

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

OPEN SESSION

April 22, 2015

A duly called Regular Meeting of the Board of Water Commissioners was held Wednesday, April 22, 2015, beginning at 9:11 a.m. in the Board Room, Room 309, 1600 West 12th Avenue, Denver, Colorado. Members of the Board present during the Regular Meeting were:

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

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

B.D. Good, <i>Acting</i> CEO/Manager	P.L. Wells, General Counsel
A.C. Bricmont, Director of Finance	D.L. Little, Director of Planning
M.E. Elliott, <i>Acting</i> Director of Public Affairs	J.A. Anderson, Director of Customer Relations
R.J. Mahoney, Director of Engineering	T.J. Roode, Director of Operations and Maintenance
G. Cagle, Director of Human Resources	C.R. Dermody, Director of Information Technology
M.K. Frishman, Attorney	P.A. Carey, Manager of Purchasing and Contracting
T. Bryant, Controller	P.B. Coleman, Chief Internal Auditor
D.M. Hamm, Staff Analyst	M. Price, Division Office Business Manager
J. Seagren, Distributor Relations Manager	M. Garcia, Engineer
A. Chavez, Staff Analyst	T. Johnson, Manager of Compensation and Performance Management
B. Maulis, Contract Specialist	Y. Her, Contracts Supervisor
K. Bates, Attorney	
B. Balley, Engineer	

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

Commissioner Austin 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 and Communications

Commissioner Austin issued an invitation to members of the public to comment to the Board on any matters not included in the Agenda for the meeting. 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: THIRD AMENDMENT TO AGREEMENT FOR LEGAL SERVICES**

Approved the Third Amendment to Agreement 14510A with Hogan Lovells US LLP for legal services related to the Moffat Project. The amendment extends the agreement through March 31, 2016, and adds \$210,000.00 for a total amended contract amount not to exceed \$750,000.00.

2. **ITEM II-A-2: CONTRACT FOR ASPHALT AND CONCRETE SAW CUTTING SERVICES**

Awarded Contract 15949A to DeAndrea Coring & Sawing, Inc., for asphalt and concrete saw cutting services for the contract period May 1, 2015, through April 30, 2017, for a total contract amount not to exceed \$400,000.00.

RECORD OF PROCEEDINGS

MINUTES
OF THE
BOARD OF WATER COMMISSIONERS

3. **ITEM II–A–3: THIRD AMENDMENT TO CONTRACT FOR IT
DISASTER RECOVERY PROJECT MANAGEMENT SERVICES**

Approved the Third Amendment to Contract 14217A with The Doyle Group, LLC, for project management services for the IT Disaster Recovery Project. The amendment extends the contract through December 11, 2015, and adds \$117,304.00 for a total amended contract amount not to exceed \$566,104.00.

4. **ITEM II–A–4: CONTRACT FOR DRYING BED SAND**

Awarded Contract 15932A to L.G. Everist, Inc., for drying bed sand for the contract period May 15, 2015, through October 30, 2015, for a total contract amount not to exceed \$390,000.00.

5. **ITEM II–A–5: SECOND AMENDMENT TO AGREEMENT FOR THE
HILLCREST RESERVOIR TANK REPLACEMENT PROJECT**

Approved the Second Amendment to Agreement 15678A with MWH Constructors, Inc., for design-phase construction management services for the Hillcrest Reservoir Tank Replacement Project. The amendment adds \$364,855.77 for a total amended contract amount not to exceed \$487,522.25.

6. **ITEM II–B–1: 2015 SUBSCRIBER FEES FOR THE WATER
RESEARCH FOUNDATION**

Approved payment of \$146,844.00 for Denver Water's 2015 subscriber fees to the Water Research Foundation. Mr. Good explained the fees of Denver Water and more than 1,000 other subscribers help to fund the foundation's research for the drinking water industry.

This year, Denver Water elected not to take a deduction in its fees of more than \$16,000.00 for water sold to resellers. This move allows 18 of Denver Water's largest distributors to derive the same membership benefits as Denver Water from the foundation. The 18 distributors that will benefit are

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

shown on the list attached to and incorporated in these Minutes as Exhibit "A."

Mr. Good also noted the foundation agreed to produce a science paper for all subscribers on the use of fluoride in drinking water, an issue several guests have raised at recent Board meetings.

7. ITEM IV-B-1: CFO REPORT: QUARTERLY FINANCIAL REPORT

The Board received the Quarterly Financial Report dated March 31, 2015, as set forth in Agenda Item IV-B-1, which is attached to and incorporated in these Minutes as Exhibit "B."

Ms. Bricmont reported Denver Water's finances are on track with projections for this time of year. Receipt of system development charges has been high; expenditures have been slightly lower than in 2014 as a result of lower fuel costs and reduced spending on the residential rebate program. Ms. Bricmont said the system managers will provide an update to the Board in May on the year's capital projects.

8. ITEM IV-C: OPERATIONS REPORT

Mr. Roode told the Board of a main replacement project planned for this summer on Colorado Boulevard between Colfax Avenue and 25th Avenue. A 100-year old, 6-inch main will be replaced with a 12-inch main. Staff is working with the City to secure permitting for the project.

9. ITEM V-A: SCHEDULING OF FUTURE BOARD MEETINGS AND TENTATIVE DISCUSSION TOPICS

The Board received the Schedule of Future Board Meetings and Tentative Discussion Topics, which is attached to and incorporated in these Minutes as Exhibit "C."

RECORD OF PROCEEDINGS

**MINUTES
OF THE
BOARD OF WATER COMMISSIONERS**

10. ITEM V-B: EVENT CALENDAR

The Board received a calendar of upcoming community events to be attended by various staff, which is attached to and incorporated in these Minutes as Exhibit "D."

11. ITEM V-C: STATUS OF CONTRACT WORK AND CONSULTANT SERVICES

The Board received the reports "Status of Contract Work" and "Status of Consultant Services" dated April 22, 2015, which are attached to and incorporated in these Minutes together as Exhibit "E."

12. ITEM V-D: NEW CONTRACT SUMMARY

The Board received a report of contracts entered into in the First Quarter of 2015 for amounts between \$20,000.00 and \$100,000.00, which is attached to and incorporated in these Minutes as Exhibit "F."

13. ITEM V-E: 2014 DISPOSAL OF USED VEHICLES AND EQUIPMENT

The Board received a report on the disposal of used vehicles and equipment in 2014, as set forth in Agenda Item V-E, which is attached to and incorporated in these Minutes as Exhibit "G."

No further business appearing, the Board voted unanimously to adjourn into Executive Session at 9:38 a.m.

RECORD OF PROCEEDINGS

MINUTES
OF THE
BOARD OF WATER COMMISSIONERS

EXECUTIVE SESSION

On Wednesday, April 22, 2015, commencing at 9:38 a.m. in the Board Room, Room 309, 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. Attorney-Client Matters § 24-6-402(4)(b)
3. Personnel Matters § 24-6-402(4)(f)(I)

There being nothing further for the Board to consider, the Executive Session concluded at 10:27 a.m.


Secretary


President