
RECORD OF PROCEEDINGS

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

HELD: March 10, 2021

13031 E. Caley Ave.
Centennial, CO 80111

ATTENDANCE:

Present via Zoom Video Conferencing were Directors: Doyle Tinkey, Geri Santos-Rach, Jeff Baker, Tom Wood, Nancy Sharpe, and Brad Cromer. Also in attendance via Zoom Video Conferencing were Steve Witter, Tony Campbell, Matt Vigil, Kevin McBrien, Patty Pratt, Sandor Rebek, Savana Dumler, and Legal Counsel Ron Fano. The guests in attendance via Zoom Video Conferencing were Alan Leak, of Respec, and Randy Warren, of Mulhern MRE.

CALL TO ORDER:

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

ADOPTION OF THE AGENDA:

Director Tinkey made a motion to adopt the Agenda as presented. The motion was seconded by Director Santos-Rach and passed 5 to 0, as follows:

Doyle Tinkey – Yes
Geri Santos-Rach – Yes
Brad Cromer – Yes
Jeff Baker – Yes
Tom Wood – Yes

PUBLIC FORUM

No one came forward to address the Board.

CONSENT AGENDA:

Director Santos-Rach made a motion to approve the Consent Agenda as presented. The motion was seconded by Director Cromer and passed 5 to 0, as follows:

Doyle Tinkey – Yes

Gerri Santos-Rach – Yes
Brad Cromer – Yes
Jeff Baker – Yes
Tom Wood – Yes

The Consent Agenda consisted of the following:

1. Request for Approval of Minutes of the Board of Directors of the Arapahoe County Water and Wastewater Authority - from February 10, 2021
2. Request for Approval of Payment Register for February 2021
3. Request for Approval of JWPP/Jacobs Tolling Agreement

GENERAL BUSINESS ACTION ITEMS

ITEM No. 4 – Discussion and Possible Action Related to Recent News Report Regarding PFAS Standards

Mr. Witter reported that recently there have been reports in the local news about the chemical family Per- and polyfluoroalkyl substances (PFAS) and how they have been detected in local water supplies. Mr. Witter explained that ACWWA's water fully complies with all the regulations set by the Colorado Department of Public Health and Environment (CDPHE) and the U.S. Environmental Protection Agency (EPA). He also explained that staff has posted information on ACWWA's web page, including a letter to our customers, FAQs, and a briefing memo regarding PFAS, written by the American Water Works Association. The Board expressed their frustration at what they perceived to be a misleading news story.

Director Sharpe arrived at the meeting at 9:05 a.m.

ITEM No. 5 – Update on the Sale of ACWWA's Interests in the Cherry Creek Project Water Authority

Mr. Witter gave a brief history of ACWWA's financial interest and participation in the Cherry Creek Project Water Authority (CCPWA). He explained how after assessing ACWWA's water supply needs and at the direction of ACWWA's Board of Directors, he offered up for sale ACWWA's interest to other CCPWA members. Mr. Witter reported that the Town of Castle Rock decided to purchase ACWWA's interest and how the sale of such interest was finalized over the last two weeks. The Board expressed appreciation for a job well done.

ITEM No. 6 – Chambers Reservoir Project Update

Mr. McBrien gave an update on the project reporting that the liner system is now in place and that ACWWA staff has a plan in place for executing the filling of the reservoir over the next few years. Mr. McBrien reported that ACWWA is continually monitoring the groundwater levels under the reservoir through installed piezometers to ensure there is no

leakage. Staff determined that the pumping system had to be redesigned by adding five more pumps to ensure ACWWA will be able to meet demand during irrigation season. Staff has recently received bids for those pumps and will come back to the Board with a recommendation. The reservoir should be ready for the 2022 irrigation season.

ITEM No. 7 – JWPP Project Update

Mr. McBrien gave an update on the project reporting that staff from ACWWA, Cottonwood Water and Sanitation District and Jacobs continue to have weekly operations meetings to discuss the various alternatives to treating the brine from the biological treatment system. Jacobs is preparing a report with the alternatives. Staff will work with consultants, including the evaluation of costs for treatment of the brine at the Lone Tree Creek Water Reuse Facility and report back to the Board as soon as feasible. The Board directed staff to invite all ACWWA Board Members to the next PWRCP meeting.

ITEM No. 8 – General Manager’s Report to the Board of Directors

Mr. Witter called the attention of the directors to the format of the board packet which was changed a bit to ensure that the Board and public are getting the information they need with an emphasis on current projects.

Mr. Witter reported that in 2019, ACWWA joined a class action lawsuit related to Liquid Aluminum Sulfate. ACWWA received their portion of the settlement in the amount of \$208,728.17, which was received in February 2021. Other than submitting the claim form, ACWWA was not involved in this case.

Mr. Witter reported that it will be necessary to schedule a Special Board meeting in April apart from the regular meeting to discuss the water rights mediation with FRICO. The Board agreed to meet on April 21, 2021 at 9:00 a.m. The Board asked staff to consult with ACWWA’s water counsel whether a board member should be present at the mediation.

Mr. Witter reported that ACWWA and United Water and Sanitation District executed several water rights conveyances on March 1, 2021, which help to strengthen the ACWWA Flow water rights portfolio. Mr. Witter thanked Directors Tinkey and Santos-Rach for coming to ACWWA’s administration office to sign the necessary documents.

Mr. Witter reported on the increasing cost of raw water in Colorado. It appears that if ACWWA initiated the ACWWA Flow Project now, the raw water costs would be 3 times higher than what ACWWA originally paid.

Mr. Vigil reported that the fieldwork related to the 2020 audit is close to wrapping-up and that there have been no significant findings thus far. Mr. Vigil indicated that staff is on track for presentation at the April board meeting.

ITEM No. 9.A. – Operations Report

Mr. Campbell answered a few questions regarding the Operations Report including how the ACWWA Operations staff is conducting Emergency Response Training. Mr. Campbell stated that this training will occur monthly and each time, they will cover a different topic.

ITEM No. 10.A – Financial Report

Mr. Vigil reported that the sale of tap fees is well ahead of the budget and that overall ACWWA reports increased revenue with decreased expenses.

ITEM No. 11 – Legal Report

Mr. Fano indicated there was nothing new to report that had not already been covered earlier in the meeting. Mr. Fano asked staff to send the fully executed copy of the approved JWPP/Jacobs Tolling Agreement to him as soon as it is signed.

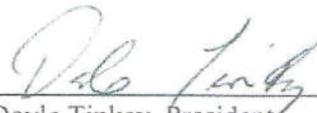
ITEM No. 12 – Updates – No further report on these times was necessary.

ADJOURNMENT

At 10:12 a.m. the meeting was adjourned.

Approved: _____ 04-14- _____ 2021.

ARAPAHOE COUNTY WATER AND
WASTEWATER AUTHORITY



Doyle Tinkey, President

ATTEST:



Geri Santos-Rach, Secretary