

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

Open Session

May 12, 2010

A duly called Regular Meeting of the Board of Water Commissioners was held Wednesday, May 12, 2010 beginning at 9:20 a.m. in the Board Room, Room 309, 1600 West 12th Avenue, Denver, Colorado. Members of the Board present during the Regular Meeting were:

Penfield W. Tate, III, President
John R. Lucero, First Vice President¹
Thomas A. Gougeon, Vice President
Paula Herzmark, Vice President
H. Gregory Austin, Vice President¹

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

R.J. Mahoney, <i>Acting</i> Manager	P. L. Wells, General Counsel
J.S. Lochhead, CEO/Manager Designate	D. L. Little, Director of Planning
C. R. Dermody, Director of Information Technology	B. D. Good, Director of Operations & Maintenance
M. L. Bassett, Director of Public Affairs	S. Duncan, Intergovernmental Affairs Coordinator
C. Elam-Floyd, Director of Human Resources	U. Sharma, Treasurer/ <i>Acting</i> Director of Finance
T. L. McGuire-Collier, Manager of Community and Media Relations	P. Coleman, Manager of Internal Auditing
J. H. Bambei, Jr., Chief of Engineering	S. M. Franey, Internal Auditor
J. Miller, Engineer	C. Ward, Internal Auditor
S. Dominick, Engineer	
J. Archer, Engineer	

¹ Commissioners Lucero and Austin were unable to attend the Regular portion of the meeting. They did attend the Executive Session by telephone conference call.

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

P. McCormick, Engineer
D. Hamm, Staff Analyst
P. Daukas, Manager of Environmental
Planning
D. H. Kennedy, Planner
K. Urie, Planner
D. Pacetti, Public Affairs
G. T. Malmberg, Sales Administrator
M. L. Walker, Attorney

R. Wirth, Supervisor of Treasury
Operations
A. T. Spaulding, Manager of
Purchasing
W. C. Austin, Manager of Safety and
Security

Jill Wuertz, Denver Parks and Recreation
Kristin Garrison, Colorado State Forest
Service

Steve Hooper, ISI Water Company
Joe Duda, Colorado State Forest
Service

Commissioner Tate called the meeting to order.

Upon motion regularly made, seconded and unanimously carried, the reading of the Minutes of the Regular Meetings of April 14 and 28, 2010 was dispensed with and such Minutes were approved.

Upon motion regularly made, seconded and unanimously carried, the Minutes of the Executive Session of April 28, 2010 were approved.

Public Comment

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

Comments Regarding Chips Barry

Commissioner Tate noted that as everyone was aware, Denver Water's Manager, H.J. "Chips" Barry had tragically died in an accident on his farm on May 2. Mr. Tate explained there would be a public celebration to honor Mr. Barry's life on May 21 beginning at 4:30 p.m., at the Wells Fargo Theatre in the Colorado Convention Center. The celebration

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

will be open to the public and Denver Water's offices will close at 3:00 p.m. to permit employees to attend. Mr. Tate noted the family had requested that donations be made in Chips' honor to *Water for People*. Mr. Tate thanked Staff for working together during these difficult times.

ATHENA Award – Commissioner Herzmark

Commissioner Tate announced that Commissioner Herzmark had recently been recognized by the Colorado Women's Chamber of Commerce for her personal and professional accomplishments and devotion of time and energy to her community by receipt of the 2010 ATHENA Award. Commissioner Tate noted that Commissioner Herzmark is Executive Director of the Denver Health Foundation, has chaired the Board of Directors for the Denver Health and Hospital Authority and has had key roles in the historical transition of the Denver Department of Health and Hospitals from a city government department to a free-standing health authority. Commissioner Herzmark was instrumental in launching the hospital's own health maintenance organization and in leading the new entity's first bond issue. Commissioner Tate noted the award was richly deserved. Members of the Board, Staff, and those in the audience, then recognized Commissioner Herzmark.

Commissioner Herzmark thanked Commissioner Tate and those in attendance for the recognition. Commissioner Herzmark also thanked the Denver Water employees who were in attendance at the Chamber event.

ITEM VI-B-5: DISCUSSION AND INFORMATION: LEGISLATIVE REPORT

Ms. Duncan reported that May 12th was the last day of the Legislative session and commented regarding the status of several of the bills which Denver Water had both monitored and participated in.

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

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

1. ITEM V-A-1: HUMAN RESOURCE CHANGES

Approved the human resource changes set forth in Agenda Item V-A-1 dated May 12, 2010, a copy of which is attached to and incorporated in these Minutes as Exhibit "A," effective the pay period beginning **April 17, 2010** 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 May 1, 2010, unless otherwise noted:

Employee Name	Employment Date	Retirement Plan Participation Date Unless otherwise noted [^]	Division/Section
John Plonsky	10/12/2009	07/21/2007	Accounting #140
Maryhelen Iverson	11/02/2009	11/02/2009	Director of Engineering #200
Michael Anderson	10/05/2009	10/05/2009	Electrical Engineering #213
Lisa Berkness	11/02/2009	11/02/2009	Design Drafting #216
Dennis Sepulvado Jr.	10/12/2009	10/12/2009	Environmental Compliance #426
Dana Campbell**	11/04/2009	11/04/2009	Customer Care #460
Michelle Garfield [^]	01/07/2008	10/17/2009 [^] Exclude Prior Service as Project Status 01/07/2008 to 10/16/2009	Customer Care #460
Carlos Ramirez Jr.	10/19/2009	10/19/2009	Customer Care #460
Jerry Kahl	10/19/2009	10/19/2009	T&D Construction & Maintenance #710

** Part-Time Status – 50% Board Benefits

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

3. **ITEM V-A-3: CONTRACT WITH THE COLORADO STATE FOREST SERVICE 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 by and through Colorado State University, an Institution of Higher Education of the State of Colorado on behalf of the Colorado State Forest Service for a five year cooperative program extending through December 31, 2014, with total payments by Denver Water not to exceed \$1,552,315. The services to be provided by the Colorado State Forest Service include implementation and restoration activities, as well as preparation of vegetation and fuels management plans for site-specific areas in Denver's watersheds, all as are more particularly described in the Agreement, a copy of which is attached to and incorporated in these Minutes as Exhibit "B"

Mr. Kennedy introduced Joe Duda, Forest Management Supervisor for the Colorado State Forest Service, and Kristin Garrison, Forest Manager, who commented regarding the benefits to both parties in the continuation of the relationship between Denver Water and the Colorado State Forest Service.

4. **ITEM V-A-4: CONTRACT EXTENSION WITH MODIS, INC. FOR IT INFRASTRUCTURE SUPPORT SERVICES**

Approved a one year extension of the September 23, 2008 contract with Modis, Inc., Contract No. 11953A, to continue to provide the services of Alan Buswell and Paul Guez, necessary for the Tier IV Enterprise Infrastructure Section of the Information Technology Division, for an additional 12 months, at the current hourly rates, for an amount not to exceed \$295,000, and a total amended contract amount not to exceed \$625,600.

In response to questions from the Commissioners, Mr. Dermody explained the consultants described in Agenda Items V-A-4 and V-A-5 will be used to fill the positions for another year. It is expected that permanent replacements will then be sought to fill the positions.

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

5. **ITEM V–A–5: CONTRACT EXTENSION WITH THE DOYLE GROUP FOR SHAREPOINT ADMINISTRATION SERVICES**

Approved extension of the October 23, 2009 contract with The Doyle Group, Contract No. 12632A, to continue to provide the services of Steve Decker to serve as SharePoint Enterprise Administrator, augmenting staffing in the Tier II Business Applications Support Section of the Information Technology Division, for an additional year at the current hourly rate of \$85, for an additional amount not to exceed \$183,600, and a total amended contract amount not to exceed \$278,800.

6. **ITEM V–A–6: RENEWAL OF INSURANCE POLICIES**

Authorized payment of premiums in the amount of \$552,160 to XL Insurance, to renew property/boiler and machinery coverage for 1 year beginning June 1, 2009; renewal of the crime insurance coverage with Travelers for 1 year at a cost of \$4,160; and payment of \$20,400 to Ace Insurance for purchase of the fiduciary policy for 1 year for a total authorization \$576,720.

7. **ITEM V–A–7: AUTHORIZATION OF ADDITIONAL FUNDS AND EXTENSION OF TIME FOR ARMED GUARD SECURITY SERVICES FOR DILLON DAM**

Authorized extension through June 30, 2010 of the contract with Specialized Protective Services, Contract No. 11691A, to provide armed-guard-security services for Dillon Dam, at an additional cost of \$108,000 and a total amended authorized amount not to exceed \$1,483,000.

8. **ITEM V–A–8: RATIFICATION OF EXPENDITURES FOR CONDUITS 12 & 13 EMERGENCY REPAIR SERVICES**

Ratified payments in the amount of \$160,846 to Miller Pipeline for emergency internal repairs of joints in both Conduits 12 and 13.

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

Mr. Good explained that Conduit 12 was installed in 1925 and Conduit 13 in 1929. While the conduits are in good condition; the joints were leaking and needed to be resealed. Mr. Bambei explained because of the age of the conduits, vibrations were thought to cause movement of the original joint material.

9. **ITEM V-A-9: AGREEMENT WITH A. J. VENTURES, INC. FOR UTILITY POTHOLING USING AIR/VACUUM TECHNOLOGY**

Authorized entering into an agreement with A. J. Ventures, Inc., to provide utility potholing services using air/vacuum excavation technology for the period ending July 31, 2012, at a cost not to exceed \$225,000.

10. **ITEM V-A-10: FIRST AMENDMENT TO AGREEMENT WITH CAROLLO ENGINEERS FOR THE CREATION OF A BASE DRAWING FOR FOOTHILLS WATER TREATMENT PLANT**

Authorized the First Amendment to the December 9, 2009 Agreement with Carollo Engineers, Contract No. 12713A, for tasks 2 and 3 of the Foothills Water Treatment Plant Base Drawing Project, at an additional cost of \$309,994, and a total amended contract amount of \$419,488, all as more particularly described in the First Amendment, a copy of which is attached to and incorporated in these Minutes as Exhibit "C."

11. **ITEM V-A-11: CHANGE ORDER NO. 2 FOR CONTRACT WITH LILLARD AND CLARK CONSTRUCTION CO. FOR 2009/2010 VAULT MODIFICATIONS**

Approved Change Order No. 2 in the amount of \$91,040.36 to the December 9, 2009 Contract with Lillard and Clark Construction Co., Inc., for the 2009/2010 Vault Modification Project, for a total amended contract amount not to exceed \$1,111,967.36, all as more particularly described in Change Order No. 2, a copy of which is attached to and incorporated in these Minutes as Exhibit "D."

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

12. **ITEM V–A–12: RATIFICATION OF CONSTRUCTION CONTRACT CHANGE ORDERS AND AMENDMENTS TO AGREEMENTS**

Ratified Construction Contract Change Orders and Amendments Agreements authorized by the Manager in March and April 2010, as follows:

Change Order No. 2 to Contract 11577A with Global Diving & Salvage, Inc., for the Cheesman Dam Upstream Control Project – Phase I;

Change Order No. 2 to Contract 11797A with Braconier Plumbing and Heating for the Foothills Treatment Plant Safety Shower and Eyewash Station Upgrades;

Change Order No. 3 to Contract 12082A with Concrete Works of Colorado for the Cat Reservoir Drainage and Site Improvement Project;

Change Order No. 3 to Contract 12129A with American West Construction, LLC for the Miller Reservoir and Dam Completion Project;

Change Order No. 3 to Contract 12170A with W.M. Brown Construction Corporation for the Foothills Treatment Plant Sample Pump Vault Access House;

Change Order No. 2 to contract 12414A with BT Construction, Inc. for the Fulton Inlet Pipeline System;

Change Order No. 1 to Contract 12501A with Restruction Corporation for the Foothills Treatment Plant FLOC/SED – Reservoir No. 3 Structural Repairs Project;

Change Order No. 2 to Contract No. 12689A with Concrete Works of Colorado, Inc., for installation of a 60-inch butterfly valve and appurtenances in Conduit No. 25.

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

Change Order No. 1 to Contract 12729A with Mainline Service, Inc., for the 2010 Pipe Rehabilitation Project;

Change Order No. 1 to Contract 12785A with McDade-Woodcock, Inc., for the West Side Complex – 555 Quivas Street fiber-optic cable installation;

Seventh Amendment to Agreement 12021A with WHPacific, Inc. for Electrical, Mechanical and Structural Design and Construction-Related Services for the Cat Reservoir Pump Station;

First Amendment to Task Order Agreement 11107G with Bates Engineering for the Roberts Tunnel East Portal Outlet Works Upgrade Project;

First Amendment to Task Order Agreement 11119I with Integra Engineering for the 12-Inch Main – DTC Marriott Relocation;

First Amendment to Task Order Agreement 11141L with URS Corporation for the Dillon Dam Surveillance Monitoring Program;

Sixth Amendment to Agreement 11186A with Muller Engineering Company, Inc., for Engineering Services for the Final Design, Bidding and Design Services for Miller Dam and Reservoir;

First Amendment to Agreement 12167A with RJH Consultants, Inc., for Engineering Consulting Services for Antero Dam and Reservoir;

First Amendment to Agreement 12328A with URS Corporation for the Marston Multiple Level Outlet Project;

First Amendment to Task Order Agreement 12512B with RJH Consultants, Inc., for preparation of a Standard Operating Procedures Manual for Miller and Cat Reservoirs;

First Amendment to Task Order Agreement 12512C with RJH Consultants for Post Construction Engineering Services for Miller Dam and Reservoir;

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

Second Amendment to Task Order Agreement 12513B with SDG Incorporated for the Kendrick Reservoir – Basin No. 1 Structural Distress Evaluation;

First Amendment to Agreement 12668A with Nolte Associates for rezoning and replatting Denver Water property adjacent to Cat Lake; and

First Amendment to Letter Agreement 12735A with Nolte Associates for surveying the Soriano, Felix and Meyer Properties adjacent to Cat Lake

all as more particularly described in the Attachment to Agenda Item V-A-12, a copy of which is attached to and incorporated in these Minutes as Exhibit "E."

13. **ITEM V-B-1: REVISIONS TO PERSONNEL POLICIES**

Approved revisions to the Personnel Policies at Section 14-10-(2), Military Family Leave, to comply with recent changes to the definition of "covered service member", all as more particularly shown on the Amended Section 14-10-(2), a copy of which is attached to and incorporated in these Minutes as Exhibit "F", which changes are effective May 12, 2010.

14. **ITEM V-C-1: APPROVAL OF A NEW WATER SERVICE AGREEMENT WITH WILLOWBROOK WATER AND SANITATION DISTRICT**

Approved termination of the February 10, 1982 Master Meter, Contract No. 195, with the Willowbrook Water and Sanitation District and authorized execution of a new form Water Service Agreement (Master Meter) with the Willowbrook Water and Sanitation District, in the form attached to and incorporated in these Minutes as Exhibit "G."

Ms. Wells explained that standardization of water service agreements began in the 1990s. Approximately 18 distributors have not yet signed the new standard water service agreement.

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

15. **ITEM V-C-2: AMENDMENT TO TOTAL SERVICE IMPROVEMENT CONTRACT WITH EAST CHERRY HILLS WATER DISTRICT**

Delegated authority to the Manager to approve an Amendment to the East Cherry Hills Total Service Improvement Contract to permit a one time option for the District to be reimbursed from the surcharge collections in the amount of \$100,000, which funds are necessary to cover final expenses in winding up the affairs of the District. The surcharge amount to be paid to District users will thereafter be adjusted.

16. **ITEM V-E-1: DENVER PUBLIC SCHOOLS PHASE II RESTROOM FIXTURE RETROFIT PROJECT**

Approved entering into a Water-Saving Letter Agreement with Denver Public Schools to provide described water efficient hardware necessary for retrofitting nine schools in the Denver Public School System, at a cost of \$250,000, all as more particularly described in the Agreement, a copy of which is attached to and incorporated in these Minutes as Exhibit "H."

Ms. Bassett explained that Denver Public Schools will use money from a recent bond sale to provide personnel necessary to retrofit the facilities. Ms. Bassett introduced Donna Pacetti, the Denver Water employee who coordinates the Conservation Plan with Denver Public Schools.

17. **ITEM V-E-2: CONTRACT WITH WATER COMPANY OF AMERICA FOR ANALYSIS OF CONSUMPTION AND BILLING RECORDS**

Approved entering into a contract with Water Company of America to use its propriety software to identify unbilled and misbilled water service accounts and to share on a 50/50 basis increased revenues over a three year period for accounts that are so discovered, all as more particularly described in the Agreement, a copy of which is attached to and incorporated in these Minutes as Exhibit "I."

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

Ms. Bassett explained, now that the CIS project is in place, Denver Water is able to utilize the services of Water Company of America to assist in discovering unbilled and misbilled services. Ms. Bassett explained the consultant has worked with other water utilities across the country and a listing of those utilities is attached to and incorporated in these Minutes as Exhibit "J." WCA works on a contingency basis and only benefits if errors are found that, upon investigation, lead to increased revenue to Denver Water. Denver Water and WCA will share in the increased revenues over a three-year period. Increased revenue does not include payment of SOCs. If no errors are found, WCA is not paid. The errors discovered by WCA can range from meter equipment and installation errors, incorrect bill coding, diversion of service and other unmetered uses. Steve Hooper of WCA was introduced and spoke briefly regarding the project and the proprietary software developed by his company.

18. **ITEM V-E-3: 2010 ANNUAL ASSESSMENT TO THE SOUTH PLATTE WATER RELATED ACTIVITIES PROGRAM, INC. IN SUPPORT OF THE PLATTE RIVER RECOVERY IMPLEMENTATION PROGRAM**

Approved making the 2010 annual payment in the amount of \$418,266 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 Final Environment Impact Statement on the Platte River Recovery Implementation Program.

Mr. Little explained the record of decision for the Final Environmental Impact Statement for the Platte River Recovery Implementation Program was signed by the U.S. Secretary of the Interior on September 27, 2006. The Governors of the States of Wyoming, Colorado and Nebraska signed the document on January 1, 2007. Total cost of the program is shared equally by the United States and the three states. Colorado is responsible for 40% of the three states' share. The South Platte Water Related Activities Program, Inc. was created in order to help fund the State's obligations under the program. Kevin Urie explained, because of the State's

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

continuation of funding, Denver Water's payments under the program have been reduced since the first payment was made in 2007.

19. **ITEM V-E-4: TERMINATION OF CONTRACT WITH PATRICK BRODA AND AWARD OF CONTRACT FOR WASTE DISPOSAL SITE**

Determined that because Patrick Broda had failed to produce a Certificate of Designation to demonstrate compliance with Colorado's Solid Waste Disposal Site and Facilities Act, which certificate would permit disposal of Denver Water's waste material at the Weld County facility, the February 10, 2010 award be terminated.

The Board then authorized award of a contract to Albert Frei & Sons to furnish a disposal site for waste removed from various Denver Water construction sites for the contract period May 17, 2010 through April 30, 2012, at a cost not to exceed \$2,000,000.

Mr. Good explained that Mr. Broda had a permit from the Division of Mining allowing the site to be used for disposal of inert fill, but the contractor had failed to produce a Certificate of Designation issued pursuant to Colorado's Solid Waste Disposal Site and Facilities Act. Mr. Broda was aware of Denver Water's requirement of a Certificate of Designation. Mr. Broda was given time to obtain the necessary permit, but such a permit had not yet been obtained.

20. **ITEM V-E-5: SECOND AMENDMENT TO AGREEMENT WITH AECOM TECHNICAL SERVICES, INC. FOR THE ELIZABETH STREET PUMP STATION CONVERSION PROJECT**

Authorized a Second Amendment to the October 14, 2009 Contract with AECOM Technical Services, Inc. for the Elizabeth Street Pump Station Conversion Project, increasing the amount of the contract by \$64,261.33 to a total compensation not to exceed \$261,739.33, and extending the time for completion of work to October 1, 2010, all as more particularly described in the Second Amendment, a copy of which is attached to and incorporated in these Minutes as Exhibit "K."

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

Jeff Archer provided a short explanation of the Elizabeth Street Pump Station conversion project which will permit the pump station to provide recycled water to Cheesman and Congress Parks and the Denver Botanic Gardens, as well as potable water to pressure zones presently served by Foothills and Moffat Water Treatment plants. Mr. Archer explained this was the first pump station in Denver Water's system that would serve both recycled and potable water. Construction is expected to start in the Spring of 2011.

21. **ITEM V-E-6: AGREEMENT WITH CAROLLO ENGINEERS FOR DESIGN OF THE MARSTON HEADWORKS IMPROVEMENT PROJECT**

Approved entering into an Agreement with Carollo Engineers in the form of Exhibit "L", attached to and incorporated in these Minutes, to design the improvements for chemical systems located in the Marston Headworks Building, all as more particularly described in the Agreement, at a cost to the Board not to exceed \$300,626, with a completion date of December 20, 2011.

Jim Miller provided information regarding the chemical system changes and upgrades that are required for the Marston Headworks Improvement Project. Construction is expected to commence in late 2010 and be completed in 2011.

22. **ITEM V-E-7: CONTRACT FOR MOFFAT TREATMENT PLANT HEADWORKS STRUCTURE CHEMICAL SYSTEM IMPROVEMENT PROJECT**

Authorized the award of a contract to Jennison Construction Company, Inc. for the Moffat Treatment Plant Headworks Structure Chemical System Improvement Project, a project which consists of furnishing and installing new rapid mix diffusers, associated piping, hydrated lime conveyance equipment and lime slurry feed equipment, at a cost not to exceed \$400,105.

Peter McCormick provided background regarding the need for the project.

Commissioner Tate complimented Staff for the achievements in SMWBE participation in the three projects described Agenda Items V-E-5, 6 and 7.

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

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

The Commissioners received the report, "Denver Water Investment Portfolio as of April 30, 2010" as set forth in Agenda Item VI-F-1 dated May 12, 2010, a copy of which is attached to and incorporated in these Minutes as Exhibit "M."

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

The Commissioners received the 2010 Year-to-Date Board Budget Status Summary for the period ending April 30, 2010, a copy of which is attached to and incorporated in these Minutes as Exhibit "N."

25. **ITEM VI-F-5: DISCUSSION AND INFORMATION: BOARD SUMMARY OPERATING RESULTS – UNAUDITED FOR THREE MONTHS ENDED MARCH 31, 2010 AND 2009**

The Commissioners received the unaudited Summary of Operating Results for the Three Months Ended March 31, 2010 and 2009, a copy of which is attached to and incorporated in these Minutes as Exhibit "O."

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

The Commissioners will attend an informal dinner meeting with the Arvada City Council on Thursday, May 13, 2010, at the Arvada Center, in Arvada, Colorado.

The Board confirmed a Study Session will take place on **Wednesday, May 26, 2010, at 9:00 a.m.** in the Board Room, Room 309, 1600 W. 12th Avenue, Denver, Colorado. The Agenda for the meeting will be posted. A portion of the meeting will take place in Executive Session.

RECORD OF PROCEEDINGS

MINUTES OF THE BOARD OF WATER COMMISSIONERS

The Board confirmed the first regular meeting in June would take place on **Wednesday, June 9, 2010, at 9:15 a.m.** in the Board Room, Room 309, 1600 W. 12th Avenue, Denver, Colorado.

No further business appearing, the Board voted unanimously to adjourn into Executive Session at approximately 10:25 a.m.

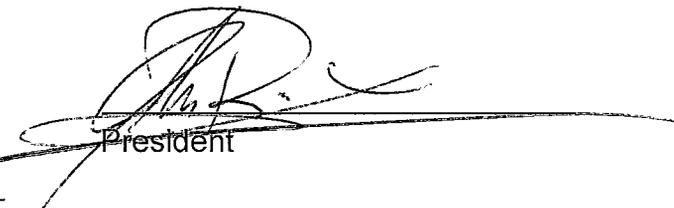
EXECUTIVE SESSION

On Wednesday, May 12, 2010, commencing approximately at 10:30 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 during the Executive Session:

1. Negotiations with the City regarding water service § 24-6-402(4)(e)
2. Mediation § 24-6-402(4)(a)(b) and (e)

There being nothing further for the Board to consider, the Executive Session concluded at approximately 12:40 p.m.


Secretary


President