

# RECORD OF PROCEEDINGS

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## CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT

### REGULAR MEETING OF THE BOARD OF DIRECTORS

FEBRUARY 15, 2017

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 15, 2017.

#### PRESENT

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

#### OTHERS PRESENT

John Warford – Manager  
Lisa Glenn – Office Manager/Accountant  
Darryl Farrington – Semple, Farrington & Everall, P.C.  
Eric Hein – Merrick & Company  
Matt Poznanovic – Petrock & Fendel, P.C.

Mr. Hanley, Chairman of the Board, called the meeting to order at 7:08 p.m.

Chairman Hanley explained that the customer benefit program agenda item will not be discussed this month due to the amount of material to go through at tonight's meeting. This topic will be discussed next month.

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

The Board unanimously approved the January 18, 2017 minutes, the January Financial Report, and the January Payment of Bills.

Chairman Hanley opened the meeting for public comment at 7:08 p.m. There were no members of the public present; therefore, the public comment period was closed at 7:08 p.m.

The Engineering Report from Mr. Hein included the following topics:

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### MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT OF FEBRUARY 15, 2017, CONTINUED

- Updates on the status of the 2016 Capital Improvement Projects – Florida Sewer cured in place pipe. Merrick’s inspector monitored the contractor’s activity through-out the project. A post CCTV inspection was reviewed and there were a few rough edges and a couple of small items to correct that will be done this week or next by the contractor. A new video will be prepared and reviewed by Merrick. If everything is ok, Merrick will recommend payment be made to the contractor.
- Updates on the status of Developer Projects – Sky Mark Apartments, Iliff Avenue Townhomes, Iliff Avenue Single Family Homes, Falling Water, and Denver Jewish Senior Living. Mr. Lampert asked if we allowed less than 30 ft. easements for the Alpert’s development on S. Quebec Wy. Mr. Warford said those plans have not been submitted to the District.
- The water loss will be discussed during the Manager’s Report.
- Arapahoe County Iliff Avenue improvements – met with utility coordination engineer to confirm location of District facilities.
- The non-potable water supply plan will be discussed later.

The attorney report from Mr. Farrington consisted of the following items:

- According to Deputy District Attorney Martinez, Ms. Fay’s criminal cases have been closed and the mandatory protection order dissolved as of January 16, 2017. All of the records have been sealed. To protect the District and its employees from Ms. Fay, the Board directed Mr. Farrington to write up a no trespass letter in the event Ms. Fay harasses, stalks, or threatens District employees. She will be served with the no trespass letter at that time. If Ms. Fay continues to harass District employees, the District will seek a civil protection order.
- The Board unanimously approved the new Article 10, prepared by Mr. Farrington, for Backflow Prevention Regulation that will be added to the District’s Rules and Regulations.

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

- The Board unanimously voted to accept the conveyance of the sewer extension at 1733 & 35 S Uinta Wy.
- Denver Water has agreed to credit the water loss to the District based on the average consumption the District had for the last three years for the water that was lost through the check valves going back into Denver Water’s system at the master meters on Quebec. The water loss occurred during November and

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### MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT OF FEBRUARY 15, 2017, CONTINUED

December 2016 and January 2017. Mr. Warford has obtained bids to upgrade the pump station and the monitoring of the H-1 vault that will enable District personnel to be notified of this type of problem much sooner.

- Denver Water will not grant the District a permanent easement in the High Line Canal property for the proposed sewer line for customers with lift pumps on S. Uinta Wy. or new development in that area. The reason is that the future of the High Line Canal is uncertain at this point. The Board unanimously voted to have Mr. Warford to speak to property owners to explain why the District wants to have a new sewer line installed and have those in cooperation sign an easement agreement.
- Meritage Homes is developing the area on the southeast corner of Dayton and Mississippi. The District has some old easements in that area before the de-annexation to Aurora took place. Meritage homes is asking for a vacation of this easement in the land being developed. The Board unanimously voted to approve the release of easement in the Meritage Homes development.
- Mr. Warford met with Bruce Lytle from Lytle Water Solutions. Mr. Lytle is interested in representing the District as water consultant on an as needed basis and preparing water accounting forms for the State Engineer's office. Mr. Lytle will be forwarding his rate sheet and a proposal. The Board would like to have Mr. Lytle present at the next Board meeting.
- The Board unanimously approved the additional rules, to be included in the District's Rules and Regulations, for water meter placement and access 9A-2-1-1 and 9A-2-1-2, prepared by Mr. Farrington.
- There was a sheer break in the water line on S. Dayton St. at S. Dallas St. last week. The replacement scheduled for S. Dayton St. will include this section of the line.

A copy of Mr. Hein's economic analysis on the non-potable water supply plan was in the Board packets for their review this month. Chairman Hanley asked Mr. Hein if he could prepare the report in a net present value type format - projecting future revenues and costs and discount those amounts back to net present value and include Denver Water participation and non-participation. This type of format would be easier for some Board members to understand. Mr. Hein will get this prepared for the next Board meeting.

Mr. Warford will contact the CSU Extension Agent for Arapahoe County regarding the landscaping plan for the Iliff Corridor and possibly Metro State University.

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MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT OF FEBRUARY 15, 2017, CONTINUED

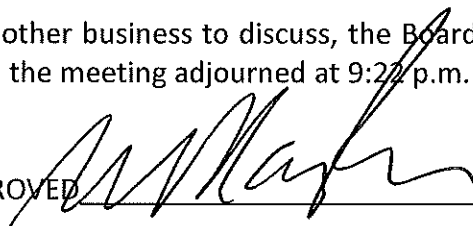
The Board unanimously voted in favor of going into executive session to discuss personnel salaries under CRS 24-6-402(4)(f), personnel matters. Mr. Farrington, Mrs. Glenn, Mr. Hein and Mr. Poznanovic left the meeting at 8:58 p.m.

Mr. Hanley declared the Board out of executive session at 9:22 p.m.

The Board unanimously voted to approve personnel salary increases as discussed during executive session.

There being no other business to discuss, the Board unanimously voted to adjourn. Chairman Hanley declared the meeting adjourned at 9:22 p.m.

READ AND APPROVED



DATED

15 March 17