

RECORD OF PROCEEDINGS

O'Brien Ptg. & Stat. 85836

MINUTES OF THE BOARD OF DIRECTORS MEETING OF THE PUEBLO CONSERVANCY DISTRICT, APRIL 20, 1977

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: J. M. Martin, Otto W. Snapp, Jr. and Ralph W. Adkins

ENGINEER PRESENT : S. F. Elliot

ATTORNEY PRESENT : Lester Ward

It was noted that Mr. Taylor's term of office had expired on 11 April 1977, at which time Judge Phelps did not reappoint him, but in his stead, appointed Ralph W. Adkins. Attached to, and made a part of these minutes is a copy of the Order of Appointment of Mr. Adkins.
Mr. Martin welcomed Mr. Adkins as a member.

The first order of business was the reorganization of the Board of Directors.

It was regularly moved, seconded, and unanimously passed, designating Mr. James M. Martin as President;

It was regularly moved, seconded and unanimously passed, designating Mr. Ralph W. Adkins as Secretary-Treasurer.

It was resolved that a letter be sent to Mr. Taylor, on behalf of the Directors and staff, expressing appreciation for his many years of service to the District.

The minutes of the meeting of March 16, 1977 were read and approved.

The cash balance is \$7,787.02 after approval of the following vouchers:

16223	S. F. Elliot	\$220.00
16224	KLH Engineering Consultants	409.00
16225	Rocky Mountain Bank Note Co.	56.03
16226	Simon F. Elliot	200.00
16227	Anthony E. Gradishar Const. Co.	1589.01
16228	Pueblo County Treasurer	1172.48
16229	County Clerk and Recorder	4.00
16230	Internal Revenue Service	105.00
16231	Department of Labor & Employment	135.14
16232	Colorado Department of Revenue	39.00
16233	Peter Dell, CPA	385.00
16234	J. M. Martin	75.00
16235	O. W. Snapp, Jr.	75.00
16236	Ralph W. Adkins	75.00
16237	Simon F. Elliot	75.00
16238	Anthony Gradishar Construction Co.	4262.64
16239	Predovich & Ward Attorneys	150.00
16240	R. M. Hutchison	70.56

For Mr. Adkins' information, Mr. Ward then gave an outline of the District's history, method of financing, how the President and Secretary-Treasurer's salaries had been established, Directors' fees for attendance, how the District's funds had accumulated, and afterwards, answered several questions that were asked of him.

He further stated that it was his intention to meet with Judge Phelps in order to make the Judge better acquainted with the operation of the District.

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Mr. Ward stated that the so-called "Sunshine Act" did not apply to the Director's meetings, and at a later date would furnish a written opinion confirming this oral opinion.

The Directors authorized the signatures of Mr. Martin as President, and Mr. Adkins as Secretary-Treasurer on the District's checking account and the safety deposit box, both at the First National Bank of Pueblo.

Mr. Snapp advised the Directors that, in consideration of the present status of interest rates, that the invitation for bids for investment of District's funds, as authorized at the meeting of March 16, be changed, and that proposals be taken not only for a term of 180 days, but list an alternate proposal for a term of one year. The Directors concurred in Mr. Snapp's recommendation.

Mr. Ward advised the Directors that he was in receipt of a letter from the Colorado Department of Local Affairs, concerning details in the submission of the District's annual budget; he further stated that he would refer the matter to the District's Auditor.

Mr. Elliot stated that in regard to the cancellation of the District's outstanding Certificates of Purchase, as per the list furnished the Pueblo County Treasurer, and discussed at the Director's meetings of July 19 and August 24, 1976, he had now received a letter from Lorraine A. Reininger, Pueblo County Treasurer, advising the District that Certificates of Cancellation have been recorded in the County Clerk's Office, and a copy of the Commissioner's Resolution was attached to the letter of Ms. Reininger.

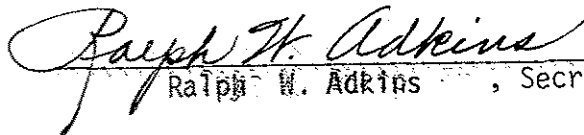
Mr. Ward then stated that he would ask Judge Phelps for an order, authorizing the Directors to release the Certificates to the County Treasurer for final disposition, all in accordance with CRS 1973., 39-11-149 (5), 32-1-519 and 39-11-148.

Mr. Elliot stated that the Colorado State Highway Department had now furnished acceptable calculations that the floodway beneath the proposed Santa Fe Avenue Bridge across the District's channel will carry a capacity of 105,000 cfs., and recommended that he be authorized to advise the Highway Department that permission be granted for the construction of the Bridge as per plans submitted.

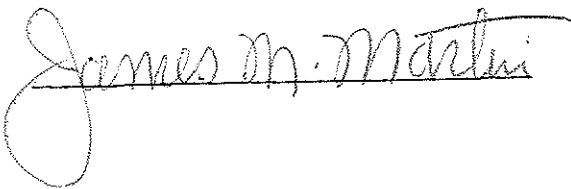
The Directors concurred in the recommendation.

Mr. Ward stated that he would check with Don Banner concerning the drafting of the contract between the District and Chem-way.

There being no further business to come before the Board, the meeting adjourned at 5:00 P.M.


Ralph W. Adkins, Secretary

READ AND APPROVED:



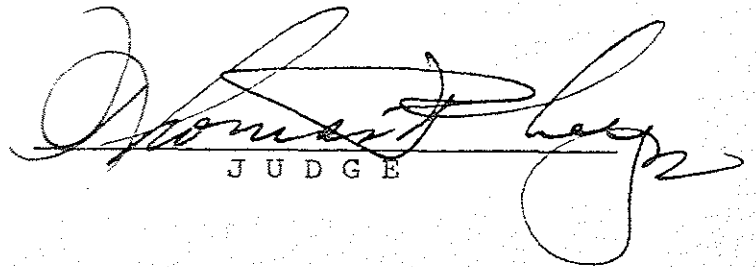
IN THE DISTRICT COURT IN AND FOR
THE COUNTY OF PUEBLO AND
STATE OF COLORADO
NO. 17664 DIV. B

IN THE MATTER OF THE)
) ORDER OF APPOINTMENT
PUEBLO CONSERVANCY DISTRICT)

This matter coming before the Court for the appointment of a director, the term of Robert W. Taylor having expired on April 11, 1977, the Court does hereby appoint Ralph W. Adkins as Director of the Pueblo Conservancy District for the statutory term of five years beginning April 11, 1977.

Dated this 11th day of April, 1977.

BY THE COURT:


JUDGE

cc: Donald J. Banner (2)
Ralph W. Adkins