

**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, July 26, 2017**

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**Open Session**

A duly called Regular Meeting of the Board of Water Commissioners was held Wednesday, July 26, 2017, 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**  
**Thomas A. Gougeon, Vice President**

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

J.A. Anderson, Chief of Staff	Z. Dunsmore, Intern
G. Cagle, Chief Human Resources Officer	A. Fields, Metropolitan State College
C.R. Dermody, Chief Information Officer	G. Fisher, Demand Planning Manager
B.D. Good, Chief Administrative Services Officer	C. Funk, Attorney
M. King, Chief External Affairs Officer	M. Garcia, Jr., Engineer, Sr.
J.S. Lochhead, CEO/Manager	D. Gasvoda, Law Clerk
R.J. Mahoney, Chief Engineering Officer	D. Hamm, Division Analyst
T.J. Roode, Chief Operations and Maintenance Officer	J. Lorton, Accounting Manager
U. Sharma, <i>Acting</i> Chief Financial Officer	J. Lusk, Intern
P.L. Wells, General Counsel	J. Martin, Project Engineer
S. Abram, Budget Manager	E. Martinez, Director HR – Total Rewards
K. Bates, Attorney	R. Peters, Engineer Sr.
D. Brady, Intern	K. Petrik, Director Engineering - Construction
T. Bray, Environmental Scientist Supervisor	J. Ross, Engineer Sr.
	J. Seagren, Distribution Relations Manager
	S. Snyder, Communication Sr. Specialist

***Denver Water aspires to be the best water utility in the nation.***

Integrity :: Vision :: Passion :: Excellence :: Respect



T. Bryant, Controller  
C. Burri, Environmental Lead Scientist  
M. Bush, Metropolitan State College  
P. Coleman, Chief Internal Auditor  
S. Dominick, Engineer Sr.

J. Adams, Mortenson  
S. Coffin, GBSM  
C. Lane, South Platte Water & Sanitation  
District  
M. Sullivan, Mortenson

## INTRODUCTORY BUSINESS

Commissioner Herzmark called the meeting to order at 9:28 a.m.

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

## 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: CONTRACT 17153A COLLECTION AGREEMENT BETWEEN DENVER WATER AND THE USDA, USFS ROCKY MOUNTAIN REGION**

Approved Contract 17153A with the U.S. Forest Service for forest health and watershed health for the contract period of July 31, 2017 through December 31, 2021, for a total contract amount not to exceed \$2,208,185.

**2. ITEM II-A-2: CONTRACT 16692A 2017 MAIN REPLACEMENT**

Approved Contract 16692A with T. Lowell Construction, Inc. for the 2017 Main Replacement project for the contract period of July 26, 2017 through May 15, 2018, for a total contract amount not to exceed \$4,800,000.

**3. ITEM II-A-3: CONTRACT 14063B AMENDMENT NO. 4 TO WORK PACKAGE NO. 1 – PAVING FOR THE ASHLAND PROJECT**

Approved the Fourth Amendment to Contract 14063B with Western Summit Constructors, Inc. for the addition of paving work to the Ashland Reservoir Tank Replacements Work Package No. 1. The Amendment adds \$208,027, for a total amended contract amount not to exceed \$30,500,019.

**4. ITEM II-A-4: CONTRACT 14510A SIXTH AMENDMENT TO LEGAL SERVICES CONTRACT WITH HOGAN LOVELLS US, LLP**

Approved the Sixth Amendment to Contract 14510A with Hogan Lovells US, LLP. The Amendment adds \$300,000, for a total amended contract amount not to exceed \$1,250,000.

**5. ITEM II-A-5: SECOND AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES WITH DAVIS, GRAHAM & STUBBS, LLP**

Approved the Second Amendment to Contract 15947A with Davis, Graham & Stubbs, LLP. The Amendment adds \$300,000, for a total amended contract amount not to exceed \$900,000.

**6. ITEM II-A-6: FIRST AMENDMENT TO AGREEMENT NO. 16783A – INTEGRATED RESOURCE PLAN TECHNICAL SUPPORT**

Approved the First Amendment to Contract 16783A with CH2M Hill, Inc. The Amendments extends the Contract period through September 30, 2018 and adds \$970,182, for a total amended contract amount not to exceed \$2,170,182.

**7. ITEM II-B-1: IGA CITY OF BOULDER/SOUTH BOULDER CREEK MITIGATION**

Approved Contract 17187A with the City of Boulder, authorizing Denver Water's expenditure of \$750,000 for the South Boulder Creek Restoration/Mitigation project. This project is one of the mitigation actions required by the 404 permit just issued by the Corps for the Moffat Collection System Project and will restore 2 miles of stream in South Boulder Creek.

## POLICY MATTERS

### 8. ITEM III-A: OCR UPDATE

Ms. Adams presented the Board with an OCR Update, a copy of which is attached to and incorporated in these Minutes as Exhibit A. She noted that the certificate of occupancy for the Fleet and Warehouse buildings is anticipated soon, with employees being able to move in next week. The move into the Meter and Trades buildings will follow approximately two to four weeks later.

Mr. Lochhead congratulated the OCR leadership team, including the Mortenson and RNL staff, for achieving this milestone.

### 9. ITEM III-B: IRP UPDATE

Ms. Dominick presented the Board with an IRP Update, a copy of which is attached to and incorporated in these Minutes as Exhibit B. She explained that the project team has reviewed Denver Water's current system, analyzed its current ability to meet demand needs in 2065, and is developing a tool box of options to fill any gaps. All of the options, which have been evaluated from a technological, cost, legal, and regulatory perspective, will be presented to the Board in September, 2017. During discussion of the service level assumptions, Commissioner Austin requested a reexamination of the reliability assumption combined with a cost comparison for improving, maintaining, or reducing the assumed level of reliability and noted that the determination of service levels should be a policy decision for the Board.

Ms. Dominick said that the next phase of the project will involve developing portfolios of projects that may be necessary to meet 2065 demand in the various planning scenarios, with the ultimate goal of creating an adaptive plan.

## EXECUTIVE UPDATE

### 10. ITEM IV-C: OPERATIONS UPDATE

Mr. King reported that Denver Water has entered into a temporary lease of water with Chatfield Reservoir Mitigation Company, which includes a West Slope charge, pursuant to the Colorado River Compact Agreement.

**BRIEFING PAPERS & REPORTS**

**11. ITEM V-B-1: STATUS OF CONSULTANT SERVICES/STATUS OF CONTRACT WORK**

The Board received a Report of the Status of Consultant Services and Contract Work, a copy of which is attached to and incorporated into these Minutes as Exhibit C.

**12. ITEM V-B-2: NEW CONTRACT SUMMARY**

The Board received a report of contracts entered into in the Second Quarter of 2017 for amounts between \$20,000.00 and \$100,000.00, a copy of which is attached to and incorporated in these Minutes as Exhibit D.

**ADJOURNMENT**

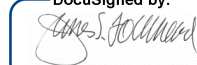
No further business appearing, the Board voted unanimously to adjourn into an Executive Session at approximately 10:15 a.m.

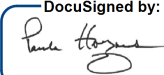
**EXECUTIVE SESSION**

On Wednesday, July 26, 2017 , commencing approximately at 10: 16 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. Attorney-Client Matters § 24-6-402(4)(b)
2. Litigation § 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 approximately 12:10 p.m.

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 Secretary

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 President