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RECORD OF PROCEEDINGS

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

HELD: June 12, 2019

13031 E. Caley Ave.  
Centennial, CO 80111

**ATTENDANCE:**

Present were Directors: Ken Beard, Doyle Tinkey, Tom Wood, Geri Santos-Rach, and Brad Cromer. Directors Jeff Baker and Nancy Sharpe were absent and excused. Also in attendance were Steve Witter, Kate McRae, Emily Lowell, Martin Stegmiller, Kevin McBrien, Patty Pratt, Sandor Rebek, and Legal Counsel Ron Fano. There were no guests in attendance.

**CALL TO ORDER:**

Director Beard called the meeting to order at 9:01 a.m. in the Arapahoe Conference Room of the Arapahoe County Water and Wastewater Authority (ACWWA) office at 13031 E. Caley Ave., Centennial, CO 80111. The Pledge of Allegiance was recited.

**ADOPTION OF THE AGENDA:**

Director Beard made a motion to Adopt the Agenda as presented. The motion was seconded by Director Wood and passed 5 to 0.

**PUBLIC FORUM**

No one came forward to address the Board.

**CONSENT AGENDA:**

Director Beard made a motion to approve the Consent Agenda as presented. The motion was seconded by Director Wood and passed 5 to 0. 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 May 8, 2019
2. Request for Approval of Payment Register
3. Request for Acceptance of ACWWA's 2020 Budget Timeline

4. Request for Approval of the 5<sup>th</sup> Amendment to Wastewater Supply/Disposal Agreement with Valley Country Club.

#### GENERAL BUSINESS ACTION ITEMS

##### ITEM No. 5 – Presentation Regarding ACWWA Summer Water Supplies and Strategies

Ms. Lowell gave a presentation regarding the 2019 supply and estimated water demands for ACWWA. Ms. Lowell explained that the primary sources of water are: non-tributary ground water, ACWWA Flow supplies, alluvial wells and water being treated at the JWPP, with average demand at 2.6mgd and maximum demand at 6.5mgd. Barring any unforeseen problems, ACWWA will be able to meet these demands.

##### ITEM No. 6 – Discussion and Possible Action Regarding Aurora RV Storage Development Project

#### EXECUTIVE SESSION

At 9:25 a.m., a motion was made by Director Beard and seconded by Director Cromer to enter into an Executive Session, pursuant to §24-6-402(4)(b) to consult or receive legal advice from the attorney regarding the Aurora RV Storage Development Project. The motion passed 5 to 0. The following people were present in the Executive Session: Ken Beard, Doyle Tinkey, Geri Santos-Rach, Tom Wood, and Brad Cromer. Also in attendance were: Steve Witter, Kate McRae, Emily Lowell, Kevin McBrien, Patty Pratt, and Legal Counsel, Ron Fano. At the direction of Mr. Fano, the Executive Session was not recorded.

At 9:39 a.m., a motion to adjourn the Executive Session was made by Director Beard. The motion was seconded by Director Cromer. The motion passed 5 to 0.

Director Cromer invited members of the public to return to the meeting.

In Open Session, Director Santos-Rach made a motion to direct ACWWA's General Manager to negotiate this matter pursuant to the discussion that took place in the Executive Session. The motion was seconded by Director Wood and passed 5-0.

##### ITEM No. 7 – General Manager's Report to the Board of Directors

Mr. Witter gave a brief review of the various matters in the General Manager's Report, including an update on the JWPP, and a tour of the Lone Tree Creek Water Reuse Facility by a Girl Scout Troup. Mr. Witter also pointed out the travel mugs with the JWPP logo that were provided to each of the Directors, compliments of Jacobs.

##### ITEM No. 8 – Committee Updates – No report necessary at this time.

##### ITEM No. 9 – Staff Updates

- A. Development Report – Ms. McRae reported that tap sales are trending on track for the year.

- B. Monthly Financial Statements – Ms. McRae reported that the financials are on target.
- C. Legal Report – No report necessary at this time.

ITEM No. 10 – Informational Updates


- A. Water Informational Dashboard – No report necessary at this time.
- B. Customer Service and Website Activity – Director Tinkey inquired as to what “Google Analytics” means. Ms. Pratt explained how it is used to track visits to ACWWA’s web page.
- C. Investments – No report necessary at this time.
- D. Billing Activities – No report necessary at this time.

ADJOURNMENT

At 9:51 a.m. Director Tinkey made a motion to adjourn the meeting. The motion was seconded by Director Santos-Rach and passed 5 to 0.

Approved: 7-10- 2019.

ARAPAHOE COUNTY WATER AND  
WASTEWATER AUTHORITY

 FOC  
Ken Beard, President

ATTEST:

  
Geri Santos-Rach, Secretary



SpencerFane

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File No. 5113777-4

June 12, 2019

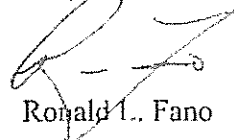
Arapahoe County Water and  
Wastewater Authority  
Attn: Patty Pratt  
13031 E. Caley Avenue  
Centennial, CO 80111

**Re: Opinion Concerning Executive Session Held June 12, 2019**

Members of the Board:

In my opinion, the executive session concerning the Aurora RV Storage development project that occurred during the Board meeting that I personally attended on June 12, 2019 was properly announced and was a privileged attorney-client communication. Therefore, no record or electronic recording of this executive session was required pursuant to Section 24-6-402(2)(d.5)(II)(B), C.R.S.

Very truly yours,



Ronald L. Fano

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