

**RECORD OF PROCEEDINGS**

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**MINUTES  
OF THE  
BOARD OF WATER COMMISSIONERS**

**Open Session**

**March 12, 2008**

A duly called Regular Meeting of the Board of Water Commissioners was held Wednesday, March 12, 2008 beginning at 9:25 a.m. in the Board Room, Room 309, 1600 West 12<sup>th</sup> Avenue, Denver, Colorado. Members of the Board present during the Regular Meeting were:

**Thomas A. Gougeon, President  
Penfield Tate, First Vice President  
George B. Beardsley, Vice President  
John R. Lucero, Vice President  
Susan D. Daggett, 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, Manager of Human Resources  
A. T. Spaulding, Manager of Purchasing  
S. Duncan, Intergovernmental Affairs Coordinator  
G. T. Malmberg, Sales Administrator  
M. L. Walker, Attorney  
G. Rygh, Superintendent of Water Control  
D. Stone, Engineer  
D. H. Kennedy, Planner  
J. Archer, Engineer  
E. E. Weeams, Maintenance Supervisor  
M. Wilkinson, Auto/Heavy Equipment Shop Foreman  
P. Welborn, Journeyman Assistant, Garage  
J. Corona, Vehicle Mechanic  
J. Tolmich, Fleet Supervisor  
H. C. Teigen, Chief of Distribution and Property Management

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J. H. Bambei, Jr., Chief of Engineering  
M.K. Frishman, Attorney  
M. D. Waage, Water Resource Engineer  
J. Fischer, Engineer  
Chuck Dennis, Colorado State Forest Service  
Andrea Kart, Weston Solutions  
Octe Bizzigotti, Weston Solutions  
Greg Petruska, Littleton Resident

Commissioner Gougeon called the meeting to order.

Upon motion regularly made, seconded and unanimously carried, the reading of the Minutes of the Regular Meetings of February 13 and 27, 2008 was dispensed with and such Minutes were approved.

Upon motion regularly made, seconded and unanimously carried, the Minutes of the Executive Sessions of February 13 and February 27, 2008 were approved.

#### **Public Comment**

Commissioner Gougeon issued an invitation to members of the public to comment to the Board on any matters not included in the Agenda for the meeting. In response, Mr. Greg Petruska addressed the Commissioners regarding the impact of tap fees for property which he had subdivided in Jefferson County. Mr. Petruska provided the Commissioners with a letter describing his efforts to subdivide a 7.4 acre parcel of property into 4 "special character" lots as designated in the South Jefferson County Community Plan and the impact of the Board's method of calculation of tap fees on the newly subdivided lots. A copy of Mr. Petruska's letter is attached to and incorporated in these Minutes as Exhibit "A." Mr. Petruska explained the intent was for the lots to continue to have large areas that would not be irrigated, but the method of charging the tap fee assumed large irrigated areas. Mr. Petruska explained he was not aware of the change in method of calculating tap fees until recently.

Ms. Bassett explained that Denver Water staff was aware of the issue as described by Mr. Petruska and had discussed it with the Platte Canyon Water and Sanitation District. The Commissioners asked that more information be developed and further information be provided to the Commissioners. The Commissioners expressed concern that, while the current plan was not to have large irrigated areas, changes in land use could take place over time.

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Commissioner Gougeon asked if there were any other comments. There was no further response.

#### Ceremony

Mr. Weeams reported that the Denver Water fleet services personnel had recently completed a national fleet certification program, and Denver Water's fleet services program had been awarded the Crystal Award. More than 200 fleet managers nationwide are currently working to achieve this certification. Denver Water was able to complete the process in two and one half years. The program requires on-going steps to maintain re-certification. Mr. Weeams introduced Mike Wilkinson, Patricia Welborn, Joseph Corona and Jack Tolmich and explained how Denver Water's employees continue to maintain individual certification. The Commissioners complimented Mr. Weeams and the members of his team for their efforts.

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 V-A-1: HUMAN RESOURCE CHANGES**

Approved the human resource changes set forth in Agenda Item V-A-1 dated, March 12, 2008, a copy of which is attached to and incorporated in these Minutes as Exhibit "B," effective the pay period ending **February 22, 2008** unless otherwise noted.

2. **ITEM V-A-2: EMPLOYEES ELIGIBLE FOR REGULAR STATUS**

The following employees were classified as regular employees of the Board, with all rights and privileges thereof, effective March 1, 2008, unless otherwise noted:

<b>Employee Name</b>	<b>Employment Date</b>	<b>Retirement Plan Participation Date</b> <small>Unless otherwise noted^</small>	<b>Division/Section</b>
Jason Millheim	08/08/2007	08/08/2007	Conservation, #022
Peter McCormick	08/06/2007	08/06/2007	Civil Engineering, #211
Lance Paplow	08/20/2007	08/20/2007	Construction Project Inspect #272
Brandon Bily	08/13/2007	08/13/2007	Foothills, #610
Johnny Chouphimmasen	05/29/2007	05/29/2007	T&D Construction & Maintenance, #710
Corey McNamee	08/21/2007	08/21/2007	Construction Shop, #920

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**3. ITEM V-A-3: ANNUAL CONTRACTS SCHEDULED TO RENEW IN THE SECOND QUARTER**

Approved renewal of the following annual contracts:

- Contract with Vectronics Marketing, Inc. to provide Cisco network switch maintenance for the period April 1, 2008 to April 1, 2009 at an additional cost of \$45,000;
- Contract with Metrocall to provide pagers and airtime for the contract period April 1, 2008 to April 1, 2009, at an additional cost of \$5,000;
- Contract with Stellent, Inc. to provide web content management software for the contract period June 27, 2008 to June 27, 2009, at an additional cost of \$12,000; and
- Contract with Oracle Corp. to provide database software for the contract period May 31, 2008 to May 31, 2009, at an additional cost of \$102,000,

all as more particularly described in the Attachment to Agenda Item V-A-3, a copy of which is attached to and incorporated in these Minutes as Exhibit "C."

**4. ITEM V-A-4: PROJECT EMPLOYEE CONTRACTS**

Authorized the following project employee contract:

Employee Name, Title, Salary, Std Hrs	Estimated Completion Date	Estimated Salary Cost	Division/Section Project
Michael Hornbeck, IT Support Technician II, \$24.75/hour Full-Time Status, 40 Standard Hours	February 13, 2009	\$51,480 (one year)	IT, #160

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5. **ITEM V-A-5: FIRST AMENDMENT TO AGREEMENT WITH BENEFIT PARTNERS, INC. FOR ACTUARIAL SERVICES**

Approved the First Amendment to Agreement with Benefit Partners, Inc., amending the October 25, 2006 Agreement to provide assistance in meeting Government Accounting Standards Board Statement 45 and other services at an additional cost of \$60,000 with total compensation under the Amended Contract not to exceed \$185,000, all as more particularly described in the First Amendment, a copy of which is attached to and incorporated in these Minutes as Exhibit "D."

6. **ITEM V-A-6: AMENDMENT TO AGREEMENT WITH CIGNA BEHAVIORAL HEALTH**

Approved the Fourth Amendment to Agreement with Cigna Behavioral Health, extending the date for completion of work to December 31, 2008, at an additional cost of \$23,000, with a total compensation under the Agreement not to exceed \$200,712, all as more particularly described in the Fourth Amendment, a copy of which is attached to and incorporated in these Minutes as Exhibit "E."

7. **ITEM V-A-7: ANNUAL CONTRACT FOR LAWN MOWING**

Authorized award of a contract to JP Lawn Services to furnish labor, equipment and materials necessary for lawn mowing at Denver Water facilities for the contract period March 1, 2008 through February 28, 2010, at the costs set forth in Schedules I and II of Bidders' Proposal No. 11500A, dated February 19, 2008 for a total contract amount not to exceed \$130,000.

8. **ITEM V-A-8: ANNUAL CONTRACT FOR NATURAL GRASS MOWING**

Authorized award of a contract to Keesen Enterprises, Inc. to furnish natural grass mowing at the locations described in the tabulation of Bidders' Proposal No. 11504A, dated February 19, 2008, a copy of which is attached to and incorporated in these Minutes as Exhibit "F" for the contract period March 1, 2008 through February 28, 2010, for a total contract amount not to exceed \$120,000.

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9. **ITEM V-A-9: EXTENSION OF CONTRACT FOR RENTAL AND CLEANING OF FLOOR MATS, TOWELS, MOPS AND SHOP RAGS**

Authorized extension of the December 21, 2005 contract with Cintas Corporation for the rental and cleaning of floor mats, towels, mops and shop rags for the period April 1, 2008 through March 31, 2009 for an additional \$50,000 and a total contract amount not to exceed \$150,000.

10. **ITEM V-A-10: EXTENSION OF CONTRACT FOR CLEANING SERVICES—ADMINISTRATION BUILDING**

Authorized extension of the April 11, 2007 contract with Integrated Cleaning Services, to provide cleaning services at the Administration Building for the contract period May 1, 2008 through April 30, 2009, for an additional \$150,000 and a total amended contract amount not to exceed \$310,000.

11. **ITEM V-A-11: AWARD OF CONTRACT FOR MIXED FLOW PUMP AND MOTORS**

Authorized award of a contract to Lee Mathews Equipment Company to furnish specified mixed flow pumps and motors for the Cat Reservoir pump station for a total contract amount of \$290,953.

12. **ITEM V-A-12: AGREEMENT FOR PURCHASE AND MAINTENANCE OF DESKTOP SOFTWARE AND OTHER ENTERPRISE SOFTWARE PRODUCTS**

Approved a three year enrollment contract with Microsoft Corporation for desktop software product licenses for the period April 1, 2008 to March 31, 2011, for new purchases and maintenance of Microsoft software at a total cost of \$667,320.28, such purchases being made under a State of Colorado Master Software Agreement.

13. **ITEM V-A-13: EXTENSION OF AGREEMENT FOR LEGAL SERVICES FOR EMPLOYEE BENEFITS PROGRAM**

Authorized extension of the Legal Services Agreement with Reinhart Boerner and Van Dueren to provide legal services to the Board involving the pension, retirement savings plans, benefit and tax issues through December 31, 2009, for an additional \$100,000.

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Commissioner Tate requested that Staff rebid the Legal Services Contract in 2009.

14. **ITEM V-A-14: PURCHASE OF VEHICLES**

Authorized the purchase of specified vehicles from Heritage Ford pursuant to the State of Colorado Master Vehicle Contract at a cost to the Board not to exceed \$586,061, all as more particularly described in Agenda Item V-A-14, a copy of which is attached to and incorporated in these Minutes as Exhibit "G."

15. **ITEM V-A-15: PRIVATE VOICE & DATA TRANSPORT SERVICES FOR WEST SIDE CAMPUS**

Approved a five year contract with Qwest Corporation to provide described circuits for telephone and data transmission between the buildings at the Westside Campus and the Qwest network at a cost to the Board not to exceed \$173,400.

16. **ITEM V-A-16: RATIFICATION OF AMENDMENTS TO AGREEMENTS**

Ratified Amendments to Agreements authorized by the Manager in February 2008 as follows:

- Sixth Amendment to Agreement dated April 15, 2005 with Martinez and Hromada Associates, to provide technical drafters;
- Third Amendment to June 15, 2007 Agreement with RMH Group dated to provide services for the Highlands Office Facility project;
- First Amendment to Agreement dated October 10, 2007 with the Pressure Pipe Inspection Company to provide leak detection and data analysis services for Conduit 13; and
- Second Amendment to May 11, 2007 Agreement with ASCG Inc. to provide electrical, mechanical and structural design services for the Cat Reservoir Pump Station,

all as more particularly described in Agenda Item V-A-16, dated March 12, 2008, a copy of which is attached to and incorporated in these Minutes as Exhibit "H."

17. **ITEM V-A-17: 2008 PIPE REHABILITATION PROGRAM**

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Authorized entering into a contract with Spiniello Companies for the 2008 Pipe Rehabilitation Project to clean and cement mortar line approximately 15,254 linear feet of unlined cast iron water mains ranging in size from 6 inches to 12 inches in diameter, at a cost not to exceed \$1,502,579.

18. **ITEM V-E-1: ANNUAL CONTRACT FOR MECHANICAL JOINT DUCTILE IRON FITTINGS**

Authorized award of a contract to Star Pipe Products to furnish Denver Water's requirements of mechanical joint ductile iron fittings for the contract period April 1, 2008 through March 31, 2010, at an estimated total contract amount not to exceed \$700,000.

19. **ITEM V-E-2: CONTRACT TO SUPPLY CONE VALVE AND "RING-JET" TYPE FIXED-CONE VALVE AND ACTUATORS FOR WILLIAMS FORK DAM OUTLET WORKS RENOVATION**

Authorized awards of contracts to Rodney Hunt Company to provide "Ring Jet" type fixed cone valves with Rotork actuators at a cost of \$291,270 (Option 2 of Bidders Proposal 11579A) and cone valves with Rotork actuators at a cost of \$258,950 (Option 2 of Bidders Proposal 11581A) necessary for the replacement of existing valves for the Williams Fork Dam Outlet Works Renovation Project, all as more particularly described in the Tabulations of Bidders Proposals 11579A and 11581A, copies of which are attached to and incorporated in these Minutes as Exhibits "I" and "J."

Jon Fischer, Project Engineer provided an update of the Williams Fork Small Hydro-Outlet Works Project. The renovation work is the first major work done on the Williams Fork dam in nearly 50 years, and the existing cone valves and discharge valves need to be replaced. The construction contract is expected to be bid in September 2008.

Commissioner Beardsley requested that the new project budget summary sheet include information regarding the anticipated timing of project construction costs.

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20. **ITEM V–E–3: CONTRACT FOR RECORDS MANAGEMENT STORAGE, RETRIEVAL AND RELATED SERVICES**

At the request of Staff, the proposed contract was withdrawn from the Agenda.

21. **ITEM V–E–4: RENEWAL OF AGREEMENT FOR FOREST AND LAND MANAGEMENT SERVICES**

Authorized entering into an agreement for Forest and Land Management Services with the Board of Governors of the Colorado State University system on behalf of the Colorado State Forest Service, further amending the April 20, 1999 Agreement to include additional projects in the South Platte and Colorado River watersheds at a cost to the Board of \$311,367.77, all as more particularly described in the Agreement for Forest and Land Management Services, a copy of which is attached to and incorporated in these Minutes as Exhibit “K.”

Mr. Kennedy introduced Mr. Chuck Dennis of the Colorado State Forest Service, and provided an overview of the joint efforts that Denver Water has undertaken with the Colorado State Forest Service over the years and explained the State Forest Service is able to leverage project monies to obtain matching grants.

22. **ITEM V–E–5: AGREEMENT FOR PROJECT MANAGEMENT SERVICES WITH POINT B SOLUTIONS GROUP**

Approved entering into a contract with Point B Solutions Group for Sharon Flinn to provide project services for a 12 month period necessary to complete the payment vendor consolidation and the mobile workforce automation projects at a cost not to exceed \$293,700.

Commissioner Tate requested a presentation at a future study session of the cost/benefit analysis of the mobile work force project and other automated functions at Denver Water. Commissioner Tate explained that the Commissioners needed to assess the accomplishments of the various functions, in light of the investment that had been made by the Board over the last several years.

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23. **ITEM V–E–6: APPROVAL OF 2008 SPWRAP ASSESSMENT IN SUPPORT OF THE PLATTE RIVER RECOVERY IMPLEMENTATION PROGRAM**

Authorized payment of Denver Water's assessment for 2008 to the South Platte Water Related Activities Program, Inc., a Colorado non-profit corporation established by Colorado water users for the purpose of representing water users' interests in the Platte River Recovery Implementation Program in the amount of \$821,104.20.

Mr. Little provided the Commissioners with an outline of the Platte River Recovery Implementation Program describing the targeted species for the program, the geographic extent of the program, and the Colorado participants, a copy of which is attached to and incorporated in these Minutes as Exhibit "L." Mr. Little explained that current estimates are that Denver Water's contributions will remain fairly constant for four more years and then will be at a lower level. The first increment of the program is for 13 years, starting January 1, 2007. The total cost of the program is estimated at \$317,000,000 in 2005 dollars. In addition to monetary contributions, the States of Colorado, Nebraska and Wyoming will contribute water and land to the program in order to reach their 50% share of the costs. Colorado is responsible for 40% of the three states' share. The federal government is responsible for the remaining 50% of the costs.

24. **ITEM V–E–7: CONTRACT FOR CONSTRUCTION OF THE LUPTON LAKE DEWATERING OUTFALL**

Authorized a variance to the 2008 Capital Improvement Plan and awarded a contract to Brannan Construction Company to construct the Lupton Lakes Outfall at a cost of \$113,480.30.

Mr. Walker reported that at the time of Denver's acquisition of the Lupton Lakes property, the previous owner had a pending action against an adjacent property owner for access to the South Platte for a dewatering facility necessary for the Lupton Lakes project. Although the previous owner was obligated to acquire the necessary access, it was not moving forward in a timely fashion. Denver Water staff developed a dewatering access route that meets the requirement of LaFarge. Denver Water will seek reimbursement of the costs of the easement and construction from the previous owner.

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### MINUTES OF THE BOARD OF WATER COMMISSIONERS

25. **ITEM V-E-8: DESIGN SERVICES FOR THE REMODELING OF THE ADMINISTRATION BUILDING**

Authorized entering into an agreement with Wong Strauch Architects for development of a remodeling plan for the Administration Building, which will enable improvements to be made to the building while maintaining ongoing operations, at a cost to the Board not to exceed \$372,055.

Mr. Mahoney explained a report of the proposed plan, addressing applicable standards for public buildings will be available for discussion with the Commissioners in the Fall of 2008.

26. **ITEM V-E-9: AWARD OF CONTRACT FOR JET FLOW GATE EQUIPMENT AT CHEESMAN RESERVOIR**

The Board took up Agenda Item V-E-5 which had been tabled at the February 13, 2008 Board meeting.

Permitted Steel-Fab, Inc. of Fitchburg, Massachusetts to withdraw its bid without prejudice and awarded a contract to Rodney Hunt Company, Inc. for the design, fabrication and delivery of a 60 inch jet flow gate necessary to replace the existing Johnson Valve at Cheesman Dam at a cost not to exceed \$973,086.00

Mr. Archer made a brief presentation regarding the need to replace gates and valves installed in Cheesman Dam in 1899, 1925 and 1930, and the capabilities of the new jet flow gate. Mr. Archer explained the contract for design and construction of the jet flow gate was requested because of the long lead time involved in fabrication of a gate of this type. The installation of new valves is scheduled to commence in 2009, with demolition of existing valves scheduled for 2010.

27. **ITEM V-E-10: FIRST AMENDMENT TO AGREEMENT WITH THE CITY OF AURORA REGARDING THE FOOTHILLS PROJECT**

Authorized entering into the First Amendment to the Foothills Agreement amending the October 11, 1983 Agreement between the Board and the City of Aurora involving the sharing of operation and maintenance costs for Strontia Springs Dam and

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Reservoir and related facilities, all as more particularly described in the First Amendment, a copy of which is attached to and incorporated in these Minutes as Exhibit "M."

28. **ITEM V-F-1: CITIZEN ADVISORY COMMITTEE APPOINTMENT**

The Commissioners determined that a discussion of the qualifications of the proposed candidates for the new West Slope position on the CAC would be made in Executive Session. Following the Executive Session, the Board would reconvene and take action regarding the appointment.

29. **ITEM V-F-2: ANNUAL CONTRIBUTION TO THE ROCKY MOUNTAIN CLIMATE ORGANIZATION**

Authorized contributions of \$25,000 to be made in 2008 and again in 2009 to the Rocky Mountain Climate Organization for the Colorado Climate Project.

Mr. Waage explained Denver Water's involvement in the Colorado Climate Project. The Project has adopted a Water Adaption Initiative to focus on actions which could be used to meet Colorado's water needs in a changed future. The steering committee for the Water Adaption Initiative intends to monitor recommendations; coordinate efforts and serve as a general clearinghouse for statewide efforts to adapt to the impact of climate change on both water quantity and quality.

30. **ITEM VI-A-1: DISCUSSION AND INFORMATION: ITEMS FROM BOARD MEMBERS**

Commissioner Beardsley requested that the Staff review the Executive Directors' spending authority and report back to the Commissioners with suggested modifications. Commissioner Gougeon suggested that Staff develop a more aggressive consent agenda for future Board Meetings.

31. **ITEM VI-B-1: DISCUSSION AND INFORMATION: LEGISLATIVE REPORT**

Ms. Duncan reported to the Commissioners regarding the status of current legislation in the Colorado Legislature which could have an impact on Denver Water's operations, discussing in some detail House Bill 1030, Senate Bill 136, Senate Bill 168 and House Bill 1141.

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**32. ITEM VI-B-2: DISCUSSION AND INFORMATION: DISPOSAL OF USED VEHICLES AND EQUIPMENT**

The Commissioners received a report regarding surplus vehicles/equipment and miscellaneous items auctioned, vehicles used as trade-ins and amounts received from miscellaneous surplus and scrap sales in 2007, a copy of which is attached to and incorporated in these Minutes as Exhibit "N."

**33. ITEM VI-B-3: DISCUSSION AND INFORMATION: 2008 CARRIER FACILITY RATES**

The Commissioners received a report recommending no change in Carrier Facility Rates for 2008. Carrier rates for 2008 are as follows:

<b>Ditch Name</b>	<b>Units</b>	<b>2007 Rate</b>	<b>Proposed 2008 Rate</b>
High Line Canal	Acre Right	\$41.27	\$41.27
Antero Reservoir	Acre Right	\$54.65	\$54.65
Harriman Lake	Inch Right	\$34.54	\$34.54
City Ditch	Inch Right	\$582.67	\$582.57

**34. ITEM VI-C-1: DISCUSSION AND INFORMATION: SNOWPACK AND STREAMFLOW REPORT**

Mr. Waage provided an update of water supply conditions, including a forecast of Lake Powell storage, Snotel information for snowpack in the Colorado River and South Platte Watersheds and projected total reservoir storage, a copy of which is attached to and incorporated in these Minutes as Exhibit "O."

**35. ITEM VI-F-1: DISCUSSION AND INFORMATION: STATUS OF THE INVESTMENT PORTFOLIO**

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The Commissioners received the report, "Denver Water Investment Portfolio as of February 29, 2008" as set forth in Agenda Item VI-F-1 dated March 12, 2008, a copy of which is attached to and incorporated in these Minutes as Exhibit "P."

36. **ITEM VI-F-2: DISCUSSION AND INFORMATION: STATUS OF CONTRACT WORK**

The Board was furnished with the Status of Contract Work Report dated March 12, 2008, a copy of which is attached to and incorporated in these Minutes as Exhibit "Q."

37. **ITEM VI-F-3: DISCUSSION AND INFORMATION: BUDGET STATUS REPORT**

The Commissioners received the 2008 Budget Status Summary for the period ending February 29, 2008, a copy of which is attached to and incorporated in these Minutes as Exhibit "R."

38. **ITEM VI-G-1: SCHEDULING OF FUTURE BOARD MEETINGS**

The Board confirmed a Study Session will take place on **Wednesday, March 26, 2008**, at **9:00 a.m.** in the Kassler Room of the Three Stone Buildings, 1600 W. 12<sup>th</sup> Avenue, Denver, Colorado. The Agenda will be posted prior to the meeting. A portion of the meeting may take place in Executive Session.

The Board confirmed that the regular meeting for April would take place on **Wednesday, April 9, 2008**, at **9:15 a.m.** in the Board Room, Room 309, 1600 W. 12<sup>th</sup> Avenue, Denver, Colorado.

No further business appearing, the Board voted unanimously to adjourn into Executive Session at approximately 11:45 a.m. The first portion of the Session concluded at approximately 11:55 a.m.

### **EXECUTIVE SESSION**

On Wednesday, March 12, 2008, commencing approximately at 11:50 a.m. in the Manager's Office, located in the Administration Building, 1600 West 12th Avenue, Denver, Colorado, the Board of Water Commissioners met in Executive Session. The following matters which are authorized by C.R.S. § 24-6-402 or D.R.M.C. § 2-34 were discussed

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### MINUTES OF THE BOARD OF WATER COMMISSIONERS

during the Executive Session:

1. Appointment of CAC Member-Personnel Matters § 24-6-402(4)(f)(I)

#### **RECONVENED OPEN SESSION**

At approximately 11:58 a.m., on Wednesday, March 12, 2008 in the Board Room, Room 309, 1600 W. 12<sup>th</sup> Avenue, Denver, Colorado, Commissioner Gougeon reconvened the regular meeting of the Board of Water Commissioners which had adjourned to Executive Session to discuss the candidates for the CAC – West Slope position. Members of the Board present were:

**Thomas A. Gougeon, President**  
**Penfield Tate, First Vice President**  
**George B. Beardsley, Vice President**  
**John R. Lucero, Vice President**  
**Susan D. Daggett, Vice President**

Board employees and others present during portions of the reconvened 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  
M. L. Walker, Attorney

The Board unanimously approved appointment of Melvin Rettig of Grand Junction, Colorado as the new West Slope (Mesa, Delta, Montrose or Garfield County) position on the CAC for a three year term through December 2010.

No further business appearing, the Board adjourned the Regular Meeting and reconvened the Executive Session at approximately 12:00 noon.

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#### **RECONVENED EXECUTIVE SESSION**

On Wednesday, March 12, 2008, commencing approximately at 12:00 noon in the Manager's Office, located in the Administration Building, 1600 West 12<sup>th</sup> Avenue, Denver, Colorado, the Board of Water Commissioners reconvened the Executive Session. The following matters which are authorized by C.R.S. § 24-6-402 or D.R.M.C. § 2-34 were discussed during the Reconvened Executive Session:

1. Property Transactions § 24-6-402(4)(a)
2. Litigation § 24-6-402(4)(b)
3. Attorney-Client Matters § 24-6-402(4)(b)
4. Negotiations § 24-6-402(4)(e)
5. Personnel Matters § 24-6-402(4)(f)(I)

There being nothing further for the Board to consider, the Reconvened Executive Session concluded at approximately 12:50 p.m.

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President

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Secretary