

RECORD OF PROCEEDINGS
MINUTES OF THE MEETING OF THE
LA PLATA ARCHULETA WATER DISTRICT
HELD
March 10, 2022

The regular meeting of the Board of Directors ("Board") of the La Plata Archuleta Water District and Sundance/Farraday Subdistrict No. 1, La Plata County, Colorado, ("District") was held on March 10, 2022, at 9:03 a.m.

ATTENDANCE:

Directors in Attendance Were:

Mark Williams
Ron Dent
Dick Lunceford
Dan Lynn
Kent Curtis

In Attendance, Also, Were:

Ed Tolen, La Plata Archuleta Water District Manager
Yvonne Brunson, La Plata Archuleta Water District Customer Service Representative
Dave Henry, Harris Water Engineering
Cheryl Lynn, Secretary to the Board

In Attendance Via Telephone Were:

Barb Prose, FredrickZink & Associates
Karmen King, Grayling LLC
Steve Harris, Harris Water Engineering
John Tuthill, District Member

In Attendance, Also, via Telephone, Was:

David Greher, Cockrel Ela Glesne Greher & Ruhland
Micki Mills, Cockrel Ela Glesne Greher & Ruhland

CALL TO ORDER

Chairman Lunceford called the meeting to order at 9:03 a.m.

DISCLOSURE OF
POTENTIAL CONFLICTS
OF INTEREST

Disclosure of potential conflicts of interest will be a topic of discussion at every Board meeting to address potential conflicts of interests that may arise as new agenda items are introduced. District Directors who have disclosed potential conflicts of interest can vote as issues arise. Directors present reported no conflicts of interest.

PUBLIC COMMENTS

John Tuthill, District Member, called in to the Board meeting to discuss his desire to opt out of the District as he has been paying District taxes on five properties for ten years with seemingly no prospect of domestic water delivery to his property by the District for at least another 10 years. Mr. Tuthill registered his concerns with the Board. Mr. Tolen reminded Board members that taxes paid by the property owner that would go toward a water tap do not stay with the property upon a sale or change in ownership. After hearing Mr. Tuthill's concerns Chairman Lunceford advised Mr. Tuthill that the Board would take his concerns under consideration and render a decision at a future meeting.

APPROVAL OF MINUTES

Upon motion duly made by Director Williams, seconded by Director Dent, and unanimously carried, the Minutes of the February 10, 2022, Regular Board Meeting were approved as written.

FINANCIAL REPORT

Approval and Payment of Invoices – Directors reviewed the March 2022 Accounts Payable Report and March 2022 Accountant’s Compilation Report. Directors clarified expenditures as necessary. Ms. Prose advised the Board to anticipate approximately \$414,000 from the La Plata County Treasurer soon. Upon motion duly made by Director Lynn, seconded by Director Williams, and unanimously carried the Board approved payment of invoices as shown on the attached Accounts Payable statement dated March 9, 2022.

FINANCE COMMITTEE REPORT

Ms. Prose advised the Board that the 2021 District Audit will begin on Monday, March 14, 2022.

PUBLIC RELATIONS /COMMUNICATIONS COMMITTEE REPORT

Mr. Tolen advised the Board that the newsletter had been sent to District members. Mr. Williams noted a particular section of the newsletter that he thought was exceptionally helpful.

LEGAL REPORT

Petition for Inclusion of the Van Kirk Property at 600 Fox Fire Road –Chairman Lunceford opened the Public Hearing to hear comments for consideration regarding this inclusion. There being no public present the hearing was closed. Upon motion made by Director Lynn, seconded by Director Dent, and unanimously carried the Board approved Inclusion of the Van Kirk Property at 600 Fox Fire Road, Bayfield, Colorado 81122 into the La Plata Archuleta Water District.

2022 Election – Ms. Mills advised the Board that because there were no more candidates than Director positions to be filled the District Election was cancelled. Mark Williams, Director, District 2, will serve for 3 years until 2025. Dan Lynn, Director, District 4, will serve for 3 years until 2025. Kent Curtis, Director, District 3, will serve for 1 year until 2023. The terms of the Directors commence after the date of the election.

ENGINEER REPORT

Phase 2C - Mr. Henry advised the Board that easement and adjustment descriptions have been completed. Environmental work has been completed and work has begun on specifications. Mr. Henry expressed a concern that so few District members have expressed an interest in forming Subdistricts.

Fox Fire Subdistrict – Mr. Henry reported that after the technical group met and did a site review last month it became obvious that the geology of the steep areas with 75% rock in the form of sandstone slabs and the weak soggy clay in the valley could possibly create construction complications.

ENVIRONMENTAL REPORT – Ms. King advised the Board that Phase 2C requires 2 layers of environmental permitting – the 401 permit and the 404 permit. Knowing that a wetland and watering mitigation plan will be required of the contractor Ms. King is writing the plan for their use.

GENERAL MANAGER REPORT

Approval of a Contract with Harris Water Engineering for Design of the Fox Fire Subdistrict Project – A contract is required because this project is receiving Drinking Water Revolving Fund money. In addition, Mr. Tolen intends to apply for an administrative grant from Department of

Local Affairs in the amount of \$25,000. Upon motion duly made by Director Dent, seconded by Director Lynn, and unanimously carried the Contract with Harris Water Engineering was approved as written.

Approval of a Proposal from Jeff Searles and Will Cathcart to Extend a Water Main – Mr. Tolen lead the Board and Engineering and Environmental consultants in a discussion of the aforementioned proposal. After hearing that specific standards were imperative and would be met, and upon motion duly made by Director Lynn, seconded by Director Dent, and unanimously carried, the Board approved a Proposal from Jeff Searles and Will Cathcart to Extend a Water Main from the main on Hwy 160 to CR 223 and Holman Canyon Road.

Approval of Changes to the Colorado Retirement Association Participation Agreement to Allow Employees to Take Out Loans from Their Retirement Account – Mr. Tolen presented the specific requirements of any loan to be approved by borrowing from this retirement system. The Payroll Department will monitor loan payments. Upon motion duly made by Director Williams, seconded by Director Dent, and unanimously carried, the Board approved the ability of employees to take out a loan by borrowing from their retirement fund. Mr. Tolen will complete the necessary paperwork to amend the District's retirement plan.

EXECUTIVE SESSION – An Executive Session was not conducted.

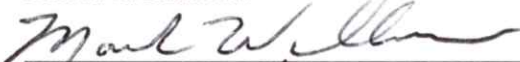
ANY OTHER MATTER WHICH MAY COME BEFORE THE BOARD – No other matter was presented to the Board.

ADJOURNMENT The meeting adjourned at 9:56 a.m. The next regular meeting of the District is scheduled for Thursday, April 14, 2022 at 9:00 a.m. at 255 Ute Street, Ignacio, Colorado, unless it is necessary to meet in another matter to satisfy governmental requirements.

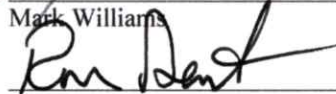
APPROVED



Richard T. Lunceford



Mark Williams



Ron Dent



Secretary for the Meeting



Kent Curtis



Daniel R. Lynn, III