

RECORD OF PROCEEDINGS

100 LEAVES

MINUTES OF BOARD OF DIRECTORS MEETING OF THE PUEBLO CONSERVANCY DISTRICT SEPTEMBER 26, 1977

The meeting of the Board of Directors was called to order by the President at 4:00 P.M., September 26, 1977 in the Columbine Room of Railway Division, Midland Federal Savings, with the following present:

DIRECTORS PRESENT: Pat Kelly, Kathy Farley and Gus Sandstrom, Jr.

ENGINEER PRESENT : S. F. ELLIOT

ATTORNEY PRESENT : Lester Ward

OTHERS PRESENT : Terance Curren, Ray Koester, Rose Hutchison, Sam Corsentino and John Farley.

It was regularly moved and carried that the minutes of the August meeting be approved as published.

Pat Kelly introduced Gus F. Sandstrom, Jr., the new board member, whose official order of appointment to replace Ralph Adkins was received and ordered placed on file.

The new member was welcomed to the Board.

It was regularly moved that Kathleen Farley be the Secretary-Treasurer. A unanimous ballot was cast for Mrs. Farley as Secretary-Treasurer.

Mr. Elliot presented the Treasurer's report. The cash balance at this date, in the First National Bank checking account is \$39,035.94.

A deposit of \$88.00 was made during the period, which constituted a refund on the bond premium of Mr. Adkins.

The following vouchers were submitted for approval:

16292	Simon F. Elliot	\$ 75.00 .
16293	American Insurers, Inc.	20.00 .
16294	Kathleen M. Farley	40.00 .
16295	Patricia D. Kelly	40.00 .
16296	G. F. Sandstrom	40.00 .
16297	S. F. Elliot	75.00 .
16298	Predovich & Ward Attorneys	150.00 .
16299	Rose M. Hutchison	70.56 .
16300	Colorado Department of Labor	38.61 .
16301	Internal Revenue Service	60.00
16302	Colorado Department of Revenue	39.00
16303	K L H Engineering Consultants, Inc.	312.50

It was regularly moved and carried that the above treasurer's report and vouchers be approved.

It was moved that the Corporate Resolution form of First National Bank be approved for the individual directors. Motion carried.

New signature cards and resolution were executed by the Directors to cover the new director and Dick Mullennix of American Insurers, Inc., will be contacted to transfer the treasurer's bond to Farley.

Attorney Ward was instructed to petition the Judge for approval of a blanket bond to cover all three directors. This bond will be with American Insurers, Inc. and will replace the previous practice of getting a separate bond for each of the Directors.

Attorney Ward reported that the agreement of St. Charles Mesa Water Association had been changed as ordered at the last meeting; that he had contacted Judge Phelps for an opinion on Adkin's fee and the Judge stated he would stay with his order of July 21 and did not want to rule retroactively; and that he had given a copy of his research and report presented at the last meeting to Judge Phelps as requested by the Board.

Engineer Elliot reported on the Capital account and the way and reason it had accumulated to the present figure. Capital had been invested in CD's while interest rates were high and only absolutely essential maintenance work was done during this period in order to build a construction fund. He stated that construction work on levees was difficult and required high liability insurance in order to cross over railroad property, etc. Therefor moneys were set aside to do major construction instead of piecemeal type work each year. He stated the Board just prior to the time of its reorganization in 1977, was contemplating a major capitol improvement to cost approximately \$700,000.

A plan of this work will be discussed with his successor and will be detailed to the Board at a future meeting.

The engineer inspected the Chem-way work and found it unsatisfactory and recommended to the board that they withhold payment until he and his successor could meet with Mr. Day of Chem-way to iron out the problem, and report back to the Board.

Engineer Elliot submitted the plans and agreement of St. Charles Mesa Water Association. The agreement had been changed as recommended by the Board and it was his recommendation that the board sign the agreement.

Director Sandstrom stated he would not participate in the discussion or decision of the Board since his firm represents the St. Charles Mesa Water Assoc.

After reviewing the plans it was moved and carried that the Engineer's recommendation be accepted and that he be authorized to sign the agreement and approve the plans as submitted, as Engineer for the District.

The problems of the lagoonsWest of the Waterworks was again brought to the attention of the Board as Mr. Elliot had been contacted by the Health Department. Mr. Sandstrom will investigate the problem with the Health Dept. and report his findings at the next meeting.

Engineer Elliot reported that the flood gates had been checked and he recommended that the Board hold in abeyance any action on replacing gates on city sewers until sewage is seperated from storm drainage, and that he had assured the Corps of Engineers that the Conservancy District would cooperate with the City at that time.

Concerning the Easement requested by the City of Pueblo to cross Conservancy property with a new sewer, Elliot had reviewed the legal description and suggested that a provision be made to hold the Conservancy District harmless.

It was moved and carried that the easements be signed after Mr. Ward finalizes the format with the City Attorney to include a clause that would hold the Conservancy District harmless.

A report on the progress of preparing the ownership map was asked for and Koester said that it will be worked on and that he hoped to have the simpler map ready for the next meeting.

Mrs. Kelly then asked for proposals to cover needed services of a consulting engineer, administrative services, bookkeeping and rent for office space.

K L H Engineering Consultants, Inc. proposed to furnish required services of engineering, administrative assistance, bookkeeping and rent of office space. This proposal included the services of Mrs. Hutchison as the bookkeeper-secretary and Mrs. Hutchison did not object to this.

After some discussion to seperate the bookkeeping and obtain proposals for this work, it was then regularly moved that the proposal of K L H Engineering Consultants, Inc. for a basic retainer's fee of \$430.00 per month be accepted, fee to cover

- 12 hours engineering services	\$300.00
8 hours clerical, bookkeeping	80.00
Rent of Office Space	50.00

Time in excess of 20 hours in any one month to be billed as extra.

Motion carried.

It was moved and carried to authorize K L H Engineering Consultants, Inc. to hire Weickers to move the office from 1104 N. Main St. to 111 E. 5th Street.

It was moved to sell the Globe Safe to S. F. Elliot for \$50.00. Motion carried.

The next meeting was set for October 17, 1977 in the office of the District at 111 E. 5th Street, after an inspection of the Conservancy works was completed by the Directors, Attorney and the Engineer.

Mrs. Kelly presented Engineer Elliot with a Plaque in recognition of his many years of service to the Conservancy District and the City of Pueblo.

There being no further business to come before the Board, the meeting adjourned at 6:00 P.M.

Kathleen Farley
Kathleen Farley, Secretary

READ AND APPROVED:

Patricia D Kelly

H. S. Thompson

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

ORDERED THAT G. F. SANDSTROM, JR., a resident of Pueblo County and owner of real estate in the captioned District, be and he is hereby appointed as Director of the Pueblo Conservancy District to complete the statutory term of Ralph W. Adkins expiring April 11, 1982.

September, 1977.

Thomas Flynn
JUDGE

CORPORATE RESOLUTION

I, Kathleen M. Farley, Secretary of the Pueblo Conservancy District, a quasi-municipal company, a corporation, of the State of Colorado, do hereby certify that I am keeper of the records and the minutes of the proceedings of the Board of Directors of said Company, and that on the 26th day of September, 1977, there was held a meeting of the Board of Directors of said Company which was duly called and held in accordance with law, and the by-laws of the Company, and at which meeting a quorum of the Directors was present; and that at said meeting the following resolutions were duly and legally passed:

Resolved, That an account shall be established in the name of this Company with the First National Bank of Pueblo, Pueblo, Colo., under the rules and regulations as prescribed by said Bank, wherein may be deposited any of the funds of this Company, whether represented by cash, checks, notes or other evidences of debt, and from which deposit withdrawals are hereby authorized in the name of the Company

by any one of the following persons:

x Patricia D. Kelly
 x Kathleen M. Farley
 x G. F. Sandstrom, Jr.

Endorsements for deposit may be evidenced merely by the name of the corporation being written or stamped on the instrument deposited, without designation of the party making the endorsement.

Be It Further Resolved, That any one of the following ~~Officers~~,

Patricia D. Kelly, Kathleen M. Farley and

G. F. Sandstrom, Jr.

may from time to time borrow money in the name of the Company from the First National Bank of Pueblo and give the Company's notes therefor in such amounts and from such time and rate of interest as may be designated on said notes, or the Bank's custom, and may pledge for the payment of such notes any of the bills receivable, stocks, bonds or other property of said Company, and the bills receivable of said Company may be offered to said Bank for re-discount or for purchase on the endorsement of any of said officers, and any one of said officers may authorize a person or persons who may be other than an officer to request and accept delivery of collateral pledged to the bank as security and to sign in behalf of the Company such receipt, trust or other evidence of delivery as the Bank may require.

Be It Further Resolved, That the said First National Bank of Pueblo is hereby authorized to honor any and all withdrawal items against the Company's funds although payable to the officer or agent signing or countersigning the same and whether presented for encashment or for credit to the personal account of such officer or agent or any other person and said Bank may need make no inquiry concerning such items and/or the disposition of the money, items, or credit given therefor.

These instructions and the authority and instructions given thereby shall pass and inure to any successor or to the assigns of the First National Bank of Pueblo.

I further certify that the following persons are the officers of this Company and those authorized to sign in the foregoing resolutions as designated, and that the signatures hereon are the true signatures of such officers and persons.

x Patricia D. Kelly President,
 _____ Vice-President,
 x Kathleen M. Farley Secretary,
 _____ Treasurer,
 _____ Ass't. Treasurer,
 x G. F. Sandstrom, Jr. Director

CORPORATE
SEAL

In Witness Whereof, I have hereunto set my hand as Secretary of said Company, and have attached hereto the official seal of said corporation, this 26th day of September, 1977.

x Kathleen M. Farley
 Secretary.