



## **Board of Directors Meeting Minutes January 29, 2024, 6:30 p.m.**

### **Call to Order**

Regular Meeting

Centennial Water and Sanitation District Board of Directors met for a regular meeting in person and via Zoom on January 29, 2024, at 6:30 p.m.

### **Roll Call**

Upon the call of the roll, the following were present.

Board Members: Tammy Essmeier, Terry Nolan, Frank Johns, and Frank McNulty

Excused Absence: SJ Light

A quorum was declared.

Staff present:

Sam Calkins  
Peter Bong  
Nic George  
Ross James  
Julie Tinetti  
Lauren Appleby  
Jon Klassen  
Austin Long

Zach Cartaya  
Paige McFarland  
Kari Larese  
Ryan Edwards  
Kristi Robinson  
Stacy Smith  
Amy Dublin (via Zoom)  
Heather Morgan (via Zoom)

Others present:

Tim Flynn – Collins Cole Flynn Winn & Ulmer, PLLC  
1 member of the public

### **Reaffirmation of Disclosures**

- No changes

### **Introductory Comments**

- Board Members  
Board member Johns will be attending the Colorado Water Congress annual meeting Wednesday through Friday.
- General Manager  
General Manager Calkins thanked board members Johns and McNulty for their attendance at the outstanding achievement award luncheon.  
General Manager Calkins shared photos involving 2 main breaks within the community.

### **Public Comments/Questions**

- No public comments or questions

### **Presentations**

- WISE Update – Sam Calkins
- Legislative Update – Julie Tinetti and Paige McFarland  
Board member McNulty would like us to have a process for reviewing bills giving the board an opportunity to express their position which will then be relayed to the Water Congress or legislature. Board member McNulty asked who is sponsoring bill 24-037, and Finance Director Cartaya provided the answer. General Manager Calkins will work with our attorney on the best way to get board input on future legislations.

### **Discussion Items**

- No Items

### **Approval of Minutes**

- CWSD Special Board Meeting January 8, 2024
- CWSD Board Meeting December 12, 2023

Board member Nolan moved that the board approve the minutes from January 8, 2024 Special Board Meeting, and December 12, 2023 Board Meeting as submitted. Board member McNulty seconded the motion. The vote was as follows:

Ayes: Board Members Essmeier, Nolan, Johns, and McNulty  
Nays: None

The motion carried.

### **Approval of Business Agenda**

Board member McNulty moved that the board approve the business agenda. Board member Johns seconded the motion. The vote was as follows:

Ayes: Board Members Essmeier, Nolan, Johns, and McNulty  
Nays: None

The motion carried.

### **Consent Items**

CWSD 102

Adopt Resolution 24-102 appointing General Manager Samuel Calkins as the District's representative and Water Resources Manager Rick McLoud as the District's alternate representative to the South Metro WISE Authority on behalf of Centennial Water and Sanitation District.

CWSD 103

Adopt Resolution 24-103 appointing General Manager Samuel Calkins as the director and Water Resources Manager Rick McLoud as the alternate director and representative member to the Board of Directors of the SMWSA (South Metro Water Supply Authority) on behalf of Centennial Water and Sanitation District. Authorize those individuals to represent the District on the Board of Directors of SMWSA.

CWSD 104

Adopt Resolution 24-104 designation of meeting place for board meetings (regular, special and study session) and designation of location for posting notices of board meetings (regular, special and study session).

CWSD 105

Adopt Resolution 24-105 approval of amendments to Articles VII and VIII of the Centennial Water and Sanitation District's Rules and Regulations. The revisions will become effective January 1, 2024.

CWSD 106

Adopt Resolution 24-106 which rescinds unexpended appropriations for completed projects.

CWSD 107

Adopt Resolution 24-107 authorizing the General Manager to approve Amendment 3 to the South Platte Reservoir Site IGA, allowing South Suburban Parks and Recreation to add a walkway on the Southwest corner of the reservoir.

CWSD 108

Adopt Resolution 24-108 authorizing the General Manager to execute a Memorandum of Understanding with Northern Douglas County Water and Sanitation District to extend the agreement providing support for the Turf Replacement Program.

CWSD 109

Ratify December 2023 cash and investment transactions (including expenditures).

Board member McNulty moved that the board approve consent business items CWSD 102, 103, 104, 105, 106, 107, 108, and 109, inclusive. Board member Nolan seconded the motion. The vote was as follows:

Ayes: Board Members Essmeier, Nolan, Johns, and McNulty

Nays: None

The motion carried.

**General Business**

CWSD 101

Adopt Resolution 24-101 approving an appropriation of \$56,843,444 for the Water Treatment Plant Improvements – Phase 1B project and award of a construction contract to Garney Companies, Inc. in the amount of \$48,958,760. Authorize the General Manager to execute a consulting services agreement with Carollo Engineers Inc., in an amount not to exceed \$4,734,684 for engineering services and authorize the General Manager to execute a consulting services agreement with Ground Engineering in an amount not to exceed \$140,000 for materials testing services.

Board member Nolan moved that the board approve general business item CWSD 101. Board member Essmeier seconded the motion. The vote was as follows:

Ayes: Board members Essmeier, Nolan, Johns, and McNulty

Nays: None

The motion carried.

### **Executive Session**

AT APPROXIMATELY 7:20 P.M., BOARD MEMBER MCNULTY MOVED THE BOARD GO INTO EXECUTIVE SESSION PURSUANT TO SECTION 24-6-402(4)(b) C.R.S. FOR THE PURPOSE OF CONFERRING WITH LEGAL COUNSEL REGARDING MARCY GULCH WASTEWATER TREATMENT PLANT CONSTRUCTION CONTRACT MATTERS AND REGARDING A CLAIM ASSERTED BY A FORMER EMPLOYEE.

Board Member Nolan seconded the motion.

The motion carried and the Board went into Executive Session at approximately 7:21 p.m. The Executive Session regarding Marcy Gulch Wastewater Treatment Plant construction contract matters was not recorded because it constituted a privileged attorney client communication, and legal counsel's signed statement is attached to the original of these minutes. Those persons present during this Executive Session were Board Members Essmeier, Nolan, Johns, and McNulty, General Legal Counsel, Timothy J. Flynn, General Manager, Sam Calkins, Director of Public Works, Ryan Edwards, Director of Operations, Peter Bong, Director of Finance, Zach Cartaya, Human Resources Manager, Kristi Robinson, Water and Wastewater Superintendent, Nic George, Engineer, Austin Long, and Executive Assistant, Stacy Smith.

The Executive Session regarding a claim asserted by a former employee was not recorded because it constituted a privileged attorney client communication, and legal counsel's signed statement is attached to the original of these minutes. Those persons present during this Executive Session were Board Members Essmeier, Nolan, Johns, and McNulty, General Legal Counsel, Timothy J. Flynn, Legal Counsel, Ashley Hernandez-Schlagel, General Manager, Sam Calkins, and Human Resources Manager, Kristi Robinson.

The Executive Session was adjourned at approximately 7:53 p.m., at which time the Board returned to open public meeting.

### **Adjourn**

Board member McNulty moved the board adjourn. Board member Nolan seconded the motion.

The vote was as follows:

Ayes: Board Members Essmeier, Nolan, Johns, and McNulty

Nays: None

The motion carried and the Board Meeting adjourned at 7:54 p.m.