

## RECORD OF PROCEEDINGS

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### MINUTES OF THE BOARD OF WATER COMMISSIONERS

**Open Session**

**June 24, 2009**

A duly called Regular Meeting of the Board of Water Commissioners was held Wednesday, June 24, 2009 beginning at 9:10 a.m. in the Kassler Room of the Three Stone Buildings, 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<sup>1</sup>**  
**Thomas A. Gougeon, Vice President**  
**Paula Herzmark, 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  
U. Sharma, Treasurer  
M. L. Walker, Attorney  
J. Wright, Manager of Rate Administration  
G. Moore, Engineer  
T. Segura, Budget Analyst  
S. Chesney, Community Relations  
M. Elliott, Manager of Water Conservation  
G. Wilcox, Manager of Budgeting  
G. Fisher, Manager of Demand Planning

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<sup>1</sup> Due to an unavoidable conflict Commissioner Lucero arrived following the Board's consideration of the Action item.

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M. Waage, Manager of Water Resource Planning  
M. Hoddinott, Manager of Treated Water Planning  
M. Frishman, Attorney  
K. Bullis, Law Clerk  
S. Hall, Community Relations  
C. Pace, CAC

Commissioner Tate called the meeting to order.

Mr. Barry explained that because of a desire to take advantage of a timing issue, the Agenda included one Action item. Following the Board's consideration of the Action item, it would take up the Study Session Agenda.

1. **ITEM II-A-1: CONTRACT AMENDMENT NUMBER 1 FOR FURNISHING AND INSTALLING 6 INCH AND 12 INCH RECYCLED WATER DISTRIBUTION MAINS**

Upon motion regularly made, seconded and unanimously carried by the Commissioners then present, the Board approved Contract Amendment No. 1 to the April 22, 2009 Contract with Brannan Construction Company to furnish and install a 275 foot long replacement water main under Cherry Creek at South Havana Street at a cost of \$59,131 bringing the total amended contract amount to \$300,356.50 all as more particularly described in Contract Amendment No. 1, a copy of which is attached to and incorporated in these Minutes as Exhibit "A."

There being no further action items, the Board took up the Study Session agenda at approximately 9:15 a.m. The Study Session dealt with long range planning and the capital budget.

No further business appearing, the Board voted unanimously to adjourn into Executive Session at approximately 11:40 a.m.

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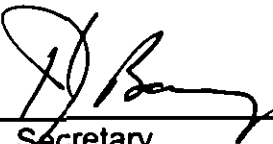
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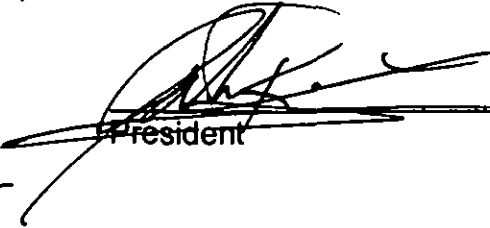
**EXECUTIVE SESSION**

On Wednesday, June 24, 2009, commencing approximately at 11:43 a.m. in the Kassler Room, located in the Three Stone Buildings, 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. Mediation § 24-6-402(4)(a)(b)&(e)

There being nothing further for the Board to consider, the Executive Session concluded at approximately 12:22 p.m.

  
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Secretary

  
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President