

**Record Of Proceedings**  
**Minutes Of the Meeting of the La Plata Archuleta Water District**  
**Held February 8, 2024**

The regular meeting of the Board of Directors (“Board”) of the La Plata Archuleta Water District, Sundance/Farraday Subdistrict, and Fox Fire Subdistrict, La Plata County, Colorado, (“District”) was held on February 8, 2024, at 9:00 a.m., at 255 Ute Street, Ignacio Colorado 81137.

**Attendance**

**Directors in Attendance**

Dick Lunceford  
Dan Lynn  
Ron Dent  
Kent Curtis  
Mark Williams

**Also In Attendance**

Ed Tolen, La Plata Archuleta Water District Manager  
Dave Henry, Harris Water Engineering  
Taryn Centerbar, FredrickZink and Associates  
Cheryl Lynn, Secretary to the Board

**In Attendance via Telephone**

Karmen King, Grayling  
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 9:00 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 interest 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**

There were no public comments.

**Approval of Minutes**

Upon motion duly made by Director Dent, seconded by Director Williams, and unanimously carried, the Minutes of the January 9, 2024, Regular Board Meeting were approved as written.

## **Financial Report**

Approval and Payment of Invoices – Directors reviewed and clarified the February 2024 Accounts Payable and the February 2024 Accountant’s Compilation Reports. Upon motion duly made by Director Williams, seconded by Director Lynn, and unanimously carried, payment of the invoices as shown on the attached Accounts Payable Statement dated February 7, 2024, were approved as submitted.

## **Finance Committee Report**

Mr. Tolen had nothing new to report.

## **Public Relations/Communications Committee Report**

Mr. Tolen had nothing new to report.

## **Legal Report**

Paralegal Mills and Counsel Greher both said they had nothing new to report.

## **Engineer Report**

### **Fox Fire Pipeline/ Fox Fire Distribution System**

Mr. Henry reported that he had received minor edits to the Project Drawings and needed to update the contract document numbers.

### **Phase 2D Pipeline**

Mr. Henry reported that most of the environmental and engineering has been completed and a meeting with the Colorado Department of Transportation is still necessary.

### **Phase 2C Pipeline**

Mr. Henry has received minor edits from the drafter with whom he has been working. Due to the amount of time the current drafter is spending to build his new business Mr. Henry may need to find a backup drafter in order to process drafting work in a timely manner.

## **La Plata County Road 509**

Mr. Henry called attention to the report concerning La Plata County Road 509 issued by Frank Gibbons, particularly to the picture at the end of the document. He noted that there are many interwoven over time legal aspects related to road use, easements, and rights of way. Use of a road for sixty years creates a prescribed easement. United States Geological Surveys from 1909 and 1968 have been incorporated into the research for this report. La Plata County Road 509 has been in the same general location for more than 100 years and was in use prior to homestead patents being issued for land adjacent to La Plata County Road 509 by the Semler families. Counsel Greher will deliver the Gibbons report to La Plata County along with executive summary information provided from Mr. Henry, Mr. Tolen, and CEGR Law specialists.

## **Environmental Report**

### **Phase 2D**

Ms. King reported that Phase 2D is in a holding pattern until the Colorado Department of Transportation defines the environmental criteria necessary to move forward with construction.

### **Changes to the Permitting Process**

Ms. King continues to monitor legislative and procedural implementation aspects of permitting processes as they relate to Waters of the United States. Whoever is administering the project must adhere to the most stringent environmental requirements. Procedures have yet to be developed.

### **General Manager Report**

#### **Report on CR 509 ROW by Gibbons-NBQ**

Please see Mr. Tolen's February, 2024, General Manager Report for additional information.

### **Executive Session**

No Executive Session was conducted.

### **Any Other Matter Which May Come Before the Board**

Director Lunceford asked when the LAPLAWD building on County Road 311 will be completed. Mr. Tolen noted that the building is still in the design phase and construction may take place in late summer of 2024, depending on successful completion of design and permitting, as well as availability of materials and labor. A skid steer purchase will be considered when there is someplace to house the equipment.

### **Adjournment**

The meeting adjourned at 9:24 a.m. The next regular meeting of LAPLAWD is scheduled for March 14, 2024.

### **Prepared By**

Cheryl Lynn  
Secretary for the Meeting

### **Approved**

Richard T. Lunceford

Daniel R. Lynn, III

Mark Williams

Ron Dent

Kent Curtis