

**EAST CHERRY CREEK VALLEY
WATER AND SANITATION DISTRICT**

**MINUTES OF A MEETING OF
THE BOARD OF DIRECTORS**

A regular meeting of the Board of Directors of East Cherry Creek Valley Water & Sanitation District was held at 3:00 p.m. on Thursday, June 13, 2019 at the offices of the East Cherry Creek Valley Water and Sanitation District located at 6201 S. Gun Club Road, Aurora, Colorado 80016.

ATTENDANCE

Directors in Attendance

Martin Hill, Jr., Chairman
E. Peter Elzi, Jr., Vice Chairman
Allan H. Tenenbaum, Assistant Secretary

Absent (Excused)

Monica Holland, Treasurer
O. Karl Kasch, Secretary

Staff in Attendance

David J. Kaunisto, District Manager
Rick Clark, Senior Engineering Advisor
Scott Niebur, Operations Manager
Chris Douglass, Project Manager
Lauren Florman, Customer Service Manager
Rebecca A. Bellamy, Programs Administrator
Diane Day, Accountant
Justin Blair, Engineer

Others in Attendance

Shannon Smith Johnson, Icenogle Seaver Pogue, P.C.
Gordon Meurer, Kennedy/Jenks Consultants, Inc.
Brian Nazarenus, Ryley Carlock & Applewhite, Inc.
Sheela Stack, Ryley Carlock & Applewhite, Inc. (by phone)
Scott Mefford, Hydrokinetics, Inc.
Andy Cohen, Webb Strategic Communications
Carrie Bartow, CliftonLarsonAllen, LLP

CALL TO ORDER AND
CONFIRMATION OF QUORUM

Upon motion by Director Hill, seconded by Director Elzi, and
unanimously adopted, it was...

RESOLVED, that the Board call the meeting to order and confirm a
quorum.

CONFLICTS OF INTEREST

The Board acknowledged the reaffirmation of potential conflicts of
interest by Directors Hill, Elzi, Kasch, and Tenenbaum.

APPROVAL OF AGENDA AS
AMENDED

Upon motion by Director Hill, seconded by Director Elzi, the Board
approved amending the agenda to move Agenda Item L - Executive
Session, before Agenda Item D – Approval of Claims, due to time
constraints.

BOARD MEMBER ITEMS

Chairman Hill moved that the Board of Directors excuse the absence of
Directors Holland and Kasch. The motion was seconded by Director
Elzi and was unanimously approved by the Board.

MINUTES

May 23, 2019

Upon motion by Director Tenenbaum, seconded by Director Elzi
unanimously adopted, it was...

RESOLVED, that the minutes of the May 23, 2019 Board Meeting, are
hereby approved.

EXECUTIVE SESSION

Upon motion by Director Elzi, seconded by Director Tenenbaum, and
unanimously adopted, it was...

RESOLVED, that the Board enter into Executive Session pursuant to
Sections 24-6-402(4)(b) and 24-6-402(4)(e), of the Colorado Revised
Statutes for purposes of receiving legal advice on specific legal
questions and determining positions relative to matters that may be
subject to negotiations, developing strategy for negotiations, and
instructing negotiators related to District water supply within the Beebe
Draw.

Upon completion of Executive Session, the Board reconvened in open
session.

PAYMENT OF CLAIMS

Upon motion by Director Elzi, seconded by Director Tenenbaum, and unanimously adopted, it was...

RESOLVED, that the Board approve the accounts payable checks dated June 13, 2019 in the amount of \$4,333,518.46.

CONSIDERATION OF CHANGE ORDER NO. 2 (CLOSEOUT) FOR DI-2 PUMP STATION PROJECT FROM GARNEY COMPANIES, INC.

Upon motion by Director Elzi, seconded by Director Tenenbaum, and unanimously adopted, it was...

RESOLVED, that the Board approve Change Order No. 2 (Closeout) for DI-2 Pump Station Project from Garney Companies, Inc. in the amount of (\$50,000), decreasing the total contract amount to \$3,902,907.

CONSIDERATION OF FIRST AMENDMENT AND CHANGE ORDER NO. 1 FOR PHASE 2 BOOSTER PUMP STATION PROJECTS FROM GLACIER CONSTRUCTION CO., INC.

Upon motion by Director Elzi, seconded by Director Tenenbaum, and unanimously adopted, it was...

RESOLVED, that the Board approve the First Amendment for Phase 2 Booster Pump Station Project from Glacier Construction Co., Inc. for a total contract price of \$25,129,077.50 and approve Change Order No. 1 for Phase 2 Booster Pump Station Project from Glacier Construction Co., Inc. for interim project reconciliation, decreasing the contingency account by \$1,296,268 and leaving the new contingency fund total as \$1,203,732.

CONSIDERATION OF CONTRACT FOR PHASE 3 BEEBE DRAW WELL EQUIPPING PROJECT

Upon motion by Director Elzi, seconded by Director Tenenbaum and unanimously adopted, it was...

RESOLVED, that the Board approve the proposal for Construction of the Phase 3 Beebe Draw Well Equipping project from Conroy Excavating, in the amount of \$5,360,000 and approve Change Order No. 1 thereto decreasing the contract amount to \$4,438,063, both subject to acceptance of the proposal by the United Water & Sanitation District, and in substantial form presented with any additional changes approved by the District Manager and legal counsel.

ADJOURNMENT

There being no further business to come before the Board, Chairman Hill adjourned the meeting.

David J. Kaunisto
Acting Secretary