

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: 882 3417 6376 - Passcode: 600590 or

Dial in (669) 900-6833 - Meeting ID: 882 3417 6376 - Passcode: 600590

Members of the public are welcome to attend either in person or by video conference

Wednesday, August 23, 2023 – 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

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. Strontia Springs Reservoir Access Improvements – Contract 505605
2. Jefferson Conservation District Private Lands Forestry Agreement From Forests to Faucets Partnership – Contract 505785
3. Identification of Discretionary Positions

B. Individual Approval Items

- | | | |
|--|----------------|-----------|
| 1. Reservoir Aeration Project –
Contract 505683 | Robert Mahoney | 5 minutes |
|--|----------------|-----------|

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III. POLICY MATTERS

A. Gross Reservoir Expansion Update	Jeff Martin	15 minutes
B. First Reading of the Proposed 2024 Rates	Angela Bricmont	15 minutes
C. Commercial Paper Program Update	Abdul Aslamy	10 minutes

IV. EXECUTIVE UPDATE

A. CEO Update

B. CFO Update

1. Financial Report – July 31, 2023

C. Operations Update

V. BRIEFING PAPERS & REPORTS

A. Briefing Paper

B. Report

1. LRP Update
2. NTP Update

VI. ADJOURNMENT

VII. TRUSTEE MATTERS

I. ACTION ITEMS

1. Meeting as Trustee: Minutes from June 14, 2023, Trustee Meeting

II. INFORMATION ITEMS

1. Meeting as Trustee: Q2 2023 Performance Report for the Defined Contribution Plans - CAPTRUST
2. Meeting as Plan Sponsor: Q2 2023 Performance Report for the Defined Benefit Plan - Segal Marco
3. Meeting as Trustee and/or Plan Sponsor: Q2 2023 Summary Retirement Program Report Aneta Rettig, CFA 10 minutes

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: August 23, 2023

Board Item: II-A-1

Strontia Springs Reservoir Access Improvements Contract 505605

Action by Consent

Individual Action

Purpose and Background:

The purpose of this Board item is to approve Contract 505605 to provide operational improvements at Strontia Springs Reservoir. The original scope of this project included both slope stabilization of Conduit 20 and repair of the retaining wall along with access improvements. However, the bid for the slope stabilization improvements was significantly higher than anticipated due to contractor availability and unanticipated construction complexities identified by the contractor, such as temporary shoring for continued access. Denver Water staff removed this piece of the project from the scope and is reevaluating more cost-effective alternatives considering our long-term budget constraints. The remaining project scope includes the replacement of the improvised steel train car bridge that has corroded and can no longer be maintained as well as installation of a new concrete retaining wall that will create a safer operational environment and provide a staging area necessary for upcoming Strontia Springs Reservoir projects.

Budget and Schedule:

The total amount of this contract is \$2,266,000, and the term of the contract is August 23, 2023 through April 11, 2025. Funds for this contract will come from the 2023 budget for the Strontia Reservoir Access Improvements business unit, which has sufficient funds to pay the \$566,000 estimated to be needed in 2023. The remaining \$1,700,000 will be budgeted in years 2024 and 2025.

Selection of Business Partner:

Denver Water solicited bids from six general contractors listed on the prequalified contractor list under the Heavy Civil discipline. This contract was a restricted bid process using invitations to bid on the QuestCDN platform. On July 25, 2023, bids were received from five general contractors. Flatiron Constructors, Inc. of Colorado was selected based on the lowest cost bid.

S/MWBE Information:

The Small/Minority and Women-owned Business Enterprise goal established for the construction portion of the project is 5% participation. Flatiron Constructors, Inc. has proposed a 6.3% participation.

Recommendation:

Staff recommends that the Board approve Contract 505605 with Flatiron Constructors, Inc. for Conduit No. 20 Diversion Dam Slope Stabilization Improvements and Strontia Springs Reservoir Access Improvements for the contract period August 23, 2023 through April 11, 2025 for a total contract amount not to exceed \$2,266,000.

Approvals

- | | |
|---|---|
| <input checked="" type="checkbox"/> Alan Salazar, 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 Finance Officer | <input type="checkbox"/> Thomas J. Roode, Chief Operations Officer |

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DENVER BOARD OF WATER COMMISSIONERS

Meeting Date: August 23, 2023

Board Item: II-A-2

Jefferson Conservation District Private Lands Forestry Agreement From Forests to Faucets Partnership Contract 505785

Action by Consent

Individual Action

Purpose and Background:

The purpose of this Board item is to approve Contract 505785 to conduct wildfire risk reduction forest treatments on approximately 292 acres on private lands within priority watersheds for Strontia Springs Reservoir.

Since 2010, the From Forests to Faucets Partnership (Partnership) has been a successful collaborative partnership between Denver Water and the U.S. Forest Service (USFS). The Partnership was expanded in 2017 to include private lands to compliment the work on the National Forest. The goal of the Partnership is to implement forest and watershed health projects to reduce the risk of catastrophic wildfire and restore forests impacted by catastrophic wildfire events in Denver Water's priority watersheds.

The Partnership has continued through a Memorandum of Understanding (MOU) that was signed in June 2022 by Denver Water, USFS, Colorado State Forest Service, Natural Resources Conservation Service, and the Colorado Forest Restoration Institute. Jefferson Conservation District is a local implementer of the Natural Resources Conservation Service for private lands forestry projects.

This agreement for \$349,358 is from the budgeted funds as part of the partnership. In addition to Denver Water's contribution, Jefferson Conservation District is contributing \$671,942, which includes the private landowner's contribution of \$100,000.

Budget and Schedule:

The total amount for this contract is \$349,358 and the term of the contract is August 23, 2023, through December 31, 2026. Funds for this contract will come from the 2023 budget for the From Forests to Faucets business unit, which has sufficient funds to pay the \$120,000 estimated to be needed in 2023. The remaining amount will be budgeted in 2024 through 2026.

Recommendation:

Staff recommends that the Board approve Contact 505785 with Jefferson Conservation District for forest health and wildfire risk reduction for the contract period August 23, 2023 through December 31, 2026 for a total contract amount not to exceed \$349,358.

Approvals

- | | |
|---|--|
| <input checked="" type="checkbox"/> Alan Salazar, CEO/Manager | <input type="checkbox"/> Brian D. Good, Chief Administrative Officer |
| <input type="checkbox"/> Julie Anderson, Chief of Staff | <input checked="" 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 checked="" type="checkbox"/> Angela C. Bricmont, Chief Finance Officer | <input type="checkbox"/> Thomas J. Roode, Chief Operations Officer |

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DENVER BOARD OF WATER COMMISSIONERS

Meeting Date: August 23, 2023

Board Item: II-A-3

Identification of Discretionary Positions

Action by Consent

Individual Action

Purpose and Background:

The purpose of this Board item is to approve updates to the list of discretionary positions.

The Denver Charter, section 10.1.6, allows the Board to hire up to 2% of its regular employees outside of classified service as “at will” employees who serve solely at the pleasure of the Board. Denver Water refers to these employees as discretionary employees. Discretionary positions are generally senior level or policymaking positions that report directly to the CEO/Manager or to a Chief, or positions held by lower-level employees whose actions could have broad organization impact or put Denver Water at significant risk. Per the Charter, the Board determines which positions shall be discretionary.

The updated list below reflects the transition to a new CEO/Manager and accounts for the reorganization of the support structure in the CEO/Manager’s Office to provide the CEO/Manger the flexibility to hire their own executive assistant.

Discretionary Position	Current Incumbent	Discretionary Status	Proposed Change
CEO/Manager	Salazar, Alan	No change	New CEO/Manager
Chief of Staff	Anderson, Julie A.	No change	
General Counsel	Brody, Jessica R.	No change	
Chief Administrative Officer	Good, Brian D.	No change	
Chief Engineering Officer	Mahoney, Robert J.	No change	
Chief Finance Officer	Bricmont, Angela C.	No change	
Chief Operations & Maintenance Officer	Roode, Thomas J.	No change	
Chief Internal Auditor	Gorgemans, Denis	No change	
Director of Financial Planning and Performance	Abram, Stephanie M.	No change	
Director of Human Resources	Forbes, Kim R.	No change	
Director of IT Cybersecurity	Nguyen, Tung M.	No change	
Director of Public Affairs	Chesney, Stacy L.	No change	
Rates Manager	Davis, Fletcher W.	No change	
Treasurer	Vacant	No change	
Chief Water Resource Strategy Officer	Marsicek, Richard B.	No change	
Director of Enterprise IT	Roberts, Virginia A.	No change	
Director of Emergency Management, Safety and Security	Taussig, Jason	No change	
Executive Assistant	Vacant	Add	New position; Anticipated start date: 9/5/2023

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Budget and Schedule:

The addition of one full time discretionary FTE will be added to the Chief of Staff's budget.

Recommendation:

Staff recommends that the Board approve the updates to the list of discretionary positions detailed in the table above.

Approvals

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

DENVER BOARD OF WATER COMMISSIONERS

Meeting Date: August 23, 2023

Board Item: II-B-1

Reservoir Aeration Project Contract 505683

Action by Consent

Individual Action

Purpose and Background:

The purpose of this Board item is to approve Contract 505683 for design-build services to design and construct aeration systems at the Marston Forebay and three North Complex reservoirs: Hazeltine, Howe-Haller A, and Howe-Haller B. Aeration of the Marston Forebay will improve water quality, reduce taste and odor complaints, and reduce powdered activated carbon demand and overall treatment costs. Aeration of the North Complex Reservoirs will maintain water quality per State Engineer's Office requirements, as well as reduce equipment corrosion and lifecycle costs of maintaining the reservoir infrastructure.

Budget and Schedule:

The total amount of this contract is \$9,252,191 and the term of the contract is August 23, 2023 through November 13, 2025. A portion of the funds for this contract will come from the 2023 budget for North Complex Aeration, which has sufficient funds to pay the \$430,476 estimated to be needed in 2023. The balance of funds for this contract will come from the 2023 budget for Marston Aeration business unit, which does not have sufficient funds to pay the \$597,056 estimated to be needed in 2023. A project budget increase in the amount of \$444,284 is recommended by the System Managers. The remaining \$8,224,659 will be budgeted future years.

The original request for proposal contemplated full design and construction of the Marston and North Complex aeration projects. When proposals were received, Denver Water adjusted the timing of multiple projects to accommodate long-term budget constraints. The design of the North Complex aeration project will continue to build on the preliminary work of the design build team and provide future flexibility for project delivery. The timing of the North Complex construction totaling \$5,931,966 will be delayed at least two years. The North Complex construction period and construction cost may be amended by mutual agreement between the design build team and Denver Water when Denver Water is ready to begin project construction.

Selection of Business Partner:

Denver Water solicited proposals from two contractors listed on the prequalified contractor list under the Water Treatment and Pump Stations disciplines. This contract was a restricted proposal process using instructions to proposers on the QuestCDN platform. On June 27, 2023, proposals were received from two contractors. Proposals were evaluated on team capability, proposed approach, and cost. Scoring was done by individuals from Engineering and Operations & Maintenance. Hensel Phelps Construction Company achieved the highest score.

S/MWBE Information:

Small Minority and Women-owned Business Enterprise goal established for this project is 5% participation. Hensel Phelps Construction Company has proposed 5.6% participation.

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Recommendation:

Staff recommends that the Board approve Contract 505683 with Hensel Phelps Construction Company for Reservoir Aeration Project for the contract period August 23, 2023 through November 13, 2025 for a total contract amount not to exceed \$9,252,191.

Approvals

- | | |
|---|---|
| <input checked="" type="checkbox"/> Alan Salazar, 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 Finance Officer | <input type="checkbox"/> Thomas J. Roode, Chief Operations Officer |