

RECORD OF PROCEEDINGS

CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT

REGULAR MEETING OF THE BOARD OF DIRECTORS

December 15, 2009

The regular meeting of the Board of Directors of the Cherry Creek Valley Water and Sanitation District was held at the District Offices, 2325 S. Wabash Street, Arapahoe County, Colorado at 6:00 P.M. on December 15, 2009.

PRESENT

Sheldon K. Ginsberg – Chairman
Paul Hanley – Vice Chairman
Paul Thayer – Secretary/Treasurer
Louis D. Halsell Jr. - Director
Jorge-Ayn Riley – Director

OTHERS PRESENT

John R. Warford – Manager
Lisa Desmond – Administrative Assistant
Darryl Farrington – Semple, Miller, Mooney & Farrington P.C
Ron Dvorak – McLaughlin Rincon
Carmine Iadarola – AquaSan Network
J.M. Fay – Resident

ABSENT

Chuck Buchanan – Maintenance Supervisor

Mr. Ginsberg, Chairman of the Board, called the meeting to order at 6:02 p.m., with a quorum present.

Mr. Ginsberg asked if there were any corrections or additions to the minutes of the November 17, 2009, Board meeting. There were none. Mr. Thayer made a motion to approve the board meeting minutes as presented. Mrs. Riley seconded the motion. Motion carried.

Mr. Ginsberg then opened the meeting for public comments. Ms. Fay offered a written comment which Mr. Iadarola read to the Board: 1) The website is 2 months old. The questions that “we” (Ms. Fay refers her comments as we) posed via the website last month and in person last month and in October were not answered. 2) Board President indicated in October you would put library fundraiser on website. Not only didn’t the District put it on the website, but the District also failed to talk to neighbors to get them to come out so we could get low bids on what sold with 32 items to sell. 3) Was there anyone interested in bidding on them so we can finish raising \$415 to get a 4 square mile plaque for library donor board? 4) The District is inconveniencing public by holding meetings 1 hour earlier. Only public entity we know who dose it, just to attend a party after a meeting. (Mr. Ginsberg asked who she meant by “we”. We implies that there is more then one. Who is we? Is “we” you? There was no response. She pointed to the paper again indicating that Mr. Iadarola should read on.) 5) The District’s proposed conservation plans with the Colorado Water Conservation Board. What is going on with that? (Mr. Ginsberg asked again “who is we.” She shook her head. He asks if that meant no one? Again there was no response.)

There were no further public comments.

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Next on the agenda was the Treasurer's Report and Bills Payable. Mr. Warford discussed check# 21143 that was relating to tire damage that happened on Wabash St. There was a manhole that was ajar and was hit by a student leaving the school. The manhole lid went flying. We are not sure how this happened. But we did contact our jetting company and they will reimburse us for the damages. However the important thing is that it is settled and no one got hurt. Check # 21155 to Amwest Inc. is for replacement of the equipment that measures the depth of the well. Mr. Ginsberg asked about Check# 21159. Mr. Warford stated that check was to the Colorado Special District Property and Liability Pool for our insurance. Mr. Ginsberg asked if we had gotten bids on that. John stated that we had not gotten bids since we started with the Special Districts Pool. Mr. Ginsberg felt that it was high and said he would like to see some bids. John stated it would have to be next year because we already confirmed for this year. Check# 21184 to Aquasan is for the work that Steve Boand did for our water resource plan this year. Check # 21192 to Denver Water & 21196 to Metro are for the Tap fees for Prospect Village. Mr. Ginsberg asked if there were any other questions regarding the bills. There were none. Mr. Halsell made a motion to receive the Treasurer's Report and to pay the Bills. Mr. Thayer seconded the motion. The motion carried.

Mr. Iadarola's report was next on the agenda. He presented his water report, which was also submitted in written form to the Board. Highlights included:

- Wabash Complex – 2010 will be a very active year with several water resource issues coming to fruition. The Board will be seeing monthly updates on issues that impact CCV's water resources.
- DW has updated the Integrated Resource Plan process. The IRP will be completed by summer 2010. The largest drivers for determining demand are population and growth. The IRP will impact future rate making decisions and the IRP will be monitored by AquaSan.
- DW has released its analysis for the 2010 Water Rates. The stability in Master Meter rates is based on lack of growth and several other factors listed in the report.
- DW has retained Water Company of America to audit billings and determine if there are any outstanding billings to collect. It would appear the most lucrative areas for analysis will be Master Meter distributors.

Mr. Ginsberg asked if there were any comments regarding Mr. Iadarola's report. There were none so they moved on to the Manager's Report.

Mr. Warford explained that we had put a business owner on the agenda who wanted to request a grease trap variance for a meat market. However it would appear that they did not show up to the meeting. So we will wait to hear from them again.

We had an early call on a \$3.7M investment. John requested Smith Barney to reinvest the proceeds into another bond issue. They had not found anything yet. John stated that Mr. Halsell had brought to his attention a bond issue in California.

John stated that the Board needs to appoint an Election Official. Mr. Halsell made a motion to appoint Lisa Desmond as the Designated Election Official. Mr. Hanley Seconded. The motion carried.

Mr. Hanley made a motion to accept the 2010 board meeting schedule including the change to the December meeting date and time subject to any changes due to Holidays or modification by the Board. Mrs. Riley seconded. The motion was carried.

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Mr. Warford noted that the public hearing on the 2010 budget had occurred at the November meeting, and asked if the Board had any other questions regarding the proposed 2010 budget. There were none. The 2010 Budget Resolutions were presented to the Board. The wording of the resolutions was verified by Mr. Farrington. Mr. Hanley moved to approve Budget Resolution 2009-1215-1 and Budget Appropriation Resolution 2009-1215-2, both as presented. Mrs. Riley second. Motion was carried.

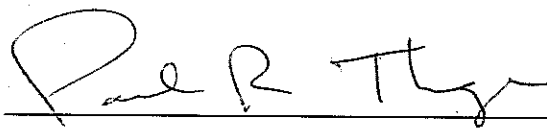
Mr. Warford stated that the easement issue between Prospect Village and the home owners on Dayton is almost resolved. The easement will be outside the fence to avoid disruption of the home owners landscaping.

The agreements with Arapahoe County regarding Wabash Street will be discussed at a future meeting when the agreement with the Denver Campus for Jewish Education is presented to the Board for approval.

Mr. Ginsberg asked if anyone had anything else.

There being no further matters to come before the Board Mr. Ginsberg called for the Board to adjourn. Mr. Halsell moved to adjourn, seconded by Mr. Thayer. Motion carried. Mr. Ginsberg declared meeting adjourned at 6:47 p.m.

READ AND APPROVED

 DATED 1-19-10