

# RECORD OF PROCEEDINGS

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**MINUTES OF A REGULAR MEETING OF THE  
BOARD OF DIRECTORS OF  
THE CHERRY CREEK VILLAGE WATER DISTRICT AND  
THE BOARD OF DIRECTORS OF ITS WATER UTILITY ENTERPRISE  
HELD  
MAY 14, 2013**

A regular meeting of the Board of Directors of the Cherry Creek Village Water District and the Board of Directors of its Water Utility Enterprise (referred to hereafter as "Board") was held on Tuesday, May 14, 2013 at 9:00 a.m., at the offices of Community Resource Services, 7995 E. Prentice Avenue, Suite 103E, Greenwood Village, Colorado. This meeting was open to the public.

**ATTENDANCE**

The regular meeting of the Board was called and held, as shown, in accordance with Colorado law. The following directors were present:

John Forney  
Lou Schroeder  
Joseph Ryan  
Phil Viseur  
Roger Baer

Also present were:

Cathy Noon; Community Resource Services (CRS)  
Tim Flynn, Esq.; Collins Cockrel & Cole P.C.  
Greg Sekera; Kennedy/Jenks Consultants

**CALL TO ORDER**

Director Forney called the meeting to order at 9:12 a.m.

**QUORUM/QUALIFICATIONS/& DISCLOSURES**

It was noted that a quorum was present. All of the Directors are qualified and there are no conflicts of interest disclosures required.

**ADMINISTRATIVE ITEMS**

Agenda: Upon review and discussion of the Agenda and a motion duly made, seconded and, upon vote, unanimously carried, the Board accepted the agenda as amended to include III. District Matters, Item A – Rate Schedule.

Minutes: The minutes of the April 9, 2013 regular Board meeting were presented to the Board. Following review and discussion, upon a motion duly made, seconded and, upon vote, unanimously carried, the Board approved the April 9, 2013 minutes as presented.

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## FINANCIAL ITEMS

Review and Approve Payment of Claims – Ms. Noon reviewed the April 2013 claims totaling \$31,118.62 represented by check numbers 4649 – 4661. Following review and discussion, upon motion duly made, seconded and, upon vote, unanimously carried, the Board approved the April 2013 claims as presented.

Review Cash Position: Ms. Noon reviewed the cash position with the Board for the period ending May 6, 2013. Following review and discussion, the Board accepted the cash position as presented.

Review Financial Statements: Ms. Noon distributed the financial statements dated May 6, 2013. After review, the Board accepted the financial statements.

Review Delinquent Account Report – Ms. Noon presented the report to the Board for their review.

Consider Options for Reinvestment of Citywide Bank CDs – Ms. Noon informed the Board that one CD was maturing on May 14<sup>th</sup> and one on May 15<sup>th</sup>. She further noted that there is a Citywide Bank CD maturing on June 4<sup>th</sup>. Ms. Noon reviewed the spreadsheet provided to the Board showing a comparison of current CD rates and investment options at various financial institutions. Following review and discussion, upon a motion duly made, seconded and, upon vote, unanimously carried, the Board approved **transferring all funds from the two CDs maturing this month to individual CDs with Centennial Bank, each for a term of 24-months at a rate of 1.15% and to open a money market account, with 50 basis points guaranteed for 12-months, with the funds from the CD maturing on June 4<sup>th</sup> at that time.**

## DIRECTOR MATTERS

Rate Schedule – Director Viseur asked for discussion regarding in-District and out-of-District rates and non-property tax paying customers. Mr. Flynn indicated there is an agreement in place to serve those not in the District and **stated he would provide that agreement to the Board and CRS staff. Staff was also directed to research current master meter rates charged by other districts.** This item will be on the agenda for the June Board meeting.

## MANAGEMENT MATTERS

Review Consumption Report – Ms. Noon reviewed the Consumption Report with the Board.

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Review Drought Impacts and Possible Rate Adjustments & Update Regarding House Bill 13-1186 – Ms. Noon and Mr. Flynn reviewed the new compliance requirements with the Board.

## MAINTENANCE AND OPERATIONAL MATTERS

Engineering Report – Mr. Sekera reviewed his report with the Board noting that April was the lowest water usage in the District's history. In regard to the Cross-connection Control Program, Mr. Sekera noted that the new director at Denver Water appears to be ready to begin this process.

## LEGAL

Update on Greenwood Village/Marina Water Tap – Mr. Flynn reviewed the letter to the City of Greenwood Village with the Board and summarized as follows:

- The District will charge for a new 4" water tap used for park irrigation
- The District will not charge for the 2" tap designated for the restroom facility and irrigation drip line, but does reserve the right to assess and collect at a later date as stated in the letter attached hereto and made a part of these minutes
- The meters for the new connections and associated costs must be paid for by Greenwood Village

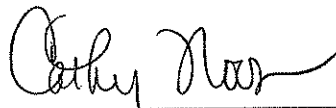
Mr. Sekera stated he is reviewing the Greenwood Village plans with their engineer.

Report on Lead and Copper Exceedance Workshop – Mr. Flynn reported that Denver Water (in its entirety) exceeded lead/copper testing limits for 2012 and that **Cherry Creek Village Water District, as a master meter customer with Denver Water, would need to certify no later than September 30, 2013 that lead service lines are not present in the District. Mr. Flynn and Mr. Sekera will coordinate on this effort.**

## ADJOURNMENT

There being no further business to come before the Board, upon a motion made, seconded and upon vote, unanimously carried, the meeting was adjourned at 10:58 a.m.

Respectfully submitted,



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Secretary for the Meeting