

**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, February 14, 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
Monica Holland, Treasurer
O. Karl Kasch, Chairman
Allan H. Tenenbaum, Assistant Secretary

Staff in Attendance

David J. Kaunisto, District Manager
Rick Clark, Senior Engineering Advisor
Scott Niebur, Operations Manager
Lauren Florman, Customer Service Manager
Michelle Probasco, Project Engineer
Diane Day, Accountant
Debra Tomlin, Accounting Support Specialist

Others in Attendance

Tamara Seaver, Icenogle Seaver Pogue, P.C.
Gordon Meurer, Kennedy/Jenks Consultants, Inc.
Brian Nazarenus, Ryley Carlock & Applewhite, Inc.
Scott Mefford, Hydrokinetics, Inc.
Andy Cohen, Webb Strategic Communications
Janece Soendker, CliftonLarsonAllen, LLP

CALL TO ORDER,
CONFIRMATION OF QUORUM
AND APPROVAL OF AGENDA

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

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

CONFLICTS OF INTEREST

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

MINUTES

January 24, 2019

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

RESOLVED, that the minutes of the January 24, 2019 Board Meeting
are hereby approved.

PAYMENT OF CLAIMS

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

RESOLVED, that the Board approve the accounts payable checks dated
February 14, 2019 in the amount of \$1,655,572.18.

ADMINISTRATING OATH OF
OFFICE FOR BOARD OF
DIRECTOR

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

RESOLVED, that E. Peter Elzi, Jr. was re-appointed to the Board of
Directors. Following Director Elzi's re-appointment, Chairman Martin
Hill administered the Oath of Office for Director E. Peter Elzi, Jr.

CONSIDERATION OF THE
COPPERLEAF FILING NO. 9,
PHASE 2 DEVELOPER
CONSTRUCTED
IMPROVEMENTS

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

RESOLVED, that the Board approve the Copperleaf Filing No. 9, Phase
2 Developer Constructed Improvements, in substantial form presented
with any additional changes approved by District Manager and legal
counsel.

CONSIDERATION OF CHANGE ORDERS NO. 1 AND NO. 2 FOR PHASE 3 BEEBE DRAW WELL DRILLING PROJECT FROM LAYNE CHRISTENSEN COMPANY

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

RESOLVED, that the Board approve the Change Order No. 1, increasing the contract in the amount of \$4,344; Change Order No. 2, decreasing the contract in the amount of \$16,609; and release of retainage, decreasing the total contract amount to \$436,232 from Layne Christensen Company, in substantial form presented with any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF CHANGE ORDER NO. 1 FOR THE QUINCY AND GUN CLUB NORTHERN WATERLINE RE-ALIGNMENT FROM NORTHWEST PIPE COMPANY

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

RESOLVED, that the Board approve Change Order No. 1 from Northwest Pipe Company for the Quincy and Gun Club Northern Waterline Re-alignment in the amount of \$9,704, increasing the total contract amount to \$231,707, in substantial form presented with any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF THE CONTRACT FOR REBUILDING WESTERN BOOSTER PUMP STATION PUMP 3 FROM ARVADA PUMP COMPANY

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

RESOLVED, that the Board approve the Contract for Rebuilding Western Booster Pump Station Pump 3 from Arvada Pump Company in the amount of \$129,832, in substantial form presented with any additional changes approved by the District Manager and legal counsel.

CONSIDERATION OF THE CONTRACT AMENDMENT 4 FOR THE FINAL DESIGN OF THE ECCV SHOP BUILDING EXPANSION PROJECT FROM MULLER ENGINEERING COMPANY

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

RESOLVED, that the Board approve the Contract Amendment 4 for the Final Design of the ECCV Shop Building Expansion Project from Muller Engineering Company in the amount of \$237,296, increasing the total contract amount to \$353,936, in substantial form presented with any additional changes approved by the District Manager and legal counsel.

EXECUTIVE SESSION

Upon motion by Director Kasch, seconded by Director Holland and unanimously adopted, it was ...

RESOLVED, that the Board enter into Executive Session for a conference with the attorney to discuss Sections 24-6-402(4)(b) and 24-6-402(4)(e), C.R.S. for the purposes of receiving legal advice on specific legal questions and determining position relative to matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators regarding potential District litigation.

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

ADJOURNMENT

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

David J. Kaunisto
Acting Secretary