

**EAST CHERRY CREEK VALLEY
WATER AND SANITATION DISTRICT**

**MINUTES OF A MEETING OF
THE BOARD OF DIRECTORS**

A regular meeting of the Board of Directors of East Cherry Creek Valley Water & Sanitation District was held at 3:00 p.m. on Thursday, September 8, 2022 in person as well as telephonically.

ATTENDANCE

Directors in Attendance

Monica Holland, Chair
E. Peter Elzi, Jr., Vice Chair
Martin Hill, Jr., Treasurer
O. Karl Kasch, Secretary
Mark Vagnerini, Asst Secretary

Staff in Attendance

David J. Kaunisto, District Manager
Rick Clark, Senior Engineering Advisor
Scott Niebur, Operations Manager
Lauren Florman, Customer Service Manager
Tawna Scalese, Business Services Manager
Michelle Probasco, Project Manager
Rebecca A. Bellamy, Programs Administrator
Diane Day, Accountant

Others in Attendance

Shannon Smith Johnson, Icenogle Seaver Pogue, P.C.
Gordon Meurer, Kennedy Jenks Consultants, Inc.
Brian Nazarenus, Nazarenus Stack Wombacher, LLC
Scott Mefford, Hydrokinetics, Inc.
Andy Cohen, Clermont Eliot, LLC
Carrie Bartow, CliftonLarsonAllen, LLP

**CALL TO ORDER,
CONFIRMATION OF
QUORUM AND
APPROVAL OF
AGENDA**

Upon motion by Director Holland, seconded by Director Elzi...

The Board of Directors meeting was called to order, a quorum confirmed, and the amended agenda approved.

CONFLICTS OF
INTEREST

Legal counsel advised the Board that pursuant to Colorado law, certain disclosures by the Board members may be required prior to taking official action at the meeting. The Board then reviewed the agenda for the meeting, following which each Board member confirmed the contents of any written disclosures previously made, as applicable, stating the fact and summary nature of any matters, as required under Colorado law, to permit official action to be taken at the meeting.

Director Elzi disclosed his interests and association with The Bromley Companies. This disclosure is associated with approval of items on the agenda that may affect his interests.

Legal counsel advised that written disclosure of this interest has been filed with the Secretary of State at least seventy-two hours prior to the meeting.

MINUTES

August 25, 2022

Upon motion by Director Hill, seconded by Director Vagnerini, and unanimously adopted and approved...

The minutes of the August 25, 2022 Board Meeting.

PAYMENT OF CLAIMS

Upon motion by Director Hill, seconded by Director Vagnerini, and unanimously adopted and approved...

The payables and ACH transactions dated September 8, 2022 for \$618,503.71.

Upon motion by Director Holland, seconded by Director Hill, and unanimously adopted and ratified...

The ACH transactions dated September 7, 2022 for \$644,565.

Upon motion by Director Holland, seconded by Director Hill, and unanimously adopted and ratified...

The ACH transactions dated August 26, 2022 for \$1,792.52.

CONSIDERATION OF
STORAGE LEASE
AGREEMENT FOR
HOLTON RESERVOIR
BETWEEN UNITED
WATER & SANITATION
DISTRICT AND EAST
CHERRY CREEK
VALLEY WATER &
SANITATION DISTRICT

Upon motion by Director Elzi, seconded by Director Vagnerini and unanimously adopted and approved...

Storage Lease Agreement for Holton Reservoir between United Water & Sanitation District and East Cherry Creek Valley Water & Sanitation District, in substantial form presented with any additional changes approved by District Manager and legal counsel.

CONSIDERATION OF
SPOT WATER LEASE
AGREEMENT (70
RANCH RESERVOIR)
BETWEEN UNITED
WATER & SANITATION
DISTRICT AND EAST
CHERRY CREEK
VALLEY WATER &
SANITATION DISTRICT

Upon motion by Director Hill, seconded by Director Holland and unanimously adopted and approved...

Spot Water Lease Agreement (70 Ranch Reservoir) between United Water & Sanitation District and East Cherry Creek Valley Water & Sanitation District, in substantial form presented with any additional changes approved by District Manager and legal counsel.

EXECUTIVE SESSION

Director Holland moved that the Board convene in Executive Session, pursuant to Sections 24-6-402(4)(b) and 24-6-402(4)(e), C.R.S. for the purpose of receiving legal advice on specific legal questions and determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators related to ECCV water main boring damage.

Director Hill seconded the motion, which was approved by the Board at 3:18 PM.

The Executive Session included all voting members of the Board, staff and others in attendance as noted above.

Director Holland reconvened open session at 3:28 PM

ADJOURNMENT

There being no further business to come before the Board, Director Holland, adjourned the meeting at 3:28 PM.

A handwritten signature in black ink, appearing to read "David J. Kaunisto", written over a horizontal line.

David J. Kaunisto
Acting Secretary