

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

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

HELD ON JANUARY 28, 2010

A regular meeting of the Board of Directors of East Cherry Creek Valley Water & Sanitation District was held at 5:00 p.m. on Thursday, January 28, 2010 at the offices of the East Cherry Creek Valley Water and Sanitation District located at 6201 South Gun Club Road, Aurora, Colorado 80016.

ATTENDANCE

Directors in Attendance

E. Peter Elzi, Jr., Chairman
John M. Kaufman, Vice Chairman (By Telephone)
Allan H. Tenenbaum, Treasurer
O. Karl Kasch, Secretary
Martin Hill, Jr., Assistant Secretary

Staff in Attendance

David J. Kaunisto, District Manager
Kipp Scott, Utilities Manager
Rebecca A. Bellamy, Customer Service Manager
Gary Kirschenmann, Accountant

Others in Attendance

David Hahn, Hahn, Smith, Walsh & Mancuso, PC
Gordon Meurer, Kennedy/Jenks, Inc.
Brian Nazarenius, Ryley Carlock & Applewhite, Inc.
Carrie Bartow, Clifton Gunderson, LLP.
Sarah Oehler, Webb PR
Tom Tanner, Saddle Rock Ridge Board Member
Andy Peterson, Peterson Energy Management, Inc.
Glenn Swanson, Peterson Energy Management, Inc.

CALL TO ORDER

Chairman Elzi called the meeting to order noting that a quorum was present.

CONFLICTS OF
INTEREST

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

MINUTES

January 14, 2010

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

RESOLVED, that the minutes of the January 14, 2010 Board Meeting are hereby approved.

FINANCIAL REPORTS
AND CLAIMS

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

RESOLVED, that the Board approve the December Payables in the amount of \$511,747.88.

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

RESOLVED, that the Board ratify the December Interim Payments in the amount of \$915,034.18.

CONSIDERATION OF
REQUEST FOR A
WATERING
VARIANCE FROM
SADDLE ROCK RIDGE
HOA FOR 2010
IRRIGATION SEASON

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

RESOLVED, that the Board approve a variance to Saddle Rock Ridge Homeowner's Association to water outside the established watering schedule to effectively utilize the installed ET Controllers for the 2010 irrigation season.

CONSIDERATION OF
PROPOSAL FROM
PETERSON ENERGY
MANAGEMENT INC.
TO PROVIDE
ENGINEERING
SERVICES FOR THE
DEEP WELL
INJECTION PROGRAM

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

RESOLVED, that the Board approve the standard form Agreement for Consulting Services with Peterson Energy Management, Inc. for the deep well injection program in an amount not to exceed \$17,430.

CONSIDERATION OF
PROPOSAL TO
PERFORM ANNUAL
SANITARY SEWER
SYSTEM
MAINTENANCE
(SSSM) PROGRAM

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

RESOLVED, that the Board approve the Standard form Agreement for Consulting Services with Clear Water Environmental Services for 2010 to perform the annual SSSM program in the approximate amount of \$95,000, based on actual miles to be jetted and cleaned.

CONSIDERATION OF
PROPOSAL FROM
KENNEDY/JENKS
CONSULTANTS TO
PROVIDE
ENGINEERING
SERVICES FOR THE
2010 SANITARY
SEWER SYSTEM
(SSSM)
MANAGEMENT
PROGRAM

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

RESOLVED, that the Board approve the standard form Agreement for Consulting Services with Kennedy/Jenks Consultants to perform the 2010 SSSM Program at a cost of \$46,377 plus reimbursable expenses of \$1,675.

CONSIDERATION OF
PROPOSALS TO
PERFORM DISTRICT
WELL
REHABILITATION
MAINTENANCE
PROGRAM FOR 2010

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

RESOLVED, that the Board award the contract to Layne Christensen to perform maintenance at Well A-1 in the amount of \$249,780, and a contract to Hydro Resources at Wells WA-5A in the amount of \$252,941.82 and WA-6A in the amount of \$284,682.15.

CONSIDERATION OF
PURCHASE OF VALVE
MAINTENANCE
TRAILER

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

RESOLVED, that the Board authorize the purchase of a Hurco valve exercising trailer from Ten Point Sales in the amount of \$53,222.

EXECUTIVE SESSION Upon motion by Director Elzi, seconded by Director Kaufman and unanimously adopted, it was...

RESOLVED, that the Board enter into Executive Session to discuss the purchase, acquisition, lease and transfer or sale of any property interest pursuant to 26-4-402(4)(b) and for a conference with the attorney for the District to discuss the legal aspects regarding same pursuant to 26-4-402(4)(b).

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

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

David J. Kaunisto
Acting Secretary