

AGENDA

Denver Board of Water Commissioners

Denver Water Board Room, 1600 W 12th Avenue, Denver, Co 80204 and
Video Conference: <http://zoom.us/join>, Meeting ID: 817 0183 7486 - Passcode: 023874 or
Dial in (669) 900-6833 - Meeting ID: 817 0183 7486 - Passcode: 023874

Members of the public are asked to participate via video conference due to COVID-19 safety protocols

Wednesday, March 23, 2022 - 9:00 a.m.

I. INTRODUCTORY BUSINESS

A. Call to Order and Determination of Quorum

B. Public Comment and Communications

At this point in the agenda, the Board may allow members of the public to address the Board on any item of interest within the jurisdiction of the Board, and not on the agenda for action. Speakers wishing to address a specific Action Item will be invited to address the Board when the item is being considered. Three minutes are allowed for each person unless the President determines otherwise.

1. Distributor Communications
2. Citizen Advisory Committee Communications

C. Ceremonies, Awards and Introductions

D. Legislative Update Andrew Hill 5 minutes

II. ACTION ITEMS

A. Consent Items

Items listed below are considered routine and may be enacted by one motion and vote. If any Board member desires discussion beyond explanatory questions, or corrections to the Minutes, the President may order that item to be considered in a separate motion and vote.

1. Second Authorization for Additional Contract Funds with Kutak Rock, LLC – Contract 503216
2. On-Call Contracts for Accelerated Lead Service Line Replacement for Lead Reduction Program – Contracts 505190, 505191, and 505192
3. Intergovernmental Agreement with US Bureau of Reclamation for Gross Reservoir Expansion Roller Compacted Concrete Materials Testing – Contract 505230
4. Security Guard Services – Contracts 505214 and 504908

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B. Individual Approval Items

III. POLICY MATTERS

A. Lead Reduction Program Update	Alexis Woodrow	15 minutes
B. Gross Reservoir Expansion Update	Jeff Martin	10 minutes
C. 2021 Year End Performance Report	Stephanie Abram	10 minutes

IV. EXECUTIVE UPDATE

A. CEO Update

B. CFO Update

1. Monthly Financial Report – February

C. Operations Update

V. BRIEFING PAPERS & REPORTS

A. Briefing Paper

B. Report

VI. ADJOURNMENT

VII. TRUSTEE MATTERS

VIII. EXECUTIVE SESSION

The Board may adjourn the regular meeting and reconvene in executive session on topics authorized by D.R.M.C Sec. 2-34.

A. Confidential Report

DENVER BOARD OF WATER COMMISSIONERS

Meeting Date: March 23, 2022

Board Item: II-A-1

Second Authorization for Additional Contract Funds with Kutak Rock, LLP Contract 503216

Action by Consent

Individual Action

Purpose and Background:

The purpose of this Board item is to add funds to Contract 503216 for continued legal services including representation in matters related to eminent domain, construction litigation and intellectual property.

Budget and Schedule:

The current amount of this contract is \$1,080,000 and the term of the contract is February 20, 2018 through February 28, 2023. The Second Authorization for Additional Contract Funds for Contract 503216 requests an additional \$300,000. Funds for this contract will come from the 2022 budget for Office of General Counsel business unit, which has sufficient funds to pay the amount estimated to be needed in 2022.

S/MWBE Information:

Small/Minority and Women-owned Business Enterprise goals are not applicable for this item.

Recommendation:

Staff recommends that the Board approve the Second Authorization for Additional Contract Funds with Kutak Rock, LLP Contract 503216 for legal services for an addition of \$300,000 for a total amended contract amount not to exceed \$1,380,000.

Approvals

- James S. Lochhead, CEO/Manager
- Julie Anderson, Chief of Staff
- Jessica R. Brody, General Counsel
- Angela C. Bricmont, Chief Financial Officer

- Brian D. Good, Chief Administrative Officer
- Richard B. Marsicek, Chief Water Resource Strategy Officer
- Robert J. Mahoney, Chief Engineering Officer
- Thomas J. Roode, Chief Operations Officer

DENVER BOARD OF WATER COMMISSIONERS

Meeting Date: March 23, 2022

Board Item: II-A-2

On-Call Contracts for Accelerated Lead Service Line Replacement for Lead Reduction Program Contracts 505190, 505191, and 505192

Action by Consent

Individual Action

Purpose and Background:

The purpose of this Board item is the approval of the Accelerated Lead Service Line Replacement (ALSLR) on-call contracts for 2022.

In December 2019, Denver Water received approval from the U.S. Environmental Protection Agency (EPA) of a variance from the Safe Drinking Water Act's corrosion control treatment requirements. Under the variance, Denver Water in 2020 and 2021 successfully implemented a comprehensive Lead Reduction Program (LRP) in place of orthophosphate treatment.

A critical element of the LRP is to replace 7% of lead service lines (LSLs) per year. The contracts presented today are pre-qualified contractors available to accomplish the replacement of 3,488 LSLs in the event that lower priced contractors are unable to complete the work. The prioritized LSLs will be packaged into task order work packages for assignment to the contractors for replacement.

Budget and Schedule:

If these contractors are utilized, funds for this service/contract will come from other contracts in the approved 2022 budget for Accelerated Lead Service Line Replacements.

Selection of Business Partner:

During 2021, the Lead Reduction Program (LRP) utilized three pre-qualified ALSLR contractors to meet the variance requirement of 4,477 LSLRs, combined with work completed by Denver Water lead service line replacement crews (LSLR) crews. In 2022, the ALSLR pre-qualified contractors will be in the third year of 3-year on-call contracts. In September 2021, the revised 2022 pricing was requested from the pre-qualified ALSLR contractors, including the three contractors working in 2021 and the four contractors that were designated as standby contractors. The lowest pricing came from AGL Construction (505056), KR Swerdfeger Construction (505057), and Mid City Corp. (505058). If approved, the remaining ALSLR contractors, Global Underground Corp. (505190), Apex Plumbing, Inc. (505191), and Reynolds Construction, LLC (505192) will be available for unforeseen situations occurring in 2022 if needed.

S/MWBE Information:

A target goal of 10% minimum MWBE participation was requested in the request for proposals. Each of the three contractors committed to achieving this goal.

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Recommendation:

Staff recommends that the Board approve Contracts 505190 with Global Underground Corp., 505191 with Apex Plumbing, Inc., and 505192 with Reynolds Construction, LLC for ALSLR for the contract period March 23, 2022, through December 31, 2022. It is also recommended that the Board delegate authority to the CEO to award subsequent task orders to the contractors throughout 2022 based on costs and contractors' capacity to perform replacements, up to the number of task orders needed to meet the replacement target and within the \$34,047,579 budget. Status of contract performance and task order authorization will be reported to the Board monthly throughout 2022.

Approvals

- | | |
|--|---|
| <input checked="" type="checkbox"/> James S. Lochhead, CEO/Manager | <input type="checkbox"/> Brian D. Good, Chief Administrative Officer |
| <input type="checkbox"/> Julie Anderson, Chief of Staff | <input type="checkbox"/> Richard B. Marsicek, Chief Water Resource Strategy Officer |
| <input type="checkbox"/> Jessica R. Brody, General Counsel | <input type="checkbox"/> Robert J. Mahoney, Chief Engineering Officer |
| <input type="checkbox"/> Angela C. Bricmont, Chief Financial Officer | <input checked="" type="checkbox"/> Thomas J. Roode, Chief Operations Officer |

DENVER BOARD OF WATER COMMISSIONERS

Meeting Date: March 23, 2022

Board Item: II-A-3

Intergovernmental Agreement with US Bureau of Reclamation Gross Reservoir Expansion Roller Compacted Concrete Materials Testing Contract 505230

Action by Consent

Individual Action

Purpose and Background:

The purpose of this Board Item is to execute an Intergovernmental Agreement (IGA) with the United States Bureau of Reclamation (USBR), Contract 505230, in support of the Gross Reservoir Expansion (GRE) construction effort. The IGA is necessary so that USBR can perform specialized testing on concrete mixes planned for use on the GRE Project. The testing is necessary to confirm that the thermal properties of the concrete mixes to be used on GRE are in-line with assumptions made by the Engineer during design. No commercial alternatives exist for this as USBR is the only facility in the United States equipped to perform the requisite testing.

Budget and Schedule:

The total amount of this IGA is \$50,264 and the term of the agreement is March 23, 2022 through December 1, 2023. The \$50,264 amount includes \$6,500 of owner-directed contingency funds. Funds for this contract will come from the 2022 budget for GRE business unit, which has sufficient funds to pay the \$50,264 (including contingencies) estimated to be needed in 2022.

S/MWBE Information:

Small/Minority and Women-owned Business Enterprise goals are not applicable for this item.

Recommendation:

Staff recommends that the Board approve the proposed IGA 505230 with USBR which has an approximate value of \$50,264 which includes \$6,500 of owner-directed contingency funds.

Approvals

- | | |
|---|---|
| <input checked="" type="checkbox"/> James S. Lochhead, CEO/Manager | <input type="checkbox"/> Brian D. Good, Chief Administrative Officer |
| <input type="checkbox"/> Julie Anderson, Chief of Staff | <input type="checkbox"/> Richard B. Marsicek, Chief Water Resource Strategy Officer |
| <input type="checkbox"/> Jessica R. Brody, General Counsel | <input checked="" type="checkbox"/> Robert J. Mahoney, Chief Engineering Officer |
| <input checked="" type="checkbox"/> Angela C. Bricmont, Chief Financial Officer | <input type="checkbox"/> Thomas J. Roode, Chief Operations Officer |

DENVER BOARD OF WATER COMMISSIONERS

Meeting Date: March 23 2022

Board Item: II-A-4

Security Guard Services Contracts 505214 and 504908

Action by Consent

Individual Action

Purpose and Background:

The purpose of this Board item is to seek approval for contracts 505214 and 504908, which will provide armed and unarmed security guards for the protection of Denver Water facilities. Denver Water requires stationary and roving security guards 24 hours per day, 365 days per year at various locations to ensure the security of its water supply, infrastructure, and employees. Security guard services aid Denver Water in deterring, detecting, and responding to emergency situations throughout the Denver Water system. Contract 505214 is with Allied Universal and Contract 504908 is with Citadel.

Budget and Schedule:

The total amount of contract 504908 is \$3,300,000 and the term of the contract is March 23, 2022, through April 30, 2025. Funds for this contract will come from the 2022-2025 Security budget, which has sufficient funds to pay the \$699,400 estimated to be needed in 2022. The remaining \$2,600,600 will be budgeted in years 2023-2025.

The total amount of contract 505214 is \$7,700,000 and the term of the contract is March 23, 2022, through April 30, 2025. Funds for this contract will come from the 2022-2025 Security budget, which has sufficient funds with a variance of \$75,000 to pay the \$2,006,000 estimated to be needed in 2022. The remaining \$5,694,000 will be budgeted in years 2023-2025.

Selection of Business Partner:

In January 2022, Denver Water issued a Request for Proposals via Rocky Mountain E-Purchasing System (BidNet), Denver Water's public website, and direct e-mail solicitation to known vendors and to the Small/Minority and Women-owned Business Entity (S/MWBE) chambers. Denver Water received 11 proposals. The selection committee evaluated the proposals and is recommending awards to Allied Universal Security Services and Citadel Security USA LLC based on their staffing plan, experience, ability to meet work requirements, proposed pricing, scheduling software solutions, and reporting capabilities.

S/MWBE Information:

Small/Minority and Women-owned Business Enterprise goals are not applicable for this item.

Recommendation:

Staff recommends that the Board approve Contract 505214 with Allied Universal Security Services total contract amount not to exceed \$7,700,000, and contract 504908 with Citadel Security USA LLC a total contract amount not to exceed \$3,300,000 for Security Guard Services for the contract period March 23, 2022 through April 30, 2025.

Approvals

- | | |
|---|---|
| <input checked="" type="checkbox"/> James S. Lochhead, CEO/Manager | <input checked="" type="checkbox"/> Brian D. Good, Chief Administrative Officer |
| <input type="checkbox"/> Julie Anderson, Chief of Staff | <input type="checkbox"/> Richard B. Marsicek, Chief Water Resource Strategy Officer |
| <input type="checkbox"/> Jessica R. Brody, General Counsel | <input type="checkbox"/> Robert J. Mahoney, Chief Engineering Officer |
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