

**EAST CHERRY CREEK VALLEY
WATER & 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, May 11, 2023, at the office of the East Cherry Creek Valley Water & Sanitation District located at 6201 South Gun Club Road, Aurora, Colorado 80016.

ATTENDANCE

Directors in Attendance

Monica Holland, Chair
E. Peter Elzi, Jr., Vice Chair
Martin Hill, Jr., Treasurer
O. Karl Kasch, Secretary
Mark Vagnerini, Asst. 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, Projects Manager
Tawna Scalese, Business Services Manager
Rebecca A. Bellamy, Programs Administrator
Diane Day, Accountant
Ryan Mastin, Staff Accountant
Jason Wright, Risk Management Administrator

Others in Attendance

Shannon Smith Johnson, Icenogle Seaver Pogue, P.C.
Gordon Meurer, Kennedy Jenks Consultants, Inc.
Brian Nazarenus, Nazarenus Stack Wombacher, LLC
Scott Mefford, Hydrokinetics
Andy Cohen, Clermont Eliot, LLC
Mallorie Hanson, CliftonLarsonAllen, LLP
Peter Forbes, Carver Schwarz McNab Kamper & Forbes

OATH OF OFFICE

Chair of the Board of Directors Monica Holland, administered the Oath of Office to O. Karl Kasch and Mark Vagnerini.

CALL TO ORDER, CONFIRMATION OF QUORUM AND APPROVAL OF AGENDA	Upon motion by Director Holland, seconded by Director Hill... The Board of Directors meeting was called to order, a quorum confirmed, and the agenda approved.
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ELECTION OF OFFICERS	A motion was made by Director Kasch, seconded by Director Elzi, and unanimously adopted and approved...
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To retain the Board of Directors in their current positions as follows:

Monica Holland - Chair and President of the Board of Directors

E. Peter Elzi, Jr. – Vice Chair and Vice President of the Board of Directors

Martin Hill, Jr. – Treasurer of the Board of Directors

O. Karl Kasch – Secretary of the Board of Directors

Mark Vagnerini – Assistant Secretary of the Board of Directors

CONFLICTS OF INTEREST	Legal counsel advised the Board that pursuant to Colorado law, certain disclosures by the Board members may be required prior to taking official action at the meeting. The Board then reviewed the agenda for the meeting, following which each Board member confirmed the contents of any written disclosures previously made, as applicable, stating the fact and summary nature of any matters, as required under Colorado law, to permit official action to be taken at the meeting.
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Director Elzi disclosed his interests and association with The Bromley Companies. This disclosure is associated with approval of items on the agenda that may affect his interests.

Legal counsel advised that written disclosure of this interest had been filed with the Secretary of State at least seventy-two hours prior to the meeting.

MINUTES

April 27, 2023

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

The minutes of the April 27, 2023 Board Meeting.

PAYMENT OF CLAIMS

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

The payables and ACH transactions dated May 11, 2023 for \$845,945.13.

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

The Interim ACH transactions dated May 5, 2023 for \$725,053.

CONSIDERATION OF
AMENDMENT 2 FOR
ENGINEERING
SERVICES FOR THE
NBPS AND SBPS SURGE
ANTICIPATOR VALVE
REPLACEMENT DESIGN
FROM CAROLLO
ENGINEERS, INC.

Upon motion by Director Vagnerini, seconded by Director Hill and unanimously adopted and approved...

Amendment 2 for Engineering Services for the NBPS and SBPS Surge Anticipator Valve Replacement Design from Carollo Engineers, Inc. in the amount of \$24,996, increasing the total contract amount to \$179,338, in substantial form presented with any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF
CHANGE ORDER NO. 1
AND CHANGE ORDER
NO. 2 (CLOSEOUT) FOR
THE 2022 SEWER
CAPITAL
IMPROVEMENTS
PROJECT FROM
INSITUFORM
TECHNOLOGIES, LLC

Upon motion by Director Vagnerini, seconded by Director Elzi and unanimously adopted and approved...

Change Order No. 1 and Change Order No. 2 (closeout) for the 2022 Sewer Capital Improvements Project from Insituform Technologies, LLC decreasing the total amount to \$276,038.14 with release of retainage, in substantial form presented with any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF
PROPOSAL FOR
CONSTRUCTION OF THE
QUEBEC STREET
WATER TREATMENT
PLANT – THIRD
PRESSURE VESSEL
FROM VELOCITY
CONSTRUCTORS, INC.

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

Proposal for Construction of the Quebec Street Water Treatment Plant – Third Pressure Vessel from Velocity Constructors, Inc., in the amount of \$577,418, in substantial form presented with any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF
ENGINEERING SERVICE
AMENDMENT NO. 2 FOR
THE QUEBEC STREET
WATER TREATMENT
PLANT – THIRD
PRESSURE VESSEL
FROM BLACK &
VEATCH CORPORATION

Upon motion by Director Kasch, seconded by Director Hill and
unanimously adopted and approved...

Engineering Service Amendment No. 2 for the Quebec Street Water
Treatment Plant – Third Pressure Vessel from Black & Veatch
Corporation in the amount of \$83,677 increasing the overall contract
amount to \$293,574, in substantial form presented with any changes
approved by District Manager and legal counsel.

CONSIDERATION OF
AUGMENTATION
STATION USE
AGREEMENTS
BETWEEN THE
CENTRAL COLORADO
WATER CONSERVANCY
DISTRICT AND EAST
CHERRY CREEK
VALLEY WATER &
SANTIATION DISTRICT

Upon motion by Director Vagnerini, seconded by Director Elzi and
unanimously adopted and approved...

Augmentation Station Use Agreements between the Central Colorado
Water Conservancy District and East Cherry Creek Valley Water &
Sanitation District, in substantial form presented with any additional
changes approved by District Manager and legal counsel.

EXECUTIVE SESSION

Director Kasch moved that the Board convene in Executive Session,
pursuant to C.R.S., Section 24-6-402(4)(b) and Section 24-6-402(4)(e)
for the 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 ECCV water main boring damage.


Director Vagnerini seconded the motion, which was approved by the
Board at 4:10 PM.

The Executive Session included all voting members of the Board, staff
and others in attendance as noted above.

Director Holland reconvened open session at 4:37 PM.

ADJOURNMENT

There being no further business to come before the Board, Director Holland adjourned the meeting at 4:39 PM.

A handwritten signature in black ink, appearing to read "David J. Kaunisto", written over a horizontal line.

David J. Kaunisto
Acting Secretary