

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

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

HELD ON JANUARY 12, 2017

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, January 12, 2017 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

O. Karl Kasch, Chairman
Martin Hill, Jr., Vice Chairman
E. Peter Elzi, Jr., Treasurer
Dan Bohl, Secretary
Allan H. Tenenbaum, Assistant Secretary

Staff in Attendance

David J. Kaunisto, District Manager
Monica Holland, Assistant District Manager
Rick Clark, Senior Engineering Advisor
Scott Niebur, Operations Manager
Chris Douglass, Projects Manager
Rebecca A. Bellamy, Programs Administrator
Diane Day, Accountant

Others in Attendance

John Smith, Hahn, Smith, Calkins, PC
Gordon Meurer, Kennedy/Jenks Consultants, Inc.
Sheela Stack, Ryley Carlock & Applewhite, Inc.
Scott Mefford, Hydrokinetics, Inc.
Andy Cohen, Webb Strategic Communications
Carrie Bartow, CliftonLarsonAllen, LLP

CALL TO ORDER,
CONFIRMATION OF QUORUM
AND APPROVAL OF AGENDA

Upon motion by Director Tenenbaum, seconded by Director Elzi 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 Kasch, Hill, Elzi, Bohl and Tenenbaum.

MINUTES

December 8, 2016

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

RESOLVED, that the minutes of the December 8, 2016 Board Meeting are hereby approved.

PAYMENT OF CLAIMS

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

RESOLVED, that the Board approve the interim payables for December 28, 2016 check signing in the amount of \$1,505,258.46.

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

RESOLVED, that the Board approve the payables for January 12, 2017 check signing in the amount of \$477,314.45.

CONSIDERATION OF
RESOLUTION DESIGNATING
THE DISTRICT OFFICE
BUILDING AS THE POSTING
PLACE FOR THE DISTRICT'S
AGENDA NOTICES FOR 2017

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

RESOLVED, that the Board adopt the attached Resolution designating the District Office Building as the Posting Place for the District's Agenda Notice for 2017.

CONSIDERATION OF UTILITY
EASEMENT DEED WITH
JONNA WYNKOOP FOR THE
GREENFIELD WEST
DEVELOPMENT

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

RESOLVED, that the Board approve the Easement Agreement with Jonna Wynkoop for the Greenfield West Development.

CONSIDERATION OF UTILITY
EASEMENT FOR EROSION
CONSTRUCTION NEAR WELL
A-8 WITH SR SOUTH, INC.

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

RESOLVED, that the Board approve the Easement Agreement with SR South, Inc., in substantial form presented with any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF ACCESS
EASEMENT WITH PUBLIC
SERVICE COMPANY OF
COLORADO NEAR WATER
QUALITY POND C

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

RESOLVED, that the Board approve the Access Easement Deed with Public Service Company of Colorado, a Colorado Corporation.

CONSIDERATION OF
MODIFICATIONS TO RATES ,
FEES & CHARGES

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

RESOLVED, that the Board approve the attached 2017 Rates, Fees & Charges effective January 1, 2017.

CONSIDERATION OF
PROPOSAL FROM
KENNEDY/JENKS
CONSULTANTS TO PROVIDE
GENERAL ENGINEERING
SERIVCES IN 2017

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

RESOLVED, that the Board approve the standard form Agreement for Consulting Services with Kennedy/Jenks Consultants to perform general engineering services, in substantial form presented with any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF TASK
ORDER #22 FROM BROWN &
CALDWELL FOR
ENGINEERING SERVICES
SHARED WITH ARAPAHOE
COUNTY WATER AND
WASTEWATER AUTHORITY

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

RESOLVED, that the Board approve the Task Order #22 from Brown & Caldwell
in the amount of \$44,512 for water rights engineering associated with the 2016
and 2017 Substitute Water Supply Plan, in substantially the form presented with
any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF A
PROPOSAL FROM BROWN &
CALDWELL FOR
ENGINEERING SERVICES
SHARED WITH ARAPAHOE
COUNTY WATER AND
WASTEWATER AUTHORITY

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

RESOLVED, that the Board approve the proposal from Brown & Caldwell for 1st
and 2nd Quarter of 2017 Engineering Services Shared with ACWWA in the
amount of \$127,020 for water rights engineering services for four specific water
court cases, an allowance for shared opposition cases, overall project
management and a 25 percent contingency allowance, in substantially the form
presented with any additional changes approved by District Manager and legal
counsel.

CONSIDERATION OF THE
FIRST CONTRACT
AMENDMENT TO DESIGN
SERVICES FOR THE DEEP
INJECTION WELL 2 PUMP
STATION WITH CDM SMITH
INC.

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

RESOLVED, that the Board approve the first contract amendment with CDM
Smith Inc. in the amount of \$276,500 for the DI-2 Pump Station engineering
services bringing the total contract amount to \$434,000, in substantial form
presented with any additional changes approved by District Manager and legal
counsel.

CONSIDERATION OF THE
AMDENDMENTS TO
AGREEMENTS WITH
ARAPAHOE COUNTY WATER
& WASTEWATER AUTHORITY
(ACWWA)

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

RESOLVED, that the Board approve the attached Amendments with ACWWA in
substantial form presented with any additional changes approved by District
Manager and legal counsel.

EXECUTIVE SESSION

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

RESOLVED, that the Board enter into Executive Session for a conference with the attorney determining positions relative to matters subject to negotiations pursuant to 24-6-402(4)(e) and conferring with the attorney for the District for purposes of receiving legal advice on the negotiations pursuant to 24-6-402(4)(b), and Potential Water Supply.

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

ADJOURNMENT

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



David J. Kaunisto
Acting Secretary

RESOLUTION NO. 2017-001
EAST CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT

WHEREAS, the Board of Directors of the East Cherry Creek Valley Water and Sanitation District (ECCV) is authorized to designate the posting place for the District's agenda notices shall be for 2017.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE EAST CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT, ARAPAHOE COUNTY, COLORADO:

- I) The Board hereby designates the posting place for the District's agenda notices for 2017 as the ECCV District Office Building located at 6201 South Gun Club Road, Aurora, Colorado 80016.

Adopted this 12th day of Jan, 2017

CERTIFIED by , Secretary.