

RECORD OF PROCEEDINGS

**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
February 9, 2016**

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, February 9, 2016 at 8:45 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
Phil Viseur
Joseph Ryan
Lou Schroeder
Roger Baer

Also present were:
Tim Flynn, Esq.; Collins Cockrel & Cole P.C.
Greg Sekera; Kennedy/Jenks
Cathy Noon, CRS of Colorado

CALL TO ORDER

Director Forney called the meeting to order at 8:55 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 presented.

Minutes: The minutes of the January 12, 2016 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 January 12, 2016 minutes.

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PUBLIC COMMENT

None.

FINANCIAL ITEMS

Review and Approve Payment of Claims: Ms. Noon reviewed the February 9, 2016 claims totaling \$27,915.91, represented by check numbers 5037-5047. Following review and discussion, upon motion duly made, seconded and, upon vote, unanimously carried, the Board approved the February 9, 2016 claims as amended.

Review Cash Position: Ms. Noon reviewed the cash position with the Board for the period ending February 5, 2016. Following review and discussion, upon motion duly made, seconded and, upon vote, unanimously carried, the Board accepted the cash position as presented.

Review Financial Statements: Ms. Noon reviewed the financial statements dated February 5, 2016. After review, upon motion duly made, seconded and, upon vote, unanimously carried, the Board accepted the financial statements.

Ms. Noon presented two items for discussion by the Board. First, the practice of paying directors for the current Board meeting attendance. As checks are cut prior to the meeting, if a Director is unable to attend the meeting, the check must be voided. This practice can present problems with the timing of payroll tax deduction and remittance. Following discussion, upon a motion duly made, seconded, the Board voted unanimously to have Directors receive their pay in arrears of their attendance at a meeting. Second item concerned including the current month's account payables in the monthly financial statements year-to-date figures. Given the timing of invoices, customer payments and the satisfactory fund balance of the District, the Board agreed that ending the reporting period for the financial statements to reflect the previous month's end does not present a cash flow or financial management problem for the District. Following a motion duly made and seconded, the Board voted unanimously to have the monthly Financial Statement period end on the last day of the previous month.

DIRECTOR MATTERS

Monthly Service Charges and Denver Water 2016 Rates: Director Forney reviewed the January meeting discussion with Director Baer regarding a review of the monthly service charges paid by the District's customers. The full Board directed that a review of the service charges be done as part of the rate study done each fall.

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Property Tax Bill and TABOR Limitations Applicable to the District: Director Viseur noted that his tax bill showed increased taxes due as the result of assessed valuation of real property. While true for a number of taxing entities, due to TABOR growth limitations, the Board approved a temporary mill levy reduction for property located in the District. With a reduction from 2.8 to 2.285 mills, revenue to the District will show only the small increase allowed by TABOR

Solicitation for Insurance to Water Lines: Director Baer reported he received solicitation from a company offering insurance for private water lines. Discussion was held regarding the benefit/need, if any, of such insurance and that each resident can make their own decision on whether to purchase.

MANAGEMENT ITEMS

Review Consumption Report: Ms. Noon reviewed the Consumption Report showing the January –February - 2016 total usage. After review, the Board accepted the Consumption report.

MAINTENANCE AND OPERATIONAL MATTERS

Engineering Report: Mr. Sekera reviewed the Engineering Report which is made a part of these minutes.

Consideration of Fire Hydrant Replacement Bids: Mr. Sekera reviewed with the Board details of the bids received following publication of the request for bids. Four firms responded with cost estimates ranging from \$57,100.00 to \$151,320.00. Following discussion on the firms' experience, references, and cost, a motion was made, seconded, and unanimously carried to accept the bid and award the contract for Fire Hydrant Replacement to Diaz Construction Group, pending Mr. Sekera obtaining one final affirmative reference on Diaz Construction Group. Once that is received Mr. Sekera is authorized to deliver a notice of award to the contractor.

LEGAL

Timothy J. Flynn reported to the Board as follows:

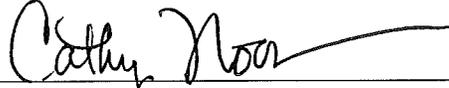
May 2016 Election: Self Nomination forms have only been received from the current Board Members.

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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 10:00 a.m.

Respectfully submitted,



Secretary for the Meeting