

**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 5:00 p.m. on Thursday, November 29, 2018 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

Martin Hill, Jr., Chairman
E. Peter Elzi, Jr., Vice Chairman (by phone)
Monica Holland, Treasurer (by phone)
Allan H. Tenenbaum, Assistant Secretary

Directors Absent (Excused)

O. Karl Kasch, Secretary

Staff in Attendance

David J. Kaunisto, District Manager
Rick Clark, Senior Engineering Advisor
Scott Niebur, Operations Manager
Chris Douglass, Projects Manager
Lauren Florman, Customer Service Manager
Rebecca Bellamy, Projects Administrator
Diane Day, Accountant
Lan Hawley, HR Administrator

Others in Attendance

Shannon Smith Johnson, Icenogle Seaver Pogue, P.C.
Gordon Meurer, Kennedy/Jenks Consultants, Inc.
Brian Nazarenus, Ryley Carlock & Applewhite, Inc.
Scott Mefford, Hydrokinetics, Inc. (by phone)
Andy Cohen, Webb Strategic Communications
Carrie Bartow, 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 Kasch, Hill, Elzi and Tenenbaum.

MINUTES

November 8, 2018

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

RESOLVED, that the minutes of the November 8, 2018 Board Meeting are hereby approved with corrections noted.

PAYMENT OF CLAIMS

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

RESOLVED, that the Board ratify the payables dated November 16, 2018 in the amount of \$2,964.00

RESOLVED, that the Board approve the payables dated November 29, 2018 in the amount of \$3,932,067.74.

EXCUSED ABSENCE

Chairman Hill noted that Director Kasch is excused from attendance at the Board Meeting in accordance with the District's policy for Board Members.

CONSIDERATION OF FINAL
ACCEPTANCE OF
DEVELOPER CONSTRUCTED
IMPROVEMENTS IN THE
COPPERLEAF SUBDIVISION

Upon motion by Director Holland, seconded by Director Hill, with Director Tenenbaum abstaining, it was...

RESOLVED, that the Board approve the Final Acceptance of Copperleaf Filing No. 12 developer constructed improvements in substantial form presented with any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF
CONTRACT AMENDMENT
FROM MULLER
ENGINEERING COMPANY
FOR COPPERLEAF WATER
QUALITY POND F
CONSTRUCTION SERVICES

Upon motion by Director Elzi, seconded by Director Holland, with Director Tenenbaum abstaining, it was...

RESOLVED, that the Board approve the Muller Engineering Company's request for an additional \$66,899 for completion of design and construction services on the Ponds F and J with a final cost of the project being \$183,278 in substantial form presented with any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF
CONTRACT WITH NOVOTX
LLC FOR ASSET
MANAGEMENT SOFTWARE
AND IMPLEMENTATION
SERVICES

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

RESOLVED, that the Board awards the contract with Novotx LLC for the Elements XS Enterprise software and implementation services in the amount of \$125,000, in substantial form presented with any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF
CONTRACT WITH GARNEY
COMPANIES, INC. FOR
PHASE 2 NORTHERN WATER
TREATMENT PLANT FOR
CONSTRUCTION SERVICES

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

RESOLVED, that the Board awards the contract with Garney Companies, Inc. for the Phase 2 Northern Water Treatment Plant Project in the amount of \$33,789,978, in substantial form presented with any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF 2019
EMPLOYEE PAY PLAN

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

RESOLVED, that the Board adopt the 2019 Employee Pay Plan as proposed.

EXECUTIVE SESSION

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

RESOLVED, that the Board enter into Executive Session pursuant to Sections 24-6-402(4)(b) and 24-6-402(4)(e), Colorado Revised Statutes for 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 instruction negotiators regarding District water supply within the Beebe Draw.

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