

RECORD OF PROCEEDINGS

CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT

REGULAR MEETING OF THE BOARD OF DIRECTORS

FEBRUARY 16, 2016

The regular meeting of the Board of Directors of the Cherry Creek Valley Water and Sanitation District was held at the District Offices, 2325 S. Wabash Street, Arapahoe County, Colorado, at 7:00 p.m. on February 16, 2016.

PRESENT

Paul Hanley – Chairman
Mark Lampert – Vice Chairman
William MacPhee – Secretary/Treasurer
Frederick Norman – Director

OTHERS PRESENT

John Warford – Manager
Chuck Buchanan – Maintenance Supervisor
Lisa Glenn – Accountant
Darryl Farrington – Semple, Farrington & Everall, P.C.
Ron Dvorak – Merrick & Company
Ron McLaughlin – Merrick & Company
Carmine Iadarola – AquaSan Network

ABSENT

Bradley Rastall - Director

Mr. Hanley, Chairman of the Board, called the meeting to order at 7:02 p.m.

The first item on the agenda was approval of the agenda. The Board unanimously approved the agenda as prepared.

There being no questions on the items on the consent agenda, the Board unanimously approved the consent agenda consisting of the January 19, 2016 Minutes, the January 2016 Financial Report, and Payment of Bills for January 2016.

Mr. Hanley opened the meeting for public comment at 7:03 p.m. There were no members of the public present; therefore, the public comment period was closed at 7:03 p.m.

Mrs. Glenn informed the Board that a self-nomination and acceptance form was submitted by Jonathan Sandberg. There are more candidates than seats on the Board which necessitates an

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election.

The Board discussed the Water Consultant Report from Mr. Iadarola, which included the following topics.

- Wabash Complex – District objections to the ACWWA water right application were discussed and noted in AquaSan’s expert report. A settlement meeting was scheduled for later in the month, in which AquaSan was hopeful an agreement could be reached without going to trial.
- Denver Water – Municipalities with dual pipe systems were listed.
- Solar Credits – Solar options will be discussed later during the non-potable water supply plan discussion.

Mr. Dvorak then summarized the Engineering Report, which included the following topics:

- 2016 CIP Projects-Florida sewer line, Creekside parking lot coordinated with the new Skymark Apartment development, Dayton St water line, Sewer under the High Line canal at Xenia Ct.
- Potholing started today to determine the water main location in Syracuse for the Nara Hookah Lounge fire line.
- The District is waiting for the County to obtain easements from the property owner on the drainage project north of the office.
- The non-potable water supply plan will be discussed later in the meeting.

Next on the agenda was the Manager’s Report from Mr. Warford.

- Denver Water’s emergency plan should be complete in a couple of months. Mr. Warford met with the Cunningham Fire Department and received good feedback on the draft of the District’s emergency plan.
- A water main break was repaired on S. Dallas Ct. at S. Dallas St.
- Mr. Warford reinvested two million dollars at Morgan Stanley at a percentage point higher than treasuries.
- A large refund for the maintenance building at Fox Crossing must be made for an error in the meter size entered in the billing system causing higher water charges than were actually incurred.
- Mr. Warford and Mr. Dvorak’s meeting with Denver Water on the District’s non-potable water supply plan was positive and will be discussed later.

Next on the agenda was the discussion of the District’s non-potable water supply plan. The following points were made during the discussion.

- Mr. McLaughlin discussed the meeting with Denver Water. The District asked for

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Denver Water's participation in the form of a rebate when customers hook up to the District's non-potable water supply for irrigation since that demand will be taken off the Denver Water system.

- Mr. Dvorak prepared a proposal for Denver Water's participation in the District's non-potable water supply plan. The Board agreed to send the proposal to Denver Water after Mr. Farrington's review.
- The Board unanimously voted to proceed with the Wabash Non-Potable Water Supply Project by:
 - Negotiating a reasonable capital rebate program with Denver Water by sending the written proposal to Denver Water and setting up a second meeting.
 - Updating existing documents and drawings for the required permit to be issued by the Colorado Division of Reclamation and Mine Safety and proceed with application for such permit.
 - Prepare and submit plans to the Arapahoe County Planning Commission showing the location and extent of the Project in accordance with CRS 30-28-110(1).
- Mr. Warford is in the process of scheduling a meeting with the High Line Canal Conservancy Group.
- Mr. Warford will contact companies that develop smaller solar projects.
- A third party company will be used regardless of the solar structure selected.

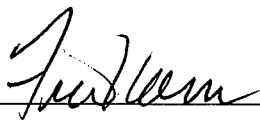
The Board unanimously voted in favor of going into executive session at 8:23 p.m. to discuss post-judgement collection matters and the status of JM Fay cases under CRS 24-6-402(4)(b), conference with attorney; and discussion of personnel salaries under CRS 24-6-402(4)(f). Mr. Buchanan, Mr. Dvorak, Mr. McLaughlin and Mr. Iadarola left the meeting at 8:23 p.m.

Mr. Farrington and Mrs. Glenn left the meeting before the personnel salary discussion at 8:28 p.m.

Mr. Hanley declared the Board out of executive session at 8:42 p.m. The Board unanimously voted to increase personnel salaries as recommended by Mr. Warford.

There being no other business to discuss, the Board unanimously voted to adjourn. Mr. Hanley declared the meeting adjourned at 8:42 p.m.

READ AND APPROVED



DATED

March 15, 2016