

---

---

RECORD OF PROCEEDINGS

---

---

MINUTES OF THE BOARD OF DIRECTORS OF  
THE ARAPAHOE COUNTY WATER AND WASTEWATER AUTHORITY

HELD: July 9, 2008

13031 E Caley Ave  
Centennial, CO 80111

ATTENDANCE:

Present were Directors: Hap Henderson, Doyle Tinkey, Marie Mackenzie, Pat Mulhern, Linda Lehrer, Alan Leak, Rod Bockenfeld, and Jim Dyer. Also in attendance were: Gary Atkin, Jennie Achee, Arnie Reil, Barbara Townsley, Maria Gomez, and Legal Counsel Rick Kron of Grimshaw & Haring. Guests: Jason Mumm of Brown and Caldwell.

CALL TO ORDER:

Director Henderson called the meeting to order at 9:03 a.m. in the Arapahoe conference room of the Arapahoe County Water and Wastewater Authority office at 13031 E Caley Ave, Centennial, CO 80111. All present led the Pledge of Allegiance.

Director Mulhern arrived at 9:04

ADOPTION OF THE AGENDA:

A motion was made by Director Bockenfeld and seconded by Director Mackenzie to adopt the agenda with the changes that were requested. The motion passed 7 to 0.

PUBLIC FORUM:

No discussion took place.

Director Dyer arrived at 9:07

CONSENT AGENDA:

Discussion took place among the board and staff concerning Item #3 regarding the backflow prevention. A motion was made by Director Lehrer and seconded by Director Tinkey to approve the consent agenda with legal counsel making

changes to Item #3 as discussed. The motion passed 7 to 0 with Director Leak abstaining due to the potential conflict of interest on Item 4F. The consent agenda consists of the following items:

1. Approval of Meeting Minutes for June, 2008.
2. Approve payment requests for June 2008.
3. Approve Resolution #2008-02 regarding backflow prevention.
4. Approve recommendations from PDACC:
  - A. Caley Force Main Change Order
  - B. Non-potable pipe from Cornerstar to Blackhawk
  - C. Burns & McDonnell Professional Services Agreement
  - D. Smith/Braun Water Supply to JWPP
  - E. DLT&V System Engineers Professional Services Agreement
  - F. Wright Water Engineering, Inc. Non-potable Pipe Project
5. Approve recommendations from the Finance Committee:
  - A. Approve Agreement with Castlewood Water and Sanitation District (CWSD) to transfer the Motel 6 Lift Station
  - B. Approve Disposal of Capital Assets

#### GENERAL BUSINESS ACTION ITEMS

Item No. 6 –Using the Cost of Capital to Develop a Rate of Return for Non-Owner Customers

Mr. Jason Mumm of Brown and Caldwell gave a presentation to the board on using the cost of capital to develop a rate of return for non-owner customers.

Item No. 7 – Revision of the Capital Improvement Plan

Mr. Reil addressed the board to discuss revisions in the current 2008 CIP budget, which will impact the schedule of JWPP. Director Dyer noted that the PDAC Committee closely reviewed the changes being proposed and is making the recommendation to move forward with the changes. A motion was made by Director Dyer and seconded by Director Henderson to approve the proposed revisions to the 2008 CIP budget changes. The motion passed 8 to 0.

Item No. 8 – ACWWA and Aurora Second Amendment to the IGA

Mr. Reil explained to the board the purpose of the Aurora Second Amendment and discussed the changes to the Intergovernmental Agreement concerning the “Kingspoint” sewer line. A motion was made by Director Henderson and seconded by Director Lehrer to approve the IGA Second Amendment. The motion passed 8 to 0.

#### Item No. 9 – General Manager Report

- A. Update on Water Supply Activities – Mr. Atkin gave an update to the board concerning the South Metro Water Supply Authority and their future need regarding a pilot project.
- B. Chapparral Pump Station – Discussion will take place in Executive Session.
- C. SCADA System Design Concept – Mr. Reil went over a drawing of the SCADA system to demonstrate the complexity of this system and how it all fits together.
- D. Vermilion Creek Development – Mr. Atkin updated the board on a recent meeting he had with the Manager of the City of Centennial.
- E. Colorado Emergency Preparedness Partnership – Mr. Atkin discussed with the board the opportunity for ACWWA to join CEPP.
- F. Environmental Management System – Mr. Atkin gave an update to the board on ACWWA staff applying for the Silver Award. He gave credit to Mr. Les Nelson on his efforts to keep the program moving forward and recognized the dedication of Mr. Nelson.

#### Item No 10 – Financial Report

Ms. Achee gave an update concerning the ACWWA finances.

#### OTHER MATTERS

Director Mulhern discussed information that he learned at a recent South Metro Water Supply meeting. Denver Water has an interest in sharing or marketing their reuse water supplies (return flows), starting at 30,000 acre feet, with the stipulation that Denver Water will be able to maintain reserves. The water would be sold or developed at the cost of the other water supplier. Other water may also be available. Denver Water would be able to draw from the water supply when their supply is running low due to drought conditions or weather patterns changing in the future.

Director Lehrer left the meeting at 10:56.

#### EXECUTIVE SESSION

A motion was made by Director Henderson and seconded by Director Leak to move into Executive Session to develop negotiating positions, strategy or instruct negotiators regarding north water supply acquisition pursuant to Section 24-6-402(4) (E) and to consult or receive advice from attorney on specific legal questions and to develop negotiating positions, strategy or instruct negotiators regarding Chapparral Pump Station under Section 24-6-402 (4) (B) C.R.S. at 10:56 a.m. The motion passed 7 to 0. (Executive session meetings are recorded and retained for 90 days.)

Director Dyer stepped out of the room and was not present after the Executive Session portion started.

The Executive Session ended at 11:08 a.m.

ADJOURNMENT:

A motion was made by Director Bockenfeld and seconded by Director Henderson to adjourn the meeting at 11:08 a.m. The motion passed 6 to 0.

Approved: August 13, 2008

ARAPAHOE COUNTY WATER AND  
WASTEWATER AUTHORITY



President

ATTEST:

Marie A. Mackenzie  
Secretary