
RECORD OF PROCEEDINGS

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

HELD: December 10, 2008

13031 E Caley Ave
Centennial, CO 80111

ATTENDANCE:

Present were Directors: Hap Henderson, Linda Lehrer, Alan Leak, Rod Bockenfeld, Doyle Tinkey, Jim Dyer and Pat Mulhern. Also in attendance were: Gary Atkin, Jennie Achee, Arnie Reil, Steve Witter, Barbara Townsley, and Legal Counsel Rick Kron of Grimshaw & Harring. Guests: Dave Berwanger, DAB Engineering; John McCarty, SEMSWA; Brian Downing and Heber Torres, DLT&V; Jim Harrington, Public Finance Associates, LLP; John Milek, CoBiz Insurance; Steve Williamson, Law Offices of Stephen T. Williamson.

CALL TO ORDER:

Director Hap Henderson called the meeting to order at 9:08 a.m. in the Arapahoe conference room of the Arapahoe County Water and Wastewater Authority office at 13031 E Caley Ave, Centennial, CO 80111. Mr. Kron led the Pledge of Allegiance.

ADOPTION OF THE AGENDA:

Director Henderson recommended that an item be added to the General Business Action Items called Discussion and Information Update from Steve Williamson. Another change to the agenda was proposed regarding the General Manager Item #11B. Director Henderson proposed this item be taken off the Information Items and Reports and discussed in Executive Session. A motion was made by Director Dyer and seconded by Director Leak to adopt the agenda with the mentioned changes. The motion passed 6 to 0.

PUBLIC FORUM:

Mr. McCarty personally invited the board and ACWWA staff to attend the groundbreaking ceremony for Pond W-4 on Wednesday, December 17th at noon.

CONSENT AGENDA:

Director Lehrer requested a change to the November 12, 2008 minutes regarding the language to the motion for Item #9. A motion was made by Director Henderson and seconded by Director Dyer to approve the Consent Agenda with the mentioned change. The motion passed 6 to 0. The consent agenda consisted of the following items:

1. Approval of Meeting Minutes for November 12, 2008.
2. Approve payment requests for November 2008.
3. Approve Recommendations from PDAC Committee:
 - A. Approve Denmark Well Site and Access Easement Vacation.
 - B. Approve Construction for Access Road to AP3 Well Site.
 - C. Approve Clean Out Project for Equalization Pond.
 - D. Approve Black and Veatch Contract for Caley Force Main Engineering Services.

GENERAL BUSINESS ACTION ITEMS:

Item No. 5 – Information Update Regarding Current ACWWA Investment Strategy

Mr. Harrington addressed the board to discuss ACWWA's current investments. Discussion took place between the board and Mr. Harrington regarding the future plan of investments.

Director Bockenfeld arrived at 9:21.

Item No. 4 – Information Update Regarding Current Insurance Policies

Mr. Milek addressed the board to discuss the ACWWA's current insurance policies. He recognized ACWWA as an organization for their favorable claim history, indicating safe practices are in place.

Item No. 4a – Discussion and Information Update from Steve Williamson

Mr. Williamson made a presentation to the board concerning water rights.

Item No. 6 – Discussion and Information Update Regarding the Contract with DLT&V for SCADA Services.

Mr. Reil introduced Mr. Downing of DLT&V to the board. He explained that after review from the PDAC Committee, staff is requesting board approval of the Support Service Agreement for SCADA System. A motion was made by Director Tinkey and seconded by Director Leak to approve the DLT&V Agreement for 2009. The motion passed 7 to 0.

Item No. 7 – Discussion and Information Update Regarding the Stonegate Village Metro District Emergency Interconnect Agreement

Mr. Atkin discussed the current status of the Stonegate Emergency Interconnect Agreement and received direction from the board regarding the future discharge ACWWA receives from Stonegate.

Item No. 8 – Discussion Regarding the Operations and Facility Agreements with Inverness Water and Sanitation District

Discussion took place among the board and staff concerning the Operations and Facility Agreements with Inverness Water and Sanitation District. Many of the board members had comments regarding the agreements. Legal counsel will incorporate the board member's comments and additions into a new document for review by the Finance Committee.

Item No. 9 – Discussion Regarding the Operations and Facility Agreements with Cottonwood Water and Sanitation District

Discussion took place among the board and staff concerning the Operations and Facility Agreement with Cottonwood Water and Sanitation District. Mr. Atkin will collect comments from the ACWWA board concerning these agreements and pass on to Cottonwood before their planned work session in January.

Item No. 10 – Discussion Regarding Potable and Non-potable Rate Differentiation

Mr. Atkin and the board discussed the possible rate differential for potable and non-potable water. No action was taken at this time.

INFORMATION ITEMS AND REPORTS

Item No. 11 – General Manager's Report

- A. Chapparal Pump Station Update
Per Mr. Atkin, the case is progressing as expected.
- C. Update on Cherry Creek Alluvial Modeling Group
Mr. Atkin reported that CCAMP is moving along well.

EXECUTIVE SESSION

A motion was made by Director Lehrer and seconded by Director Leak to move into Executive Session to develop negotiating positions, strategy or instruct negotiators regarding water supply and acquisition at 11:33 in accordance with

Section 24-6-402(4) (E) C.R.S. The motion passed 7 to 0. (Executive session meetings are recorded and retained for 90 days.)

The Executive Session ended at 11:54 p.m.

Item No. 13 – Legal Report

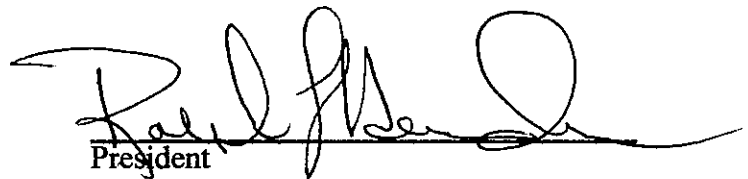
Legal counsel reviewed Amendment 54 with the board. Also, Mr. Kron provided written information concerning the amendment.

ADJOURNMENT:

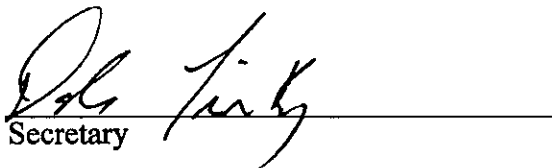
A motion was made by Director Henderson and seconded by Director Lehrer to adjourn the meeting at 11:55 p.m.. The motion passed 7 to 0.

Approved: Jan 14, 2009

ARAPAHOE COUNTY WATER AND
WASTEWATER AUTHORITY


President

ATTEST:


Secretary