

RECORD OF PROCEEDINGS

CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT

REGULAR MEETING OF THE BOARD OF DIRECTORS

FEBRUARY 15, 2018

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, 2018.

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
Chuck Buchanan – Maintenance Supervisor
Darryl Farrington – Semple, Farrington & Everall, P.C.
Eric Hein – Merrick & Company

Chairman Hanley called the meeting to order at 7:02 p.m.

The Board unanimously approved the agenda.

Next the Board unanimously approved the consent agenda approving the January 18, 2018 minutes, the January 2018 financial report, and January 2018 payment of bills.

Chairman Hanley opened the meeting for public comment at 7:02 p.m. There were no members of the public present, therefore the public comment period was closed at 7:02 p.m.

The Board unanimously adopted resolution 2018-2-15-1 Resolution Appointing a Designated Election Official and Authorizing Designated Election Official to Cancel Election, and unanimously adopted resolution 2018-2-15-2 Election Resolution for 2018 Regular District Election.

RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT OF FEBRUARY 15, 2018, CONTINUED

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

- Developer Project Updates – Datyon St. Townhomes, Hunter’s Run Fireline, Sierra Vista Apartments Fireline, Sky Mark Apartments, Eloise May Library and Highline Estates.
- A draft of the tiered rate study should be ready for the next regular Board meeting.
- District staff and Mr. Hein met with the County and their utility coordinators to discuss the District’s concerns of other utility placement near District facilities. Mr. Warford believes Regulation 87-5 will determine what financial responsibility the District has for the Iliff Corridor project.

The following items were discussed during Mr. Farrington’s Legal Report:

- Denver Water has requested that the District include Panorama Park Water Association in the District. Panorama’s Board of Directors has dissolved and there is no interest by current residents to serve on the Board. The Cherry Creek Valley Water (CCVW) Board may consider including Panorama Park in the District if Denver Water pays for all costs of the election. The CCVW Board is disappointed that Denver Water has not been helpful to the District with requests for an easement in the High Line Canal for a sewer line for the houses on the west side of S. Uinta Way and use of the High Line Canal as a storage vessel for alluvial water or use as a rapid infiltration basin. Perhaps including Panorama in the District could help the District with some of those requests asked of Denver Water in the past. Chairman Hanley said there would be two contracts for the District, the master meter contract it currently has and the total service agreement it would have for the Panorama Park area. Mr. Farrington and Director Lampert said the District would need to charge some kind of fee to include those taps in the District. The Board would like to see the financial statements, budget and minutes for Panorama Park and Denver Water’s draft agreement before making a final decision.

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

- Mr. Hein of Merrick made some changes to the water notes in Article 9C of the District’s Rules and Regulations to guide Contractors. The Board unanimously approved the changes as proposed by Mr. Hein. The Board also unanimously approved to change all references to Cunningham Fire Protection District in the Rules and Regulations to South Metro Fire Rescue.
- Mr. Lytle of Lytle Water Solutions provided Mr. Warford with information on the three Township wells. The wells have not been used in a very long time and Mr. Lytle recommends video surveying the wells to determine what rehabilitation would need to be done to get the well(s) in working order. If an agreement using the Arapahoe aquifer

RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT OF FEBRUARY 15, 2018, CONTINUED

water cannot be negotiated with the golf course, then the District could possibly use the water for augmentation credit by pumping it continuously into the High Line Canal, if agreeable to Denver Water. At this low rate of pumping, the water would probably not pool in the canal and seep in quickly. Chairman Hanley said this idea is worth exploring and would like to see an analysis. Mr. Warford is in the process of getting the wells surveyed. The Board will be updated monthly and an analysis will be prepared when all information has been gathered.

- Mr. Warford and Mrs. Glenn met with SunShare to discuss using the District's property as a solar garden. SunShare is interested in using the District's property and will research whether solar panels can be installed in the flood plain. The program they offer is for commercial users only. SunShare would own the solar garden and lease the property from the District. A ten percent discount from Xcel pricing is given the first year and price increases of 1.5% annually for 20 years. Xcel's annual increases are normally around 3%. If the decision is not to proceed with the reservoir project, the solar garden could occupy the space for the next twenty years. SunShare does not normally allow another entity to own the solar garden but may consider this option for the District. Mr. Farrington added that a solar garden must have at least ten members and no one member can have more than 40% of the garden. Subscribers (commercial in this case) must be in the County or an adjoining County. Director Norman would like to know more about this company before going any further. Director's MacPhee and Lampert stated this would be a nice contribution to the community.
- After the discussion at last month's Board meeting regarding separate funds for accounting purposes, Mrs. Glenn looked at the financial statements of a few other Water Districts on DOLA's website. Of the five reviewed, none of them use separate funds for accounting purposes. The Board agreed that the use separate funds for accounting purposes would not be done at this time.

The Board discussed transferring some funds from Morgan Stanley to Bernstein in light of the presentation Bernstein gave last month. Mr. Warford said if the treasuries go up one percent during the year, the municipal bonds will likely not do as well as in the past. Chairman Hanley is looking to move about three million over to Bernstein. The Board will wait to see what the first rate increase will be by the Feds in March and asked for a schedule of investments maturing from Morgan Stanley this year for consideration at the next Board meeting.

RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT OF FEBRUARY 15, 2018, CONTINUED

Director Lampert gave some updates on projects in 4 Square Mile Neighborhood. Popeye's final development plan is going to the Arapahoe Planning Commission on February 20, 2018. The medians going in Parker Rd just started and should be completed by July 30, 2018. The speed limit will be dropped from 45 to 40 mph and will be heavily policed. The lanes will be narrower by one to three feet. Phase one is from Dayton to Mexico. Phase two is from Mexico to Mississippi. Parker will not be changed between Dayton & Iliff. Excavation for the median is 18 inches, but the lamppost foundations will be 8 ft. which is a concern for the District mains crossing Parker Rd. The Governor's Run project in Huntington Estates is going to the planning commission on March 20, 2018. Xenia Townhomes is on the consent agenda and there is no public hearing. The developer, Reva Development, of Highline Crossing that's just southeast of Brookdale Highline will be meeting with the County and presenting an updated report to the 4 Square Mile Neighborhoods in March. Mr. Warford said that the Huntington Estates annual meeting is May 30th.

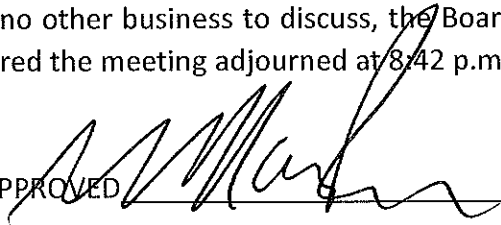
The Board unanimously voted in favor of going into executive session to discuss personnel salaries under CRS 24-6-402(4)(f), personnel matters. Mr. Farrington, Mr. Buchanan, and Mr. Hein left the meeting at 8:34 p.m.

Chairman Hanley declared the Board out of executive session at 8:42 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 8:42 p.m.

READ AND APPROVED



DATED

3-15-2018