

Lake Durango Water Authority
Minutes of the Special Meeting of the Board of Directors
April 9, 2009

1. Call to Order

The meeting was called to order at 6:07 p.m. by President Peter Butler. Other Directors present were Vice President Ward Holmes, Treasurer Tom Brossia and Secretary Sharon Rader. Director Jeff Wagner arrived later due to a road closure. Recording Secretary Jenna Hutt ~~and Attorney Bud Smith~~ were was also present. Former Board member Janet Anderson and one system users were also present.

2. Approval of Agenda

The agenda was approved.

3. Approval of Minutes

Ward made a motion to approve the minutes of the March 26, 2009 Regular Meeting. Tom seconded the motion. Motion carried. Ward made a motion to approve the April 6, 2009 Special Meeting. Sharon seconded the motion. Motion carried.

4. DOLA Grant Extension

Ward will send the letter which the Board reviewed to Tony Hernandez requesting an extension for the DOLA grant.

5. Hiring General Manager process

Sharon will work on reference checks for the candidates this week. The Board will discuss the hiring process further at the next meeting.

6. Financial Report

Peter has some bills from Wright Water Engineers. The ~~\$170,500~~ check from SW Water Conservation District should be received in the next couple of days. Tom made a motion to pay the Wright Water Engineering invoice in full once the check from SWWCD is received. Sharon seconded the motion. Motion carried.

7. Progress Report

The progress report is almost ready to be sent out. Jenna will send Janet the tap transfers. The report will be sent to all tap owners, emailed to the LDWA email list, put on the County website and noticed at the public notification sites.

8. Wright Water Report

The Board reviewed the cost estimates on the Wright Water Report Interim Capital Improvement Plan. Peter will discuss the cost of the report with Wright Water Engineers.

9. Progress on acquisition funding

The State wanted ASAP the engineering report. Peter has sent the worksheets and the engineering report to the Water and Power Authority for the loan application. Peter will get the rest of the application in by April 15th.

10. Title documents request

Janet report that Bud worked on the indemnification agreement with Frank Anesi today. The changes that DW1 wanted in the agreement are in place. Ward made a motion to adopt the indemnity agreement after Bud sends out the agreement for the Board to review over email. The Board will have one week to make any objections to the agreement and then Bud will send the agreement to Bob Johnson and his attorney. Sharon seconded the motion. Motion carried.

Peter will discuss the Lightner Creek easements in relation to the indemnity agreement with Bud.

11. CIF reimbursement request

Bob Johnson made a request to take \$32,500 out of the CIF fund for capital improvement to reimbursement of the solar bee. The Board tabled this discussion until the next meeting.

12. Public comments or questions

A resident reported that someone at Trapper's Crossing said he were going to use tap water to fill ponds and the resident wondered if the ~~There was a question about whether the~~ Board has a policy on ponds being filled with tap water. The resident had talked ~~was directed to talk~~ to the Division of Water Resources and reported that the resident with the ponds didn't have any water rights. The Board agreed to discuss creating a resolution in the future to handle this type of a situation.

There was a question about the Board having a tour of the plant with Chris Kramer. Peter will email Chris to find out times of what will work for him.

13. Adjourn

The meeting was adjourned at 8:05 p.m.

Sharon Rader
Secretary