

**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, April 8, 2021 telephonically, to preserve the health, safety, and welfare of the public in light of the imminent threat caused by the COVID-19 pandemic.

ATTENDANCE

Directors in Attendance

Martin Hill, Jr., Chairman
E. Peter Elzi, Jr., Vice Chairman
Monica Holland, Treasurer
O. Karl Kasch, Secretary
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
Richard Maestas, Business Services Manager
Michelle Probasco, Engineer
Rebecca A. Bellamy, Programs Administrator
Diane Day, Accountant

Others in Attendance

Tamara Seaver, Icenogle Seaver Pogue, P.C.
Gordon Meurer, Kennedy Jenks Consultants, Inc.
Brian Nazareus, Nazareus Stack Wombacher, LLC
Scott Mefford, Hydrokinetics, Inc.
Andy Cohen, Clermont Eliot, LLC
Carrie Bartow, CliftonLarsonAllen, LLP

CALL TO ORDER,
CONFIRMATION OF
QUORUM AND
APPROVAL OF
AGENDA

Upon motion by Director Holland, seconded by Director Tenenbaum, 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

March 25, 2021

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

RESOLVED, that the minutes of the March 25, 2021 Board Meeting are hereby approved.

PAYMENT OF CLAIMS

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

RESOLVED, that the Board approve payables dated April 8, 2021 for \$1,039,883.20.

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

RESOLVED, that the Board ratify ACH transactions dated April 6, 2021 for \$710,484.

PUBLIC HEARING ON
AMENDING 2020
BUDGET

After opening the hearing for public comment on amending the 2020 Budget at 3:15 PM and receiving none, Director Hill closed the public hearing.

CONSIDERATION OF
RESOLUTION 2021-002
AMENDING THE 2020
BUDGET

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

RESOLVED, that the Board approve the attached Resolution 2021-002
amending the 2020 budget and approving appropriations for the 2020
fiscal year.

CONSIDERATION OF
ADDITIONAL
CONSTRUCTION
SERVICES FOR THE
PHASE 3 BEEBE DRAW
WELL EQUIPPING
PROJECT FROM
KENNEDY JENKS
CONSULTANTS

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

RESOLVED, that the Board approve additional Construction Services of
the Phase 3 Beebe Draw Well Equipping Project from Kennedy Jenks
Consultants in the amount of \$31,000, increasing the overall contract to
\$505,310, in substantial form presented with any additional changes
approved by District Manager and legal counsel.

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

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

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

CONSIDERATION OF A
BYPASS LICENSE
AGREEMENT
BETWEEN THE LOWER
LATHAM DITCH
COMPANY AND EAST
CHERRY CREEK
VALLEY WATER AND
SANITATION DISTRICT

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

RESOLVED, that the Board approve the attached Bypass License
Agreement between the Lower Latham Ditch Company and East Cherry
Creek Valley Water and Sanitation District, in substantial form presented
with any additional changes approved by District Manager and legal
counsel.

CONSIDERATION OF
AN AMENDMENT TO
THE AGREEMENT FOR
TEMPORARY LEASE OF
NON-POTABLE WATER
FROM THE TOWN OF
ERIE BY EAST CHERRY
CREEK VALLEY
WATER AND
SANITATION DISTRICT

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

RESOLVED, that the Board approve the attached Agreement and
authorize the District Manager to sign the amendment to the Water Lease
agreement with the Town of Erie, in substantial form presented with any
additional changes approved by District Manager and legal counsel.

ADJOURNMENT

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

David J. Kaunisto
Acting Secretary