
RECORD OF PROCEEDINGS

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

HELD: January 11, 2023

13031 E. Caley Ave.
Centennial, CO 80111

ATTENDANCE:

Present either in person or via Zoom were Directors: Doyle Tinkey, Brad Cromer, Geri Santos-Rach, Jessica Campbell-Swanson, Jeff Baker, Perry Deeds, Tom Wood, and Derek Killebrew. Also in attendance either in person or via Zoom, were Steve Witter, Matt Vigil, Bill Veydovec, Kevin McBrien, Patty Pratt, Sandor Rebek, Sam Waxlax, Ed Trujillo, and Legal Counsel Ron Fano. The guest in attendance was Alan Leak, of Respec.

CALL TO ORDER:

Director Tinkey called the meeting to order at 9:00 a.m. The Pledge of Allegiance was recited.

ADOPTION OF THE AGENDA:

Director Tinkey indicated that the Agenda would need to be modified to include Item No. 1- Swearing-in of New Director, Jessica Campbell-Swanson (with the remaining agenda items renumbered, sequentially). Director Tinkey then made a motion to adopt the agenda as modified. The motion was seconded by Cromer and passed 7 to 0.

PUBLIC FORUM

No one came forward to address the Board.

ITEM No. 1 – Swearing-in of New Director, Jessica Campbell-Swanson

Director Tinkey introduced and welcomed Jessica Campbell-Swanson, a newly elected Commissioner to the Arapahoe County Board of County Commissioners (BOCC). Commissioner Campbell-Swanson has recently been assigned by the BOCC to sit on ACWWA's Board. At Director Tinkey's request, Attorney Ron Fano presided over the swearing-in. The ACWWA Board members welcomed Ms. Campbell-Swanson.

CONSENT AGENDA

Director Santos-Rach made a motion to approve the Consent Agenda as presented. The motion was then seconded by Director Baker and passed unanimously 8 to 0.

The Consent Agenda consisted of the following:

2. Request for Approval of Minutes of the Special Meeting of the Board of Directors of the Arapahoe County Water and Wastewater Authority - from December 14, 2022
3. Request for Approval of Payment Register for December 2022
4. Request for Approval of Resolution 2023-01, Ratifying the Filing of a Water Rights Application for Continued and Improved Operation of the ACWWA Flow Project
5. Request for Ratification of the Email Board Poll Regarding the Proposed Counterproposal for the Revere Building

GENERAL BUSINESS ACTION ITEMS

ITEM No. 6 – Discussion and Possible Action Regarding Election of 2023 Board Officers

Director Cromer stated that neither he nor Director Wood had had an opportunity to discuss and/or reach out to the other directors regarding the selection of officers for the 2023 calendar year. At that point he asked if the other directors were satisfied with the current appointments. Director Wood stated that since he can rarely attend meetings in person, that it may be better to appoint a new vice president of the board. Director Wood suggested Director Deeds for this position. Director Deeds indicated that he would be willing to step-in as vice president. With no other nominations/suggestions made, Director Cromer made a motion to approve the following slate of officers for the 2023 calendar year:

Doyle Tinkey – President
Perry Deeds – Vice President
Geri Santos-Rach – Secretary
Brad Cromer – Treasurer

The motion was seconded by Director Wood and passed unanimously 8 to 0.

ITEM No. 7 – Discussion and Possible Action Regarding 2023 Committee Members

Director Tinkey explained to newly appointed Director Campbell-Swanson about the various subcommittees that ACWWA has. After a brief discussion, Director Campbell-Swanson volunteered to serve on the Finance Committee and the Customer Service Committee. All other committee member assignments will remain the same.

ITEM No. 8 – Discussion and Possible Action Regarding Support for State Legislation Requiring “Do Not Flush” Labeling for Disposable Wipe Packaging

Mr. Veydovec gave a brief description of the current clogging and machine taxing problem facing wastewater facilities when customers flush down the toilet disposable wipes. He reported that Eagle River Water and Sanitation District has prepared a Legislative Primer encouraging other wastewater facility operators to show support for the “Do-Not-Flush” labeling legislation that will be proposed in the 2023 legislative session. After a brief discussion, Director Baker made a motion to approve the action regarding support for State legislation requiring “Do Not Flush” labeling for disposable wipe packaging. The motion was seconded by Director Cromer and passed unanimously 8 to 0.

ITEM No. 9 – Discussion and Possible Action Regarding the ACWWA Administration Building Project

Mr. Witter shared a Power Point presentation regarding the New ACWWA Building Project, highlighting the Revere Site. Mr. Witter asked the Board to approve the plan to evaluate the building and what will be expected from staff during the purchase process for input/approval throughout the process. He also stated that staff was seeking a motion by the Board to enter into a purchase contract along the same lines that have already been approved by the Board. After extensive discussion, the Board asked staff to check on what the HOA fees cover; look into utility easements regarding fiber optic cable (for SCADA); discuss with representatives from the City of Centennial the feasibility of selling ACWWA’s current site; and to setup a master schedule for how/when the move will take place. Director Baker then made a motion to approve the execution of a Purchase Contract for the 6766 South Revere Parkway building in accordance with the terms of the Letter of Intent agreed to by the Board in December and ratified at the January Board meeting. This approval is contingent on final review by legal counsel and the General Manager. The motion was seconded by Director Campbell-Swanson and passed unanimously 8 to 0.

ITEM No. 10 – Discussion and Possible Action Regarding the Mediation with CH2M Hill Over JWPP Contract Claims and Issues

Mr. Fano reported that the second day of mediation has been postponed to early April to allow Cottonwood Water and Sanitation District, via their consultant, Hazen Sawyer, to complete a further evaluation on pretreatment for phosphorus removal rather than removal on the discharge side. Staff hopes to have the results of the evaluation at the next Board meeting.

REPORTS

ITEM No. 17 – General Manager’s Report to the Board of Directors – No report necessary at this time.

ITEM No. 18 – Financial and Administration Report – Mr. Vigil reported that the revenue numbers are good for the current month as well as through December, with tap fees for both water and wastewater exceeding the budget. Staff is well prepared for the upcoming audit; field work for the audit will begin on March 6, 2023.

ITEM No. 19 – Legal Report – No further report required at this time. Mr. Fano stated that the pastries he had delivered to this meeting were in appreciation for ACWWA entrusting their legal needs to him and his law firm.

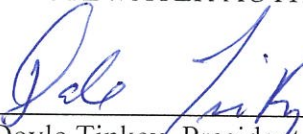
ITEM No. 20 – Updates – No further report needed at this time.

ADJOURNMENT

At 9:51 a.m., the meeting was adjourned.


Approved: _____ 2-8- _____ 2023

ARAPAHOE COUNTY WATER AND
WASTEWATER AUTHORITY



Doyle Tinkey, President

ATTEST:



Geri Santos-Rach, Secretary