

## RECORD OF PROCEEDINGS

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### MINUTES OF THE BOARD OF WATER COMMISSIONERS

**Open Session**

**September 23, 2009**

A duly called Regular Meeting of the Board of Water Commissioners was held Wednesday, September 23, 2009 beginning at 9:15 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:

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

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

H. J. Barry, Manager  
M. L. Walker, *Acting* 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  
J. D. Griffin, *Acting* Director of Information Technology  
C. Elam-Floyd, Director of Human Resources  
J. H. Bambei, Jr., Chief of Engineering  
T. L. McGuire-Collier, Manager of Community and Media Relations  
G. Fisher, Manager of Demand Planning  
S. Schmitzer, Manager of Water Resource Analysis  
A. Strasser, Hydraulic Engineer  
J. Heath, Engineer  
L. Billeter, Staff Analyst  
M. Hoddinott, Manager of Treated Water Planning  
G. A. Rygh, Superintendent of Water Control  
S. Chesney, Community Affairs Specialist  
M. C. Price, Planner

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J. Wright, Manager of Rate Administration  
K. D. Kuykendoll, Rates  
J. E. Coleman, Rate Analyst  
S. N. Niemi, Rate Analyst  
J. D. Light, Engineer  
R. S. Peters, Water Resource Engineer  
M. D. Waage, Manger of Water Resource Planning  
C. Schuyler-Rossi, Environmental Scientist  
M. Turney, Engineer  
J. Sloan, Community Relations  
P. Fitzgerald, Distributors Liaison Representative, Platte Canyon  
Water and Sanitation District and Southwest Metropolitan  
Water and Sanitation District  
Tom Thaxton, Denver Resident

Commissioner Tate called the meeting to order.

Upon motion regularly made, seconded and unanimously carried, Commissioner Herzmark was found to be absent for substantial cause and was excused.

#### Public Comment:

In response to Commissioner's Tate invitation to members of the public to comment to the Board regarding matters not included on the agenda, Tom Thaxton, owner of property at 600 E. 13<sup>th</sup> Avenue, commented regarding the summer water bill for the property. Mr. Thaxton explained that the property is comprised of a 6,000 square foot commercial building with a parking lot. The summer bill for water service was twice the winter bill, and there is no outside irrigation.

Mr. LaFrance explained because the property is included in the "all other" classification, water usage is billed at winter and summer block rates. The summer block rate is intended to capture the impact of summer-peaking, and many of the "all other" customers have a irrigation component with their water usage.

Ms. Bassett offered to meet with Mr. Thaxton to review the bill for the property.

The Commissioners requested that Staff review the usage category to determine if a sub-category would be appropriate for those currently in the "all other"

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class who have no irrigation usage.

Commissioner Tate thanked Mr. Thaxton for his comments, and asked if there were any further comments. There was no response.

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 II–A–1: CONTRACT FOR ROOF REPLACEMENTS AND REPAIRS AT MARSTON AND MOFFAT WATER TREATMENT PLANTS**

Authorized award of a contract to D & D Roofing, Inc. for the 2009 Marston and Moffat Water Treatment Plant roof replacement and repair project in the amount of \$847,390.

In response to questions from the Commissioners Ms. Billeter described the efforts Denver Water Staff had undertaken to invite participation of MWBE firms. Only one MWBE roofing contractor is currently registered with the City and County of Denver and that contractor did not submit a proposal.

Mr. Mahoney explained the project consists of roof replacements and repairs at five buildings at the Marston Water Treatment Plant and four buildings at the Moffat Water Treatment Plant facility. The action item was taken at this time because of the need to complete the roof repairs prior to the winter season.

2. **ITEM II–A–2: CONTRACT FOR 56<sup>TH</sup> AVENUE RESERVIOR SURGE TANK AND OVERHEAD CRANE MODIFICATIONS**

Authorized award of a contract to Aslan Construction, Inc. for the 56<sup>th</sup> Avenue Pump Station and Reservoir Surge Tank and Overhead Crane Modification Project as a cost not to exceed \$476,000.

Jared Heath provided a short presentation explaining the need for surge protection at Denver Water's pumping facilities. Mr. Mahoney explained the item was submitted to the Board at this time because of the need to complete the work during a scheduled outage of Conduit 94.

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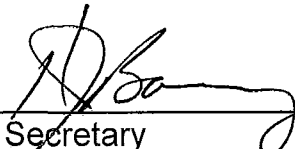
No further business appearing, the Board voted unanimously to adjourn to the Study Session portion of the meeting at approximately 9:32 a.m. The Study Session included presentations of the status of the Integrated Resource Plan and Proposed 2010 Rates. Following the Study Session, the Board adjourned into Executive Session at approximately 11:58 a.m.

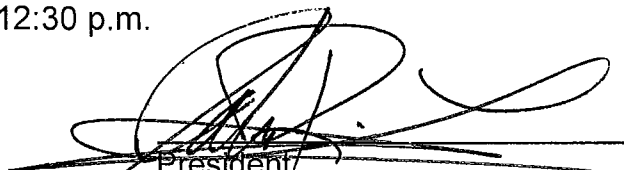
#### EXECUTIVE SESSION

On Wednesday, September 23, 2009, commencing approximately at 12:00 p.m. in the Board Room, Room 309 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 during the Executive Session:

1. Property Transactions § 24-6-402(4)(a)
2. Security § 24-6-402(4)(d)
3. Personnel Matters § 24-6-402(4)(f)(I)

There being nothing further for the Board to consider, the Executive Session concluded at approximately 12:30 p.m.

  
Secretary

  
President