

RECORD OF PROCEEDINGS

100 LEAVES

MINUTES OF THE BOARD OF DIRECTORS REGULAR MEETING OF THE PUEBLO CONSERVANCY DISTRICT MARCH 31, 1982

The Board of Directors met for a regular meeting at 8:00 A.M. on the above date in the office of the District at 111 E. 5th Street, Pueblo, Colorado.

The following were present:

DIRECTORS : P. Kelly, K. Farley and G. Sandstrom
ENGINEER : R. Koester
ATTORNEY : L. Ward
GUEST : Don Prather, Star Journal reporter

The meeting was called to order by the President.

The minutes of the regular meeting of February 17, 1982, and the special meeting of March 10, 1982, were approved as written.

The 1981 audit was reviewed and approved and ordered placed on file.

The Treasurer's report was approved and the following vouchers were approved for payment:

16739	Majestic Savings	\$175,000.00
16740	Midland Federal Savings	175,000.00
16741	Kathleen Farley	80.00
16742	Gus Sandstrom	80.00
16743	Patricia Kelly	80.00
16744	Predovich & Ward Attorneys	150.00
16745	K L H Engineering Consultants, Inc.	1,390.00

It was moved and carried that the following Certificates of Deposit be purchased: Voucher #16746 to American Federal Savings in the amount of \$250,000. for a term of 183 days; Voucher #16747 to Western Federal Savings in the amount of \$125,000. for a term of 91 days; and Voucher #16748 to United Bank of Pueblo in the amount of \$125,000. for a term of 183 days.

Discussion then proceeded on the Resolution for capital improvements desired on the levee. The Board then confirmed the content of the Resolution, and declared they were ready to present the plan to Judge Thomas Phelps, for review and confirmation of plan.

The Chem-way proposal was reviewed and basic costs were approved at \$4540. and Chem-Way is to proceed with the basic program. The Board wants re-defined, the area of "north cement levee" before approving the treatment of the concrete levee on north side of River. Engineer Koester is to meet with Chem-Way and resubmit the extra work for consideration by the Board at the next meeting.

The Board discussed and approved the License Agreement with Dave Roberts, on painting of the levee, and the License Agreement was signed. (copy attached).

The Board then recessed to meet with Judge Thomas Phelps, at 9:00 A.M.

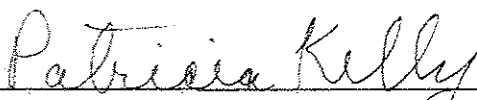
The meeting was reconvened at Judge Phelp's Chambers at 9:10 A.M. The improvement project resolution was presented to the Judge and the Court heard testimony by Attorney Ward and members of the Board, and Engineer Koester. The 1981 audit for the District was also presented to the Court as is customarily done at this time of the year, to demonstrate the financial ability of the District to do capital improvements at this time.

The Judge then announced approval of the entire plan in principle, and the funding of Part a, Maintenance Road. The Board assured the Court that upon learning of the scope of work and estimates of cost of Part b, River Bed Protection Device, the Court would be advised of funding details at that time.

The Board then, by motion of Sandstrom, unanimously approved a directive to Engineer Koester to have prepared the plans for Part a., Maintenance Road, and offer the work to competitive bidding immediately.

The next meeting of the Board will be at 8:00 A.M., Thursday, April 29, 1982.

There being no further business to come before the Board, the meeting adjourned at 9:30 A.M.



Patricia Kelly, Secretary

THE PUEBLO CONSERVANCY DISTRICT

BOARD OF DIRECTORS
P. KELLY
K. FARLEY
G. SANDSTROM

111 EAST FIFTH STREET
544-6823
PUEBLO, COLORADO

MAILING ADDRESS:
P. O. BOX 234
PUEBLO, COLO. 81002

FED ID #84-6002506

BID TABULATION - 2:00 P.M. 3/30/82
PURCHASE DATE - 3/31/82

BIDDER	INTEREST 364 DAYS (3-30-83)	RATE % 183 DAYS (9-30-82)	RATE % 91 DAYS (6-30-82)	TYPE COMPOUND	EFFECTIVE ANNUAL YIELD
American Federal Savings	--	14.500	14.700	*Quarterly *Quarterly	\$18,713. \$18,638.
First National Bank	13.250	13.250	13.375	Simple Simple Simple	\$16,563. \$16,563. \$16,719
Pueblo Boulevard Bank	12.530	13.520	13.520	Simple Simple Simple	\$15,663. \$16,900. \$16,900.
Western Federal Savings	13.750	14.250	14.500	Simple Simple Simple	\$17,188. \$17,813. \$18,125.
United Bank of Pueblo		14.375		Simple	\$17,970.
*APPARENT BEST BIDS:			14.200	Simple	\$17,750.
#1 & 2 American Federal Savings			183 or ~~91 day~~		\$250,000.
#3 Western Federal Savings			91 day		\$125,000.
#4 United Bank of Pueblo			183 day		\$125,000.

Four \$125,000 CD's = \$500,000.

THE PUEBLO CONSERVANCY DISTRICT

BOARD OF DIRECTORS
P. KELLY
K. FARLEY
G. SANDSTROM

111 EAST FIFTH STREET
544-6823
PUEBLO, COLORADO

MAILING ADDRESS:
P. O. BOX 234
PUEBLO, COLO. 81002

TREASURER'S REPORT

Date	3/26/82					
Acct. #	Account	1981 Spent	1982 Budget	Current Month Vouchers	Total @ 3/31/82	Unused Portion of Budget
#80	Attorney's Fees	\$1,800.	\$1,800.	150.00	450.00	1350.00
#81	Director's Fees	1,544.	2,160.	240.00	600.00	1560.00
#83	Engr.-Administ.	4,560.	4,560.	380.00	1140.00	3420.00
#90	Audit Fees	630.	750.			750.00
#92	Insurance & Bond Prem.	851.	1,100.		817.00	283.00
#96	Office Suppl. & Postage	483.	500.		275.00	225.00
#97	Office & Equip Rent	600.	900.	75.00	225.00	675.00
#100	Professional Fees	9,565.	12,000.	935.00	935.00	11,065.00
#103	Travel	---	2,500.			2,500.00
#105	Repairs & Maint. of Flood Prot. Works	25,521.	30,000.			30,000.00
#108	Contingencies,	000.	7,500.			7,500.00
#109	Reserve for Emergency Flood Repairs	000.	186,630.			186,630.00
CD # 08	Majestic Savings			175,000.		
# 03	Midland Federal			175,000.		
		\$45,554.	\$250,400.	\$351,780.	\$4,442.	\$245,958.
TOTAL EXPENDED THROUGH CURRENT MONTH \$				4,442.00		
Vouchers # 16739 thru # 16745				Checking acct. Bal. 2/12	= \$ 150.00	
				Tel Tfr. @ 2/12/82	= \$11,542.73	
Amount to be transferred \$ 6,788.13 to Ckg.				Matured CD's Western	= \$160,000.	
				Midland	= \$175,000.	
Deposits \$ 00.00					= \$	
Tel Transfer Savings Bal. \$ 4,754.60				Interest earned	= \$ 20,781.87	
				Other earnings	= \$	
Checking Account Bal. \$ 10,940.00					= \$367,474.60	
Total CD's \$ 1,770,000.				CD's Purchased	- \$350,000.00	
				Expenses	- \$ 1,780.00	
Cash Balance 3/26/82				= \$	15,694.60	

MEMORANDUM

TO: Southeastern Water Conservancy District
Pueblo Conservancy District
Colorado State Highway Department
Fountain River Commission
Pueblo City Council
Pueblo County Commissioners
Colorado & Southern Railroad
Fountain Sand & Gravel Company

FROM: B. M. ~~Nach~~ *BMN* Director of Public Works

SUBJECT: PROBLEMS ASSOCIATED WITH THE LOSS OF BOOTH ORCHARD DAM

DATE: March 19, 1982

Approximately five years ago the Arkansas River began undercutting the abandoned Booth Orchard Water Diversion Structure. The undercutting has progressed and now poses a threat to a number of bridges and utilities. Previous research has failed to determine a party responsible for the structural integrity of the Diversion Dam. As several entities may be effected by the continuing undercutting, perhaps those entities might share the responsibility for restoring the riverbed to its previous elevation.

It would appear that the first step would be to identify all the effected entities and develop an equitable plan to share in the cost of correcting the problem. The second step would very likely be to have an engineering study prepared.

Please review the list of entities which have received copies of this memorandum and contact me if you know of other interested parties.

I will contact you in the near future to arrange a meeting of the effected parties.

RECEIVED MAR 25 1982

BMN:dg

LIMITED LICENSE AGREEMENT

THIS AGREEMENT is entered into this 12 day of March, 1982, by and between the PUEBLO CONSERVANCY DISTRICT, hereinafter referred to as "licensor" and the undersigned party, hereinafter referred to as "licensee".

WHEREAS "LICENSEE" desires "licensor" to grant "licensee" permission to paint a portion or portions of the Arkansas River Levee owned and maintained by "licensor", and

WHEREAS "LICENSOR" is willing to grant said permission only upon certain express terms and conditions.

NOW THEREFORE in consideration of the following terms and conditions the parties agree as follows:

1. Licensee agrees to submit to licensor for approval in advance, a sketch of any proposed painting licensee desires to do on the Arkansas River Levee, which shall include the proposed location for the painting, in such detail as licensor shall determine.

2. Licensor shall within 10 days of the submission of said sketch, approve or reject in writing the proposed painting and/or its location.

3. In the event licensor approves the proposed sketch and its location, licensor grants to licensee a limited license for the purpose of entering upon the property owned by licensor at such entry points as licensor may direct for the purpose of painting the sketch which licensee has submitted to licensor in advance at the location which licensor has approved.

4. All paintings shall be conducted during daylight hours and licensee agrees to conduct painting operations in a safe and prudent manner.

5. Licensee agrees to pay all of the costs and expenses incurred by licensee in the painting operation. Licensors shall not be required to furnish any materials or any monies required for conducting the painting operation.

6. Licensee voluntarily and knowingly, and with the intention of binding licensee, licensee's spouse, heirs, personal representatives and assigns, expressly releases and discharges licensors, its successors and assigns from all claims, demands, actions, judgments and executions that licensee now has or may have, known or unknown, or that anyone claiming through or under licensee may have, or claim to have, against licensors, arising out of grant of this limited license or licensee's exercise of this limited license.

7. Licensee agrees to indemnify and hold licensors harmless from any and all loss or damage licensors may suffer as a result of licensors' granting of this limited license.

8. This limited license shall be non-exclusive and licensors reserves the right to remove any painting applied by licensee pursuant to this limited license agreement and to carry on such maintenance and repair work or investigation as is required by licensors in the course of carrying on its business.

PUEBLO CONSERVANCY DISTRICT,
Licensor

By: Kathleen Harley
PRESIDENT

Dave Roberts
Licensee

636-3548
1810 WOODBURN
C.S.
87906



Dear Pueblo,

Through your galleries, University, state fair, Sangre de Cristo Arts and conference center, El Pueblo museum and colorful cultural heritage, your community has done more to support the arts "Live the Arts" per capita than any other city in Colorado.

For along time Out of Town Graphics in affiliation with PIVA has been interested in doing a mural on the levy. This mural would involve some 100 artists and students from around the state and take approximately one week to complete. It would cover approximately 5,000 sq. feet and be located just off the 4th street Bridge. We would like to coordinate this happening between May 1 and May 7 '82.

We have already got commitments from local and state media representatives to cover the project should it be approved. We are looking forward to meeting with a few city representatives to discuss and work out the specifics of the mural project at your convenience. We hope to be as much a benefit to the city of Pueblo as its been to the Artists of the Rocky Mtn region. Thankyou

Sincerely;

Copies of this letter have been sent to:

Pueblo city Chamber of Commerce
Pueblo City Council
Pueblo Water Board