

**RECORD OF PROCEEDINGS  
MINUTES  
of the  
Board of Water Commissioners**

Denver Water Administration Building  
1600 West 12<sup>th</sup> Avenue  
Denver, CO  
Board Room, Third Floor

**Wednesday, October 9, 2019**

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**Open Session**

A duly called Regular Meeting of the Board of Water Commissioners was held Wednesday, October 9, 2019, beginning at 9:00 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:

**Paula Herzmark, President**  
**John R. Lucero, First Vice President**  
**H. Gregory Austin, Vice President**

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

J.S. Lochhead, CEO/Manager	H. Miller, Internal Controls Manager
J.A. Anderson, Chief of Staff	B. Ransom, Recreation Manager
A.C. Bricmont, Chief Financial Officer	L. Schulz, Customer Relations Manager
J. Brody, General Counsel	J. Shaw, Community Relations Sr. Specialist
B.D. Good, Chief Administrative Officer	R. Slade, Planner Lead
M. King, Chief External Affairs Officer	C. Lane, Platte Canyon Water and Sanitation District
T.J. Roode, Chief Operations and Maintenance Officer	S. Jones, High Line Canal Conservancy
A. Turney, <i>Acting</i> Chief Engineering Officer	H. LaMair, High Line Canal Conservancy
M. Aragon, Director Customer Relations	C. McCague, High Line Canal Conservancy
D. Arnold, Attorney	D. McDermott, Board Chair, High Line Canal Conservancy
R. Badger, Planning Manager	
K. Bates, Attorney	
A. Cavallaro, Paralegal	

R. Davis, Finance Analyst  
D. Gorgemans, Chief Internal Auditor  
C. Mbakogu, Division Sr. Analyst

L. Moery, High Line Canal Conservancy  
M. Rosser, High Line Canal  
Conservancy

## INTRODUCTORY BUSINESS

Commissioner Herzmark called the meeting to order at 9:12 a.m. Upon motion regularly made, seconded and unanimously carried, Commissioners Jones and Reiff were found to be absent for good cause and were excused.

### Public Comment and Communications

Commissioner Herzmark 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 public comment.

## ACTION ITEMS

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: MINUTES FROM SEPTEMBER 11, 2019 – OPEN SESSION**

Approved the Minutes of the Open Session Meeting of September 11, 2019.

**2. ITEM II-A-2: MINUTES FROM SEPTEMBER 25, 2019 – OPEN SESSION**

Approved the Minutes of the Open Session Meeting of September 25, 2019.

**3. ITEM II-A-3: SPECIAL CONTRACT – SYSTEM DEVELOPMENT CHARGES FOR STANDALONE PUBLIC RESTROOMS**

Approved the Special Contract for Stand-alone Public Restrooms that recognizes the unique water use of publicly owned and operated facilities and allows Denver Water to work directly with other public agency partners to recognize the seasonal nature of the water use for stand-alone public restrooms while benefiting the community.

**4. ITEM II-A-4 FIRST AMENDMENT FOR ADDITIONAL CONTRACT FUNDS FOR CONTRACT 503789, PERKINS COIE, LLP**

Approved the First Amendment to Contract 503789 with Perkins Coie, LLP for expertise and representation in the area of environmental litigation for the Gross Reservoir Expansion Project. The Amendment adds \$700,000, for a total amended contract amount not to exceed \$1,200,000.

**5. ITEM II-B-1: RESOLUTION IN SUPPORT OF THE HIGH LINE CANAL FRAMEWORK PLAN**

Mr. Roode reported that the High Line Canal Conservancy has reached a critical milestone in the Canal's transformation and introduced Ms. LaMair, Director of the High Line Canal Conservancy (HLCC), to highlight the Conservancy's progress.

Ms. LaMair thanked the Denver Water staff and the HLCC team, including Mr. McDermitt, Ms. McCague, Ms. Moery, and Ms. Jones, for assisting the HLCC through the planning process, and presented the Board with an overview of the HLCC Plan. She commented that many groups have been involved in the HLCC, but without Denver Water, the plan would not have been possible. Denver Water has been instrumental in bringing the plan to fruition. A copy of the HLCC presentation is attached to and incorporated in these Minutes as Exhibit A.

For the half-million people estimated to be using the Canal, the purpose of the project is to connect people and nature. Over 10,000 planning hours have gone into creating the plan, and the outreach has been unprecedented.

The objectives and priorities for the HLCC's plan include: 1) human health, use, and safety; 2) environmental health; 3) adaptive and innovative reuse; and 4) access and connectivity. The Canal is a landmark of Colorado's agricultural history to be preserved as a legacy greenway. The transformation of the Canal will tell the story to future generations and will be accessible to all people. Access and signage will be improved, and safety and crossing enhancements will be created along with neighborhood improvements.

The plan includes the Canal's transformation from that of a water delivery canal to that of a stormwater structure and continued recreational facility. The stormwater transformation enhancement program (STEP), is anticipated to

advance sustainable methods to manage stormwater with environmental, economic, and social benefits, while improving resiliency in light of climate change. The HLCC and the Denver Botanic Gardens are evaluating the current plant life and developing recommendations for future planting to include more native plants.

Ms. LaMair thanked Denver Water for its financial support and for allowing the HLCC to develop this plan, and she thanked Mr. Roode for his contributions and insights. There has been \$30 million of private and public funding invested in the HLCC's plan to date. Current and projected capital improvements are estimated to cost \$100 million.

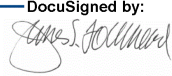
Commissioner Austin commented on the wonderful work that has been accomplished, congratulating the HLCC for its progress. He questioned how water quality will be addressed. Ms. LaMair responded that any stormwater entering the Canal would need to be pre-treated and approved by the various jurisdictions, and the Colorado Department of Public Health and Environment plans to test the stormwater on a regular basis.

Commissioner Herzmark expressed gratitude to Mr. Roode for his dedication and time spent supporting the HLCC's efforts and thanked both Mr. Rosser and Mr. McDermott for their time and leadership. She further remarked that none of this would have been possible without Ms. LaMair. The plan is a tremendous piece of work and an exciting opportunity for Denver Water.

Mr. Roode thanked the Denver Water team, including Mr. Arnold, Ms. Shaw, and Mr. Slade for their efforts on the project.

## ADJOURNMENT

No further business appearing, the Board voted unanimously to adjourn into an Executive Session at approximately 9:51 a.m.

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Secretary

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President

October 9, 2019