

RECORD OF PROCEEDINGS

CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT

REGULAR MEETING OF THE BOARD OF DIRECTORS

NOVEMBER 15, 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 November 15, 2016.

PRESENT

Paul Hanley – Chairman
Mark Lampert – Vice Chairman
Bradley Rastall – Director
Frederick Norman – Director

OTHERS PRESENT

John Warford – Manager
Chuck Buchanan – Maintenance Supervisor
Lisa Glenn – Office Manager/Accountant
Darryl Farrington – Semple, Farrington & Everall, P.C.
Eric Hein – Merrick & Company
Greg Kennedy – Morgan Stanley

ABSENT

William MacPhee – Secretary/Treasurer

Mr. Hanley, Chairman of the Board, called the meeting to order at 7:01 p.m.

The Board unanimously voted to excuse Secretary/Treasurer MacPhee's absence.

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

Next on the agenda was the investment report from Mr. Kennedy from Morgan Stanley. Mr. Kennedy discussed the District's current investments, income earned since inception, outlook for 2017, changes expected from the results of the presidential election, and his opinion on how the District should invest cash currently on hand. The Board thanked Mr. Kennedy and he left the meeting at 7:22 p.m.

The Board unanimously approved the October 18, 2016 minutes, the October Financial Report,

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and the October Payment of Bills.

Chairman Hanley opened the meeting for public comment at 7:24 p.m. There were no members of the public present; therefore, the public comment period was closed at 7:24 p.m.

The Budget Hearing was opened at 7:25 p.m. There were no comments from the public on the budget since there were no members of the public present. The budget hearing was closed at 7:25 p.m. The Board asked how the investment designation was determined on page one. Mrs. Glenn explained how it was derived and will verify the amounts with the auditor. Notice was posted in the Denver Post and posted on the District's website for the Budget Hearing.

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

- Updates on the status of the 2016 Capital Improvement Projects – Florida Sewer, Dayton St. Waterline, High Line Canal Sewer, and the Creekside Waterline.
- Base maps for the District are being updated for recently conveyed developments, recent capital improvements, and missing valves.
- Updates on the status of Developer Projects – Sky Mark Apartments, Iliff Avenue Townhomes, Falling Water, Denver Jewish Senior Living, and Popeye's Louisiana Kitchen.
- The non-potable water supply plan will be discussed later in the meeting.

Mr. Farrington reported that the lawsuit JM Fay filed against the District has been dismissed. The request for attorney's fees was denied but the District could renew the request if the Board deems it worthy of further fee expenditure in an effort to recoup fees from an indigent party.

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

- There are no new developments regarding the Emergency Plan.
- The Board decided to change the District Board meeting to the third Wednesday of each month in 2017. After getting Secretary/Treasurer MacPhee's approval, Mrs. Glenn will prepare the 2017 schedule for adoption at the December Board meeting.

The following points were made during the discussion of the District's non-potable water supply plan.

- Mr. Farrington reported on an email he received from Denver Water legal counsel Casey Funk regarding the District's use of the High Line Canal, containing a number of questions that would need to be answered before Denver Water would

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seriously consider the concept. The questions seem to suggest that Denver Water would prefer that the District find other ways to do our project without using the High Line Canal.

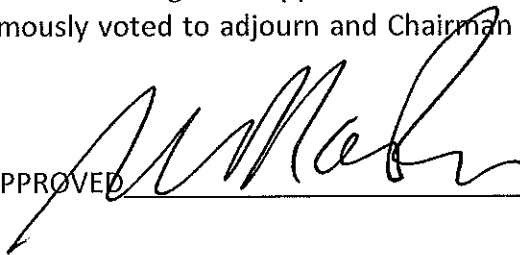
- The SEMSWA Technical Review Committee approved the variance request regarding the placement of the sedimentation basin within the floodplain.
- Merrick is preparing an update to the cost analysis removing the estimated value of Denver Water participation for the non-potable water supply plan. The update should be ready for the December meeting.
- The Board considered other options that would benefit the community – solar garden, rebate programs, a xeriscape park with an education center, and water conserving rain sensors.

Next the Board discussed the Iliff corridor. It's come to the Board's attention that Arapahoe County had intended that the District provide the initial landscaping for the median. Mr. Farrington said that Mr. Warford had the idea to xeriscape the median as a water conservation type demonstration for residents. The District would provide funding and try to get other donations from businesses in the area for the initial landscaping. Based on that concept, the Board decided that the District would provide the initial landscaping for the median.

There being no other business to discuss, the Board unanimously voted to adjourn. Chairman Hanley declared the meeting adjourned at 8:39 p.m.

The Board reconvened at 8:40 p.m. and unanimously voted Director Norman as acting Secretary/Treasurer to sign the approved minutes from the October 18, 2016 meeting. The Board unanimously voted to adjourn and Chairman Hanley declared the meeting adjourned at 8:40 p.m.

READ AND APPROVED



DATED

12-21-16