

RECORD OF PROCEEDINGS

100 LEAVES

MINUTES OF THE BOARD OF DIRECTORS MEETING OF THE PUEBLO CONSERVANCY DISTRICT APRIL 25, 1973

The Directors met at 4:00 P.M. on the above date at the office of the District, 1104 N. Main Street, Pueblo, Colorado.

DIRECTORS PRESENT: L. M. Rhoades, J. M. Martin & R. W. Taylor

ATTORNEY PRESENT : None

ENGINEER PRESENT : S. F. Elliot

The meeting was called to order and the minutes of the March 22 nd meeting were read and approved.

The following vouchers were approved:

15647	Colorado Dept. of Revenue	9.00
15648	U.S. Internal Revenue Serv.	75.00
15649	L. M. Rhoades	35.00
15650	J. M. Martin	35.00
15651	R. W. Taylor	35.00
15652	S. F. Elliot	35.00
15653	Anthony Gradishar Const.	4,170 .26
15654	Walter Predovich	100.00
15655	L. M. Rhoades	94.15
15656	J. M. Martin	70.61
15657	Rose M. Hutchison	52.03
15658	Simon F. Elliot	185.00
15659	Division of Employment	30.42

The cash balance at the First National Bank is now \$22,028.44

Engineer Elliot reported that the spring maintenance and repair work, as done by the Anthony Gradishar Const. Co., had been completed, and payment for his work should be made. It was moved, seconded and carried to make payment to Anthony Gradishar Const. Co. in the amount of \$4,170.26.

Engineer Elliot reported that the District had received a notice from the City of Pueblo, notifying the District of a proposed Special Assessment to be assessed against Lots 12-14, Blk. 33, Stanton & Snyder's Sub., as a part of Special Improvement Dist. 73-1, and that he (Engineer Elliot) had advised the City Clerk, in a letter dated 2/23/73, that the District had no record of ownership of said lots, and therefor objected to the proposed assessment.

Engineer Elliot reported that because of the inability of the Dist. to maintain locks on the railroad crossing at the foot of Valley Lane, and that because of this, vehicles were entering the channel area at that point, he had met with Mr. Theodore Rudmann, Dist. Mgr. of the D&RGW RR, and had requested that the railroad remove the crossing. Mr. Rudmann indicated that the railroad would remove the crossing in the near future. The crossing has only been rarely used by the District in past years, mostly at the time the old Eldorado Underpass was in existence, since abandoned, after construction of I-25.

Correspondence was read and ordered filed, relative to the matter of Runyan Lake, as noted in the minutes of 3/22/73.

The request of Dave Osnowitz and Anthony Gradishar, relating to the District's property adjacent to South Main Street, just south of the Main Street Bridge, was discussed. It was decided that if Osnowitz and Gradishar wished to lease the land, subject to a reservation by the District for ingress and egress to the levee and the Gas Company's regulator station, and remain 50 feet clear of the top of the rip-rap levee, a lease could be entered into. Appraisal costs for the purpose of determining an annual rental fee would have to be borne by the applicants for the lease.

Mr. Rhoades and Mr. Elliot reported that on 24 March 1973, they had met with Mr. Sam Cuchara, of the City of Pueblo, and Mr. R. F. England, Land Manager, for the D&RGW RR. Mr. England stated that the railroad wished to install storage facilities for diesel fuel, to be located on lands owned by both the District and the City, located east of the railroad's roundhouse.

Mr. Rhoades stated that he had advised Mr. England that the District would cooperate with the City, inasmuch as the City wished to make some trades in land with the railroad.

The matter of leasing the Conservancy land to the railroad will be held in abeyance pending further negotiations, and details as to the exact description of property is available. Engineer Elliot reported that after the above meeting, an inspection of the site was made, and Mr. England advised a minimum distance to be kept relative to the flood levee.

Mr. Elliot reported that Mr. Ed Kaufman, and Fred Holleran, appraisers for the City of Pueblo, had met with him, and presented a list of lots that the City was intending to acquire for park and recreational purposes in Adee, Chamberlin & Wiley's Sub. Mr. Elliot pointed out to the appraisers that the lots in question would not be conveyed to the City, and an eminent domain proceedings would be contested by the District, inasmuch as the Dry Creek back-water levees were located on the lots in question. The matter was presented to the Directors for the purpose of information only at this time, as it was felt that the officials of the City had no knowledge of the existence of the back-water levee being located on the lots under appraisal.

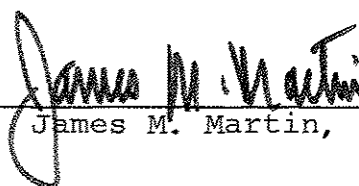
In accordance with the instructions of the Directors at the meeting of 2/22/73, sealed bids were opened and read aloud, for the spraying of vegetation and tree growth in the channel area. The bids read as follows, and are attached hereto, and made a part of these minutes:

Chem-Way, Inc.	\$ 456.50
Valley Chemical & Tree Service	3,800.00
Pueblo Tree Service.	6,333.81

Because of the extremely low bid of Chem-Way, Mr. Rhoades contacted Mr. Jack Day of Chem-Way, and questioned the low amount. Mr. Day stated he would re-check his figures, and contact Mr. Rhoades further. It was the decision of the Directors that if the figures as submitted were correct, to award the contract to Chem-Way, and if in error, to re-evaluate the bids.

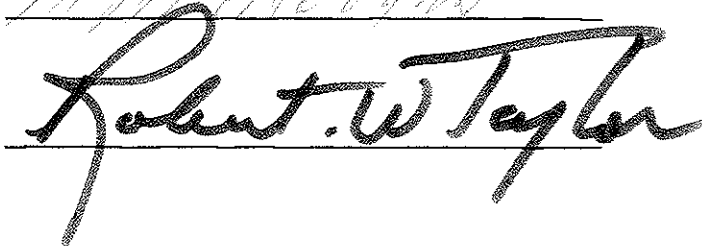
No further word was received from Chem-Way, Inc., and as such, the bid was awarded to Chem-Way, Inc. Proof of insurance coverage has been received and approved.

There being no further business to come before the Board, the meeting was adjourned at 5:15 P.M.


James M. Martin, Secretary

READ AND APPROVED:




Robert W. Taylor

Proposal mailed to:

A-One Tree Service
Albo Tree Service
Bill's Tree Service
Chem-Way, Inc.
Curtsinger Tree Service
Evergreen Styling and Tree Co.
Al Looker's Minnequa Tree Service
Pueblo Tree Service
Valley Chemical & Tree Service

DIRECTORS

Lewis M. Rhoades
James M. Martin
Robert W. Taylor

The Pueblo Conservancy District

1104 N. Main St. P.O. Box 369
Pueblo, Colorado 81002

Lewis M. Rhoades
President
James M. Martin
Secy. & Treas.
26 March 1973

We are taking this means to invite you to submit a lump-sum proposal for the spraying the deciduous and phreatophyte growth, for the purpose of killing said growth, within the District's Arkansas River Channel, from the W. 11th Street bridge, downstream along the Dry Creek Channel to its confluence with the Arkansas River, along the channeled Arkansas River to some 400 feet east of Santa Fe Avenue, along the top of the concrete faced river levee thruout its entire length; and along the face of the backwater levee along its entire length from just east of Santa Fe Avenue to its easterly end just west of Certified Concrete's batch plant.

From past experience, the District has found that the initial spraying, just after spring leafing is well along, kills about 90% of the growth. It has then been found necessary to spray the growth that has been missed with the initial spraying.

Extreme caution must be exercised in keeping all chemicals out of the waters of the River, to avoid contamination downstream.

Payment will be made in a lump sum, within 30 days after completion of the work.

The successful bidder, prior to proceeding with the work, will be required to show proof of the following insurance coverage, with limits as follows:

Workmen's Compensation, statutory limits
Property damage, \$250,000----\$500,000.
Comprehensive liability, including completed operations and products,
\$250,000---\$500,000.

The District reserves the right to reject any or all bids, or to accept the bid most suitable to the public interests of the District.

Your sealed bid should be mailed and postmarked on or before April 20, 1973.

Address your proposal to: Pueblo Conservancy District
P. O. Box 369
Pueblo, Colorado 81002

L. M. Rhoades

L. M. Rhoades, President

LMR:sfe:s

sls



CHEM - WAY, INC.
DIVISION OF PUEBLO CHEMICAL
1017 SOUTH SANTA FE
PUEBLO, COLORADO 81006
303-543-7910



April 13, 1973

Pueblo Conservancy District
Attention: L. M. Rhoades
P. O. Box 369
Pueblo, Colorado 81002

Dear Mr. Rhoades:

Chem-Way, Inc. submits the following bid for deciduous and phreatophyte growth control in the Arkansas River Channel as specified in your bid invitation of March 26, 1973.

Chem-Way, Inc. will provide all chemical equipment and labor for a total cost of \$ 456.50.

We appreciate your consideration in asking us to submit this bid.

Sincerely,

Jack Day

JD:ng

Valley Chemical & Tree Service

2102 S. PRAIRIE AVE. * PUEBLO, COLORADO 81005 * (303) 545-4791

April 14, 1973

Pueblo Conservancy District
P.O. Box 369
Pueblo, Colorado. 81002

Gentlemen:

We have reviewed your invitation for a lump-sum proposal to spray, the deciduous and phreatophyte growth within the District's, Arkansas River Channel and boundaries set forth in your descriptions.

Our bid price is: \$3,800.00

This price would suffice to carry over a period of five years with no appreciable increase.

Proof of required insurance will be furnished upon award of contract.

Robert Dan Knezevich
Robert Dan Knezevich
owner

Valley Chemical & Tree Service
2102 South Prairie Avenue,
Pueblo, Colorado. 81005

PHONE 542-3532

PUEBLO TREE SERVICE

510 VAN BUREN
PUEBLO, COLORADO 81005

April 10, 1973

The Pueblo Conservancy District
P. O. Box 369
Pueblo, Colorado 81002

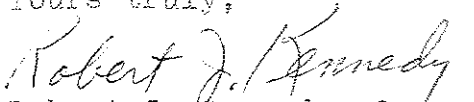
Gentlemen:

The Pueblo Tree Service wishes to submit a lump sum bid for spraying the deciduous and phreatophyte growth along the Dry Creek Channel to it's confluence with the Arkansas River to some 400 feet East of Santa Fe Avenue.

The lump sum bid is \$6,333.81.

Thank you.

Yours truly,


Robert J. Kennedy, Owner

RJK/jk

American Employers' Insurance Company
(Name of Insurance Company)

CERTIFICATE OF INSURANCE

Date 4/26/73

This is to certify that the Company named above has issued a policy or policies, covering in accordance with the terms thereof, to the insured named below. It is the intention of the Company that in the event of cancellation of the policy or policies by the Company during the periods of coverage as stated herein, 10 days written notice of such cancellation will be mailed to the party to whom this Certificate is issued, at the address stated below. This Certificate of Insurance neither affirmatively nor negatively amends, extends or alters the coverage afforded by the policy or policies issued by the Company as indicated above.

Name And Address Of Party To Whom This Certificate Is Issued Pueblo Conservancy District P. O. Box 369 Pueblo, Colorado 81002				Name And Address Of Insured Chem Way, Inc. 1017 South Santa Fe Pueblo, Colorado 81006			
Attention: L. M. Rhoades							
Description of Motor Vehicle or Operations of Insured: Lawn Spray Sales & Application							
Place of Garaging or Location of Operations or Premises: 1017 South Santa Fe, Pueblo, Colorado							
TYPE OF POLICY		X*	POLICY NUMBER†		POLICY PERIOD		LIMITS OF LIABILITY
					EFFECTIVE	EXPIRATION	
STANDARD WORKMEN'S COMPENSATION & EMPLOYERS' LIABILITY							STATUTORY
							\$ Coverage B
GENERAL LIABILITY							
BODILY INJURY							
Premises Operations	X	AC 208205	3/1/73	3/1/74	\$	300,000	Each Person
Elevators	X	"	"	"	\$	300,000	Each Occurrence
Independent Contractors					\$	300,000	Aggregate Products
Products					\$	300,000	Aggregate Comp. Operations
Completed Operations	X	AC 208205	3/1/73	3/1/74	\$	300,000	
Contractual	X	"	"	"	\$	300,000	
PROPERTY DAMAGE							
Premises Operations	X	AC 208205	3/1/73	3/1/74	\$	50,000	Each Occurrence
Elevators	X	"	"	"	\$	50,000	Aggregate Oper.
Independent Contractors					\$	50,000	Aggregate Protective
Products					\$	50,000	Aggregate Products
Completed Operations	X	AC 208205	3/1/73	3/1/74	\$	50,000	Aggregate Comp. Operations
Contractual	X	"	"	"	\$	50,000	Aggregate Contractual
AUTOMOBILE LIABILITY							
BODILY INJURY							
Owned Automobiles	X	AC 208205	3/1/73	3/1/74	\$	100,000	Each Person
Hired Automobiles	X	"	"	"	\$	300,000	Each Occurrence**
Non-owned Automobiles	X	"	"	"	\$	300,000	
PROPERTY DAMAGE							
Owned Automobiles	X	AC 208205	3/1/73	3/1/74	\$	50,000	Each Occurrence**
Hired Automobiles	X	"	"	"	\$	50,000	
Non-owned Automobiles	X	"	"	"	\$	50,000	

This Certificate of Insurance is not valid unless it is countersigned by a duly authorized representative of the Company.

* Absence of an "X" in these spaces means that insurance is not afforded with respect to the coverages or hazards opposite thereto.

* The word "accident" is substituted for the word "occurrence" when policy form G4303 is indicated in the "POLICY NUMBER" column.

† If more than one kind of insurance is written on one policy, the policy number need not be repeated.

Newell Hall - San Jones Agency, Inc.

(Authorized Representative)

ORIGINAL

b-NH

4/26/73

G15950-13

DIRECTORS

Lewis M. Rhoades
James M. Martin
Robert W. Taylor

The Pueblo Conservancy District

1104 N. Main St. P.O. Box 369
Pueblo, Colorado 81002

Lewis M. Rhoades
President
James M. Martin
Secy. & Treas.

May 1, 1973

Chem-Way, Inc.
1017 South Santa Fe Avenue
Pueblo, Colorado 81006

Attention: Jack Day

Gentlemen:

At the regular meeting of the Board of Directors of the Pueblo Conservancy District, sealed bids were opened for the spraying of deciduous and phreatophyte growth in the Arkansas Channel, in accordance with the invitation mailed to you under date of 26 March 1973, copy attached.

Your proposal, in the lump sum amount of \$456.50 was found to be the lowest of three proposals submitted. You will recall that Mr. Rhoades called you to determine if the amount you submitted was correct, and that Mr. Jack Day verified the amount.

Subsequently, the Directors have authorized you to proceed with the work. You are to proceed at such time as, in your opinion, the maximum results can be obtained from the applied control.

A key for the locked gates will be furnished you. Call Mr. Elliot at 544-1083, and make arrangements for securing the key, and at such time as you feel the contract has been completed, he will make an inspection with you and report to the Directors.

Very truly yours,

THE PUEBLO CONSERVANCY DISTRICT

L. M. Rhoades
L. M. Rhoades, President

Encl.

LMR/sfe/rh

P. S. Please bring proof of Workmen's Compensation Insurance before commencing work !

Certificate of Insurance

issued by the

STATE COMPENSATION INSURANCE FUND
200 East Ninth Avenue
Denver, Colorado 80203

ONE COPY MAILED TO:
THE PUEBLO CONSERVANCY DISTRICT
P.O. BOX 369
PUEBLO, COLORADO 81002
ATTN: L. M. RHOADES

TO WHOM IT MAY CONCERN:

This is to certify that this Department has issued a Standard Workmen's Compensation and Employers' Liability Policy as described below covering the liability imposed upon subject employers by the Workmen's Compensation Act of Colorado and the Colorado Occupational Disease Disability Act, said policy being in good standing as of this date.

POLICY NO. 66655-2

Policy Period MAY 1, 1973 to MAY 1, 1974

Insured CHEM WAY, INC.

1017 S. SANTA FE AVE.

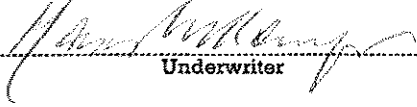
Address PUEBLO, COLORADO 81006

POLICY ENDORSEMENTS:

*All policies are subject to the following provision of the Workmen's Compensation Act with respect to cancellation:

Section 81-15-12. If any employer shall be in arrears for more than twenty days in any payment required to be made by him to the State Compensation Insurance Fund as provided by this Act, he shall by virtue of such arrearage be in default of such payment and any policy issued to him by said Fund shall thereupon be cancelled without notice as of the effective date or renewal date of said policy.

STATE COMPENSATION INSURANCE FUND

By  Underwriter

DATED MAY 14, 1973

HK:aj