

ARKANSAS RIVER CONSERVANCY DISTRICT

BOARD OF DIRECTORS MEETING

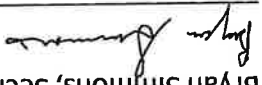
December 27, 2023

A special meeting of the Arkansas River Conservancy District was held December 27, 2023. In attendance were Bryan Simmons, Secretary, David Armstrong, President, and Joshua Japhet. Also in attendance was Cody Allen. The meeting began at 4:00 p.m. in Mr. Simmons office at the First National Bank.

The 2024 budget was presented for approval (see attached). It reflects total revenue of \$30,500 and expenses of \$166,700 which will result in the necessity to fund the shortage from our reserves. The major expense noted is the ongoing levee assessment being conducted by AECOM. Bryan Simmons made motion for approval with a second from Joshua Japhet. The motion passed unanimously.

Bryan Simmons provided a financial report showing total deposit balances in checking and CD's as of this date at \$216,076.95. One outstanding bill will be paid at this time. \$1,225.00 to Gary Miller for board maintenance services. The \$80,000 CD at First National Bank will be maturing on January 2nd. Bryan Simmons recommended that it be cashed in and deposited to the checking account to cover anticipated expenses in 2024. David Armstrong made a motion to approve the financial report and the recommendation. Joshua Japhet seconded, and the motion passed unanimously.

There being no further business the meeting was adjourned at 4:30 p.m.


Bryan Simmons, Secretary

RESOLUTION TO APPROPRIATE SUMS OF MONEY

(Pursuant to Section 29-1-108, C.R.S.)

A RESOLUTION/AN ORDINANCE APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES, IN THE AMOUNT AND FOR THE PURPOSE AS SET FORTH BELOW, FOR THE ARKANSAS RIVER CONSERVANCY DISTRICT, BENT COUNTY, COLORADO, FOR THE 2024 BUDGET YEAR.

WHEREAS, Board of Directors has adopted the annual budget in accordance with the Local Government Budget Law, on the 27th day of December 2023, and;

WHEREAS, the Board of Directors has made provision therein for revenues in an amount equal to or greater than the total proposed expenditures as set forth in said budget, and;

WHEREAS, it is not only required by law, but also necessary to appropriate the revenues and reserves or fund balances provided in the budget to and for the purposes described below, thereby establishing a limitation on expenditures for the operations of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE ARKANSAS RIVER CONSERVANCY DISTRICT, BENT COUNTY, COLORADO:

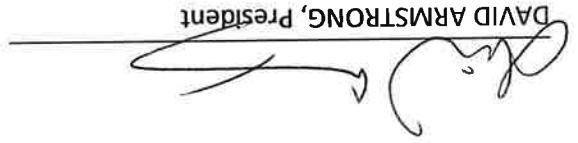
Section 1. That the following sums are hereby appropriated from the revenue of each fund, to each fund, for purposes stated:

GENERAL FUND:

Current Maintenance Assessment \$ 30,500.00

TOTAL GENERAL FUND \$ 30,500.00

ADOPTED THIS day 27th day of December 2023


DAVID ARMSTRONG, President

ATTEST:


BRYAN SIMMONS, Secretary / Treasurer

CERTIFICATION OF MAINTENANCE FUND ASSESSMENT OF
ARKANSAS RIVER CONSERVANCY DISTRICT

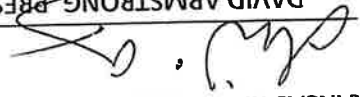
STATE OF COLORADO)
) ss
COUNTY OF BENT)

TO: KATHY BROWN
TREASURER OF BENT COUNTY, COLORADO

This is to certify that by virtue and under the authority of the Conservancy law of Colorado, that the Maintenance Fund assessment to be assessed and collected by the Treasurer of Bent County, Colorado, on each tract or parcel of land included in the Arkansas River Conservancy District, in Bent County, Colorado, for the year of 2024, has been determined and fixed by the Board of Directors of the Arkansas River Conservancy District to be .036% of the total appraisal of the benefits accruing for the original and subsequent construction as reflected in the Maintenance Fund Assessment Record of the Arkansas River Conservancy District.

The said assessment set forth in the Maintenance Fund Record shall be collected and payable in the sums therein specified at the time that the state and county taxes are due and collectable, and you are directed and ordered to demand and collect such assessments at the time that the state and county taxes are due on the same land, and the Maintenance Fund Assessment Record shall be your authority to make such collection.

WITNESS the signature of the Secretary of the District, attested by the seal thereof, this 27th day of December 2023.

ARKANSAS RIVER CONSERVANCY DISTRICT
By:  DAVID ARMSTRONG, PRESIDENT

(SEAL)

ATTEST:


BRYAN SIMMONS, SECRETARY / TREASURER

RESOLUTION TO ADOPT BUDGET
(Pursuant to 29-1-108, C.R.S.)

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2024, AND ENDING ON THE LAST DAY OF DECEMBER 2024.

WHEREAS, the Board of Directors has appointed BRYAN SIMMONS to prepare and submit a proposed budget to said governing body at the proper time; and

WHEREAS BRYAN SIMMONS has submitted a proposed budget to this governing body for its consideration; and;

WHEREAS, upon due and proper notice, published or posted in accordance with the law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held on December 27, 2023, and interested taxpayers were given the opportunity to file or register any objections to said proposed budget; and;

WHEREAS, whatever increases may have been made in the expenditures, like increases were added to the revenues or planned to be expended from reserves/fund balances so that the budget remains in balance, as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE ARKANSAS RIVER CONSERVANCY DISTRICT, BENT COUNTY, COLORADO:

Section 1. That estimated expenditures for each fund are as follows:

<u>Budget Year 2024</u>	
General Fund – Operation	\$ 166,700.00
Ending Fund Balance	\$ 78,313.83
TOTAL EXPENDITURES	\$ 245,013.83

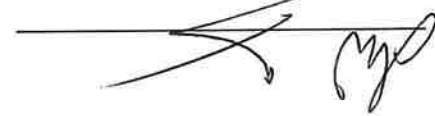
Section 2. That the estimated Revenue for each fund are as follows:

GENERAL FUND	
Beginning Fund Balance	\$ 214,513.83
Maintenance Assessment	\$ 30,500.00
TOTAL GENERAL FUND	\$ 245,013.83

Section 3. That the budget as submitted, amended, and hereinabove summarized by fund, be, and the same is hereby approved and adopted as the budget of the ARKANSAS RIVER CONSERVANCY DISTRICT for the years stated above.

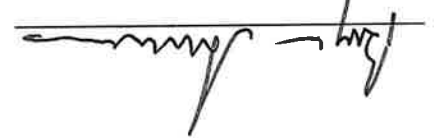
Section 4. That the budget hereby approved and adopted shall be signed by David Armstrong, President, and Bryan Simmons, Secretary/Treasurer, and mad a part of the public records of the District.

ADOPTED, this 27th day of December 2023



DAVID ARMSTRONG, President

ATTEST:



Bryan Simmons, Secretary / Treasurer

**ARKANSAS RIVER CONSERVANCY DISTRICT
MAINTENANCE FUND BUDGET
FISCAL YEAR 2024
JANUARY 1, 2024 THRU DECEMBER 31, 2024**

	2022 Actual	2023 Budget	2023 Estimate for Remainder of 2023	2024 Proposed Budget
Revenue				
Beginning Fund Balance	\$370,585.89	\$352,462.17	\$353,602.37	\$214,513.83
Maintenance Assessment	\$29,779.19	\$30,000.00	\$29,361.02	\$30,000.00
Grant Funds	\$0.00	\$0.00	\$150,000.00	\$0.00
Interest Income	<u>\$931.68</u>	<u>\$1,500.00</u>	<u>\$1,438.03</u>	<u>\$500.00</u>
Total Income	\$401,296.76	\$31,500.00	\$180,799.05	\$30,500.00
Total Resources	\$401,296.76	\$383,962.17	\$534,401.42	\$245,013.83
Expenses				
Maintenance	\$22,514.29	\$300,000.00	\$315,016.38	\$150,000.00
Directors Expense	\$0.00	\$300.00	\$300.00	\$300.00
Audit	\$475.00	\$500.00	\$500.00	\$500.00
Insurance	\$1,638.72	\$1,700.00	\$1,949.02	\$2,000.00
Misc Exp	\$10.00	\$500.00	\$31.95	\$500.00
Legal	\$22,758.58	\$750.00	\$594.72	\$10,000.00
Sec/Treasurer Expense	\$0.00	\$600.00	\$1,200.00	\$600.00
County Treasurers Fees	\$297.80	\$300.00	\$295.52	\$300.00
Equipment	\$0.00	\$2,500.00	\$0.00	\$2,500.00
Total Expenses	\$47,694.39	\$307,150.00	\$319,887.59	\$166,700.00
Ending Fund Balance	\$353,602.37	\$76,812.17	\$214,513.83	\$78,313.83
Total Expenses Plus Fund Balance	\$401,296.76	\$383,962.17	\$534,401.42	\$245,013.83

11-17-2023 Inspection

Dave Armstrong, Josh Japhet and Bryan Simmons met at 1:00 PM to begin the inspection. We began on the east end of the south levy near the railroad tracks. The following items were noted during the inspection.

South Levy

A new gate that was built and installed by Gary Miller on the access near the railroad tracks. An additional gate has been installed on the South end of the headgates by the USACE. Both gates are needed to control public access to the levy. All flumes and gates on this end were found to be in good condition. A beaver dam that was obstructing the flow from the land side to the river side of the levee that was identified at the last inspection has been removed by Gary Miller. Continued monitoring is necessary.

The armoring of the levy face just north of the head gates continues to be successful as the channel has been pushed further to the east. Some minor erosion in this area was identified during the high water period in late spring and early summer. Bruce Jordan with USACE viewed this area during that time and did not have any major concerns. This issue did not worsen over the summer. Some of the jetty jacks have fallen into the eroded area in the riverbed caused by the relocation of the channel. We will continue to wait for the results of the assessment being completed by AECOM before taking any action as they may have a different recommendation for a solution.

The Consolidated Canal head gates, spillway and railroad cut located at the extreme western end of the south Levy were inspected. The appropriate hardware and supplies were inspected in the box in the locked enclosure. All structures look to be in good condition. Gary Miller will exercise these gates before the spring water run fill the irrigation ditch.

Normal rodent burrow issues and growth of trees and sage brush on the face of the levy were noted in various locations and will need to be addressed by Mr. Miller as he has done in the past. Weeds and sediment were cleaned out from the upstream and downstream sides of the two concrete drainage structures on the section of the levee west of Highway 50. A backhoe was used to complete this task. Robert Darnell with Bent County Road and Bridge department oversaw this process.

North Levy

We continue to note drainage issues along the North Levee near State Highway 194. Of particular concern are the two drainage structures contained within this levee. Specifically, the west drainage structure (one gate) is currently unable to be exercised due to sediment buildup within the drainage structure itself. Of additional concern is the east drainage structure (immediately west of the Arkansas River Bridge complex). This structure contains three drainage gates of which one has sedimented-in rendering this gate inoperative. Water levels were observed on both sides of the gates to be near or at the top of said gates. This equal-sided water level has become the norm as opposed to cause by intermittent high river flow events. All gates are currently in the "up" position allowing water to drain when possible although the flapper gates on the river side appear to be closed and are functioning as designed.

We acknowledge our inability to keep the North Levee drainage structures clear due to circumstances beyond our control (ongoing and substantial rise in riverbed due to sedimentation issues) and have notified USACE of this circumstance.

The screw gates have been inspected, lubricated and, where able, exercised by Mr. Miller.

The North Levy appears to be in good condition with no apparent structural problems other than normal forage issues.

The tamarisk and other forage that was mowed in the riverbed will need to be sprayed again next fall by an aerial applicator from Fort Morgan. The operation appears to have been successful as tamarisk and other growth has been stunted.

See attached pictures.

The inspection concluded at 5:00 PM.



Bryan Simmons

Secretary / Treasurer



