

RECORD OF PROCEEDINGS

**MINUTES OF THE BOARD OF DIRECTORS OF
THE COTTONWOOD WATER & SANITATION DISTRICT**

May 18, 2021

at 6:30 p.m.

This meeting was offered at <https://zoom.us>

Meeting ID: 811 1743 3549 Meeting Passcode: 878895 Phone (346) 248-7799

ATTENDEES

Directors present: Bill Thomas and Steve Wasiecko. Linda Dillon and Josh Stewart attended via electronic device.

Others present: Luis Tovar and Toby Austin, Mulhern MRE, Inc.; Kelly Conover, Mulhern MRE, Inc attended via electronic; Carolyn Steffl; Moses, Wittemyer, Harrison, and Woodruff, P.C. attended via electronic device.

THE AGENDA

The Board considered the proposed agenda. Upon motion duly made by Director Stewart, seconded by Director Dillon and upon vote, the agenda was adopted.

PUBLIC COMMENT

There was no public present.

CONSENT AGENDA

The Board considered the Consent Agenda. The Consent Agenda included approval of the minutes from the regular meeting held April 20, 2021; approval of checks numbered 21750 through 21787, listed on the revised check register provided at the meeting, ratification of auto-payments to Baski Inc., Xcel Energy, and Century Link, authorization of disconnect list dated May 14, 2021, disclosure of potential conflicts of interest and ratification of Director payments.

Upon motion duly made by Director Stewart, seconded by Director Dillon, and upon vote, unanimously carried, the Consent Agenda was approved.

DIRECTOR ITEMS

Director Dillon noted that the last meeting discussion was regarding planting wildflowers at the Well D-1 redrill site. Director Dillon noted that the Metro District was going to plant them following project completion, coordinating with the well contractor to restore the site.

DISCUSS NOTICE OF INTENT TO FILE CLARIFICATION AND REVISION TO SERVICE PLAN REGARDING SOLID WASTE COLLECTION

Carolyn Steffl drafted a notice for review by the Board regarding the District's intent to provide solid waste collection and transportation, including residential waste services pursuant to Sec. 32-1-207(3)(b), C.R.S.

The Board discussed the draft and instructed the manager to send this draft to county staff to review and provide feedback prior to publication of the notice. The next meeting would include a Resolution to approve the notice and

publication in the newspaper to begin the 45-day period for any legal challenges on the basis that the action is a material modification to the service plan.

The Board would consider whether to proceed with and publish a request for proposals for trash services at a future Board meeting.

CONSIDER APPROVAL OF BTS VERIFICATION STUDY OF SENDING BTS CONCENTRATE TO LONE TREE CREEK WATER REUSE FACILITY

Luis discussed the agreement to send BTS brine to the ACWWA treatment plant to complete a full-scale test of the plant's capacity and capability to accept and treat up to 0.5MGD of concentrate from the JWPP to meet discharge permit. Once the agreement is approved, the study would begin May 24 run through Aug 16.

Director Wasiecko asked if the CDPHE is aware of the District's intent. Luis informed the Board that the CDPHE has been notified and Jacobs and ACWWA have been working with them, addressing any questions.

Carolyn requested the Board consider approval of the agreement in substantially the form presented with minor modifications by legal counsel and staff.

Upon motion duly made by Director Thomas, seconded by Director Wasiecko and upon vote, the Board unanimously approved the BTS Verification Study with CH2M Hill Engineers, in substantially the form presented and to authorize the District's manager and attorney to approve the final form of the agreement.

MANAGER'S REPORT

Luis reviewed the Manager's Report dated May 18, 2021. This included updates regarding the WISE delivery schedule proposed with a majority of water in the winter months. In June the District may experience an abundance of water. Staff reached out to other Districts who would be interested in purchasing the excess.

Luis also discussed the Cherry Creek Project Water Authority's model for sizing Walker Reservoir and capacity in the Rueter Hess Reservoir. The members' needs have changed since the 2014 Master Plan listing a total need of 2,000AF of storage. Following work sessions, members needs total about 958AF. Cottonwood still wants the 143AF as in the 2014 Master Plan. Construction costs have skyrocketed which may have prompted these changes. Luis suggested a work session at the June meeting with any updates to the Board.

Luis informed the Board of a few homeowner's concerns regarding foundation issues related to the Well D-1 redrill. Per the contract documents, the District is not held liable. The District Insurance Pool approved the District inspecting the homes and staff will set up home inspections.

Director Wasiecko asked about the federal funding being offered. Staff approached Arapahoe County regarding their portion of federal funding for water and wastewater projects.

Director Thomas asked about the water conservation training for landscape contractors, provided by South Metro Water Supply Authority. Staff offered the

training to the Crown Point HOA landscape contractors however, they are already certified

ACTION ITEMS

There were no action items for Board consideration.

REPORTS

Dashboard – Toby Austin discussed the dashboard showing commercial use has increased compared to 2020. The District produced 84% renewable supply in April through the use of WISE and JWPP. There was no board action.

Financial – Toby discussed the District’s financial position for the first quarter of 2021.

Legal Report – Carolyn reported that the rulemaking application for which party status was approved at the April meeting was suspended, so the District has not filed an application for party status.

ADJOURNMENT

Upon motion duly made, seconded and unanimously carried, the meeting was adjourned. The next regular meeting is scheduled for June 15, 2021 beginning at 6:30 p.m. to be held at the District Meeting House at 8334 Sandreed Circle, Parker, CO and via Zoom meeting.

READ AND APPROVED BY THE BOARD:

Date: June 15, 2021
William C. Thomas