

RECORD OF PROCEEDINGS

**MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
CHERRY CREEK VILLAGE WATER DISTRICT
HELD
April 12, 2011**

A regular meeting of the Board of Directors of the Cherry Creek Village Water District was held on Tuesday, April 12, 2011 at 9:00 a.m. at R. S. Wells LLC, 8390 E. Crescent Parkway, Suite 500, Greenwood Village, Colorado. The meeting was open to the public.

Attendance

Directors in attendance were:

John Forney
Lou Schroeder
Phil Viseur
Joseph Ryan
Roger Baer

Also in attendance were:

Dave Peak; R.S. Wells, L.L.C.
Bob Blodgett; R.S. Wells, L.L.C.
Tim Flynn; Collins Cockrel & Cole, P.C.
Greg Sekera; KennedyJenks Consultants
Jim Worley; Pinnacle Consulting Group
Peggy Dowswell; Pinnacle Consulting Group
Sue Blair; CRS
Joel Meggers; CRS
Eileen Eckert; CRS

Call to Order

President Forney called the meeting to order at 9:00 a.m.

**Quorum/
Qualifications/
& Disclosures**

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

Agenda

Upon review and discussion of the Agenda and a motion duly made, seconded and, upon vote, unanimously carried, the Board approved the Agenda as amended to allow for a presentation regarding management services from Jim Worley, Vice President of Pinnacle Consulting Group, Inc., and a follow up presentation from Joel Meggers on behalf of Community Resource Services.

Minutes

The Board reviewed the Minutes of the March 8, 2011 Regular Meeting. Following review and discussion, upon a motion duly, seconded and, upon

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vote, unanimously carried, the Board approved the March 8, 2011 Minutes as presented.

Presentations

Jim Worley of Pinnacle Consulting Group distributed his company's proposal for providing management services and accounting services to the District for the annual rate of \$51,635 and introduced Peggy Dowswell, partner of Pinnacle Consulting Group.

Joel Meggers of CRS introduced Sue Blair and Eileen Eckert as staff at CRS. Mr. Meggers reiterated the desire of CRS to provide management and accounting services to the District.

Financial Matters

Review the District's Cash Position as of April 12, 2011: Mr. Peak reviewed the cash position as of April 12, 2011 with the Board. Following review and discussion, the Board accepted the cash position as presented.

Review the Operating Statement: Mr. Peak reviewed the Operating Statement. Following review and discussion, the Board accepted the Operating Statement, without a motion, as presented.

Review and Consider Approval of Claims: Mr. Peak reviewed the April, 2011 claims totaling \$43,195.96, represented by check numbers 4341 through 4352. Following review and discussion, upon a motion duly made, seconded and, upon vote, unanimously carried, the Board approved the March, 2011 claims as presented.

Review Delinquent Account Report: Director Ryan reviewed the Delinquent Account Report with the Board. He reported that there were eight shut-off notices sent out to residential customers.

Administrative Matters

Review Consumption Report: Mr. Peak reviewed the Consumption Report with the Board. The Board accepted the Consumption Report as presented.

Engineer's Report

Mr. Sekera reviewed Kennedy/Jenks engineering memorandum dated April 4, 2011. As part of this review, he highlighted the following matters:

Cherry Creek School Campus – Kennedy/Jenks is overseeing the completion of the Cherry Creek School Phase 1 and Phase 2 improvements. The Phase 3 improvements are scheduled for construction this summer. Denver Water is in the process of reviewing the plans. Kennedy/Jenks will be assisting the engineer with the coordination and responding to Denver Water's comments.

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Mr. Sekera reviewed the Phase 3 of the School District's improvements with the Board. He informed the Board that the School District has accepted the \$8,905 estimate.

System Maintenance - Mr. Sekera noted that C&L repaired Fire Hydrant No. 37, located at Emporia and Chenango, as the hose caps were leaking.

As far as the District's cross connection/control program is concerned, Kennedy/Jenks has received various test reports and has updated the District's inventory of commercial backflow preventers and inspection reports.

No waterline breaks service interruptions occurred during the month.

Mr. Sekera noted that his office reviewed various locate requests for miscellaneous construction that is ongoing within the District.

Finally, he briefly reviewed the maintenance tracking chart which is attached to Kennedy/Jenks engineering memorandum.

After discussion, the Board accepted the Engineering Report as presented.

Legal

Attorney's Report - Mr. Flynn presented the Board with an Indemnification Resolution that will be considered by the Board for adoption at its May meeting. He also updated the Board on the activities of Denver Water's Citizens Advisory Committee and of the Distributors Technical Advisory Committee.

Directors Items

Executive Session - Upon a motion duly made, seconded and, upon vote, unanimously carried, the Board went into Executive Session pursuant to Section 24-6-402(4)(e), C.R.S. for the purposes of determining position relative to matters that may be subject to negotiation, developing strategies for negotiations, and instructing negotiators concerning the administrative and management service proposals that were received by the Board earlier in the meeting. The Executive Session commenced at approximately 10:35 a.m. and lasted until approximately 11:55 a.m. when the Board returned to open public meeting. The Executive Session was duly recorded as required by law.

The Board tabled consideration of the management proposals previously submitted by RS Wells, Community Resource Services and Pinnacle Consulting Group until the Board's May 12th Special Meeting.

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Other Business

Donation to Japan Relief – The Board reviewed the letter requesting a donation to Japan relief from elementary school student Hannah Spoor. After discussion, the Board decided it was beyond the District's scope and legal authority to donate.

Adjournment

The Board decided to cancel the May 10, 2011 Regular meeting, and set a Special Meeting for Thursday, May 12, 2011 at 9:00 a.m. With no further business to come before the Board at this time, the meeting was adjourned at approximately 11:53 a.m.

Respectfully submitted,



Secretary for the Meeting