

**RECORD OF PROCEEDINGS
MINUTES
of the
Board of Water Commissioners**

Denver Water Administration Building
1600 West 12th Avenue
Denver, CO
Board Room, First Floor

Video Conference: <http://zoom.us/join>, Meeting ID: 882 3417 6376, Password: 600590
or Dial-in: (669) 900-6833, Meeting ID: 882 3417 6376

Wednesday, March 22, 2023

Open Session

A duly called Regular Meeting of the Board of Water Commissioners was held Wednesday, March 22, 2023, beginning at 9:00 a.m. in the Board Room and via Zoom Video Conference: <http://zoom.us/join>, Meeting ID: 882 3417 6376, Password: 600590 or via Dial-in: (669) 900-6833, Meeting ID: 882 3417 6376. Members of the Board present during the Regular Meeting were:

Craig Jones, President
Dominique Gómez, First Vice President
Stephanie Donner, Vice President
Tyrone J. Gant, Vice President
Gary M. Reiff, Vice President

Board employees and others present during portions of the meeting were:

J.S. Lochhead, CEO/Manager	P. Freeman, Business Operations Manager
J.A. Anderson, Chief of Staff	C. Gonzales, Internal Sr. Auditor
A. Bricmont, Chief Financial Officer	G. Gonzales, Business Operations Sr. Support
J. Brody, General Counsel	L. Harris, Engineer
Y. Cha, <i>Acting</i> Chief Administrative Officer	D. Herrera, IT Application Manager
D. Gorgemans, Chief Internal Auditor	A. Hill, Government Relations Liaison
R. Mahoney, Chief Engineering Officer	A. Ingram, Procurement Supervisor
R. Marsicek, Chief Water Resource Strategy Officer	J. Lorton, Director Accounting

T.J. Roode, Chief Operations and Maintenance Officer
 E. Abbott, IT Application Manager
 S. Adamkovics, Finance Sr. Analyst
 B. Akins, Finance Sr. Analyst
 S. Behunek, Public Affairs Manager
 C. Burri, Interagency Project Manager
 A. Cavallaro, Paralegal Sr.
 L. Duffy, Finance Sr. Analyst
 N. Elder, Planning Manager
 D. Fairburn, Engineer
 C. Fikan, Finance Associate Analyst
 C. Flynn, Procurement Specialist

D. Martinelli, Finance Associate Analyst
 M. McDonald, Scientist Sr.
 K. Oligney, Director IT Infrastructure
 S. Overby, Business Operations Support
 C. Proctor, Communications Sr. Specialist
 L. Quintana, Administrative Sr. Assistant
 K. Riegler, Attorney Sr.
 L. Southard, Business Operations Support
 T. Thompson, Public Affairs Manager
 J. Walter, Finance Analyst
 P. Williams, Executive Assistant
 A. Witheridge, Scientist Lead
 A. Wright, Scientist Sr.

INTRODUCTORY BUSINESS

Commissioner Jones called the meeting to order at 9:00 a.m.

Public Comment and Communications

Commissioner Jones issued an invitation to members of the public to comment to the Board on any matters not included in the meeting Agenda. There was no public comment.

Legislative Update

Mr. Hill reported that with 48 days remaining in the Legislative Session, the General Assembly has introduced almost 500 bills. There have been no new notable bills introduced since the last update to the Board. The Board has received an updated briefing paper on bills Denver Water staff is tracking and budget items it is supporting. Staff is continuing to engage with external stakeholders regarding draft legislation that has yet to be introduced in the legislature.

ACTION ITEMS

Upon motion regularly made, seconded and unanimously carried by the Commissioners then present, unless otherwise noted, the Board acted upon the following agenda items:

1. ITEM II-A-1: WASTE ACTIVATED SLUDGE SEEDING AGREEMENT BETWEEN DENVER WATER AND METRO WATER RECOVERY – CONTRACT 505652

Approved Contract 505652 with Metro Water Recovery for waste activated sludge, for a 30-day contract period, beginning from the date the contract is fully executed.

Approved delegation of authority to CEO/Manager to approve future agreements with Metro Water Recovery for waste activated sludge that contain substantially similar terms and conditions as in Contract 505652.

2. ITEM II-A-2: LEGAL REPRESENTATION FOR DENVER WATER EMPLOYEE – HUGHES V. DENVER WATER, ET AL., CASE NO. 2023CV30189

Approved authorization of legal representation by the Office of General Counsel (OGC) and outside counsel retained by OGC in this matter, and indemnification for Denver Water employee, Mr. Ruvalcaba, for any award of damages or costs against him in this matter, whether resulting from judgment or settlement agreement.

3. ITEM II-A-3: SURVEY ENGINEERING BASE MAP SERVICES COLFAX MAIN REPLACEMENT PROJECT – CONTRACT 505672

Approved Contract 505672 with Bohannon Huston, Inc. for survey base map services for the Colfax Mains Replacement project, for the contract period from March 22, 2023 to November 13, 2023, for a total contract amount not to exceed \$309,162.

4. ITEM II-A-4: RICH DITCH REPAIR AND MAINTENANCE AGREEMENT FOR CALENDAR YEAR 2023, INTERGOVERNMENTAL AGREEMENT – CONTRACT 505603

Approved Contract 505603 with the Rich Ditch owners for repair and maintenance of the Rich Ditch in calendar year 2023, for the contract period from January 1, 2023 to December 31, 2023, for a total contract amount not to exceed \$10,000.

5. ITEM II-B-1: FROM FORESTS TO FAUCETS PARTNERSHIP UPDATE

Ms. Burri presented the Board with the From Forests to Faucets Partnership (Partnership) Update, a copy of which is attached to and incorporated in these Minutes as Exhibit A. She reported that since 2010, the Partnership has been a successful collaborative among Denver Water, the U.S. Forest Service (USFS), Colorado State Forest Service, the Natural Resources Conservation Service, and the Colorado Forest Restoration Institute. The goal of the Partnership is to improve the resiliency of the forests and reduce the risks of catastrophic wildfires in Denver Water's priority watersheds. Since its inception, the partners have committed approximately \$96 million with 140,000 acres treated in priority watersheds and 1.4 million trees planted.

Ms. Burri provided an overview of the USFS 2023 Collection Agreement for the proposed forest health projects, noting that the focus of this agreement is to conduct wildfire risk reduction, watershed restoration and improvements, and maintenance of past and current treatments on approximately 5,852 acres on National Forest System land within priority watersheds. She also provided an update on funding from the U.S. Department of Agriculture and Colorado for 2022 and 2023.

Approved Contract 505657 with the U.S. Forest Service for forest health and wildfire risk reduction for the contract period from March 22, 2023 to March 31, 2028, for a total contract amount not to exceed \$2,499,489.

POLICY MATTERS**6. ITEM III-A: WATERSHED HEALTH PLAN**

Ms. Witheridge presented the Board with the Holistic Watershed Planning Program Update, a copy of which is attached to and incorporated in these Minutes as Exhibit B. She explained that the long-term strategy for watershed health involves maintaining healthy forests for high-quality water supply; assessing, prioritizing, and planning for collection system risks; and implementing and assessing projects based on collection system priorities. She highlighted key assessment tools that are used and available to all Denver Water staff, stating that risk assessment informs priorities, the action plan, and resource allocation. Wildfires are still the top risk to our water supply.

She added that projects for 2023 include finalizing watershed priorities and completing the action plan, and continuing work on the Williams Fork post-fire recovery project and the Strontia Springs watershed sediment project.

7. ITEM III-B: WATER SUPPLY UPDATE

Mr. Elder presented the Board with the Water Supply Update, a copy of which is attached to and incorporated in these Minutes as Exhibit C. He reported that the Colorado River snowpack is 100% of normal, and we are approaching the time of year when we reach our normal peak. Last year, Colorado River snowpack peaked at 85%, and we are currently at 81% of peak with the possibility of surpassing 85% in the next week, making snowpack in Colorado better this year than last.

He reported that the snowpack for Denver Water's South Platte River Collection System is 89% of normal and the Colorado River Collection System is 105% of normal. Denver Water's reservoir storage, which is typically 79% of normal peak this time of year, is currently 81% of normal peak. The weather forecast over the next few weeks will remain in a cool pattern, with the outlook remaining neutral for precipitation. Overall, Colorado has had a banner year for snowpack and is looking good at this point. He noted that the current snowpack conditions in Lake Powell are unlikely to have a huge impact on the system, which is only 22% full right now, with a forecast of 32% full.

EXECUTIVE UPDATE

8. ITEM IV-B: CFO UPDATE

Ms. Bricmont reported that the February Financial Report has been prepared for the Board's review, a copy of which is attached to and incorporated in these Minutes as Exhibit D.

BRIEFING PAPERS & REPORTS

9. ITEM V-A-1: BRIEFING PAPER FOR LEGISLATIVE STRATEGY

The Board received a Briefing Paper for Legislative Strategy, a copy of which is incorporated and attached to these Minutes as Exhibit E.

10. ITEM V-B-1: LEAD REDUCTION PROGRAM REPORT

The Board received a Report for the Lead Reduction Program, a copy of which is incorporated and attached to these Minutes as Exhibit F.

ADJOURNMENT

No further business appearing, the Board voted unanimously to adjourn into an Executive Session at approximately 9:28 a.m.

DocuSigned by:
Jim Lochhead
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Secretary

DocuSigned by:
Craig Jones
6969021DBFEB4D7...
President