

# RECORD OF PROCEEDINGS

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## CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT

### REGULAR MEETING OF THE BOARD OF DIRECTORS

January 16, 2020

The regular meeting of the Board of Directors of the Cherry Creek Valley Water and Sanitation District was held at the District Office, 2325 S. Wabash Street, Arapahoe County, Colorado, at 7:00 p.m. on January 16, 2020.

#### PRESENT

Mark Lampert – Chairman  
Bradley Rastall – Vice Chairman  
William MacPhee – Secretary/Treasurer  
Fred Norman – Asst Secretary/Treasurer

#### OTHERS PRESENT

John Warford – Manager  
Lisa Glenn – Office Manager/Accountant  
Darryl Farrington – Semple, Farrington, Everall & Case PC  
Ken Jensen – Board Applicant  
Candace Merrell – Board Applicant

Vice Chairman Lampert called the meeting to order at 7:01 p.m.

The Board unanimously approved the amended agenda moving the Board applicant interviews to the second item on the agenda.

The Board interviewed two candidates for the vacant Board member position. First Candace Merrell, then Kenneth Jensen. Both applicants are registered voters and live in the District. The candidates both left at 7:24 p.m. after the interviews.

It was the Board's consensus that both interviewees for the vacant position were well-qualified and would make good Board members. A majority of the Board was persuaded that Kenneth Jensen was more of a "known quantity" given his exemplary service on the Cunningham Fire District Board with Vice Chairman Lampert. After discussion, Kenneth Jensen was appointed as the new Board member upon a three to one vote by the Board members. Director Norman voted for Candace Merrell. Vice Chairman Lampert will call each applicant tonight and the Notice of appointment resolution and Oath will be prepared for Mr. Jensen. It was noted that the appointment is not complete until the newly appointed Board member signs the Oath of office before a person authorized to administer oaths, which must occur within the next 30 days.

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MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT ON JANUARY 16, 2020, CONTINUED

Vice Chairman Lampert brought up the Kum & Go proposal that may be developed at 1950 S Parker Rd. Kum & Go proposed 18-hour daily operation period since 24-hour convenience store/gas stations are not allowed in the 4 Square Mile Area.

Vice Chairman Lampert pulled the minutes from the consent agenda. The Board unanimously approved the December 2019 financial report and December 2019 payment of bills.

After reviewing the December 2019 minutes, the Board unanimously excused Secretary/Treasurer MacPhee's absence from the December 2019 meeting. The Board unanimously approved the minutes from December 19, 2019.

Vice Chairman Lampert opened the meeting for public comment at 7:41 p.m. There were no members of the public present; therefore, the public comment period was closed at 7:41 p.m.

The Board unanimously elected the following officers: Mark Lampert as Chairman, Brad Rastall as Vice Chairman, Will MacPhee as Secretary/Treasurer, and Fred Norman as Assistant Secretary/Treasurer.

House Bill 19-1087 now allows board meeting notices and agendas to be displayed on the District's website 24 hours in advance of the meeting. The Board unanimously approved Resolution 2020-0116-1 designating the place and time of Board meetings to the third Tuesday of every month at 7:00 p.m. and posting notices and agendas on the District's website at ccvwater.org and at the District office as the back up location.

The Board unanimously approved Resolution 2020-0116-2, the resignation of Paul Hanley from the Board effective December 19, 2019.

Mr. Hein was not in attendance this month to present his engineering report. His written report contained the following information:

- Developer Projects – Merrick sent comments to the developer for Avere High Line on S Quebec Wy. Iliff Ave Townhomes meets flow required by the South Metro Fire without the line completion to Yosemite for the single-family home project. Time frame will need to be discussed to meet the one-year extension deadline in June 2020 to construct the loop to Yosemite.
- Capital Improvement Projects – The Dallas Street water main replacement survey for as-built drawings will be done January 20<sup>th</sup> and submitted to Denver Water. Merrick continues to work on plans for the Iliff/Quebec meter vault.

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### MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT ON JANUARY 16, 2020, CONTINUED

To expand on District projects, Mr. Warford said the Parker/Mississippi High Line Canal Pedestrian Underpass is on hold. Ownership of the connection of the line to Parker Rd is in question. The District is taking the position Denver Water owns the line. Arapahoe County has not resolved the right of way at the Iliff and Quebec intersection. To get the District's Iliff/Quebec vault project moving, the alignment of the new vault will now be in the median further east instead of the right of way on the north side of Iliff. There will be three meters on the west side of vault. Mr. Warford is working with Denver Water for the location of the new valve on the 24" main in Iliff that will delineate ownership of the main between the District and Denver Water. Mr. Warford is also working with Merrick to get the diversion structure and sediment pond design finished for commencement of construction.

Mr. Warford presented the Manager's report:

- Iliff Avenue Townhomes – The water main loop has not been completed from the townhome project to Yosemite or Warren. The dead end main in the townhome project received approval from South Metro Fire Rescue for the required fire flow and pressure. However, the District and Denver Water require the loop to Yosemite or Warren to be completed by the line completion agreement extension deadline of June 18, 2020. The developer has stated that the water main loop will not be completed by the deadline. The single-family development to the east is on hold due to various issues. The Board decided to not serve water to the Iliff Ave Townhome project until the water main loop is completed to Yosemite or Warren.
- Dallas St Water Main Replacement – The contractor finished paving last week. Arapahoe County is not satisfied with the final lift of pavement and there are some gaps between the new paving and old paving. The contractor will need to come back in warmer weather to correct problem areas.
- Employee Accrued Vacation and Sick Pay – An employee of the District has requested cash payment for most of the vacation and sick time accrued to fund a down payment on the purchase of a home. This employee has not taken many vacation or sick days and has accrued many hours. Management agreed to the request. This is a one-time occurrence and will not set a precedent for future payouts to any employees. Accrued vacation and sick time are usually paid out when the employee no longer works for the District. The Board requests prior knowledge to any similar agreements made in the future.
- Denver Water Total Service Agreement – Denver Water will be serving the developments at Quebec and Colorado and Cherry Tree Estates since the District does not have any water mains in those areas. The District Board approved the inclusion of

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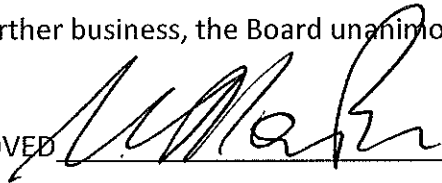
MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT ON JANUARY 16, 2020, CONTINUED

those areas in the District via a Total Service Agreement with Denver Water. The Denver Water attorney states that Distribution Relations Manager Julie Seagren will sign the amendment even though there is no documentation she has the authority to sign the amendment. Mr. Farrington states the District could accept Ms. Seagren's signature with an e-mail stating the District is relying on Denver Water's representation that Ms. Seagren's signature is binding upon Denver Water and the Denver Water Board.

The Board unanimously approved Lisa Glenn as the designated election official. A resolution will be provided next month for ratification.

There being no further business, the Board unanimously voted to adjourn at 8:33 p.m.

READ AND APPROVED



DATED

2-24-2020