

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

Denver Water Administration Building
1600 West 12th Avenue
Denver, CO
Board Room, Third Floor

Wednesday, September 12, 2018

Open Session

A duly called Regular Meeting of the Board of Water Commissioners was held Wednesday, September 12, 2018, beginning at 9:00 a.m. in the Board Room, Room 309, 1600 West 12th Avenue, Denver, Colorado. Members of the Board present during the Regular Meeting were:

Paula Herzmark, President
H. Gregory Austin, Vice President
Craig Jones, Vice President
Gary Reiff, Vice President

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

J. Lochhead, CEO/Manager	J. Lorton, Accounting Manager
J.A. Anderson, Chief of Staff	J. Martin, Project Engineer
A.C. Bricmont, Chief Financial Officer	A. Mays, Finance Supervisor
J. Brody, General Counsel	C. Mbakogu, Division Sr. Analyst
G. Cagle, Chief Human Resources Officer	P. McCormick, Project Engineer
C.R. Dermody, Chief Information Officer	A. Menefee, Community Relations Sr. Specialist
B. Good, Chief Administrative Services Officer	A. Peck, IT Program Manager
M. King, Chief External Affairs Officer	M. Price, Director Support Operations
R. Mahoney, Chief Engineering Officer	S. Price, Engineering Manager
T.J. Roode, Chief Operations and Maintenance Officer	K. Riegle, Attorney
S. Abram, Budget Manager	G. Rosenschein, Attorney
B. Balley, Engineer Sr.	L. Schulz, Customer Relations Manager
	U. Sharma, Treasurer

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

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



J. Barbier, Engineer Sr.	A. Sibree, Attorney
K. Bates, Attorney	J. Spitze, IT Manager
D. Bennett, Director Water Resource Strategy	J. Taussig, Director EMSS
T. Bray, Environmental Scientist Supervisor	A. Turney, Director Engineering-Property
S. Chesney, Director Public Affairs	D. Walsh, Engineer Sr.
P. Coleman, Chief Internal Auditor	A. Witheridge, Environmental Sr. Scientist
P. Daukas, Planning Manager	B. Baumann
M. Decker, Contract Specialist	J. Crockett, Jacobs Engineering
Y. Her, Procurement Manager	B. Ferebee, United States Forest Service
J. Kearns, Contract Specialist	C. Hoag
K. Knoll, Public Affairs Manager	C. Lane, Platte Canyon Water & Sanitation District
J. Long, Real Estate Broker/Negotiator	M. Rogers, Stantec
L. Lopez, Contract Specialist	

INTRODUCTORY BUSINESS

Commissioner Herzmark called the meeting to order at 9:20 a.m. Upon motion regularly made, seconded and unanimously carried, Commissioner Lucero 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. Mr. Baumann spoke his opinion about the introduction of fluorosilicic acid into the water supply, stating his concern that children and adults receive the same amount, regardless of their body size. While acknowledging that there are some benefits from adding fluoride to the water supply, he asked the Board to reevaluate its position. Commissioner Herzmark thanked Mr. Baumann for his remarks and stated that the Board evaluated this topic thoroughly in 2015, held three public forums, reviewed scientific materials and will stay with its decision to add fluoride to the water supply, as appropriate.

Introductions, Awards, and Ceremonies

Mr. Ferebee, Regional Forester for the U.S. Forest Service, expressed deep appreciation of the relationship between the agency and Denver Water. He noted that due to the From Forest to Faucets partnership, begun in 2010, thousands of acres of watershed have been protected. This collaborative approach has become the model

that other private and public organizations are following to protect additional watersheds. Mr. Ferebee presented Mr. Lochhead with a vase made of aspen wood from one of Colorado's forests, as well as a certificate of appreciation, a copy of which is attached to and incorporated in these Minutes as Exhibit A.

Mr. Bennett presented the Board with a plaque from Castle Rock Water, in appreciation for Denver Water's leadership on the WISE project and for helping Castle Rock Water provide a sustainable water future for the community.

Mr. Lochhead remarked that many employees attended a "Dine for the High Line" event, where Denver Water was awarded the High Line Hero Award for its partnership with the High Line Canal Conservancy's efforts.

Ms. Turney introduced Mr. Long, Denver Water's new Real Estate Broker/Negotiator.

Mr. Good introduced Ms. Mbakogu, Denver Water's new Contract Control Supervisor.

Ms. Her introduced two new Contract Specialists on Denver Water's Procurement Team: Ms. Decker and Ms. Lopez.

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 OF AUGUST 8, 2018

The Minutes of the Open Session Meeting of August 8, 2018 were approved.

The Minutes of the Executive Session of August 8, 2018 were approved.

2. ITEM II-A-2: MINUTES OF AUGUST 22, 2018

The Minutes of the Open Session Meeting of August 22, 2018 were approved.

The Minutes of the Executive Session of August 22, 2018 were approved.

3. ITEM II-A-3: MIRAMONTE COLORADO, LLC, MOA – CONTRACT 503414

Approved Contract 503414 with Miramonte Colorado, LLC to create a fuel break, install gates on the new road, provide funds to Miramonte to construct a fence and post “No Trespassing” signs along its property, for a total contract amount not to exceed \$73,000 in cash and an estimated \$580,900 in services.

4. ITEM II-A-4: AMENDMENT TO PERSONNEL POLICIES CONCERNING “PREMIUM PAY”

Approved amendments to sections 1-1, 12-6-(3), 12-7-(3) and 12-8 regarding Premium Pay, a copy of which is attached to and incorporated in these Minutes as Exhibit B.

5. ITEM II-A-5: RECREATIONAL LEASE WITH CITY OF LAKEWOOD AT THE MOFFAT TREATMENT PLANT – YMCA PROPERTY – CONTRACT 503141

Approved Contract 503141 with the City of Lakewood for the recreational lease of 0.58 acres at the Moffat Treatment Plant – YMCA property.

6. ITEM II-A-6: INTERGOVERNMENTAL AGREEMENT WITH NORTH TABLE MOUNTAIN WATER AND SANITATION DISTRICT FOR NORTHWATER TREATMENT PLANT – CONTRACT 503619

Approved Contract 503619 with North Table Mountain Water and Sanitation District for replacement of a raw water pipeline across the Northwater Treatment Plant site.

7. ITEM II-A-7: VAULT MODIFICATION 2018/2019 – CONTRACT 503256

Approved Contract 503256 with T. Lowell Construction, Inc. for the Vault Modifications 2018/2019 for the contract period of September 12, 2018 through June 28, 2019, for a total contract amount not to exceed \$2,075,000.

**8. ITEM II-A-8: CONDUIT NO. 26 FIBER OPTIC COMMUNICATION
CABLE INSTALLATION – CONTRACT 503325**

Approved Contract 503325 with Sturgeon Electric Company, Inc. for Conduit No. 26 Fiber Optic Communication Cable Installation for the contract period of September 12, 2018 through April 19, 2019, for a total contract amount not to exceed \$1,166,982.95.

**9. ITEM II-B-1: THIRD AMENDMENT TO CONTRACT 503074 FOR THE
GROSS RESERVOIR EXPANSION PROJECT DESIGN ENGINEER
SELECTION**

Approved the Third Amendment to Contract 503074 with Stantec/AECOM as the Design Engineer for the Gross Reservoir Expansion Project. The Amendment extends the contract period through December 31, 2020 and adds \$539,522, for a total amended contract amount not to exceed \$13,539,522.

Mr. Martin made a presentation to the Board, a copy which is attached to and incorporated in these Minutes as Exhibit C. He explained that this Amendment is for additional work to comply with requests from, and regulations of, the Federal Energy Regulatory Commission, the State Engineer's Office, the Board of Consultants and the Colorado Department of Transportation.

**10. ITEM II-B-2: THIRD AMENDMENT TO CONTRACT 503042 FOR
WATER BILL PRINTING AND MAILING SERVICES**

Approved the Third Amendment to Contract 14095A/503042 with One Source for Customer Bill Printing and Mailing for the period of October 1, 2018 through September 30, 2020. The Amendment adds \$2,850,000, for a total amended contract amount not to exceed \$9,350,000.

**11. ITEM II-B-3: SECOND AMENDMENT TO CONTRACT 501437 FOR
EMERGENCY WATER DAMAGE CLEANUP**

Approved the Second Amendment to Contract 16755A/501437 with Restoration Logistics, Inc. for emergency water damage cleanup. The Amendment adds \$350,000, for a total amended contract amount not to exceed \$1,300,350.

12. ITEM II-B-4: LETTER TO COLORADO WATER CONSERVATION BOARD REGARDING COLORADO RIVER COMPACT COMPLIANCE

Approved a draft letter to the Colorado Water Conservation Board and authorized the CEO/Manager to sign and transmit it on behalf of Denver Water, with any minor modifications to the draft deemed appropriate by the CEO/Manager, a copy of which is attached to and incorporated in these Minutes as Exhibit D. Mr. Lochhead explained that the Lower Colorado River Basin is moving forward with the development of a Drought Contingency Plan (DCP), by which lower basin states would contribute over one million acre-feet of water to Lake Mead, in addition to shortages imposed when Lake Mead reaches critically low elevations. Likewise, the upper division states are working to develop a DCP, incorporating two principle elements: (1) water held in federal upper basin reservoirs would be released to Lake Powell to keep its water elevations above critically low levels; and (2) if that fails, the upper basin states would implement a demand management program to reduce water usage to allow more water to be stored in Lake Powell. The upper basin DCP also contemplates a storage account in Lake Powell into which demand management water would be placed, which would be available free of charge, and which would not be subject to equalization or balancing releases to Lake Mead under the 2007 Interim Guidelines. Congressional authorization of the upper and lower basin DCPs will be necessary.

Entities in Colorado's west slope have expressed concern about such a demand management program, and Denver Water is in discussions with other water users to ensure a level of comfort for all parties. These discussions resulted in the attached draft letter that would be sent to the Colorado Water Conservation Board for consideration at its meeting later this month. Mr. Lochhead will work with water entities in the Front Range and the west slope to attempt to gain consensus on the attached draft letter.

POLICY MATTERS**13. ITEM III-A: FOOTHILLS TREATMENT PLANT PROCESS/ MECHANICAL PROJECT UPDATE**

Mr. Walsh shared an Update of the Foothills Treatment Plant Process/ Mechanical Project, a copy of which is attached to and incorporated in these Minutes as Exhibit E. He noted that the current Work Package is for the

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chemical feed systems and electrical work that are required for Denver Water to comply with the Colorado Department of Public Health and Environment's orthophosphate order.

BRIEFING PAPERS & REPORTS

14. ITEM V-A-1: CALL CENTER AS A SERVICE

The Board received a Briefing Paper on the Call Center as a Service, a copy of which is attached to and incorporated in these Minutes as Exhibit F.

ADJOURNMENT

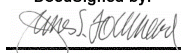
No further business appearing, the Board voted unanimously to adjourn into an Executive Session at approximately 10:33 a.m.

Executive Session

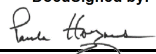
On Wednesday, September 12, 2018, commencing approximately at 10:33 a.m. in the Board Room, Room 309, 1600 West 12th Avenue, Denver, Colorado, the Board of Water Commissioners met in Executive Session. The following matters, which are authorized by C.R.S. § 24-6-402 or D.R.M.C. § 2-34, were discussed during the Executive Session:

1. Discussion of any acquisition, sale or use of real estate, C.R.S. § 24-6-402(a); and
2. Discussion of ongoing negotiations, C.R.S. § 24-6-402(4)(e).

There being nothing further for the Board to consider, the Executive Session concluded at approximately 11:45 a.m.

DocuSigned by:


 Secretary

DocuSigned by:


 President