MINUTES OF THE DECEMBER 16, 2020 REGULAR MEETING
OF THE PUEBLO CONSERVANCY DISTRICT

Directors Present: Barbara Bernard, Matt Cordova, Corinne Koehler, Bud O'Hara, Jerry Martin, Dennis Maroney, Donna Phillips, Ron Serna, Paul Willumstad

Also Present: Attorney Joe Bower
Administrator Rick Kidd

Guests: Mike Cuppy, NorthStar Engineering
Cynthia Ramu and Karen Fogelson, Mural Art Committee members
Chris Woodka, Southeast Colorado Water Conservancy District and Pueblo Board of Water Works

The regular meeting of the Pueblo Conservancy District was called to order by President Koehler at 10:00 am.

Public Forum: None

Minutes: A quorum being present, the Minutes of the November 18, 2020 meeting were reviewed. Cordova moved to approve the minutes and Willumstad seconded. Bernard had some questions. After discussion she said that her questions had been answered. The motion was approved with Bernard opposed.

Levee Mural Art Proposals:
Ramu presented both the narrative and painting proposal by Wiley. It is a Colorado Flag concept. Willumstad moved for approval and Bernard seconded. O'Hara asked if it could go between the bridges. Cuppy said not for one more year. The motion was approved with consensus that it could be considered for the "historic" section of the Levee Mural project. Ramu then presented a proposal by Santisteven. Four Eyes. Bernard said that she would not want it in her house but feels it is appropriate for the creative atmosphere for the Levee. Having said that, Bernard moved for approval and O'Hara seconded. The motion passed. Ramu said that there are artists who would like to use latex spray paint as part of their media. Koehler asked for her to discuss this with the Art Committee and come back with their recommendations. Ramu reported that approximately 17 murals have been approved. Of those, seven are in process and two are completed. Progress is being slowed because they need for the temperatures to be over 50 °F.

Treasurer's Report: The financial documents provided by the District's accountants and the bills presented for payment were reviewed by the Directors. Bernard moved to receive and file the accountant's report and Maroney seconded. The motion passed. Kidd said that the current bills include Swerdfeger's billing for the reduced retainage. The bills next month should reflect Swerdfeger's pay request for the Wildhorse Creek Bridge and for final payment. At that time we will advertise for final payment of Phase 6 and 6A. Serna moved to pay the bills as presented and Willumstad seconded. The motion passed.

The following bills were posted for review and approval:

Vectra Bank Cash Account:

$ 600.00	John Montano, Rye High School logo painting
$ 600.00	John Montano., Pueblo West High School logo painting
$3,2054.00	Signs by Scott, Levee Rededication Plaque

BSJ Operations and Maintenance Account:

$ 475.00	MGPM, Monthly Accountant fees
$ 500.00	B&B, Attorney Fees
$ 24.52	B&B, E-filing charges
$ 1,800.00	Kidd Engineering, Administrator/Engineer fees
88.50	Kidd Engineering, 2021 Budget Advertisement in Chieftain
$ 200.00	Bernard, Director's Fee
$ 200.00	Cordova, Director's Fee
$ 200.00	Koehler, Director's Fee
$ 200.00	Maroney, Director's Fee
$ 200.00	Martin, Director's Fees
$ 200.00	O'Hara, Director's Fee
$ 200.00	Phillips, Director's Fee
$ 200.00	Serna, Director's Fee
$ 200.00	Willumstad, Director's Fee
$ 543.96	Computer Images of Pueblo, Domain name renewals
$ 3,995.00	Spaccamonti Excavating, Grove area weed removal

BSJ Construction Draw Account:

$ 82.50	Kidd Engineering, November 16 through December 12, 2020 Phase 6 CA/CO and meetings
$ 247.50	Kidd Engineering, PCD/City IGA#1 planning and CA/CO
$ 2,026.00	NorthStar Engineering, Phase 6 Construction administration, staking, testing, etc. and reimbursable expenses November 21 through December 11, 2020
$ 5,950.00	NorthStar Engineering, Task D – Engineering Design Services, Permitting and Regulatory Approval
$ 1,395.00	NorthStar Engineering, Maintenance Assessment Support, Consultations, Loan Documents, etc.
$ 16,711.50	NorthStar Engineering, PCD/City IGA#1 T&M Services
$126,641.83	KR Swerdfeger, Phase 6 Arkansas Levee PR No. 11

BSJ Reserve Account:

$ 6,527.26	Pueblo Conservancy District – Transfer to Operating Account
$ 112,180.83	Pueblo Conservancy District – Transfer to Draw Account

President's Report: Koehler said that it was good to see Serna after his having Covid, and she thanked Kidd for continuing on taking care of District business through his Covid infection. She said that the rest of her comments would fall under later discussions.

Administrator's Report: Kidd said that he would be working toward a contract for weed control for next year since the construction was finished and a cleaner description of what needs to be done can now be made.

Recreation Committee Report: Mike Cuppy reported that the 4th Street bridge H-piles were now driven. There are eight on each side of the River. On the south side, the trail will loop up to the bridge and then come back down. Erection of the towers should start the first week of January. Kidd asked about the clearance for pedestrians and vehicles as the cables run from the top of the north tower and down to the anchor block. Cuppy said that they had checked on the clearance and that will be more than adequate. He said that he would follow up for the exact clearance dimension. Kidd also asked about the material that the cables will be made of. Since they are direct burial into the ground he does not believe that just galvanized steel will be adequate. Cuppy said he will follow up on this. Bernard asked how wide the bridge will be. Cuppy said that it is twelve feet wide. The 4th Street Bridge is scheduled to be completed by March 30th.

Cuppy reported that the pricing for the second bridge has been submitted by Bridge Brothers. At $709,000 it is $100,000 over what was expected. There will be a meeting with the City tomorrow in preparation for negotiations. If they cannot get the price down, it may be necessary to re-bid the project. It was a surprise because their proposal is nearly the same as the first bridge, but it is a smaller bridge. Bridge Brothers has not yet provided an explanation of why it is so close to the same price.

Swerdfeger will be doing the concrete trails and installation of the shade structures. The shade structure work has not been priced yet. NorthStar is planning to walk the site with the City next week to determine locations and design patterns for the shade structure pads. Maroney asked for clarification about traffic along the bluff side. Koehler said that the shade structures have been ordered, at a price of $600,000+/-. She is still looking for and hoping to get sponsorships. Koehler said she has been working with donors on their interpretive signs. Five are almost completed. The rededication plaque is finished and will be stored at Signs by Scott.

Fountain Creek Report: O'Hara said that he attended the Zoom meeting. They are currently working on the rechanneling through Pueblo. Martin asked if he had cleared through the correct people to make him the alternate representative. He said that he needed to send a letter to the Fountain Creek Watershed Flood Control and Greenway District. Kidd said that he would do the letter if O'Hara got the names and addresses to him.

Board of Water Works Low Head Dam: Maroney said that he sent out an email to the Board with the report and concept drawings attached. Figure 11 is what the Pueblo Board of Water Works is proposing to follow through with. It will have drop structures and improvements for

safe use of watercraft. Water Works has requested letters of support by December 21st for submittal with a grant request. Maroney admitted that it is an expensive project, at $10.65M estimated cost, but said that it will do the job. The grant that Water Works is applying for would be for 75-percent, for about $8M, of the costs. Willumstad asked why they requested $1M from the District, but only $325K from the City and County. Maroney said that Seth Clayton (Water Works Executive Director) came up with the numbers of $1M each from Water Works and the Conservancy District. The City and the County each putting in $325,000 would give the 25 percent match money required. The District can respond back with how much they feel that they can commit to the project. O'Hara said that he does not know if Clayton has talked to either the City or the County. Koehler said that it has gone to the City Council. Maroney said that probably nothing will be happening until 2022 and that the money will not be needed before then. Willumstad said that Water Works has a bigger responsibility than the District. Willumstad said that the District's primary interest is flood control and that $1M is an excessive ask. Bernard asked if there is the possibility of adding this to the CWCB loan. Woodka said the Board of Water Works started discussions and looking for solutions at this location five to six years ago. Changing the dynamics of this low head dam is a public safety issue. There have been several drownings here. If we save one life it will be worth the cost of the project. Koehler asked if there was a motion to see if the District would offer support of this project. Maroney so moved and Willumstad seconded. The motion passed with Serna disapproving. Koehler then asked if there was a motion for the level of financial support. Willumstad moved $100K but the motion died for lack of a second. Bernard moved to approve the $1M requested but to set that as a not-to-exceed cap. Martin asked what the urgency was for this and Koehler responded that it was so they could submit the grant application by the Monday, December 21st, deadline. Martin said that he would like for the District to have more time to consider this. Maroney moved to agree to a $500K contribution. The motion was seconded by Bernard. Those in approval were Bernard, Maroney and O'Hara. Those opposed were Phillips, Cordova, Martin, Willumstad, and Serna. The motion failed. Cordova asked again how much the City and County were requested to contribute. He was told $325K. Cordova moved to match the City and County at $325K. Serna seconded the motion. The motion passed with six for it and one opposed. Woodka asked that a letter of commitment be sent to Seth Clayton. He said that he joined in on the meeting only to observe. Koehler said that she would send the letter and Woodka told her that he would help with any necessary specifics.

Arkansas River Levee: Cuppy reported that the Wildhorse Creek bridge construction is complete, and the access road is open.

'21 Celebration: Bernard reported that the plaque is done and will be stored at Signs By Scott until we are ready for the installation. This will be after the bridge construction is complete so that an appropriate location can be picked, and we will not have to worry about construction damage. She will be mailing out save-the-date cards after January 1st. Bernard asked about when the District's logo mural could be painted on the Levee and who might be able to do it. Cuppy responded that it is going to be another year yet before the area through the white water park should be painted on. Serna suggested having Signs By Scott print out a large banner that could be displayed for the dedication ceremony. Bernard is going to look at NorthStar's progress photos for a potential photo album of the reconstruction.

Old Business:
Kidd and Banner are to work on legal descriptions for land that could be transferred to HARP.

New Business:
HARP Board Representative – Koehler said that Maroney is willing to serve for another year. Martin so moved and O'Hara seconded. The motion passed.

Election of Officers – Phillips reported that the following nominations had been presented and made at the November meeting:

President	Corinne Koehler
Vice President/President Elect	Bud O'Hara and Donna Phillips
Secretary	Ron Serna
Treasurer	Paul Willumstad

Voice votes were taken as follows:

President – Corinne Koehler	Unanimous approval
Vice President – Donna Phillips	4
Bud O'Hara	4

The votes being tied O'Hara suggested that he and Phillips serve as Co-Vice President. Phillips said she was agreeable to that.

Secretary – Ron Serna	Unanimous approval
Treasurer – Paul Willumstad	Unanimous approval

Other Business:
Serna said that he had been contacted by University Hospital, in Aurora, and they would like to paint an advertisement mural for workers who have died from Covid. The Board had previously agreed that advertisements would not be allowed, but he agreed to bring this request to the Board. It was suggested that Serna take this to the Mural Art Committee and then bring their recommendations regarding the proposed mural to the Board.

There being no further business the meeting was adjourned at 11:16 am.

APPROVED:

Corinne Koehler, President

Ron Serna, Secretary