

RECORD OF PROCEEDINGS

**MINUTES
OF THE
BOARD OF WATER COMMISSIONERS**

Open Session

January 27, 2010

A duly called Regular Meeting of the Board of Water Commissioners was held Wednesday, January 27, 2010 beginning at 10:30 a.m. in the Board Room, Room 309, 1600 West 12th Avenue, Denver, Colorado. Pursuant to Notice, the Board met in Executive Session prior to the Open Meeting. Members of the Board present during the Regular Meeting were:

Penfield W. Tate, III, President
John R. Lucero, First Vice President
Thomas A. Gougeon, Vice President
Paula Herzmark, Vice President
H. Gregory Austin, Vice President

Board employees and others present during portions of the Meeting were:

H. J. Barry, Manager	P. L. Wells, General Counsel
D. B. LaFrance, Director of Finance	D. L. Little, Director of Planning
M. L. Bassett, Director of Public Affairs	B. D. Good, Director of Operations & Maintenance
R. J. Mahoney, Director of Engineering	C. R. Dermody, Director of Information Technology
C. Elam-Floyd, Director of Human Resources	T. J. Roode, Assistant Chief of Engineering
S. Duncan, Intergovernmental Affairs Coordinator	U. Sharma, Treasurer
M. L. Walker, Attorney	G. Wilcox, Manager of Budgeting
M. VanNostrand, Engineer	T. R. Segura, Budget Analyst
A. Rettig, Treasury Analyst	A. J. Chavez, Budget Analyst
J. A. Figurelli, Budget Analyst	J. Miller, Engineer

RECORD OF PROCEEDINGS

MINUTES
OF THE
BOARD OF WATER COMMISSIONERS

Z. Alabbasi, Water Treatment Plant
Supervisor

A. Josefiak, Engineer

M. Rettig, Citizens Advisory Committee

M. Smith, SBC and Associates, Inc.

Commissioner Tate called the meeting to order.

Public Comment

Commissioner Tate invited members of the public to comment to the Board on any matters not included on the Agenda for the meeting. There was no response.

Commissioner Tate noted that the Board would take up two action items prior to commencing the Study Session portion of the meeting.

Upon motion regularly made, seconded and unanimously carried by the Commissioners then present, unless otherwise noted, the Board acted upon the following Agenda Items:

1. ITEM IV-A-1: AGREEMENT WITH PUBLIC SERVICE COMPANY OF COLORADO FOR INSTALLATION OF HIGH-PRESSURE GAS LINE IN WINTER PARK

Approved entering into an Agreement with Public Service Company of Colorado (Public Service) for the installation of a 6-inch high-pressure gas line in the Board's Fraser Canal Right-of-Way, as generally depicted on the drawing attached to and incorporated in these Minutes as Exhibit "A."

Mr. Good explained the Forest Service required a Special Use authorization for construction of a gas line through the Arapahoe National Forest, as well as an Agreement between Public Service and the Board regarding the location of the pipe line in the Board's right-of-way. Denver Water ultimately intends to replace the open canal with a buried pipeline. The Agreement provides that if the gas line interferes with the installation of the new water pipeline, Public Service will, at a cost of up to \$250,000 (adjusted for inflation), either move the gas line or pay the additional costs Denver Water incurs in dealing with

RECORD OF PROCEEDINGS
MINUTES
OF THE
BOARD OF WATER COMMISSIONERS

interference caused by the gas line. The gas line construction is anticipated to begin in the summer of 2010.

**2. ITEM IV-A-2: CONSTRUCTION CONTRACT AMENDMENT NO.3
WITH MOLTZ CONSTRUCTION FOR MARSTON TREATMENT PLANT-
MISCELLAENOUS UPGRADES WORK**

Approved Amendment No. 3 to the May 13, 2009 contract with Moltz Construction, Contract # 11992A, for the Marston Treatment Plant Miscellaneous Upgrades, in the amount of \$263,458, bringing the total guaranteed maximum price for the project to \$11,441,684.

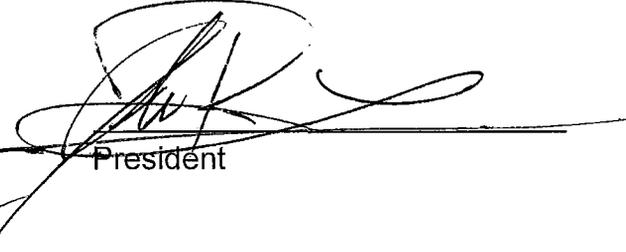
Mr. Mahoney explained that Moltz Construction, acting as the Construction Manager-at-Risk, took competitive bids for seven separate bid packages for the miscellaneous scope-of-work items. Mr. Mahoney reported work packages Nos.4 and 5 are in development and will be brought to the Board for authorization at a future meeting.

No further business appearing, the Board voted unanimously to adjourn the Action portion of the meeting and take up the Study Session Agenda at approximately 10:40 a.m.

The Study Session Agenda for the meeting included discussion regarding proposed legislation which had been introduced in the 2010 Session of the General Assembly that could impact Denver Water's operations, a briefing regarding a process to determine whether to rebuild or relocate the Moffat Water Treatment Plant, and the 2009 Strategic Plan.

There being nothing further for the Board to consider, the Regular Meeting of the Board of Water Commissioners concluded at approximately 12:05 p.m.


Secretary


President