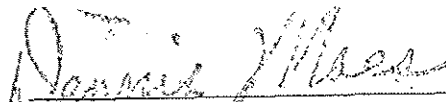
PUEBLO CONSERVANCY DISTRICT

THIS MATTER coming before the Court for the appointment of a director, and the Court being advised that Patricia D. Kelly was initially appointed as a director of the Pueblo Conservancy District on March 23, 1978 and has continued to serve in the capacity as director from that date and is willing to continue to serve as director of the district, and that Patricia D. Kelly is a resident of Pueblo County and an owner of real property within the Pueblo Conservancy District whose current term expires March 19, 1998,

IT IS THEREFORE ORDERED that the Court reappoints Patricia D. Kelly as director of the Pueblo Conservancy District for a term of five years commencing March 19, 1998 and expiring March 19, 2003.

DATED this 9th day of March, 1998.

BY THE COURT


DISTRICT JUDGE

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

March 2, 1998

LTC Lloyd S. Wagner, District Engineer
U.S. Army Corps of Engineers
Albuquerque District
P. O. Box 1580
Albuquerque, NM 87103-1580

Dear Colonel Wagner:

I am writing to you as Chairman of the Pueblo Conservancy District and the Chairman of the multi-agency subcommittee that we call Fish is Fun group. We wish to express our interest and support for fish habitat improvement structures along the Arkansas River in Pueblo County, Colorado. The Conservancy District submits this letter as part of a request for the Corps of Engineers' assistance in implementing this project. We understand that Section 206 of the 1996 Water Resource Development Act authorizes the federal government to plan aquatic habitat improvement projects. We also understand that the local project sponsor must assume a minimum of 35% of the total project cost. Pueblo County would expect to finance its share of the total project cost through multi-agency funds as well as available state funds or grants.

The Pueblo Conservancy District often serves as the special district to participate in funding and the management of similar projects along the Arkansas River running through the City of Pueblo city limits. This is done with the cooperation and approval of the following participating government agencies: The City of Pueblo, The Pueblo County Commissioners, School District #60, Pueblo Board of Water Works, Colorado Division of Wildlife, the Colorado Parks Department, St. Charles Water Sanitation District and any other local agency with whom we can develop a common interest in improving water resources we have in the Arkansas River.

Your attention and assistance to this request would be most appreciated. If there are questions, you may contact me at 719-583-6663 or our Water Conservancy engineer, Ray Koester at 250-7827.

Sincerely,



G. F. SANDSTROM, JR.
Chairman

LAW OFFICES OF
BANNER, BUXMAN, ENCK & OHLSEN, P.C.

OF COUNSEL
WALTER J. PREDOVICH

FAX: (719) 546-3457
TAX ID #84-1091902

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DONALD J. BANNER
DARRIN L. BUXMAN
DALE R. ENCK
MARK A. OHLSEN

DOUGLAS J. KWITEK
KATHY D. SHAPIRO

February 10, 1997

Patricia D. Kelly
264 Sifford Court
Pueblo West, CO 81007

Kathleen M. Farley
47 Country Club Village
Pueblo, CO 81008

Gus F. Sandstrom, Jr.
4032 Hillside Drive
Pueblo, CO 81008

Dear Pat, Kathy and Gus:

I have reviewed the records that we maintain for the Pueblo Conservancy District and wish to advise you that Gus' term expires April 11, 1997, Kathy's term expires June 5, 1997, and Pat's term expires March 19, 1998.

I am preparing proposed Oaths of Office and Orders of Appointment and will deliver them to Ray Koester so that they can be presented to you for signature at the appropriate time. We should then present the signed documents to the Court at the appropriate times and request that an Order be entered. In Gus' case I believe we should file the documents around April 1, 1997, in Kathy's case around June 1, 1997, and in Pat's case around March 1, 1998.

Done 3-5-98
Kindest regards.

Very truly yours,

Donald J. Banner

DJB:tr

cc: Ray Koester w/ Enclosures

1946-1996
Fifty years of legal service.

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1996
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P. Kelly
K. Farley
G. Sandstrom
R. Koester
D. Banner
M. Ohlsen
D. Shapiro
K. Kwitek
W. Predovich
D. Buxman
D. J. Banner

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LAW OFFICES OF
BANNER, BUXMAN, ENCK & OHLSEN, P.C.

OF COUNSEL
WALTER J. PRIDOVICH

FAX: (719) 546-3457
TAX ID #84-1091902

601 N. MAIN STREET, SUITE 200
P.O. BOX 1423
PUEBLO, COLORADO 81002-1423
(719) 544-5081

February 10, 1997

DONALD J. BANNER
DARRIN L. BUXMAN
DALE R. ENCK
MARK A. OHLSEN

DOUGLAS J. KWITEK
KATHY D. SHAPIRO

Pueblo Conservancy District
ATTN: Ray Koester, District Engineer
111 East 5th Street
Pueblo, CO 81003

Dear Ray:

I am enclosing the original Oaths and Orders for reappointment of our three directors in accordance with my correspondence to the directors of this date. Please keep these originals in the corporate book and present them at the meetings closest to the appropriate reappointment dates. I will then deliver them to the Court.

Very truly yours,



Donald J. Banner

DJB:tr

Enclosures

Sanction 4/11/97 *due 2/25/97*
Darley 6/5/97 *due 6/1/97*
Kelly 3/19/98

COLORADO DIRT CONTRACTORS, INC.

COLORADO DIRT
CONTRACTORS, INC.
P.O. BOX 2387
PUEBLO, CO 81004

Phone: (719) 546-3478
Fax: (719) 546-3481

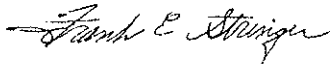
Wednesday, March 04, 1998

Pueblo Conservancy District
Atten: Ray Kester

Dear Sirs:

We would like to purchase three concrete beams which we understand may be surplus to your needs. Our offer is \$600.00 for the three beams. We would remove them off the property as soon as possible.

Yours Truly,



Frank E. Stringer, V.P.

Approved at the meeting #
of 3-5-98 - & Check for \$600 accepted
to sell and have
3 beams moved
right away.

PCD

By: Ray Kester.

Eng/ Admin -
3-5-98

LAW OFFICES OF
BANNER, BUXMAN, ENCK & OHLSEN, P.C.
PROFESSIONAL CORPORATION

FAX: (719) 546-3457
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DONALD J. BANNER
DARRIN L. BUXMAN
DALE R. ENCK
MARK A. OHLSEN

DOUGLAS J. KWITEK
KATHY D. SHAPIRO
JOSEPH D. BOWER

February 6, 1998

Lynn Holle
Legal Assistant
County Attorney's Office
Pueblo County Courthouse
215 W. 10th Street
Pueblo, CO 81003-2992

Re: Intergovernmental Agreement to Create the HARP Council

Dear Ms. Holle:

Pursuant to your request of January 22, 1998, I am enclosing herewith duplicate original copies of the Intergovernmental Agreement which have now been signed by the Board of County Commissioners; Pueblo, A Municipal Corporation; and the Pueblo Conservancy District. It is my understanding that you will secure the signatures of the Board of Water Works of Pueblo, Colorado.

The Pueblo Conservancy District requests that when all signatures are complete the original copy of this Agreement, with signatures, be forwarded to me on the behalf of the Pueblo Conservancy District, or alternatively, that an original copy of this Agreement be recorded in the office of the Clerk and Recorder of Pueblo County, Colorado, and a certified copy of the document be returned to me.

Should you have any questions concerning this, please do not hesitate to contact me.

Very truly yours,



Donald J. Banner

DJB:djc
cc: Ray Koester
Enclosure

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