MINUTES OF THE MAY 25, 2022 REGULAR MEETING
OF THE PUEBLO CONSERVANCY DISTRICT

Directors Present: Barbara Bernard, Corinne Koehler, Dennis Maroney, Ron Serna, Paul Willumstad

Also Present: Attorney Don Banner
Administrator Rick Kidd

Guests: Mike Cuppy, NorthStar Engineering
Cynthia Ramu, Mural Art Coordinator
Joe Cervi, Pueblo Board of Water Works

The regular meeting of the Pueblo Conservancy District was called to order by Vice President Willumstad at 10:02 am. He reported that Koehler had been in an automobile accident and may not be able to make the meeting. A quorum of the Board was not present. Therefore, informational discussions can be held but no formal actions taken.

Public Forum:
Mr. Cervi was given the floor for his request. He said that the Pueblo Conservancy District had previously agreed to contribute $325,000 toward the design and construction to address safety concerns at the southside low head diversion dam. Mr. Cervi said that preliminary designs had been developed and that they are now in the process of building a full scale model for testing. He requested that the District give them a portion of the commitment at this time. The Board of Water Works is requesting $127,500. Mr. Cervi said that they are currently in Phase 3 of a four phase project and the Water Works has been covering costs to date.

Various other items on the agenda were in discussions when Koehler came into the meeting. Then we backtracked for regular Board discussion and actions.

Downtown Association and Walk/Run Event: Cuppy said that the Downtown Association was planning the annual walk/run event and requested approval to have some classic cars on display on top of the Levee. The event is scheduled for June 34th. Cuppy said that he would bring cars in through the 11th Street Gate and would direct them and parking on the Levee. Serna suggested that they have security posted for the event. Koehler said that security was not being required for the Summer Solstice event. Willumstad moved to approve the walk/run event and the car display. Bernard seconded and the motion passed.

Minutes: A quorum being present, the Minutes of the April 27, 2022 meeting were reviewed. It was moved by Maroney and seconded by Bernard to approve the minutes. The motion was approved.

Levee Mural Project:
Ramu said that she has four proposals to present for approval.
Life Giving, Lion Grey. Ramu said this mural is 24x36. Bernard moved to approve the mural and Maroney seconded. The motion passed.
Divine Femme, Maria Stevens. Willumstad moved to approve the mural and Bernard seconded. Serna said that he had not seen this mural before and that it had not been reviewed by the mural

committee. Kidd commented that the narrative explains why she wants to paint it but gave no information about the meaning or significance of the mural. Since the proposed mural had not been reviewed by the art mural committee it was agreed to delay any action until after that review and approval had been made.

Pueblo Water, Tia Monson. Ramu said that this mural would be 24x60 and that it was commissioned by the Pueblo Board of Water Works. They have given their approval of the proposed mural. Maroney moved to approve the mural but with a smaller logo crediting [pueblo Water. Bernard seconded. Willumstad said that Pueblo Water Works is a utility and not a commercial enterprise, and therefore the restraint on advertisement should not apply. Willumstad suggested the motion be changed to allow the mural to be painted as is. Maroney and Bernard agreed to this change. The motion passed.

From Damon Runyon's Pueblo, Ryan Yanke. Ramu said that this mural would be 24x36 and that they would like to paint it in the historic area. Willumstad moved to approve the mural and Maroney seconded. The motion passed.

Treasurer's Report:

Bernard said that she had only had the accountants report for a few minutes but that it looked okay to her. Kidd said that the Maintenance Fund Assessment income year-to-date was $1.4M. Bernard moved to receive and file the report. The motion was seconded by Willumstad and the motion passed.

Bernard had a question about the payment to Shannon Powers. Kidd explained that she is the artist for the Pueblo Stormwater Managers mural and that this payment was for the second half. Kidd will hold the check until she is done with the mural. Bernard moved to approve and pay the bills and Willumstad seconded. The motion passed.

Vectra Checking Account:

$	1,000.00	Shannon Powers, Part 2 Pueblo Stormwater Managers Mural

BSJ Operations and Maintenance Account:

$	150.00	Black Hills Energy, Runyon Lighting
$	500.00	MGPM, Monthly Accountant fees
$	500.00	B&B, PC, Attorney Fees
$	2,110.74	B&B, PC, 1st Quarter O&M Attorney Fees split
$	2,500.00	Kidd Engineering, Administrator/Engineer fees
$	262.50	Kidd Engineering, April Exec Com meeting preparation
$	1,500.00	Cynthia Ramu, Levee Mural Art Coordinator Fee
$	200.00	Bernard, Director's Fee
$	200.00	Cordova, Director's Fee
$	500.00	Koehler, President's Fee
$	200.00	Maroney, Director's Fee
$	200.00	Martin, Director's Fees
$	200.00	Phillips, Director's Fee
$	200.00	Serna, Director's Fee

$ 200.00 Willumstad, Director's Fee
$ 250.00 Southern Colorado Land Surveying, Dutch Clark land 1st Draft Legal Description

BSJ Construction Draw Account:
Through May 20, 2022
$ 262.50 Kidd Engineering, PCD/City IGA #1B Meetings and CA/CO
$ 175.00 Kidd Engineering, Phase 6B – Arkansas River Trail Meetings and CA/CO
$ 1,040.00 NorthStar Engineering, Maintenance Assessment Support, Consultations, Artwork and Recreation, Phases 4, 5 and 6 Warranty, and reimbursables
$ 3,040.00 NorthStar Engineering, Wave Shaper Design Support Services and reimbursables
$ 1,930.00 NorthStar Engineering, PCD/City IGA#1 Revision, Main Street Bridge
$ 3,705.50 NorthStar Engineering, PCD Levee Trail Extension
$ 71,686.35 K.R. Swerdfeger, Phase 6A Trail Extension
$ 10,355.00 Churchich Recreation, LLC, Final on Additional Benches
$ 204.26 B&B, PC, 1st Quarter Construction Attorney Fees split

BSJ Reserve Account:
$ 9,673.24 Pueblo Conservancy District – Transfer to Operating Account
$ 97,148.61 Pueblo Conservancy District – Transfer to Draw Account

Investment Accounts: Willumstad said that the funds had been transferred from the Bank of the San Juans Reserve account and placed in laddered CD's at Stifel.

Old Business:
County Land Purchase. Banner said that he believes the sale is really close and could be closing in June.
Dutch Clark Stadium Land. Banner said that he needs a legal description for the land stopping at the edge of the trail. Kidd said that he would get it revised. Cuppy asked for a copy of the legal because NorthStar is doing some survey work for District 60.
Wave Shaper. Cuppy reported that NorthStar is still waiting on the geotechnical report from CTL Thompson.
Restrooms. Willumstand said that two handicapped rated portable restrooms were now at the Pillar Park area.
Board Vacancy. Kidd said that Carl Elley, the new County appointee to replace Bud O'Hara, could not attend today because he is owner and chef for GG's Barbeque and the restraint opens at 11:00 am. Kidd said that Elley is excited about serving on the Board but the meeting time and day is problematic. Elley respectfully requests the Board to consider changing the meeting to Mondays or later in the afternoon. Kidd said that Pueblo West is advertising for a new appointee.
Pueblo Water Low Head Dam. Earlier in the meeting Joe Cervi had requested that the District approve payment for $127,500 of their $325,000 commitment to this project. Serna moved to approve this request and Maroney seconded. The motion passed. It was mentioned that the Board of Water Works is currently holding $120,000 of the District's money and the District could release that and only pay $7,500 more at this time. Kidd and Cuppy said that they would

have to get agreement from Pueblo Water that the road is still in good repair before they think this would be acceptable to Pueblo Water. They are to schedule a site inspection as soon as the bench and sculpture pads are completed.

New Business:
Website Master Proposal. Banner said that the had received a proposal of $225 per month to update and maintain the website. Websites are their primary business. Willumstad moved to approve the agreement and Bernard seconded. The motion passed.
Runyon Flood Gates. Kidd said that he had received a proposal for K.R. Swerdfeger to rehabilitate rather than replace the existing gates. The lump sum cost proposal is $29,086.00 and is based upon them doing the work during the time period that HARP closes down for their annual winter cleaning. Willumstad moved to approve this contract and Serna seconded. The motion passed.
Assemble and Mount Benches. Kidd said that he had received a cost proposal of $5,132.00 from K.R. Swerdfeger. Maroney moved to approve this contract and Willumstad seconded. The motion passed.
Concrete Cost Escalation. Cuppy said that concrete companies have increased their concrete unit costs and have added fuel surcharges. K.R. Swerdfeger and their subcontractor have evaluated the impact on the project costs. For the City of Pueblo Trail and Bridge project the cost increase will be $0.35 per square foot for both the 6" fiber mesh concrete on the original plan plus that added under Change Order No. 11. This cost increase will apply to only the work remaining, not for what has been installed. Based upon design units remaining to be installed the increase will be $4,074.00 for the original trail and $4,200.00 for the Change Order No. 11 trail. Cuppy said that the City is aware of the cost increases and has funding available in the contingency reserve. The cost increases for the work remaining on the District's trail work are $0.35 per square foot for the 6" fiber mesh and $0.40 per square foot for the 7" reinforced trail. The net anticipated increases are $1,923.95 and $2,418.80 respectively. Bernard moved to approve the cost adjustments. Willumstad seconded and the motion passed.
Boulders. Cuppy said that the City wanted a few boulders placed to help control traffic at the Clark Street connection. Swerdfeger said that they could get a full load of boulders for very little more than the few that the City needs. The City agreed and will receive and stockpile the left over boulders for other City work. The cost to furnish and deliver the truck load of boulders is $2,447.00. The cost for this will be paid from the City's contingency reserve. Maroney moved to approved the proposal. Willumstad seconded and the motion passed.
Southside Hanging Trail Replacement. Cuppy said that he and Kidd had not yet had an opportunity to work together on this project. It was agreed to postpone discussions to a later meeting.
Downtown Association Car Display. This was approved earlier in the meeting.
Brochure. Koehler explained the concept of a brochure to promote our Levee and history. The Board agreed to have her proceed with the idea.
Bridge Naming. Koehler said that it would be good to have names for the bridges for the brochure and for meeting discussions. Banner suggested having the naming as a school project to bring in community involvement. Koehler said that Dalton Sprouse has bee hesitant on added school projects. Koehler said she will come up with a contest proposal.

Upcoming Events, Policy Issues. Koehler said that she had talked to the Executive Committee about this. It would standardize requirements and procedures for those who want to have an event on the Levee, such as the Downtown Association Car Show. The policies, requirements, and procedures would be posted on the website.
Pueblo Water / Wark Easement. Banner asked to skip this discussion at this time.
Fountain Creek Involvement. Banner said that the District could potentially be involved but that he would have to change the Official Plan through the District Court. Maroney said that he thinks we need to be very cautious because of the area involved and the potentially extensive and high costs.

President's Report:
Koehler reported that DOLA has agreed to extend the completion time for the Main Street Pedestrian Bridge and Trail work. However, Andrew Hayes still has not signed off on the current bridge submittal so that Bridge Brothers can move on to final design and fabrication. Banner said that he would send a letter to the Mayor to try to push this through. Koehler said that John Wark is making a presentation of his development proposal at the Downtown Association meeting, on May 26th. The meeting will be at the Convention Center and the cost is $20 for lunch. The new benches, from Churchich, are scheduled for delivery next week. Locations have been picked out and Swerdfeger has been working on the pads. Koehler said that she has noticed a lot of trash discharging out of the storm sewer pipes where they outlet to the Arkansas River. Maroney said that the City has a responsibility to collect any trash before it dups into the River. Maroney said to keep complaining to the City because it is their responsibility. The Summer Solstice celebration event is scheduled for June 18th. There has been a lot of support for this and booth space reservations. Koehler said that the concrete chess table and chairs are being made. Cuppy is to contact the artist about the final pad size and placement of the table and chairs.

Administrator's Report:
Kidd said that the County Treasurer's office had contacted him about a couple of properties for which the valuations had drastically changed. The biggest change was in some Saint Mary Corwin properties that had been transferred over to their non-profit holdings. This resulted in an actual value net reduction of $84,740,533. Cuppy told Kidd that this change would result in the maintenance fund assessment being only $1,774.68, a reduction of $11,295.81. The second property is one on Salt Cedar Road, in Midway Ranches. The Assessor's Office had made an incorrect entry and the property should have only been valued at $254,073 versus $2,344,689. Cuppy said that this correction results in the maintenance fund assessment being $23.34 instead of $215.39. Kidd gave Koehler a listing of his primary duties as the Administrator for the District.

Pueblo Friends of the Arkansas River:
Koehler reported that they are continuing with their monthly clean-ups. Plans are being made for the Summer Solstice event.

FEMA Certification. Cuppy said that Kim Kock has been and they are hoping to have an addended submittal ready for FEMA within a couple of weeks.

Main Street Pedestrian Bridge and Trail. Cuppy said that Bridge Brothers has addressed NorthStar's and Kidd's comments and Bridge Brothers is waiting on the sign off from the City. Straight Line Construction is doing the micro piles for the bridge towers. Their calculations have been sent to CTL Thompson for their review. CTL's comments will be going directly back to Straight Line. The Pueblo Conservancy District funded trail is now finished from Lake Runyon through the Grove neighborhood. The next section will be from the west side of the railroad bridge and continuing to near the new pedestrian bridge. Then K.R. Swerdfeger will start on the City's trail section from the current end at the kayak course and proceeding downstream to near the new Main Street pedestrian bridge. The final tie-ins will be made once the bridge construction is finished.

Fountain Creek Report:
None

Other Business:
Maroney said that the HARP Authority sent their thanks for the contribution for 4th of July fireworks display.
Koehler said that CU is bringing down a contingent of professors to meet with various groups and discuss how they can work together to help Pueblo. That is scheduled for June 7th.

The meeting was adjourned at 12:05 pm. The next regularly scheduled Board meeting will be on ~~May 25~~, 2022.
June 22

APPROVED:

Corinne Koehler, President

Ron Serna, Secretary