# NORTHWEST LAKEWOOD SANITATION DISTRICT 

141 Union Boulevard, Suite 150
Lakewood, Colorado 80228-1898
Tel: 303-987-0835 • 800-741-3254
Fax: 303-987-2032

## NOTICE OF REGULAR MEETING AND AGENDA OF THE BOARD OF DIRECTORS OF THE DISTRICT AND OF THE WASTE WATER UTILITY ENTERPRISE

Board of Directors:
Gregory A. "Greg" Fabisiak
Catherine "CiCi" Kesler
James D. "Jim" Zimmerman
Anthony M. Dursey
George C. Davenport
DATE: June 22, 2022
TIME: 4:00 P.M.
PLACE: VIA Zoom
If you experience technical difficulties, email Steve Beck at sbeck@sdmsi.com.
Join Zoom Meeting
https://us02web.zoom.us/j/84266570906?pwd=d1BuU2hQNVJaeWo3R2o2czhTS1dQdz09
Meeting ID: 84266570906
Passcode: 598143
Dial In: 1-346-248-7799

## I. ADMINISTRATIVE MATTERS

A. Review and approve Minutes of the May 25, 2022 regular meeting and the June 10, 2022 special meeting (enclosure).
II. PUBLIC COMMENT
A.

## III. FINANCIAL MATTERS

A. Review and approve the payment of claims through the period ending June 17, 2022
as follows (enclosure):
General Fund Enterprise Fund
Total:

Office:
President
Vice President/Treasurer
Secretary
Assistant Secretary
Assistant Secretary

Term/Expiration:
2023/May 2023
2023/May 2023
2025/May 2025
2025/May 2025
2025/May 2025

$$
4-2+2
$$

$\qquad$
\$ 16,058.67
$\$ \quad 253,394.45$
\$ 251,453.12

# Northwest Lakewood Sanitation District 

June 22, 2022 Agenda
Page 2
and accept the schedule of cash position as of May 31, 2022 (to be distributed); and the unaudited financial statements for the period ending May 31, 2022; and a report on collections for the facilities renovation fees, grease trap inspection fee collections, commercial billing and any other fees imposed and collected by the District (to be distributed).
B. Review and discuss investment news from ColoTrust (enclosures).

## IV. LEGAL MATTERS

A. Update on Common Sewer Line Agreement for 2650 Simms Street.
B. Discuss an update to the Rules and Regulations.
$\qquad$
C. Status of Agreements for 11324 W $38^{\text {th }}$ Avenue.
D. Discuss proposal from CRL \& Associates regarding the November Election (enclosure).
E. Discuss 2022 General Election Coordination Form (enclosure).

## V. OPERATIONS MATTERS

A. Operations Monthly Report (enclosure).
1.
B. Engineer's Report (enclosure).

1. Status of 2021 Capital Improvements.
2. Consolidated Mutual update.

Northwest Lakewood Sanitation District
June 22, 2022 Agenda
Page 3
3. Consider approval of Change Order No. 6 and Pay Application No. 6, payable to Insituform Technologies, LLC, in the amount of $\$ 173,717.95$, for 2021 Sanitary Sewer Improvements (enclosure).
C. Discuss the 1350 and 1370 Hawthorne Road connections.
VI. OTHER BUSINESS
A. Metro Water Recovery Update (enclosure).
B. Website update.
C. Consider resumption of in-person meetings or hybrid meetings.
VII. ADJOURNMENT THE NEXT REGULAR MEETING IS SCHEDULED FOR JULY 27, 2022.

# MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE NORTHWEST LAKEWOOD SANITATION DISTRICT AND THE BOARD OF DIRECTORS OF THE WASTEWATER UTILITY ENTERPRISE <br> HELD <br> MAY 25, 2022 

In part due to COVID-19 concerns, the Regular Meeting of the Board of Directors of the Northwest Lakewood Sanitation District and the Board of Directors of its Wastewater Utility Enterprise (collectively referred to hereafter as "Board") was convened by Zoom video conference and teleconference call on Wednesday, May 25, 2022, at 4:00 PM. The Zoom Meeting and call-in information were listed in the meeting notice posted by the District, and the public was able to attend the meeting by telephone, if they so desired.

| ATTENDANCE | Directors In Attendance Were: <br> Anthony M. Dursey <br> Greg Fabisiak <br>  <br>  <br> Jim Zimmerman <br> Cici Kesler <br> Clark Davenport <br>  <br>  <br>  <br> Also In Attendance Were: |
| :--- | :--- |
|  | Tim Flynn, Esq.; Collins Cole Flynn Winn \& Ulmer, PLLC Special District Management Services, Inc. |
|  | Bill Willis; Martin/Martin Consulting Engineers |
|  | Wayne Ramey; Ramey Environmental Compliance |
|  | Walt Frankland |

ADMINISTRATIVE MATTERS

Administration of the Oaths of Office. Consider appointment of Officers.
Director Zimmerman administered the Oath of Office to Director Dursey and to Director Davenport.

Director Dursey requested that the Board consider the appointment of Director Fabisiak as President.

Following discussion, upon motion duly made by Director Zimmerman, seconded by Director Davenport, and upon vote, unanimously carried, Director Fabisiak was elected as the Board President.

## RECORD OF PROCEEDINGS

The Board discussed the appointment of Director Kesler as the Vice President/Treasurer.

Following discussion, upon motion duly made by Director Davenport, seconded by Director Zimmerman, and upon vote, unanimously carried, Director Kesler was elected as the Board Vice President/Treasurer.

The Board discussed the appointment of Director Zimmerman as the Secretary.
Following discussion, upon motion duly made by Director Kesler, seconded by Director Davenport, and upon vote, unanimously carried, Director Kesler was elected as the Board Secretary.

The Board discussed the appointment of Directors Dursey and Davenport as Assistant Secretaries.

Following discussion, upon motion duly made by Director Kesler, seconded by Director Zimmerman, and upon vote, unanimously carried, Directors Dursey and Davenport were each elected to the position of Assistant Secretary.

Minutes: The Board reviewed the minutes of the April 27, 2022 Regular Meeting.
Following discussion, upon motion duly made by Director Kesler, seconded by Director Davenport, and upon vote, unanimously carried, the minutes of the April 27, 2022, Regular Meeting were approved, as presented.

## PUBLIC COMMENTS

FINANCIAL MATTERS

Claims: Mr. Beck reviewed the claims for May with the Board and noted that there was not any invoice from Insituform since they had not provided one to Mr. Willis for review. The claims discussed with the Board for the period ending May 17, 2022, are as follows:

| General Fund | $\$$ | $310,128.10$ |
| :--- | ---: | ---: |
| Enterprise Fund | $\$$ | $72,595.08$ |
| Total | $\underline{\$ 882,723.18}$ |  |

Following discussion, upon motion duly made by Director Kesler, seconded by Director Davenport and, upon vote, unanimously carried, the Board approved the payment of claims for the period ending May 17, 2022.

Unaudited Financial Statement: Mr. Beck reviewed with the Board the unaudited financial statements of the District setting forth the cash deposits, investments, and budget analysis, accounts payable vouchers for the period ending April 30, 2022, the

## RECORD OF PROCEEDINGS

schedule of cash position dated April 30, 2022, and the Accounts Receivable reports on collections of fees, the past due accounts and collection efforts.

Following discussion, upon motion duly made by Director Davenport, seconded by Director Kesler, and, upon vote, unanimously carried, the Board accepted the unaudited financial statements of the District setting forth the cash deposits, investments, budget analysis, accounts payable vouchers and accounts receivables reports for the period ending April 30, 2022, and the schedule of cash position dated April 30, 2022, as presented.

Revised Notice Statement on Quarterly Invoices: Mr. Beck discussed with the Board the proposed billing statement designed to alert District customers to the significant cost that could be imposed upon them if their bills are not paid in a timely fashion. Following discussion the proposed statement was revised and accepted by the Board for inclusion on the quarterly statements.

LEGAL MATTERS
Common sewer line agreement for 2650 Simms Street: Attorney Flynn reported that the revised agreement has been sent to Mr. Bauer and that Mr. Beck had contacted Mr. Bauer who reported that they were still considering options and that the signing of the agreement was on hold pending the final decision.

Discuss update to Rules \& Regulations: Attorney Flynn reported that a review of the District's rules and regulations is ongoing, and that staff will keep the Board updated.

Status of Agreements to provide service to 11324 W. 38 ${ }^{\text {th }}$ Avenue: Attorney Flynn discussed the agreements with Dr. Osborne and the need to obtain the proper legal descriptions on the property to complete the agreements with the District. He also reported that servicing this property will necessitate a revision to the InterGovernmental Agreement Northwest has with the Westridge Sanitation District to allow the property to be served pursuant to that Agreement. It was also reported that at the previous meeting the assessment of a Development Review Fee was approved by the Board and a copy of the proposed agreement was included in the Board packet.

Following discussion, upon motion duly made by Director Zimmerman, seconded by Director Davenport, and upon vote, unanimously carried, the Board approved the Development Review Deposit Agreement with Dr. Amy Osborne.

Discuss November Election and the proposal by CRL \& Associates: Mr. Beck discussed the firm of CRL Associates and the letter received from Mr. Roger Sherman about what information he needs in order to make a proposal. The Board discussed hiring Mr. Sherman and CRL \& Associates but requested Mr. Beck to set up a time for the Board to conduct a Special Meeting to discuss the proposal directly with Mr. Sherman. Mr. Beck will set a meeting time to occur within the next two (2) weeks.

## RECORD OF PROCEEDINGS

Discussion on the ADA statement for the website: Attorney Flynn reported that the state has deferred the deadline for compliance until 2024 so at this time no action needs to be taken by the Board.

## OPERATIONS MATTERS

Operations Monthly Report: Mr. Ramey reviewed the monthly report (April 1-30) with the Board. A copy of the report is attached hereto and incorporated herein by this reference.

Engineer's Report: Mr. Willis reviewed with the Board the engineering report dated May 25, 2022 and reported that there is no pay request from Insituform for the month. Mr. Willis, Attorney Flynn and Mr. Beck also discussed with the Board the issue with 2100 Youngfield and the non-payment of the tap fees for the development and the status of the payment and the option to pay for the permits as each building progresses and is available for the sale of individual units. Mr. Willis reported that discussions with Consolidated Mutual were completed and an agreement has been reached on the SFRE rate to bill the Water Treatment Plant for the discharges into the system. Mr. Beck will issue the invoice per the approved calculation. Mr. Willis also reported on the repairs needed for the College Park-NWLSD Interceptor and that the estimated costs were $\$ 605,000$ for NWLSD and $\$ 440,000$ for College Park. A copy of the report is attached hereto and incorporated herein by this reference.

OTHER BUSINESS
Metro Wastewater Update: Director Davenport updated the Board on the board meetings for Metro Water Recovery District.

Website Update: Mr. Frankland reported that the website is updated and current and that there are no problems. He stated that he is working on the development of the new website platform and hoped to have it ready for review in July.

Consider the resumption of in-person or hybrid meetings: Mr. Beck and Attorney Flynn asked the Board if they wanted to consider going back to regular in-person meetings or hybrid meetings. The Board decided to defer the decision to a later meeting and to continue the current Zoom Meetings with no changes.

Other: Director Kesler discussed the property values of the old treatment plant and the possibility of the Board selling the property.

## RECORD OF PROCEEDINGS

ADJOURNMENT There being no further business to come before the Board at this time, upon motion duly made by Director Kesler, seconded by Director Davenport and, upon vote, unanimously carried, the meeting was adjourned.

Respectfully submitted,

By $\quad$ Secretary for the Meeting

# MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE NORTHWEST LAKEWOOD SANITATION DISTRICT AND THE BOARD OF DIRECTORS OF THE WASTEWATER UTILITY ENTERPRISE <br> <br> HELD <br> <br> HELD <br> JUNE 10, 2022 

In part due to COVID-19 concerns, the Special Meeting of the Board of Directors of the Northwest Lakewood Sanitation District and the Board of Directors of its Wastewater Utility Enterprise (collectively referred to hereafter as "Board") was convened by Zoom video conference and teleconference call on Friday, June 10, 2022, at 8:30 AM. The Zoom Meeting and call-in information were listed in the meeting notice posted by the District, and the public was able to attend the meeting by telephone, if they so desired.

ATTENDANCE Directors In Attendance Were:<br>Anthony M. Dursey<br>Jim Zimmerman<br>Cici Kesler<br>Clark Davenport<br>Following discussion, upon motion duly made by Director Dursey, seconded by Director Davenport, and upon vote, unanimously carried, the absence of Director Fabisiak was excused.

## Also In Attendance Were:

Steve Beck; Special District Management Services, Inc.
Tim Flynn, Esq.; Collins Cole Flynn Winn \& Ulmer, PLLC
Bill Willis; Martin/Martin Consulting Engineers
Roger Sherman; CRL \& Associates

ADMINISTRATIVE None.

## MATTERS

PUBLIC
COMMENTS
FINANCIAL MATTERS

None.

Discuss November Election and the proposal by CRL \& Associates: Mr. Sherman discussed with the Board his review of the District, and the options available to the District for conducting an education campaign regarding the District's financial condition, its ongoing maintenance and capital funding requirements, and the effect de-Brucing the District's tax revenues would have on the District and its customers. Placing a de-Brucing question before the District's voters at the November 8, 2022

## RECORD OF PROCEEDINGS

general election is an option that is being considered to increase District revenues without increasing taxes. Following the discussion, the Board requested Mr. Sherman to provide a proposal to the Board for consideration at the June 22, 2022 Regular Board Meeting.

## ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made by Director Kesler, seconded by Director Davenport and, upon vote, unanimously carried, the meeting was adjourned.

Respectfully submitted,

By
Secretary for the Meeting

| Northwest Lakewood Sanitation | Check Register - Northwest Lakewood <br> Check Issue Dates: $6 / 1 / 2022-6 / 30 / 2022$ | Page: 1 |
| :--- | :--- | :--- |
| District | Jun 17, 2022 08:46AM |  |


| Check No and Date | Payee | Invoice No | GL Account Title | GL Acct | Amount | Total |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 2565 |  |  |  |  |  |  |
| 06/16/2022 | Collins Cole Flynn Winn \& Ulmer, | 1947 | Legal | 1-675 | 4,965.00 | 4,965.00 |
| Total 2565: |  |  |  |  |  | 4,965.00 |

2566

| 06/16/2022 | Consolidated Mutual Water Co |
| :--- | :--- |
| 06/16/2022 | Consolidated Mutual Water Co |

3174-01 06/2022
Utilities
Repairs \& Maintenance-L

4-765

| 23.40 | 23.40 |
| ---: | ---: |
| 550.00 | 550.00 |
|  | 573.40 |

2567
06/16/2022 Frankland, Walter

JUNE-2022
Website 1-677

100.00 | 100.00 |
| ---: |
| 100.00 |

2568

| $06 / 16 / 2022$ | Martin/Martin |
| :--- | :--- |
| 06/16/2022 | Martin/Martin |
| 06/16/2022 | Martin/Martin |
| $06 / 16 / 2022$ | Martin/Martin |
| $06 / 16 / 2022$ | Martin/Martin |

$17.0638-00204$
$17.0638-00205$
$17.0638-00206$
$17.0638-00207$
$17.0638-00208$

| $\mathbf{2 0 2 2}$ CIP | $4-884$ |
| :--- | ---: |
| Sewer Lines/Eng./Observ. | $4-810$ |
| Sewer Lines/Eng./Observ. | $4-810$ |
| 2021 CIP | $4-883$ |
| Sewer Lines/Eng./Observ. | $4-810$ |


| $9,277.50$ | $9,277.50$ |
| ---: | ---: |
| $3,000.00$ | $3,000.00$ |
| $1,112.50$ | $1,112.50$ |
| $13,250.00$ | $13,250.00$ |
| 224.58 | 224.58 |
|  | $26,864.58$ |

2569

| $06 / 16 / 2022$ | Ramey Enviromental Compliance | 20003 |
| :--- | :--- | :--- |
| $06 / 16 / 2022$ | Ramey Enviromental Compliance | 20003 |
| $06 / 16 / 2022$ | Ramey Enviromental Compliance | 20003 |
| $06 / 16 / 2022$ | Ramey Enviromental Compliance | 20003 |

Total 2569:
2570

| $06 / 16 / 2022$ | Special Dist Management Serv | $05 / 02022$ |
| :--- | :--- | :--- |
| $06 / 16 / 2022$ | Special Dist Management Serv | $05 / 02022$ |
| $06 / 16 / 2022$ | Special Dist Management Serv | $05 / 02022$ |
| $06 / 16 / 2022$ | Special Dist Management Serv | $05 / 02022$ |
| $06 / 16 / 2022$ | Special Dist Management Serv | $05 / 02022$ |

Total 2570:
2571

| 06/17/2022 | UNCC |
| :--- | :--- |
| Total 2571: |  |
|  |  |
|  |  |
| $06 / 17 / 22051026$ |  |
| $06 / 17 / 2022$ | Insituform Technologies USA LL |
|  | Insituform Technologies USA LL |
|  | PAY APP \#6 |

Total 2572:
Grand Totals:

| 2021 CIP | $4-883$ |
| :--- | :--- |
| Retainage | $4-318$ |


| $182,861.00$ | $182,861.00$ |
| ---: | ---: |
| $9,143.05-$ | $9,143.05-$ |
|  | $173,717.95$ <br> $251,453.12$ |

## Northwest Lakewood Sanitation District

> June-22

|  | General |  | Enterprise |  | Totals |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Disbursements | \$ | 16,058.67 | \$ | 235,394.45 | \$ | 251,453.12 |
| Payroll |  |  |  |  |  |  |
|  |  |  |  |  | \$ | - |
|  |  |  |  |  | \$ | - |
| Payroll Taxes (Quarterly) | \$ | - |  |  | \$ | - |
| Direct Pay -- Consolidated Mutual Water | \$ | - |  |  | \$ | - |
| Total Disbursements from Checking Account | \$ | 16,058.67 | \$ | 235,394.45 | \$ | 251,453.12 |

From: COLOTRUST [mailto:info@colotrust.com]
Sent: Wednesday, June 15, 2022 12:45 PM
To: Steve Beck [sbeck@sdmsi.com](mailto:sbeck@sdmsi.com)
Subject: Investment News: FOMC Decision


## The Buzz Around Rising Interest Rates

The Federal Open Market Committee (FOMC) voted today, June 15, 2022, to raise the Fed Funds Target Rate by 75 basis points.

## Here's What You Need to Know:

The Federal Reserve continues to tighten monetary policy to combat inflation, with recent economic data surprising to the downside. The May consumer price index rose $8.6 \%$ from a year earlier, the highest reading in 40 years. In addition, the University of Michigan June consumer sentiment index also slumped to an all-time low as mounting inflation batters household finances.

## What's Next for Your Local Government?

Review your investments to ensure that yields are in line with rising Fed Funds rate expectations at a minimum. Given the short average maturity of pool investments, COLOTRUST yields can adjust more rapidly and typically provide an enhanced market rate. As holdings in COLOTRUST mature, fund management invests these proceeds into higher-yielding securities thus providing investors with more opportunity.

Make the most out of your investment program and earn additional interest income for your community. If you'd like to set up a meeting to analyze your current investment program or for more information on how to best navigate your investment portfolio in a rising rate environment, please click the button below to schedule a meeting with the COLOTRUST Relationship Team!

## Click Here to Schedule a Meeting

Past performance does not guarantee future results. Any financial and/ or investment decision can incur losses. Yields can vary over time. This communication is for informational purposes only. All information is assumed to be correct but the accuracy has not been confirmed and therefore is not guaranteed to be correct. Information is obtained from third-party sources that may or may not be verified. All comments and discussion presented are purely based on opinion and assumptions, not fact. These assumptions may or may not be correct based on foreseen and unforeseen events. There is a strong correlation between the Fed Funds rates and local government investment yields.

Copyright © 2022 COLOTRUST, All rights reserved.

You are receiving this email because you are a COLOTRUST Participant.

Our mailing address is:
COLOTRUST
717 17th Street
Suite 1850
Denver, CO 80202

Add us to your address book

Want to change how you receive these emails?
unsubscribe from this list

## COLOTRUST EDGE FAQs

Q: What are the investment objectives of COLOTRUST EDGE?
A: The general objective of COLOTRUST EDGE is to generate a higher level of income than provided by a traditional stable NAV LGIP while seeking to protect Participant capital. This is achieved by investing in only the highest quality securities that are legal pursuant to the Legal Investments Act (Part 6, Article 75, Title 24, C.R.S.) and the Public Deposit Protection Act (Articles 10.5 and 47 of Title 11, C.R.S.).

## Q: What types of securities are purchased for COLOTRUST EDGE?

A: All investments made on behalf of COLOTRUST EDGE are in compliance with the Legal Investments Act (Part 6, Article 75, Title 24, C.R.S.). For a complete list of eligible investments for COLOTRUST EDGE, please contact the COLOTRUST Relationship Team.

## Q: Which of my funds are best suited for investment with COLOTRUST EDGE?

A: COLOTRUST EDGE offers weekly liquidity and is best suited for funds not needed on a frequent or near-term basis. COLOTRUST EDGE is designed to complement the daily liquidity offered by the PRIME and PLUS+ portfolios.

## Q: Is COLOTRUST EDGE rated?

COLOTRUST intends to manage the EDGE portfolio in a manner consistent with the 'AAAf/S1' rating guidelines by FitchRatings; more information will be forthcoming.

The 'AAAf' rating is Fitch's opinion on the overall credit profile within a fixedincome fund/portfolio and indicates the highest underlying credit quality of the pool's investments. The 'S1' volatility rating is Fitch's opinion on the relative sensitivity of a portfolio's total return and/or net asset value to assumed changes
in credit spreads and interest rates. The 'S1' volatility rating indicates that the fund possesses a low sensitivity to market risks. For a full description on rating methodology, please visit www.fitchratings.com. Ratings are subject to change and do not remove credit risk.

Q: Does COLOTRUST EDGE seek to maintain a stable $\$ 1.00$ net asset value (NAV)?

A: EDGE will be a variable NAV fund managed to approximately a $\$ 10.00$ transactional share price, calculating and publishing a fair value NAV on a daily basis. The COLOTRUST EDGE portfolio has designated a $\$ 10.00$ transactional share price in order to clearly differentiate the portfolio from a traditional $\$ 1.00$ stable NAV fund.

## Q: Does Board oversight differ between COLOTRUST PRI ME, COLOTRUST PLUS+, and COLOTRUST EDGE?

A: No. The COLOTRUST Board of Trustees administers and oversees all investment portfolios offered by COLOTRUST now and in the future.

## Q: Is there a minimum dollar amount required for a COLOTRUST EDGE investment?

A: No, there is no minimum initial investment or ongoing minimum account balance is required to participate.

Q: Will I see my COLOTRUST EDGE account when I log in to the online portal?
A: Yes, you will see your COLOTRUST EDGE account alongside your COLOTRUST PRIME and PLUS+ accounts (if applicable). You may also view any reports, such as monthly statements, that are associated with your COLOTRUST EDGE account in the Documents section under the Accounts tab.

## Q: How do I make transactions?

A: To invest in COLOTRUST EDGE, COLOTRUST Participants can enter contributions through the Online Participant Portal. Withdrawals are available five business days after the request is made through the online portal. With EDGE, investments continue to accrue interest during the five-day redemption period.

## Q: Is there a maximum number of transactions?

A: No, there is no limit to the number of transactions a Participant may execute with COLOTRUST EDGE.

## Q: How can I become a COLOTRUST EDGE Participant?

A: Current COLOTRUST Participants need to complete the EDGE Registration Form in order to begin investing.

New local governments looking to invest in any of the COLOTRUST portfolios will first need to pass a resolution authorizing participation in COLOTRUST; a model resolution is provided for your convenience in the COLOTRUST Registration Packet.

For more information, please contact the COLOTRUST Relationship Team to get started.


Ben Mendenhall
VP, Investment Advisory ben.mendenhall@colotrust.com (303) 244-0463


Dylana Gross
VP, Investment Advisory dylana.gross@colotrust.com (303) 481-0474


Brent Turner VP, Investment Advisory brent.turner@colotrust.com (303) 481-0469

# Give your portfolio an EDGE 

## NEW!

## COLOTRUST EDGE

EDGE is a new weekly liquidity investment option designed for COLOTRUST Participants that seeks to generate a higher yield while complementing the daily liquidity offered by the PRIME and PLUS+ funds for Colorado governmental entities. EDGE is best suited for medium-term investments and strategic reserves.

Complement your investment management strategy with EDGE by gaining exposure to a diversified set of longer-duration securities for your local government's portfolio. Enhance your ability to manage your assets more efficiently and effectively while maintaining safety and liquidity.

## DETAILED PORTFOLIO FEATURES:

## ENHANCED YIELD



Earn an enhanced yield through exposure to longer-duration, strategic investments at fixed points along the yield curve.

## REPORTING



EDGE Participants can conveniently access transaction confirmations and monthly statements on-demand via the Online Participant Portal.

## WITHDRAWALS

Withdrawals are available five business days after the request is made. With EDGE, investments continue to accrue interest during the five-day redemption period.

## ACCOUNTS



With EDGE, your local government will enjoy unlimited subaccounts and monthly
transactions; seamlessly transfer between all of your COLOTRUST accounts.
info@colotrust.com

## INVESTING MADE EASY

Which investment option best suits your local government's needs?

| Investment Option | COLOTRUST PRIME | COLOTRUST PLUS+ | COLOTRUST EDGE |
| :---: | :---: | :---: | :---: |
| Portfolio Type | Government-style fund | Prime-style fund | Enhanced cash |
| Purpose | Short-term liquidity | Short-term liquidity | Intermediate liquidity |
| Rating | 'AAAm' | 'AAAm' | 'AAAf/S1'* |
| Liquidity Offered | Daily | Daily | Weekly |
| Minimum Investment | None | None | None |
| Online Reporting | Transaction confirms, monthly \& on-demand statements | Transaction confirms, monthly \& on-demand statements | Transaction confirms, monthly \& on-demand statements |
| Withdrawals | Unlimited | Unlimited | Unlimited |
| Accounts | Unlimited | Unlimited | Unlimited |
| Dividend Rate | Apply Daily | Apply Daily | Accrue Daily |
| WAM | $\leq 60$ days | $\leq 60$ days | 6-12 Months |

## ELIGIBLE INVESTMENTS

COLOTRUST investments are made in accordance with Colorado State Statute. For a complete description of permitted investments, please click here to view the EDGE Investment Policy.

[^0]

## EDGE I nvestment Policy

Effective October 1, 2021

## I ntroduction

COLOTRUST is a statutory trust organized and existing under the laws of the state of Colorado in accordance with the provisions of the Investment Funds Local Government Pooling Act (Part 7, Article 75, Title 24, C.R.S.), the Funds Legal Investments Act (Part 6, Article 75, Title 24, C.R.S.), and the Public Deposit Protection Act (Articles 10.5 and 47 of Title 11, C.R.S.). COLOTRUST is registered with the Securities Commissioner of the State of Colorado as required by the Local Government Investment Pool Trust Fund Administration and Enforcement Act (Part 9, Article 51, Title 11, C.R.S.)

COLOTRUST currently offers three portfolios, COLOTRUST PRIME, COLOTRUST PLUS+ and COLOTRUST EDGE.

COLOTRUST EDGE is designed to complement the daily liquidity offered by COLOTRUST PRIME and COLOTRUST PLUS+. The general objective of EDGE is to seek to generate a high level of income for Participants while preserving capital by investing only in investments authorized by the Statutes. EDGE offers longer dated, fixed-income investments seeking to enhance returns while providing intermediate liquidity to its participants. EDGE is intended to be a longer-term investment and in contrast to COLOTRUST PRIME and PLUS+ is not suitable for daily liquidity needs.

No assurance can be given that COLOTRUST will achieve its investment objective or that any benefits described in the information statements will result from the investment of moneys in COLOTRUST.

COLOTRUST is specifically designed for Colorado local governments. Accordingly, COLOTRUST has limited its portfolios by investing only in instruments permitted under the Legal Investments Act (Permitted Investments). The COLOTRUST Board of Trustees maintains investment policies for COLOTRUST that are, by nature, more restrictive than the Legal Investments Act. Participants receive 30 days prior notice of any changes in the investment policies.

## EDGE I nvestment Policy

This Investment Policy restricts the COLOTRUST EDGE portfolio to the following:

Any security issued by, fully guaranteed by, or for which the full credit of the United States Treasury is pledged for payment:

- The maximum final maturity per fixed and floating United States Treasury investment is 5 years from the date of trade settlement.

Any security issued by, fully guaranteed by, or for which the full credit of the following is pledged for payment: The Federal Farm Credit Bank, the Federal Land Bank, a Federal Home Loan Bank, the Federal Home Loan Mortgage Corporation, the Federal National Mortgage Association, the Export-Import Bank, the Tennessee Valley Authority, the Government National Mortgage Association, the World Bank, or an entity/organization that is not listed in this paragraph but is created by, or the creation of which is authorized by, legislation enacted by the United States Congress and that is subject to control by the Federal government that is at least as extensive as that which governs an entity or organization listed in this paragraph. No subordinated security may be purchased pursuant to this paragraph.

- The maximum final maturity per U.S. government related/ guaranteed fixed or floating-rate investment is 5 years from the date of trade settlement.

Repurchase agreements and tri-party repurchase agreements with member banks of the Federal Reserve System
and/or dealers in U.S. Government Securities in accordance with C.R.S. 24-75601.1.

A Master Repurchase Agreement (e.g. The Bond Market Association standard agreement, 1996 version) and applicable COLOTRUST annexes must be signed by all parties and on file prior to executing any transaction.

Tri-party repurchase agreements are permissible with COLOTRUST Board approved counterparties and third-party custodians (acting for both the party and the counterparty). These third-party custodians are not permitted to hold deposits for COLOTRUST and are therefore not required to meet the Colorado PDPA requirements.

Written Tri-party custodian agreements (in addition to The Bond Market Association 1996 standard repurchase agreement) must be signed by all parties and on file prior to executing any transaction.

Collateral (purchased securities) shall be limited to the following and shall be indicated as such on Schedule 1 'Schedule of Eligible Securities' of the Tri-party custodian agreement: U.S. Treasuries (bills, bonds, notes, strips), Federal National Mortgage Association (FNMA), Federal Home Loan Banks (FHLB), Federal Home Loan Mortgage Corporation (FHLMC), Federal Farm Credit Banks (FFCB), GNMA I/II Single Family, GNMA I/II Others-Fixed Rate, GNMA I/II Others, Adjust Rate and Agency Mortgage Backed
(Pass-Through Fixed Rate and PassThrough Adjustable Rate). The collateral subject to the repurchase agreement may have a maturity in excess of five years.

Term repurchase agreements (TRA) are considered eligible investments under the following conditions:

- TRAs shall not exceed 5 years from the date of trade settlement.
- TRAs shall fulfill all requirements of the 1996 version of The Bond Market Association master repurchase agreement.

The Repurchase Agreements between COLOTRUST and the various approved counterparties require that the aggregate market value of all purchased securities from any particular counterparty be at least $102 \%$ (the margin) of the aggregate purchase price of the purchased securities.

The Board recognizes that market fluctuations constantly increase or decrease the value of securities; that there is value in maintaining ongoing positive relationships between COLOTRUST and the various counterparties; that the accepted practice in the industry allows minor deviations from strict application of margins; and that there is a cost of changing collateral securing repurchase agreements. For those reasons, the portfolio manager may use discretion before directing that a counterparty supply additional purchased securities until such time as the margin falls below 101.5\%. If the aggregate collateral level of the counterparty falls below 101.5\%, the portfolio manager shall notify the counterparty to provide sufficient additional securities to restore the margin
to at least 102\%. The portfolio manager will require additional collateral to return the margin to at least $102 \%$ on the next business day.

Any security that is a general or revenue obligation of any state of the United States, the District of Columbia, any territorial possession of the United States, or of any political subdivision, institution, department, agency, instrumentality, or authority of any of such governmental entities. At the time of purchase, the security must be rated in one of its two highest rating categories by two or more NRSROs that regularly rate such obligations.

- The maximum final maturity per municipal investment is 5 years from the date of trade settlement.

Any corporate or bank security denominated in United States dollars that, at the time of purchase, carries at least two credit ratings from any of the NRSROs that is not rated below 1) A1, P1, or F1 if the security is a money market instrument or 2) AA- or Aa3 or their equivalents if it is any other kind of security. These rating requirements first apply to the security being purchased, and then, if the security itself is unrated, to the issuer provided that the security contains no provisions subordinating it from being a senior debt obligation of the issuer.

- The maximum final maturity per corporate or bank security fixed or floating rate investment is 3 years from the date of trade settlement.

Commercial paper or bankers' acceptances denominated in United States dollars that,
at the time of purchase, carry at least two credit ratings from any of the NRSROs and are not rated below A-1, P-1, or F-1.

An Approved Commercial Paper List will be maintained by the investment advisor designating those commercial paper names that are eligible for investment by COLOTRUST EDGE. All additions to this list must be approved by the Board of Trustees.

At the time commercial paper is purchased:

- The portfolio may not own over $5 \%$ of any issuer's total commercial paper program at the time of purchase.
- Any deposit that meets the requirements in the Public Deposit Protection Act under CRS 11-10.5107, et seq.

Any interest in any local government investment pool organized pursuant to the Local Government Pooling Act.

Any money market fund that is registered as an investment company under the Federal Investment Company Act of 1940, as amended if, at the time COLOTRUST invests in such fund:

- The investment policies of the fund include seeking to maintain a constant share price;
- No sales or load fee is added to the purchase price or deducted from the redemption price of the investment;
- The investments of the fund consist only of securities with a maximum remaining maturity as specified in Rule 2a-7 under the Federal Investment Company Act of 1940,
as amended or any successor regulation under such act regulating money market funds, so long as such Rule 2a-7 is not amended to or such successor regulation does not increase the maximum remaining maturity of such securities to a period that is greater than three years, and if the fund has assets of one billion dollars or more or has the highest current credit rating from one or more NRSRO;
- The dollar weighted average portfolio maturity of the fund meets the requirements specified in Rule 2a-7 under the Federal Investment Company Act of 1940, as amended or any successor regulation under such act regulating money market funds so long as such Rule 2a-7 is not amended to increase the dollar weighted average portfolio maturity of a fund to a period greater than one hundred eighty days.

Adopted March 5, 2021
Approved October 1, 2021

## Contact Information

717 17th Street, Suite 1850
Denver, CO 80202
Phone: (877) 311-0219
Fax: (877) 311-0220
clientservices@colotrust.com
www.colotrust.com
cotisi

Northwest Lakewood Sanitation District
Attn: Mr. Steve Beck, District Manager
141 Union Boulevard, Suite 150
Lakewood, CO 80228-1898

Dear Steve and Board Members:

Thank you for the opportunity to provide the following proposal.

## BACKGROUND

The District's Board is considering referring to the voters a ballot measure to "de-Bruce" the District, and would like to conduct a district-wide campaign to educate the residents and property owners about the needs of the District, how to properly fund the District's operations and maintenance of the system, how the current TABOR restrictions are negatively impacting the District, and why it is necessary for the District to be "de-Bruced."

The District has referred questions to the voters five times (including property tax increase, debrucing, $5.5 \%$ waiver, and debt increase) and was successful only once - in 2008 to increase debt scheduled system improvements.

## EXPERIENCE

CRL has been at the forefront of assisting private and public clients achieve greater levels of success in Colorado for the past 40 years, a legacy unmatched by anyone in the State. CRL delivers measurable results based on decades of experience dealing with state and local governments, strong and trustworthy relationships, and most importantly, a thorough understanding of the process of public engagement and advocacy/education.

CRL is uniquely qualified to provide the services required, and will bring a record of successful public research, community outreach, coalition building, strategic communication, and political consultation. We believe we offer four specific strengths that differentiates our firm:

Specifically, we have over two decades of experience helping local governments and special districts develop and assess the viability of various tax increase proposals, implement public information programs, and strategically position initiatives for success. Examples include:

- La Plata County - CRL facilitated a broad-based Community Steering Committee to engage stakeholders and citizens in a discussion about how best to address the county's transportation-related capital improvement and operational needs, while maintaining a structurally balanced budget and preserving the County's long-range fiscal sustainability. Following a months-long process, the Committee reached a consensus recommendation
that the Board of County Commissioners refer to the voters a mil levy increase dedicated solely to the Road and Bridge Fund.
- Town of Castle Rock - CRL provided consultation to the Town of Castle Rock to evaluated public perception of its Strategic Plan in general, and transit funding and long-term water storage needs in particular, as it considered options leading up to a potential transit services election. Utilizing research and strategic outreach developed by CRL, the town decided not to move forward with a sales tax referendum and rather to focus on communicating core service priorities to its citizens. (Example of analysis completed for this project attached).
- City of Centennial - CRL developed and implemented a comprehensive public information plan to ensure public input on the City of Centennial's proposed "de-Brucing" referendum prior to city council placing the measure on the ballot (campaign finance laws prohibited the city from expending public money in support or opposition of the ballot question). Following council's action to refer the matter to the voters, CRL lead the successful privately-funded "Yes on 2-A" campaign.

We have helped both pass and defeat high profile initiatives on a wide range of subjects. Our election experience encompasses both local issue campaigns and large multi-county referendums. Notable successes include the extension of a portion of Denver's lodgers' tax to redevelop the National Western Center, the multi-county 4/10-cent sales tax increase to finance FasTracks and recent tax increases to fund college scholarships.

## SCOPE OF WORK

We propose the following scope of work:

1. Project Kickoff - CRL will convene a project kick-off meeting before the end of the month. This meeting would include CRL's project manager, the district's management team, members of the board of directors, and other identified by the District. During this meeting we will complete a "deep dive" into the District's operation and financial needs, review how revenues derived from de-brucing would be used, and adjust a draft work plan, timeline and budget that incorporates tools and tactics necessary to succeed.
2. Voter Identification and Profile- CRL will access the most current voter registration data available to identify "habitual" voters most likely to vote. Understanding voter turnout is critical to success.
3. Community Grasstops Outreach - CRL will Identify and recruit community leaders through grasstops outreach. Current and former elected officials, business owners, civic leaders, longstanding residents, and others will be identified to help communicate the importance of the proposed ballot measure. These individuals will be the pillars of much of our communications and outreach efforts used for throughout the campaign.
4. Individual/Small Group Meetings - Grasstops work in Lakewood and Wheat Ridge will also focus on setting individual meetings with influential citizens. organizations and elected officials to educate them on the ballot measure.
5. Messaging - By combining information from our project kickoff and stakeholder research, CRL and will craft an effective message platform that resonates with the public. By developing three to five consistent talking points our goal is to ensure everyone is united in messaging
6. Collateral - CRL will create collateral including a fact sheet, PowerPoint presentation and answers to frequently asked questions.
7. Direct Mail - CRL recommends three "flights" of mail to "active" households. CRL will manage all aspects of the mail plan include design (copywriting, graphic design, etc.), printing, mail house production, project coordination and postage. Each mailing will consist of a four-color, $6 \times 9$ postcard educating voters about the District's needs and how the ballot measure will address them.
8. Webpage - The District's current website is mainly a static source for information. CRL will create a more dynamic webpage specifically tailored to the ballot measure proposal. The visual look and feel of this site would be different than the existing site, using narrative that is less bureaucratic and more "visionary."

## PROJECT COSTS

The following is an estimate of the overall project costs based on the above scope. The final cost would be determined by the actual work plan finalized during our project kickoff meeting.

| Consulting Fee (CRL) | $\$ 25,000$ |
| :--- | ---: |
| Collateral |  |
| $\quad$ Fact Sheet | $\$ 12,000$ |
| $\quad$ Direct Mail (3 flights) | $\$ 19,800$ |
| Website | $\$ 2,500$ |
| Miscellaneous out of pocket (no markup) | $\$ 1,000$ |
| TOTAL | $\$ 60,300$ |

Thank you for the opportunity to provide this proposal. We look forward to the opportunity to work with you.

Sincerely,


Roger Sherman
Partner

# 2022 General Election Coordination Notification Form 

## ELECTION

$\square$
YES, we will coordinate with Jefferson County and participate in the General Election.
We will return the IGA no later than August 30, 2022. The Ballot Certification will be due by 3pm September 6, 2022. List all counties in which the jurisdiction is wholly or partially located in

If the jurisdiction is located wholly or partially located in another county and you plan on coordinating with us, indicate below which county is the "controlling county". Under SOS Rule 4.2.2 the controlling county is the county in which the coordinating district's administrative office is located in:


NOT SURE, if we will participate in the Jefferson County General Election.

NO, we will not participate in the Jefferson County General Election.

## BALLOT QUESTION

YES, we plan on coordinating our Ballot Question(s) with Jefferson County.
We will return the IGA no later than August 30, 2022. The Ballot Certification will be due by 3pm September 6, 2022.
How many Ballot Questions do you anticipate you will have?


NOT SURE, if we will have a Ballot Question to coordinate with Jefferson County.

NO, we will not have Ballot Question to coordinate with Jefferson County.

## TABOR

$\square$
YES, we plan on coordinating our TABOR issue(s) with Jefferson County.
We will return the IGA no later than August 30, 2022. The Ballot Certification will be due by 3pm September 6, 2022.
How many TABOR Issues do you anticipate you will have?


NOT SURE, if we will have a TABOR issue to coordinate with Jefferson County.


NO, we will not have TABOR issue to coordinate with Jefferson County.

## CONTACT INFORMATION

Legal Name of Jurisdiction:

Address:
City, State \& Zip:
Phone Number:
Alternate Phone Number:

Email:
Representative Name:

# Northwest Lakewood Sanitation District <br> <br> Monthly Report 

 <br> <br> Monthly Report}

## May 1-31, 2022

| Mon | 5/2 | Performed 1 tap replacement inspection at 2886 Quail St. |
| :---: | :---: | :---: |
| Tues | 5/3 | Performed 3 locates. |
| Wed | 5/4 | Performed 3 locates. |
| Thurs | 5/5 | Performed 22 grease trap inspections. |
|  |  | Inspected 11 closed businesses, from grease trap list, for potential new occupancy. |
|  |  | Performed 2 work orders. |
|  |  | Performed 2 locates. |
|  |  | Performed dye tests for 3885, 3892, and 3882 Nelson St. |
| Fri | 5/6 | Performed 3 locates. |
| Mon | 5/9 | Responded onsite to 1 emergency locate at 2545 Hoyt St., for culvert replacement, during normal business hours. |
|  |  | Performed 4 locates. |
|  |  | Performed 1 bore meet locate. |
| Tues | 5/10 | Performed 1 tap replacement inspection at 2875 Simms St. |
|  |  | Responded onsite to 1 emergency locate at 1210 Zang St., for an H20 main repair, during normal business hours. |
|  |  | Performed 4 locates. |
| Wed | 5/11 | Performed 5 locates. |
|  |  | Performed 5 bore meet locates. |
| Thurs | 5/12 | Performed 8 locates. |
| Fri | 5/13 | Performed 1 locate. |
|  |  | Performed 1 bore meet locate. |
| Tues | 5/17 | Performed 1 tap replacement inspection at 11763 W. $27^{\text {th }}$ Dr. |
|  |  | Performed 3 locates. |
|  |  | Performed 2 bore meet locates. |
| Wed | 5/18 | Performed 1 locate. |
| Thurs | 5/19 | Attempted to perform a scheduled tap inspection at 12850 Willow Way, contractor was not on site and the job was not ready. |
| Fri | 5/20 | Performed 2 locates. |
| Sat | 5/21 | Responded onsite to an emergency locate for an electric pole replacement at 2000 |
|  |  | Youngfield St., outside of normal business hours. |
|  |  | Responded onsite to an emergency locate for an electric pole replacement at 12695 W . $20^{\text {th }}$ Ave., outside of normal business hours. |
| Sun | 5/22 | Responded via phone to an emergency locate for a sewer service repair at $11965 \mathrm{~W} .20{ }^{\text {th }}$ |

Ave., outside of normal business hours.
Mon 5/23 Responded to special request by Martin \& Martin to video various lines.
Performed 2 work orders.
Performed 1 tap replacement inspection at 12850 Willow Way.

Tues $\quad 5 / 24 \quad$| Responded to a request to find manholes for a surveyor. |
| :--- |

Performed 7 locates.
Wed $\quad 5 / 25$ Responded to a special request of Martin \& Martin to locate the District main at 12700
Willow Ln.
Performed 5 locates.
Performed 2 bore meet locates.
Thurs 5/26 Performed 1 tap inspection at $13548 \mathrm{~W} .23^{\text {rd }} \mathrm{Pl}$.
Performed 1 locate.
Performed 2 bore meet locates.
Tues
5/31
Performed 1 locate.
Performed 4 bore meet locates.
Performed 1 tap inspection at 11965 W. $20^{\text {th }}$ Ave.

| Task \#3 - Maintenance Services |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: |
|  | Projected 2022 Footage | YTD Actual 2022 Footage | Current Monthly 2022 Footage | YTD <br> Percentage $2022$ |
|  | Zone A |  |  |  |
| Jetting |  |  |  |  |
| 14" or Less |  | 45,428.0 | 26,639.0 |  |
| 15 or More" |  | 1,817.0 | 1,817.0 |  |
| Easement |  | 712.0 | 712.0 |  |
| Total Jetting | 112,098.0 | 47,957.0 | 29,168.0 | 43\% |
| Televising |  |  |  |  |
| 14" or Less |  |  |  |  |
| 15 or More" |  |  |  |  |
| Total Televising | 112,098.0 | 0.0 | 0.0 | 0\% |
| Accelerated Maintenance |  |  |  |  |
| Non-Routine Jetting |  | 1,860.0 | 665.0 |  |
| Non-Routine Televising |  | 789.0 | 629.0 |  |
| Hot Spot Jetting |  |  |  | 0\% |
| Hot Spot Televising |  |  |  | 0\% |
| Accelerated Jetting |  | 2,137.0 | 1,069.0 | 0\% |
| Annual Root Televising |  |  |  | 0\% |
| Annual Root Cut |  |  |  | 0\% |
| Annual Mineral Cleaning |  |  |  | 0\% |
| Annual Mineral Televising |  |  |  | 0\% |
| Total Accelerated Maintenance | 0.0 | 4,786.0 | 2,363.0 | 0\% |
| Total Length of Cleaning | 112,098.0 | 50,094.0 | 30,237.0 | 45\% |
| Total Length of Televising | 112,098.0 | 789.0 | 629.0 | 1\% |
| Total Task \#3 | 224,196.0 | 55,669.0 | 33,229.0 | 25\% |

# Northwest Lakewood Sanitation District 

## Summary for May 1-31, 2022

May 5, 2022
3882, 3885, 3892 Nelson St.

## Dye Tests

On Thursday, May 5, 2022, at 4:45pm, Mark Doody and David Moore both of REC. Inc. were dispatched by Ismael Gomez also of REC. Inc, to perform dye tests at 3882, 3885, and 3892 Nelson St. at the request of RG \& Associates, the engineering firm for Westridge Sanitation District, to determine which of the sanitary sewer lines these residences are tied into. There are 3 sanitary sewer lines running down Nelson St., one is an 8in. line that belongs to Westridge Sanitation District, and the other two much larger lines, belong to Northwest Lakewood Sanitation District; one is a 21in. line that is located on the West side of the street, and one is a 24in. line that is located on the East side of the street. Mark and David met onsite with Jaime Esparza of RG \& Associates, and they proceeded to put dye into the 2 houses, 3892 and 3882 Nelson St., where there were people home or the residence had a clean-out, no one was home at 3885 Nelson St. Mark then waited for the dye to appear at the Westridge Sanitation District's manhole at $38^{\text {th }} \mathrm{Pl}$. and after 20 minutes there was no dye observed. The manhole for Northwest Lakewood Sanitation District's 21in. line was then opened, and the dye test was repeated. After a period of time no dye was seen in this line, however, Mark and Jaime did hear the water turn on and off as David was turning the house water on and off, and this leads to the belief the houses are all connected to this Northwest Lakewood Sanitation District's line. The 24in. line was not tested as the houses are on the West side of the street and not believed to be tied into the line on the East side of the street. The manholes were closed, and Mark and David departed the site. They gave their findings to Ismael. This is an ongoing issue.

Total time on this issue: Mark Doody - 2.25hrs.
David Moore -- 2.25hrs.

May 21, 2022
2000 Youngfield St.

## Emergency Locate

On Saturday, May 21, 2022, at 9:30pm, Mark Doody of REC. Inc. was contacted by Colo811 regarding an emergency locate at 2000 Youngfield St. for an electric pole replacement. Mark met onsite with Colin McCollor (763-269-1991) of Xcel Energy and reviewed the work to be done and the work area and determined they would be clear of the District main. Marked cleared Northwest Lakewood Sanitation District and departed the site. No further action is needed at this time.

Total time on this issue: Mark Doody $\mathbf{- 1 . 5 0 h r s}$.

May 21, 2022
12695 W. 20 ${ }^{\text {th }}$ Ave. Emergency Locate

On Saturday, May 21, 2022, at 11:00pm, Mark Doody of REC. Inc. was contacted by Colo811 regarding an emergency locate at $12695 \mathrm{~W} .20^{\text {th }}$ Ave. for an electric pole replacement. Mark met onsite with Colin McCollor (763-269-1991) of Xcel Energy and reviewed the work to be done and the work area and determined they would be clear of the District main. Mark cleared Northwest Lakewood Sanitation District and departed the site. No further action is needed at this time.

Total time on this issue: Mark Doody -- . 50 hrs .

May 22, 2022
11965 W. 20 ${ }^{\text {th }}$ Ave.
Emergency Locate
On Sunday, May 22, 2022, at 3:30pm, Mark Doody of REC. Inc. was contacted by Colo811 regarding an emergency locate at $11965 \mathrm{~W} .20^{\text {th }}$ Ave. for a sewer service repair. Mark contacted Kory (303-503-8654) of Trench Right, and Kory informed Mark they would be working in the yard only. Mark cleared Northwest Lakewood Sanitation District. No further action is needed at this time.

Total time on this issue: Mark Doody -- . 50 hrs .

May 23, 2022
Various Lines
Re-Video Lines

On Monday, May 23, 2022, at 7:00am, Ismael Gomez of REC. Inc. responded to a request by Bill Willis of Martin \& Martin for the video files of various lines in Northwest Lakewood Sanitation District. Although these lines were inspected, they either did not get recorded, or the files did not go through with the download of the files of the 2021 Program. Ismael dispatched Dusty Anderson and Andrew George both of REC. Inc. to jet clean the lines prior to the video inspection, the lines were jetted for a total of 665ft. Robert LaBarge of REC. Inc. was dispatched to follow the jetting crew and video inspect the lines after they were cleaned, the lines were videoed for a total of 629ft. Jeff LeBeck also of REC. Inc was dispatched to run traffic control for the jet and video crews. Upon completion of tasks, the crews departed the site. No further action is needed at this time.

Total time on this issue: Dusty Anderson - 4.75hrs.<br>Andrew George - 4.75hrs.<br>Robert LaBarge - 2.0hrs<br>Jeff LeBeck - 8.0hrs.

May 24, 2022
W. 20 ${ }^{\text {th }}$ Ave. \& Youngfield St. Find Manholes For Surveyor

On Tuesday, May 24, 2022, at 2:15pm, Mark Doody and David Moore both of REC. Inc. were dispatched by Ismael Gomez, also of REC. Inc., at the request of Martin \& Martin, the engineers for Northwest Lakewood Sanitation District, to find two manholes at W. $20^{\text {th }}$ Ave. \& Youngfield St., on Youngfield St., for a surveyor. Mark and David arrived on site, located both manholes, J-10a-1 and J-10a-2, marked their locations, and departed the site. No further action is needed at this time.

Total time on this issue: Mark Doody $\mathbf{- 1 . 5 0 h r s}$.
David Moore - 1.50hrs.

May 25, 2022
12700 Willow Ln.

## Special Request of Martin \& Martin

On Wednesday, May 25, 2022, at 2:15pm, Ismael Gomez of REC. Inc. was contacted by Bill Willis of Martin \& Martin requesting the District main that runs through an easement at 12700 Willow Ln. be located and marked due to the homeowner's plans to bring heavy equipment onto the property to remove large trees. Ismael arrived on site and began flagging the District main when the homeowner met with him and informed him they had changed their plans due to concerns of the District main and their irrigation system suffering damages if heavy equipment was brought onto the property. Ismael contacted Bill Willis, notified him of what he was told by the homeowner, and departed the site. No further action is needed at this time.

Total time on this issue: Ismael Gomez - 1.0hrs.

# Northwest Lakewood Sanitation District <br> Engineering Report <br> June 22, 2022 

## 2021 - Approximate Linear Footage

- 151,393 LF total
- 110,286 LF in Zone C (jetting/Televising) Excludes footages for Accel maint. 6,783 LF Roots, minerals.
- 36,469 LF of accelerated maintenance outside Zone C (Jet and CCTV)
- 3,341 LF of root cuts with CCTV outside Zone C
- 1,297 LF of mineral cleaning with CCTV outside Zone C

Signed contracts were received from Insituform on September 9, 2021, and the District has execute them. A scheduling a pre-construction meeting and Notice to Proceed are in process. 1) Signed contracts were received from Insituform on September 22, 2021. 2) REC Moffat reads were received on October 4, 2021. 3) A pre-con meeting is tentatively scheduled the week of October $26^{\text {th }}$ with NTP on November $1^{\text {st. }}$. Insituform is aware of the need for three lines to be completed by December 29, 2021, and then they expect to start the rest of the lining in January of 2022.4) Martin/Martin has followed up with CDOT but still do not have an update on the permits that were applied for on September $8^{\text {th }}$. Comments from City of Lakewood were finally received Oct. 20 and simply a re-arrangement of City projects separated from Wheat Ridge and Jeffco has been requested. CCTV from REC for the District will be ready by the end of the year. M/M will start reviews in 2022. Work has begun on projects specific to the combined trunk main with CPWSD and NWLSD. Lakewood approvals have been received. 1) M/M's review of the bypass second submittal was sent to Insituform on December 20, 2020. Their submittal appears acceptable. 2) Moffat December reads were received on January 6, 2022. 3) An initial pay request is attached. 4) 1081 Xenophon (John Berry) complained about needing to not run water for a small time frame to allow a CIPP to take place in the main. 1) MH submittal was received on January 26,2022 , by Insituform and comments were sent back to the Contractor on January 28th. 2) Insituform sent three maps of all repairs performed for the 2021 CIP. Pay requests No. 2 and 3 are submitted for payment. Moffat February reads were received on March 3, 2022. Pay request No. 4 is submitted for payment. Pay request No. 5 is has been submitted for payment. The project is over $50 \%$ complete.05/25/2022 - Moffat reads were received May 2, 2022. Work has progressed on the remove and replace aspect of the project. The contractor was asked to provide a focus on completing the project. They will bring on two crews to get completed. A pay request was not submitted on time so this will be submitted next month. A debris complaint was received at $22^{\text {nd }}$ and Iris. Lucky Dog was able to clean the piles.
UPDATE: 06/22/2022 - Received missing CCTV files to complete reviews. Pay request No. 6 is attached for review and payment based on work completed the past two months on the 2021 CIP.

3123 and 3143 O'Hayre Court, Lakewood CO - Combined Lot Project - Tim and Donna O'Hayre (05/25/2022)
Update: 06/22/2022 - Combing 2 Lots into one. Requested a Will Serve Letter. M/M sent out referral letter. A Submittal of the residence fixtures and Barn/Loft details were requested.

## 12601 W. $32^{\text {nd }}$ Ave. (Valvoline Instant Oil Change) 4-4-22

Proposed Valvoline Oil Change development. Availability letter sent out. Received the next submittal along with the Comment Response Letter.

UPDATE: 06/12/2022 - A resubmittal was sent, however, a few items appeared to be missing. This has been coordinated and a final submittal is pending.

1991 Youngfield St. (Applewood Beer Garden) Juan Sanchez 4-14-22
Proposed bar and restaurant. MM in review for initial referral and plans

## UPDATE: 06/22/2022 - Sent referral along with a signed 1001 Form. Sent location of manholes for easier locating. They will need to open manholes to get the elevation and inverts of the manholes.

## 3400 Pierson St. - Prospect Valley Elementary

The Districts 10 " mainline that runs across the School's property within and easement, needs to be relocated to accommodate plans for a new school. The line appears to have an option to relocate west along the south roadway to Quail and replace Quail north to the end of the cul-de-sac. A meeting was held on November $13^{\text {th }}$ to discuss sanitary re-alignment that crosses the school parcel to Quail St. An agreement from District's Attorney was reviewed. Provided information to the design/Jeffco schools related to need for equivalent ability to transmit flow as exists with the two lines that exist ( $8^{\prime \prime}$ within School property and $10^{\prime \prime}$ down Quail). A 12 " will be required from the point of intercept north on Quail to the end of the Cul-de Sac. We have addressed all questions to date asked by the School with exception of existing taps which we have the information available. District Details were also provided to the School's Engineer. 100\% CDs were received on January 29, 2021, and are under review. Questions about the necessary requirements were received and answered on February 8, 2021. We understand that the deposit has not yet been received and thus response to the CD's will be held up until received. The agreement has been executed and MOA Architecture paid the deposit. A full review of plans was provided, and further coordination being provided. The plans should be fairly easy to complete. A question related to allowing more than one connection from the school needs to be considered. They currently show three individual 6" connections. Typically, only a single connection is allowed. The access gate on Amanda Weaver's property needs to be modified to accommodate changes to the School's fence and ROW. Revised plans were received and most modification are complete and ready to go in terms of the new sanitary within Quail Street. The shifting of Amanda Weaver's Gate was reviewed and accepted as it should not affect the sanitary main. Contractor needs to schedule a precon meeting with all Authorities before construction can begin. An acceptance letter was sent to JVA on July 8, 2021. A pre-con meeting was held on September 2, 2021. A relocation agreement was also sent to the Developer for this effort. Coordination related to temp service for the School is being coordinated. 1) There are concerns about the temporary bypass that the school is proposing. There has been discussion with the District's Attorney as to what is needed for this approach. This approach was not included in the original plans that were approved in May. 2) RFI \#19's response was received on October 8, 2021, and Martin/Martin informed the Developer that $25^{\prime}$ easements need to be shown. The contractor will need to supply legal descriptions and exhibits for this temporary easement and an agreement is required between the District and Jeffco Schools. 1) The temporary easement was sent to the District on October $19^{\text {th }}$ and appears acceptable. The District's Attorney has drafted the easement agreement allowing a temporary line realignment. As part of the temp easement, the vacation of the existing easement will take place. 2) The sewer relocation agreement was received and is under review by the District. 3) A meeting was also held on November $2^{\text {nd }}$ with the School to determine if they were going to use an oil minder monitor or oil interceptor for the bottom of an elevator. An additional deposit was coordinate by the District. The agreement with Jeffco Schools was completed and sent following review. This allowed the temp sanitary to be constructed. Temporary construction began on January 8, 2022. M/M informed the School that the temporary connections will only need to be inspected and that a more in depth precon meeting will need to take place before permanent construction begins. A meeting was held with JVA on January 21, 2022, and plans were received on January 24th. Another meeting is scheduled for early February to discuss the final layout of the line. Jeffco was desiring to leave the temp line in place and were told this would not work due to long term maintenance. Subsequently they requested to move the new main in Quail to the west and have the ability to directionally drill. These concepts appeared acceptable as long as the final product provided a straight pipe with MH's that operate appropriately. A request for info on existing taps on the Quail line was made and information sent $3 / 14 / 22$. Quail Street sewer line replacement was discussed at residence meeting on $3 / 31$. Coordination related to existing sanitary services was made. 05/25/2022 - MM gave comments on sanitary plans
on $4 / 20 / 22$. A revision was received $5 / 17$ and final review provided $5 / 18$. Plans are acceptable and work is anticipated to go forward in the next couple of weeks.

## UPDATE: 06/22/2022 - Neighbor on the north end of the cul de sac has retaining walls and plantings in the right of way. COWR needs to reach out to neighbor to explain the work and how it may impact them. Also recommended taking preconstruction pictures. Sent out Sanitary Submittals and the reviewed concrete mix submittal for the MH bases. Waiting on Flow Fill Submittal.

## 2100 Youngfield - Land Use

$\mathrm{M} / \mathrm{M}$ received plans for a proposed Long-Term Temporary Use for surface parking development on December 7, 2018. An acceptance letter was sent to the City of Lakewood on December 17, 2018. M/M received proposal on June 26, 2019 and provided response on June 27,2019 . There appears to be a MH in the middle of the site but it doesn't appear they are planning to use it. TJC contacted $M / M$ to get info on review process and get checklists, details, and paperwork. Developer is working on agreements. $\mathrm{M} / \mathrm{M}$ requested a $\$ 15,000$ deposit, provided TJC with details and most of the District common notes, and stated that an easement agreement, extension agreement and locates will be required. TJC Limited requested the necessary paperwork to set up escrow and agreements and they are ready to start submitting design plans. $M / M$ sent the Developer an invoice for the required deposit on December 12, 2019. Sanitary utilities map was sent to the contractor and suggested that they verify line sizes. A flow study is being required based on volume anticipated to be contributed and potential of 6" line existing. Legal exhibit, easement, title commitment, and plat were sent to the Attorney on June 9, 2020. Sanitary plans were received and appear acceptable. The developer has also requested a vacation of existing easement as it no longer is necessary to serve the District. A stamped easement and exhibit were received from the Developer on July 9, 2020. A flow study has been completed and is acceptable. The Attorney has prepared a sewer line easement and extension agreement and we are awaiting Developer. An availability letter was provided for each building (5) for submission to the City. The contractor notified MM that they found a MH in the middle of their parcel. Research confirmed this to be a MH on the segment to the East roadway. The solution is that they will cap the main at the property line so if a service is live on the line it will not be affected. The one service on the line does not appear live and we will ultimately verify no connection. Plans were received on January 15, 2021 for review. The Contractor was informed that they will also need to hold a pre-construction meeting before work begins and after plans are reviewed and appear acceptable. Utility submittals were received on January 19, 2021 and are under review. Work has progressed. Comments were received from the submittal and there were issues with the grading, this has been resolved. The Contract estimates that the sanitary work will begin in early May 2021. Coordination with the developer on timing and review of the mainline extension was provided. A list of all required items for conditional approval was conveyed to the Developer on May 13, 2021. MM visited the sight and spoke with the Superintendent on June 2, 2021 reminding them about the need to abandon the center MH and cap the abandoned service line at the property line. MM inspected the air testing on July 9, 2021.
Construction continues. Work has picked back up and air testing is being re-tested and connections are being completed. The site passed air testing on September 17, 2021. Outstanding items include: PLS stamped as-built drawings, tracer wire testing, $M / M$ to witness the abandonment of existing lines, and CCTV of the sanitary lines after jetting. Taps should not be sold until conditional acceptance of the sanitary extension. Compaction reports and photos of the abandoned manhole and capped sanitary line still need to be received from the Contractor to initiate conditional acceptance. Received documentation of completed tracer wire testing. Still needing as-built survey and documentation of abandonment of old mainline which can take place at the MH in the street. Coordination related to tap fee payment is on-going. Service line observation will be accomplished using CCTV. 05/25/2022 - Meeting on 5/10/22 to discuss tap fees for SFRE's based on water meter sizing. The Developer (Guy Brazell) was informed of the connection fees for the five buildings. Taps were made and extended to the building but had not been observed. The developer will CCTV the service lines and we will review for acceptability. A request to delay connection fee payment on the 3 buildings not currently under construction was made by the developer. Option have been discussed and a recommendation to the Board will be made.

UPDATE: 06/22/2022 - Options on how to proceed were discussed by The Board. We are waiting on CCTV footage of each service. Sent out current fees.

10019 W. $26^{\text {th }}$ Ave. (Gold's Market - Em's Ice Cream)
Proposed ice cream shop. Recommended 20 GPM grease interceptor.
UPDATE:06/22/2022 - None
20th Ave Oak to Nelson - City of Lakewood Storm and Road Improvements: (Ray) 3/3/22
$M / M$ provide FIR comments and attended the FIR meeting to provide comments. There is a line that is anticipated to need lowering the crosses $20^{\text {th }}$ near Nelson St. 05/25/2022 - Double R Excavating received contract from City of Lakewood for improvements. Would like to start improvements 5/31/22. A pre-construction meeting was held and attended by $\mathrm{M} / \mathrm{M}$.

## UPDATE: 06/22/2022 - None

Paramount Heights Shopping Center (10027 \& 10033 W. 26th Ave.) - NWC 26th \& Kipling - Golds Grocery The addresses for this subdivision have been consolidated to 10027 and 10033 West $26^{\text {th }}$ Avenue. A grease questionnaire was sent to the Developer's engineer on October 7, 2021 so they can verify if the original 5,000 gallon Interceptor is actually needed for the tenant currently slated for one of the units. The grease interceptor questionnaire was received on October 15, and it is their desire to not move forward with the grease interceptor. It appears acceptable for the 'Dog Biscuit' unit to use a grease trap. The District will monitor to verify the larger interceptor is not needed. A Coffee shop is anticipated to go into the complex and they determined that a mop sink can not be directed to the grease interceptor that had previously been constructed. A variance was granted based on limited grease or debris anticipated within the mop sink. 05/25/2022 - Address has been changed.
UPDATE: 06/22/2022 - None
12599 W 27th Ave - New Dewatering Building - Consolidated Mutual Water
$\mathrm{M} / \mathrm{M}$ received plans for a new proposed dewatering building on November $15,2018 . \mathrm{M} / \mathrm{M}$ received the plumbing plans for a new proposed dewatering building on November 21, 2018. Tap fees appear to be up to date as long as a single service to their treatment and maintenance buildings is ok. Service fees are more difficult to identify. A metering manhole could be installed in the future. Has requested tap application for $3 / 4$ " service to new solids building. On-going coordination is taking place for flow values contributed over the years without service fees. $\mathrm{M} / \mathrm{M}$ received interceptor sizing calculations and design drawings for the Consolidated Mutual sanitary service lines on August 19, 2019 and corrected documents were received August 20, 2019. M/M is reviewing. M/M provided review letter for sand interceptor on September 9, 2019. Flow data and lab results were received from REC on July $29,2021 . \mathrm{M} / \mathrm{M}$ is in process of evaluating the data to translate the information into a single family equivalent SFE in order for billing to take place. MM has evaluated flows and have a couple alternatives of calculation for the finalizing of SFRE for the facility. This will be coordinated with Consolidated, and a final recommendation made. 2020 and 2021 fees were invoiced and sent to CMW on October 25, 2021. CMW will be added to the District's regular billing and 2022 will be billed in January. Martin/Martin has evaluated the Water Treatment building and will attempt to bring a consensus SFRE value to the Board. Coordination is on-going and will be complete for March. 25/25/2022 - Options are complete and being final coordinate with Consolidated.

UPDATE: 06/22/2022 - Meeting to discuss options for going forward relating to past fees and giving a final recommendation to the NWLSD Board took place with Consolidated. MM sent a final letter of recommendation to the District Manager so an invoice can be generated.

## 11324 West 38th Ave - Osborne (Westridge) Connection to NWLSD

$11324 \mathrm{~W} .38^{\text {th }}$ will need to work with Westridge to obtain service instead of Northwest Lakewood. 05/25/2022-A deposit and tap fee has been made to the District office. Agreements are in process to incorporate conditions needed for completion of the service connection.
UPDATE:06/22/2022 - Waiting on documentation, and information from the original surveyor in 2018.
Additionally, the design for connection is still needed.
35 Skyline Dr. 05/25/2022
Proposed single family addition at 35 Skyline Dr is in review for the proof of submission.
UPDATE: 06/22/2022 - A proof of submission was submitted.

## 2479 Alkire St. new Construction 4/29/22

An inquiry was made and the owner was told by the District manager to submit appropriate plans for review.
Update: 06/22/2022 - None
11733 W. $33^{\text {rd }}$ Ave (4-15-22) Lafata Residence
A proof of submission has been requested along with a plan review
UPDATE: 06/22/2022 - Sent our referral letter, along with a Proof of Submission combined with the letter.
12700 W. $19^{\text {th }} \mathrm{PI}$
Proposed addition to existing house.
UPDATE: 06/22/2022 - None
$\mathbf{2 6 5 0}$ Simms Street - Single Family with desire to add an ADU on the property - John Bauer
$M / M$ provided Mr. Bauer with the process to accommodate an ADU. GIS mapping was provided to show potential mains they can connect to. A variance request was accepted by the Board on October $27^{\text {th }}$ and the District's Attorney will prepare a common service line agreement for this property. A draft of the common service line agreement was sent to the District and $M / M$ for review. Comments were sent back to the District's Attorney on February 2, 2022. The agreement has been sent to the Owner. 05/25/2022-On-going coordination with the Owner to execute an agreement for the ADU is taking place.

UPDATE:06/22/2022 - None

## 3322 Simms St. - Kelsey Kistler (01/18/22) - Single Family Home

Coordination of plans for review of Proof of submission is in process. The proof of submission was sent on January 19, 2022. The Owner/Engineer was able to make the system work with Gravity flow vs. a pump that was initially submitted.
UPDATE: 06/22/2022 - None

1325 Normandy - Jim Skeen (303-809-0027) ADU addition to Single Family
Coordination took place as to needed plan review and ADU requiring an additional tap connection fee. The proof of submission was received on October 22 and was returned to the Owner with an availability letter on October $25^{\text {th }}$.
UPDATE: 06/22/2022 - None

2419 Ward - Dave Coggeshall (303) 917-5230 (Cell) Or (303) 777-0894 (Office)
Coordination took place as to plan review and ADU requiring an additional tap connection fee was coordinated by District manager. 05/25/2022 - An inquiry related to an RV dump at the site was made. Coordination on if the Dump station is allowable and if a tap fee is required.

UPDATE: 06/22/2022 - None
Miscellaneous

- 2022 Flow Projections were sent to Metro 4/19/21. Metro 2022 budget was received on May 4, 2021.
- 05/25/2022 - City of Wheat Ridge is considering a CODE amendment to allow ADU's. A referral was sent and responded to with the method the District uses for ADU's. Detached requires individual service connection and tap fee. Attached ADU requires tap fee but can request variance for second connection as long as a common service line agreement is approved by the District.
- 06/22/2022 - Received CCTV Footage for MH Z-1 to MH BF-21 showed a brick in the line - the brick is now gone.
- $\quad \mathrm{MM}$ is in process of providing an SRF qualification application by the end of the month as in past years. There is no commitment to take out a loan with this qualification.

June 16, 2022

Steve Beck
Northwest Lakewood Sanitation District
141 Union Boulevard, Suite 150
Lakewood, Colorado 80228

Re: Northwest Lakewood Sanitation District - 2021 Sanitary Sewer Improvements
Martin/Martin, Inc. Project No.: 17.0638.C. 08

Dear Mr. Beck,

Attached is the Application for Payment Number Six for work completed on the Northwest Lakewood Sanitation District - 2021 Sanitary Sewer Improvements project through June 03, 2022. To date, approximately $74 \%$ of the project has been completed including Cured in Place Pipe (CIPP) and point repairs, as detailed in the attached spreadsheet.

This application for payment include Change Order No. 6 reflecting project changes based on final quantities for projects completed. This Change Order amounts to a deduction of $\$ 74,319.00$. An additional Change Order will be submitted next month reflecting additional work required based on site conditions found that required different paving and trench backfill.

Martin/Martin recommends approval of Change Order No. 6 and Application for Payment Number Six (6), and a check prepared to Insituform Technologies, LLC in the amount of $\mathbf{\$ 1 7 3 , 7 1 7 . 9 5}$. This amount reflects a retainage of $\$ \mathbf{9 , 1 4 3 . 0 5}$ for this pay period, withheld based on $5 \%$ of each pay request application as required. The total project retainage is currently $\$ 55,164.17$.

If you have any questions, please feel free to contact me at your convenience.

Sincerely,


Bill Willis, P.E.
Principal
Cc: Eric Huss, Alex Fonov - Insituform Technologies, LLC


MARTIN/MARTIN
CONSULTING ENGINEERS

| Project: | Northwest Lakewood Sanitation District - | Date: June 16, 2022 |
| :--- | :--- | :--- |
|  | 2021 Sanitary Sewer Improvements | Job No. 17.0638.C.04 |
| Owner: | Northwest Lakewood Sanitation District | Prep. By: KFK |
| Contractor: | Insituform Technologies, LLC | Chkd. By: BPW |
| For Period: | Thru 06.03.2022 |  |

## PAY APPLICATION \#6

Date: June 16, 2022
Job No. 17.0638.C. 04
By. KFK
Chkd. By: BPW

## Original Contract Price

Additions to Original Contract Price
Revised Contract Price

Total Work Completed to Date
Less Retainage (5\% of each pay request of the contract) Net Earned

## Less Previous Payments

Amount Due This Application

| $\$$ | $1,659,124.00$ |
| :--- | :--- |
| $\$$ | $(168,250.57)$ |
| $\$$ | $1,490,873.43$ |

$\$ \quad 1,103,283.43$
$\$ \quad 55,164.17$
$\$ \quad 1,048119.26$
$\$ 874,401.31$
$\$ \quad 173,717.95$

The undersigned Contractor certifies that: the amounts and values contained herein are correct; all work has been performed and/or supplied in accordance with the requirements of the Contract; no part of the Amount Due This Application has been received; title to all work, material, and/or equipment covered by this Application for payment will pass to Owner at time of payment, free and clear of all liens, claims, and encumbrances.

Contractor: Insituform Technologies, LLC

By: (See Attached Invoice)
Date: 06.08.2022

This Application for Payment meets the requirements of the Contract and payment of the Amount Due is recommended.

MARTIN/MARTIN, Inc.


Date: 06.16.2022

Project:
Owner:
Contractor:

Northwest Lakewood Sanitation District 2021 Sanitary Sewer Improvements
Northwest Lakewood Sanitation District
Insituform Technologies, LLC

## CHANGE ORDER \#6

Date: June 16, 2022
Job No. 17.0638.C. 08
Prep. By: KFK
Chkd. By: BLT/BW

| Nature of Change | Price Change | Time Change |
| :--- | :--- | :--- |
| (Reason, Item, Units) | (Add/Deduct) | (Add/Deduct) |

See Attachment " $A$ "

These Changes result in the following adjustment of Contract price and Contract Time:

| Contract Price Prior to This Change Order | $\$ 1,565,192.43$ |
| :--- | ---: |
| Net Increase Resulting from this Change Order | $(\$ 168,250.57)$ |
| Current Contract Price Including this Change Order | $\$ 1,490,873.43$ |

The above changes are approved:

MARTIN/MARTIN, INC.
BY:
 Date: June 16, 2022

The above changes are accepted:

Contractor:

BY: $\qquad$ Date:

## Change Order Number 6

## Attachment " A "

Nature of Change (Reason, Item, Units)
Price Change
(Add/Deduct)

Bid Schedule A \& B

| 1. A1c. Deduct 10 LF Import Fill @ \$267/LF (0 LF Total). | Sub-Total | (\$2,670.00) |
| :---: | :---: | :---: |
| 2. A1d. Deduct 10 LF Trench Stabilization @ \$251/ LF (0 LF Total). | Sub-Total | (\$2,510.00) |
| 3. A1e. Deduct 1 EA Cut Off Wall @ \$1005/EA (0 EA Total). | Sub-Total | (\$1,005.00) |
| 4. A5c. Deduct 5 LF Import Fill @ \$267/LF (0 LF Total). | Sub-Total | (\$1,355.00) |
| 5. A5d. Deduct 5 LF Trench Stabilization @ \$251/ LF (0 LF Total). | Sub-Total | (\$1,255.00) |
| 6. A5e. Deduct 1 EA Cut Off Wall @ \$1,005/EA (0 EA Total). | Sub-Total | (\$1,005.00) |
| 7. A9c. Deduct 5 LF Import Fill @ \$267/LF (0 LF Total). | Sub-Total | (\$1,335.00) |
| 8. A9d. Deduct 5 LF Trench Stabilization @ \$251/ LF (0 LF Total). | Sub-Total | (\$1,255.00) |
| 9. A9e. Deduct 1 EA Cut Off Wall @ \$1,005/EA (0 EA Total). | Sub-Total | (\$1,005.00) |
| 10. A15c. Deduct 20 LF Import Fill @ \$267/LF (0 LF Total). | Sub-Total | (\$5,340.00) |
| 11. A15d. Deduct 20 LF Trench Stabilization @ \$251/ LF (0 LF Total). | Sub-Total | (\$5,020.00) |
| 12. A15e. Deduct 1 EA Cutoff Wall @ \$1,005.00 EA (0 EA Total). | Sub-Total | (\$1,005.00) |
| 13. A16d. Deduct 5 LF Import Fill @ \$267/LF (0 LF Total). | Sub-Total | (\$1,355.00) |
| 14. A16e. Deduct 5 LF Trench Stabilization @ \$251/ LF (0 LF Total). | Sub-Total | (\$1,255.00) |
| 15. A16f. Deduct 1 EA Cut Off Wall @ \$1,005/EA (0 EA Total). | Sub-Total | (\$1,005.00) |


| 16. A26a. Deduct 10 LF Point Repair @ \$802/ LF (0 LF Total). | Sub-Total | (\$8,020.00) |
| :---: | :---: | :---: |
| 17. A26b. Deduct 1 LS Remove/ Replace Asphalt @ \$2,138.00 LS (0 LS Total). | Sub-Total | (\$2,138.00) |
| 18. A26c. Deduct 1 LS Remove /Replace Landscaping @ \$2,138/ LS (0 LS Total). | Sub-Total | (\$2,138.00) |
| 19. A26d. Deduct 10 LF Import Fill @ \$267/LF (0 LF Total). | Sub-Total | (\$2,670.00) |
| 20. A26e. Deduct 10 LF Trench Stabilization @ \$251/ LF (0 LF Total). | Sub-Total | (\$2,510.00) |
| 21. A26f. Deduct 1 EA Cut Off Wall @ \$1,005/EA (0 EA Total). | Sub-Total | (\$1,005.00) |
| 22. A26g. Deduct 1 LS Bypass Pumping @ \$2,673/LS (0 LS Total ) | Sub-Total | (\$2,673.00) |
| 23. A26h. Deduct 1 LS Traffic Control @ \$2,673/LS (0 LS Total) | Sub-Total | (\$2,673.00) |
| 24. A28b. Deduct 1 LS Remove/ Replace Asphalt @ \$1,604.00 LS (0 LS Total). | Sub-Total | (\$1,604.00) |
| 25. A28c. Deduct 1 LS Remove /Replace Landscaping @ \$2,138/ LS (0 LS Total). | Sub-Total | (\$2,138.00) |
| 26. A28d. Deduct 5 LF Import Fill @ \$267/LF (0 LF Total). | Sub-Total | (\$1,335.00) |
| 27. A28e. Deduct 5 LF Trench Stabilization @ \$251/ LF (0 LF Total). | Sub-Total | (\$1,255.00) |
| 28. A28f. Deduct 1 EA Cut Off Wall @ \$1,005/EA (0 EA Total). | Sub-Total | (\$1,005.00) |
| 29. A30a. Deduct 5 LF Point Repair @ \$855/ LF (0 LF Total). | Sub-Total | $(4,275.00)$ |
| 30. A30b. Deduct 1 LS Remove /Replace Landscaping @ \$1,604/ LS (0 LS Total). | Sub-Total | (\$1,604.00) |
| 31. A30c. Deduct 5 LF Import Fill @ \$267/LF (0 LF Total). | Sub-Total | (\$1,335.00) |
| 32. A30d. Deduct 5 LF Trench Stabilization @ \$251/ LF (0 LF Total). | Sub-Total | (\$1,255.00) |
| 33. A30e. Deduct 1 EA Cut Off Wall @ \$1,005/EA (0 EA Total). | Sub-Total | (\$1,005.00) |


| 34. A30f. Deduct 1 LS Bypass Pumping @ \$2,673/LS (0 LS Total ) |  |  |
| :---: | :---: | :---: |
| 35. A30g. Deduct 1 LS Traffic Control @ $\$ 2,673 /$ LS (0 LS Total) | Sub-Total | $(\$ 2,673.00)$ |

Sub-Total Schedule A\&B: $\quad(\$ 74,319.00)$

|  | Total Change Order 6 Adjustment: | $(\$ 74,319.00)$ |
| :--- | :--- | ---: |
|  | Total Change Order 5 Adjustment: | $(\$ 87,611.00)$ |
|  | Total Change Order 4 Adjustment: | $\$ 18,655.43$ |
|  | Total Change Order 3 Adjustment: | $(\$ 23,661.00)$ |
|  | Total Change Order 2 Adjustment: | $(\$ 32,594.00)$ |
|  | Total Change Order 1 Adjustment: | $\$ 31,279.00$ |
|  | Total Change Order Adjustments: | $(\$ 168,250.57)$ |
|  | Original Contract Amount: | $\$ 1,659,124.00$ |
|  | Revised Total Contract Price: | $\$ 1,490,873.43$ |





| Bid ltem | Description | Unit |
| :---: | :---: | :---: |
| A18b | Remove/Replace Asphalt Pavement | LS |
| A18c | Import Fill (trench width, if required) | LF |
| A18d | Trench Stabilization (if required) | LF |
| A18e | Cutoff Wall (if required) | EA |
| A18f | Bypass Pumping | LS |
| A189 | Traffic Control | LS |
| A19 | BG-2A to BG-2, W 35th Ave - 8' Line, 5' Point Repair |  |
| A19a | Point Repair: 205 LF to 210 LF (1 Service) | LF |
| A19b | Remove/Replace Asphalt Pavement | LS |
| A19c | Import Fill (trench width, if required) | LF |
| A19d | Trench Stabilization (if required) | LF |
| A19e | Cutoff Wall (if required) | EA |
| A19f | Bypass Pumping | LS |
| A19g | Traffic Control | LS |
| A20 | C-3A-1 to C-3A, W 28th Ave -8" Line, (2) 5' Point Repairs |  |
| A20a | Point Repair: 4 LF to 9 LF (1 Service) | LF |
| A20b | Point Repair: 237 LF to 242 LF (0 Service) | LF |
| A20c | Remove/Replace Asphalt Pavement | LS |
| A20d | Import Fill (trench width, if required) | LF |
| A20e | Trench Stabilization (if required) | LF |
| A20f | Cutoff Wall (if required) | EA |
| A20g | Bypass Pumping | LS |
| A20h | Traffic Control | LS |
| A21 | C-9-1 to C-9, Queen St, 8" Line, 5' Point Repair |  |
| A21a | Point Repair: 90 LF to 95 LF (0 Services) | LF |
| A21b | Remove/Replace Asphalt Pavement | LS |
| A21c | Import Fill (trench width, if required) | LF |
| A21d | Trench Stabilization (if required) | LF |
| A21e | Cutoff Wall (if required) | EA |
| A21f | Bypass Pumping | LS |
| A21g | Traffic Control | LS |
| A22 | C-12-2 to C-12D, Simms St - 8" Line, 5' Point Repair |  |
| A22a | Point Repair: 63 LF to 68 LF (0 Service) | LF |
| A22b | Remove/Replace Asphalt Pavement | LS |
| A22c | Import Fill (trench width, if required) | LF |
| A22d | Trench Stabilization (if required) | LF |
| A22e | Cutoff Wall (if required) | EA |
| A22f | Bypass Pumping | LS |
| A22g | Traffic Control | LS |
| A23 | Z-7-3 to Z-7-2, Alkire St - 8" Line, ${ }^{\text {' }}$ Point Repair |  |
| A23a | Point Repair: 246 LF to 251 LF (0 Services) | LF |
| A23b | Remove/Replace Asphalt Pavement | LS |
| A23c | Import Fill (trench width, if required) | LF |
| A23d | Trench Stabilization (if required) | LF |
| A23e | Cutoff Wall (if required) | EA |
| A23f | Bypass Pumping | LS |
| A23g | Traffic Control | LS |
| A24 | ZC-13 to ZC-12, Braun Dr - 8" Line, 5' Point Repair |  |
| A24a | Point Repair: 2 LF to 7 LF (0 Services) | LF |
| A24b | Remove/Replace Asphalt Pavement | LS |
| A24c | Import Fill (trench width, if required) | LF |
| A24d | Trench Stabilization (if required) | LF |
| A24e | Cutoff Wall (if required) | EA |
| A24f | Bypass Pumping | LS |
| A24g | Traffic Control | LS |
| A25 | Z-3 to Z-2, Alkire St - 8" Line, (2) 5' Point Repairs |  |
| A25a | Point Repair: 332 LF to 337 LF (0 Services) | LF |
| A25b | Remove/Replace Asphalt Pavement | LS |
| A25c | Import Fill (trench width, if required) | LF |
| A25d | Trench Stabilization (if required) | LF |
| A25e | Cutoff Wall (if required) | EA |
| A25f | Bypass Pumping | LS |
| A25g | Traffic Control | LS |
| A26 | B-11R-7-2-1 to B-11R-7-2, Easement-6" Line, 10' Point Repair |  |
| A26a | Point Repair: 90 LF to 100 LF (0 Services) | LF |
| A26b | Remove/Replace Asphalt Pavement | LS |
| A26c | Remove/Replace Landscaping | LS |
| A26d | Import Fill (trench width, if required) | F |
| A26e | Trench Stabilization (if required) | LF |
| A26f | Cutoff Wall (if required) | EA |
| A26g | Bypass Pumping | LS |



| MARTIN/M | ARTIN |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  | PA | APPL | IC | ATION 06 |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| PROJ. NAME: | NWLSD 2021 SANITARY SEWER IMPROVEMENTS |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  | Date: |  | 20.2022 |  |  |
| FOR PERIOD: | Through 06.03.2022 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  | Job No.: |  | .0638.C. |  |  |
| OWNER: | NORTHWEST LAKEWOOD SANITATION DISTRICT |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  | Prep. By: |  | T/KFK |  |  |
| ENGINEER: | MARTINMARTIN, INC. |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  | Chk'd By: |  | V/BLT |  |  |
| CONTRACTOR: | INSITUFORM TECHNOLOGIES |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|  |  |  | Original | c.o. | Revised |  |  |  | Tot |  |  |  | Total Previ |  |  |  | his Estim |  |  | Total to |  |  |
| Bid liem | Description | Unit | Quantity | No. | Qty. |  |  |  | Original |  | Revised | Qty. | \% |  | Amount | Qaty. | \% | Amount | Qty. | \% |  | Amount |
| B12a. | Full Lining - 402 LF (6 Services) | LF | 402 | 5 | 0 | \$ | 32.00 | \$ | 12,864.00 | \$ |  |  | 0\% | \$ | . |  | 0\% | \$ | 0 | 100\% | \$ |  |
| B12b. | Service Reconnection | EA | 6 | 5 | 0 | \$ | 102.00 | \$ | 612.00 | \$ | - |  | 0\% | \$ | . |  | 0\% | \$ . | 0 | 100\% | \$ |  |
| B13 | DELETED |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B13a. | DELETED | LF | 0 |  |  |  |  | \$ |  | \$ | - |  | 0\% | \$ | - |  | 0\% | \$ | 0 | 100\% | \$ |  |
| B13b. | DELETED | EA | 0 |  |  |  |  | \$ | - | \$ | . |  | 0\% | \$ | . |  | 0\% | \$ . | 0 | 100\% | \$ |  |
| B14 | A-28 to A-27, Easement - 12" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B14a. | Full Lining - 396 LF (2 Services) | LF | 396 |  |  | \$ | 52.00 | \$ | 20,592.00 | \$ | 20,592.00 | 396 | 100\% | \$ | 20,592.00 |  | 0\% | \$ | 396 | 100\% | \$ | 20,592.00 |
| B14b. | Service Reconnection | EA | 2 |  |  | \$ | 241.00 | \$ | 482.00 | \$ | 482.00 | 2 | 100\% | \$ | 482.00 |  | 0\% | \$ . | 2 | 100\% | \$ | 482.00 |
| B15 | AB-3 to AB-2, West 26th Avenue Easement - 8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B15a. | Full Lining - 131 LF (2 Services) | LF | 131 |  |  | \$ | 53.00 | \$ | 6,943.00 | \$ | 6,943.00 | 131 | 100\% | \$ | 6,943.00 |  | 0\% | \$ - | 131 | 100\% | \$ | 6,943.00 |
| B15b. | Service Reconnection | EA | 2 |  |  | \$ | 140.00 | \$ | 280.00 | \$ | 280.00 | 2 | 100\% | \$ | 280.00 |  | 0\% | \$ . | 2 | 100\% | \$ | 280.00 |
| B16 | AB-7A-2 to AB-7A-1, W 28th PI -8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B16a. | Full Lining - 334 LF (7 Services) | LF | 334 | 2 | 378 | \$ | 34.00 | \$ | 11,356.00 | \$ | 12,852.00 | 378 | 100\% | \$ | 12,852.00 |  | 0\% | \$ | 378 | 100\% | \$ | 12,852.00 |
| B16b. | Service Reconnection | EA | 7 | 2 | 8 | \$ | 97.00 | \$ | 679.00 | \$ | 776.00 | 8 | 100\% | \$ | 776.00 |  | 0\% | \$ . | 8 | 100\% | \$ | 776.00 |
| B17 | AB-10 to AB-9, Robb Cir - 8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B17a. | Full Lining - 294 LF ( 5 Services) | LF | 294 |  |  | \$ | 35.00 | \$ | 10,290.00 | \$ | 10,290.00 | 294 | 100\% | \$ | 10,290.00 |  | 0\% | \$ - | 294 | 100 | \$ | 10,290.00 |
| B17b. | Service Reconnection | EA | 5 |  |  | \$ | 105.00 | \$ | 525.00 | \$ | 525.00 | 5 | 100\% | \$ | 525.00 |  | 0\% | \$ . | 5 | 100\% | \$ | 525.00 |
| B18 | AB-10-5 to AB-10-4, 28th PI - 8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B18a. | Full Lining - 66 LF (0 Services) | LF | 66 | 2 | 68 | \$ | 84.00 | \$ | 5,544.00 | \$ | 5,712.00 | 68 | 100\% | \$ | 5,712.00 |  | 0\% | \$ | 68 | 100\% | \$ | 5,712.00 |
| B18b. | Service Reconnection | EA | 0 |  |  | \$ | - | \$ | - | \$ | - | 0 | 0\% | \$ | - |  | 0\% | \$ . | 0 | 100\% | \$ | - |
| B19 | AB-10-6-1 to AB-10-6, Applewood Knolls Dr - ${ }^{\text {" }}$ Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B19a. | Full Lining - 201 LF (2 Services) | LF | 201 |  |  | \$ | 41.00 | \$ | 8,241.00 | \$ | 8,241.00 | 201 | 100\% | \$ | 8,241.00 |  | 0\% | \$ - | 201 | 100\% | \$ | 8,241.00 |
| B19b. | Service Reconnection | EA | 2 |  |  | \$ | 144.00 | \$ | 288.00 | \$ | 288.00 | 2 | 100\% | \$ | 288.00 |  | 0\% | \$ . | 2 | 100\% | \$ | 288.00 |
| B20 | AB-10-6-1A to AB-10-6-1, Taft Ct - $\mathbf{7}^{\prime \prime}$ Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B20a. | Full Lining - 197 LF (2 Services) | LF | 197 |  |  | \$ | 42.00 | \$ | 8,274.00 | \$ | 8,274.00 | 197 | 100\% | \$ | 8,274.00 |  | 0\% | \$ | 197 | 100\% | \$ | 8,274.00 |
| B20b | Service Reconnection | EA | 2 |  |  | \$ | 144.00 | \$ | 288.00 | \$ | 288.00 | 2 | 100\% | \$ | 288.00 |  | 0\% | \$ | 2 | 100\% | \$ | 288.00 |
| B21 | AB-10-6-3A to AB-10-6-2A, Taft Ct - 8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B21a. | Full Lining - 300 LF (6 Services) | LF | 300 |  |  | \$ | 35.00 | \$ | 10,500.00 | \$ | 10,500.00 | 300 | 100\% | \$ | 10,500.00 |  | 0\% | \$ | 300 | 100\% | \$ | 10,500.00 |
| B21b. | Service Reconnection | EA | 6 |  |  | \$ | 100.00 | \$ | 600.00 | \$ | 600.00 | 6 | 100\% | \$ | 600.00 |  | 0\% | \$ | 6 | 100\% | \$ | 600.00 |
| B22 | AB-10-9-5 to AB-10-9-4, Taft St - 8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B22a. | Full Lining - 299 LF (3 Services) | LF | 299 |  |  | \$ | 35.00 | \$ | 10,465.00 | \$ | 10,465.00 | 299 | 100\% | \$ | 10,465.00 |  | 0\% | \$ - | 299 | 100\% | \$ | 10,465.00 |
| B22b. | Service Reconnection | EA | 3 |  |  | \$ | 125.00 | \$ | 375.00 | \$ | 375.00 | 3 | 100\% | \$ | 375.00 |  | 0\% | \$ . | 3 | 100\% | \$ | 375.00 |
| B23 | AB-11-2 to AB-11-1, W 28th Ave -8"Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B23a. | Full Lining - 285 LF (3 Services) | LF | 285 |  |  | \$ | 36.00 | \$ | 10,260.00 | \$ | 10,260.00 | 285 | 100\% | \$ | 10,260.00 |  | 0\% | \$ | 285 | 100\% | \$ | 10,260.00 |
| B23b. | Service Reconnection | EA | 3 | 2 | 5 | \$ | 125.00 | \$ | 375.00 | \$ | 625.00 | 5 | 100\% | \$ | 625.00 |  | 0\% | \$ . | 5 | 100\% | \$ | 625.00 |
| B24 | ACC-1 to ACA-2, W 30th PI - 8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B24a. | Full Lining - 166 LF (3 Services) | LF | 166 | 2 | 248 | \$ | 45.00 | \$ | 7,470.00 | \$ | 11,160.00 | 248 | 100\% | \$ | 11,160.00 |  | 0\% | \$ | 248 | 100\% | \$ | 11,160.00 |
| B24b. | Service Reconnection | EA | 3 |  |  | \$ | 119.00 | \$ | 357.00 | \$ | 357.00 | 3 | 100\% | \$ | 357.00 |  | 0\% | \$ | 3 | 100\% | \$ | 357.00 |
| B25 | AD-1-2 to AD-1-1, W 31st PI - 8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B25a. | Full Lining - 300 LF (6 Services) | LF | 300 |  |  | \$ | 35.00 | \$ | 10,500.00 | \$ | 10,500.00 | 300 | 100\% | \$ | 10,500.00 |  | 0\% | \$ | 300 | 100\% | \$ | 10,500.00 |
| B25b. | Service Reconnection | EA | 6 |  |  | \$ | 100.00 | \$ | 600.00 | \$ | 600.00 | 6 | 100\% | \$ | 600.00 |  | 0\% | \$ | 6 | 100\% | \$ | 600.00 |
| B26 | AD-5 to AD-4, Routt Cir - 8" line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B26a. | Full Lining - 125 LF (2 Services) | LF | 125 |  |  | \$ | 53.00 | \$ | 6,625.00 | \$ | 6,625.00 | 125 | 100\% | \$ | 6,625.00 |  | 0\% | \$ - | 125 | 100\% | \$ | 6,625.00 |
| B26b. | Service Reconnection | EA | 2 |  |  | \$ | 140.00 | \$ | 280.00 | \$ | 280.00 | 2 | 100\% | \$ | 280.00 |  | 0\% | \$ | 2 | 100\% | \$ | 280.00 |
| B27 | AD-6-1 to AD-6, W 29 th PI - 8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B27a. | Full Lining - 162 LF (1 Service) | LF | 162 |  |  | \$ | 46.00 | \$ | 7,452.00 | \$ | 7,452.00 | 162 | 100\% | \$ | 7,452.00 |  | 0\% | \$ - | 162 | 100\% | \$ | 7,452.00 |
| B27b. | Service Reconnection | EA | 1 |  |  | \$ | 210.00 | \$ | 210.00 | \$ | 210.00 | 1 | 100\% | \$ | 210.00 |  | 0\% | S | 1 | 100\% | \$ | 210.00 |
| B28 | B-2A-2 to B-2A-1, Easement, 8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B28a. | Full Lining - 66 LF (0 Services) | LF | 66 |  |  | \$ | 85.00 | \$ | 5,610.00 | \$ | 5,610.00 | 66 | 100\% | \$ | 5,610.00 |  | 0\% | \$ - | 66 | 100\% | \$ | 5,610.00 |
| B28b. | Service Reconnection | EA | 0 |  |  | \$ | - | \$ | - | \$ | - | 0 | 0\% | \$ | - |  | 0\% | \$ | 0 | 100\% | \$ | - |
| B29 | B-4 to B-3, Easement -8"Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B29a. | Full Lining - 73 LF (0 Services) | LF | 73 | 2 | 0 | \$ | 130.00 | \$ | 9,490.00 | \$ | - |  | 0\% | \$ | . |  | 0\% | \$ | 0 | 100\% | \$ |  |
| B29b. | Service Reconnection | EA | 0 |  |  | \$ | - | \$ | - | \$ | . |  | 0\% | \$ | - |  | 0\% | s | 0 | 100\% | \$ | - |
| B30 | C-1A-4-2-1 to C-1A-4-2, Owens Ct -8"L Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B30a. | Full Lining - 180 LF (2 Services) | LF | 180 |  |  | \$ | 43.00 | \$ | 7,740.00 | \$ | 7,740.00 | 180 | 100\% | \$ | 7,740.00 |  | 0\% | \$ | 180 | 100\% | \$ | 7,740.00 |
| B30b. | Service Reconnection | EA | 2 |  |  | s | 140.00 | \$ | 280.00 | \$ | 280.00 | 2 | 100\% | \$ | 280.00 |  | 0\% | \$ | 2 | 100\% | \$ | 280.00 |
| B31 | C-8A-4 to C-8A-3, W 25th PI - 8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B31a. | Full Lining - 301 LF ( 5 Services) | LF | 301 | 3 | 172 | \$ | 35.00 | \$ | 10,535.00 | \$ | 6,020.00 | 172 | 100\% | \$ | 6,020.00 |  | 0\% | \$ | 172 | 100\% | \$ | 6,020.00 |
| B31b. | Service Reconnection | EA | 5 |  |  | \$ | 100.00 | \$ | 500.00 | \$ | 500.00 | 5 | 100\% | \$ | 500.00 |  | 0\% | \$ | 5 | 100\% | \$ | 500.00 |
| B32 | DELETED |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B32a. | DELETED | LF | 0 |  |  |  |  | \$ | . | \$ | . |  | 0\% | \$ | . |  | 0\% | \$ - | 0 | 100\% | \$ | . |
| B32b. | DELETED | EA | 0 |  |  |  |  | \$ | - | \$ | - |  | 0\% | \$ | - |  | 0\% | \$ | 0 | 100\% | \$ | - |
| B33 | RO-29 to RO-28, Easement - 18" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B33a. | Full Lining - 297 LF (0 Services) | LF | 297 | 1 | 299 | \$ | 235.00 | \$ | 69,795.00 | \$ | 70,265.00 | 299 | 100\% | \$ | 70,265.00 |  | 0\% | s | 299 | 100\% | \$ | 70,265.00 |
| B33b. | Service Reconnection | EA | 0 |  |  | \$ | - | \$ | - | \$ | - | 0 | 0\% | \$ | - |  | 0\% | \$ . | 0 | 100\% | \$ | - |
| B34 | ZC-13-3 to ZC -13-2, Braun Dr - 8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B34a. | Full Lining - 322 LF (8 Services) | LF | 322 |  |  | \$ | 34.00 | \$ | 10,948.00 | \$ | 10,948.00 | 322 | 100\% | \$ | 10,948.00 |  | 0\% | S | 322 | 100\% | \$ | 10,948.00 |
| B34b. | Service Reconnection | EA | 8 |  |  | \$ | 94.00 | \$ | 752.00 | \$ | 752.00 | 8 | 100\% | \$ | 752.00 |  | 0\% | \$ | 8 | 100\% | \$ | 752.00 |
| B35 | ZD-5-1 to ZD-5, W 25th PI-8" Line |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| B35a. | Full Lining - 249 LF (3 Services) | LF | 249 | 2 | 254 | \$ | 38.00 | \$ | 9,462.00 | \$ | 9,652.00 | 254 | 100\% | \$ | 9,652.00 |  | 0\% | \$ | 254 | 100\% | s | 9,652.00 |
| B35b. | Service Reconnection | EA | 3 |  |  | \$ | 123.00 | \$ | 369.00 | \$ | 369.00 | 3 | 100\% | \$ | 369.00 |  | 0\% | S | 3 | 100\% | \$ | 369.00 |




# METRO WATER RECOVERY 

## Board of Directors Meeting

Tuesday, May 17, 2022
The regular monthly meeting of the Board of Directors of Metro Water Recovery will be held Tuesday, May 17, 2022 at 5:30 p.m. in the Administration Building Boardroom.

The Agenda will be as follows:

1. OATH OF OFFICE

The following Directors have been appointed by their Member Municipalities to complete a two-year term of office which expires June 30, 2024.

## Appointed Director

Joan Iler
Kathy Laurienti
Del Smith
Scott Twombly
Ronald Younger

Member Municipality
Westridge Sanitation District
Crestview Water and Sanitation District
Brancroft-Clover Water and Sanitation District
City of Thornton
City and County of Denver
2. ROLL CALL
3. PUBLIC COMMENT
4. APPROVAL OF MINUTES

Minutes of the Board of Directors Meeting on April 19, 2022 (Tab No. 1)
5. PROGRESS AND PROJECTION REPORTS
5.a Report by Chief Executive Officer (Tab No. 2)
5.b Report by General Counsel (Tab No. 3)
6. REPORTS OF OFFICERS AND COMMITTEES
6.a Appointment of Nominating Committee
7. NEW BUSINESS
7.a Hearing for the Metro Water Recovery Preliminary 2023 Budget
7.b Hearing for the Metro Water Recovery Revised 2022 Budget

Consent Agenda
7.c Consideration of Cogeneration Equipment Replacement Project (PAR 1395) [Recommended O/F/E] (Tab No. 4)

# 7.d Consideration of Ten-Inch Potable Water Service Line Project (PAR 1408) <br> Supplemental Appropriation [Recommended O/F/E] (Tab No. 5) 

## Roll Call Agenda

7.e Consideration of Interceptor Rehabilitation 2020-2022 Project (PAR 1363) Year 3 Construction Services Contract Change Order and Appropriation [Recommended O/F/E] (Tab No. 6)
8. INDIVIDUAL DIRECTOR COMMENTS
9. OTHER INFORMATION
10. ADJOURNMENT

Scott Twombly Chairman

Committee Meeting Minutes in Chronological Order (Tab No. 7).
MC:rak/Imn

# METRO WATER RECOVERY 

## Board of Directors Meeting

May 17, 2022

## Action Items-Committee Recommendations

1. Consideration of Cogeneration Equipment Replacement Project (PAR 1395)

Operations : Unanimously recommended approval.
Finance : Unanimously recommended approval.
Executive : Unanimously recommended approval.
2. Consideration of Ten-Inch Potable Water Service Line Project - (PAR 1408) Supplemental Appropriation

Operations : Unanimously recommended approval.
Finance : Unanimously recommended approval.
Executive : Unanimously recommended approval.
3. Consideration of Interceptor Rehabilitation 2020-2022 Project (PAR 1363) - Year 3

Construction Services Contract Change Order and Appropriation
Operations : Unanimously recommended approval.
Finance : Unanimously recommended approval.
Executive : Unanimously recommended approval.

## METRO WATER RECOVERY

## Minutes of the Regular Board of Directors Meeting

April 19, 2022
The Board of Directors of the Metro Water Recovery, in the Counties of Adams, Arapahoe, Douglas, Jefferson, and Weld, and the City and County of Denver, State of Colorado, met in regular session at 6450 York Street, Denver, Colorado, Tuesday, April 19, 2022 at 5:30 p.m. in the Administration Building Boardroom.

Chairman Twombly called the meeting to order.

## 1. OATH OF OFFICE

The following Directors have been reappointed by their Member Municipalities for a two-year term of office which expires June 30, 2024.

## Appointed Director

Phil Burgi
David Councilman
Janet Kieler
Laura Kroeger
Mary Beth Susman
Amerigo Svaldi

Member Municipality
Wheat Ridge Sanitation District
Pleasant View Water and Sanitation District
City and County of Denver
City of Lakewood
City and County of Denver
North Washington Street Water and Sanitation District

## 2. ROLL CALL

Secretary Niyork called the roll.

## Officers Present:

Scott Twombly, Thornton
Andrew Johnston, Denver
Sarah Niyork, South Adams
Jo Ann Giddings, Aurora

Chairman<br>Chairman Pro Tem<br>Secretary<br>Treasurer

## Directors Present:

Greg Baker, Aurora
Phil Burgi, Wheat Ridge
Nadine Caldwell, Aurora
David Councilman, Pleasant View
Deborah Crisp, East Lakewood
Clark Davenport, Northwest Lakewood
John Dingess, Aurora
Robert Duncanson, Denver*
Joan Iler, Westridge
Janet Kieler, Denver
Craig Kocian, Arvada*
Laura Kroeger, Lakewood
Kathy Laurienti, Crestview
Doug Lazure, Denver
Bob LeGare, Aurora*
Charles Long, Thornton*
Martin Majors, Fruitdale*
Jamie Miller, North Table Mountain*
Steve Pott, Applewood*
Bill Ray, Arvada
Bob Roth, Aurora*
Greg Sekera, Lakewood
Del Smith, Bancroft-Clover
Peter Spanberger, Denver
Mary Beth Susman, Denver
Dennis Towndrow, North Pecos*
Jennifer Williams, Denver
Ronald Younger, Denver

## Directors Absent:

Curt Aldstadt, Westminster
Peter Baertlein, Denver
John Chavez, Berkeley

## Others Present:

Mickey Conway
Emily Jackson
Liam Cavanaugh
Ruth Kedzior
Yvonne Kohlmeier
Lydia Nkem
*Attended virtually

## 3. PUBLIC COMMENT

There was no comment.

## 4. APPROVAL OF MINUTES

4.a Minutes of the Board of Directors Meeting on March 15, 2022

Chairman Twombly asked if there were any corrections, deletions, or additions to the minutes of the Regular Meeting of the Board of Directors held March 15, 2022.

Director Smith moved and Director Laurienti seconded the motion to approve the minutes of the Regular Meeting of the Board of Directors held March 15, 2022.

The motion carried unanimously.

## 5. PROGRESS AND PROJECTION REPORTS

5.a Report by Chief Executive Officer

CEO Conway reviewed his written report, highlighting the 2021 Financial Statements audit; the 2023 Budget and Operations Review prepared by Raftelis Financial Consultants, Inc.; Governor Polis's proclamation for Wastewater Worker Recognition Week; and Metro's social media links which are now uploaded in BoardEffect.
5.b Report by General Counsel

General Counsel Jackson provided an update on the legal report. Ms. Jackson answered questions on per- and polyfluoroalkyl substances (PFAS) and antidegradation.

## 6. REPORTS OF OFFICERS AND COMMITTEES

## 6.a Meeting Minutes

There were no additions to the following meeting minutes:
Audit Committee November 4, 2021
Operations Committee
April 5, 2022
Finance Committee
April 7, 2022
Executive Committee
April 12, 2022
Director Niyork gave an update from the Audit Committee meeting held on April 7, 2022, noting the auditors, Moss Adams LLP, gave their presentation to the Audit and Finance Committees and she appreciates the Finance teams' timeliness and Mr. Rowland's overview of the Family Medical Leave Act (FMLA) audit report.

## 7. NEW BUSINESS

## Consent Agenda

## 7.a Consideration of Renewal of All-Access Pass Agreement with Franklin Covey

Director Ray moved and Director Dingess seconded the motion to adopt the following resolution:

WHEREAS, it is in the best interest of Metro Water Recovery, hereinafter referred to as "Metro," to enter into a one-year agreement with Franklin Covey Co., (Franklin Covey) to provide access to the Franklin Covey Solutions; and

WHEREAS, to achieve the Metro 6.0 objective to "Nurture Talent" Metro has provided training to support all employees' growth and development with technical skills and leadership and communication skills through Franklin Covey's training platform; and

WHEREAS, the current contract with Franklin Covey expires May 31, 2022; and
WHEREAS, the Operations and Finance committees, after having reviewed the matter, recommend authorizing the Chief Executive Officer to enter into a one-year agreement effective June 1, 2022 with Franklin Covey to provide access to the Franklin Covey Solutions, maintained on Franklin Covey's All Access Pass ${ }^{\top M}$ platform; and

WHEREAS, the Executive Committee, after having reviewed the matter, concurs in the recommendation of the other committees;

NOW, THEREFORE, BE IT RESOLVED the Chief Executive Officer be and hereby is authorized to enter into a one-year agreement effective June 1, 2022 with Franklin Covey Co., to provide access to the Franklin Covey Solutions, maintained on Franklin Covey's All Access Pass ${ }^{\text {TM }}$ platform; and

BE IT FURTHER RESOLVED the Chief Executive Officer be and hereby is authorized to enter into additional contract periods not to exceed a total of a five-year
term if it is determined by the Chief Executive Officer to be in the best interest of Metro Water Recovery.

The motion carried unanimously.

## 7.b Consideration of METROGRO Farm Chemical Application

Director Ray moved and Director Dingess seconded the motion to adopt the following resolution:

WHEREAS, it is in the best interest of Metro Water Recovery, hereinafter referred to as "Metro," to enter into a contract for chemical application services for Metro's METROGRO Farm (Farm); and

WHEREAS, in December 2021, Metro staff issued a Request for Proposals (RFP) to provide chemical application services from the period of April 1, 2022 through March 31, 2023; and

WHEREAS, Metro received two responses to the RFP; and
WHEREAS Metro staff evaluated the proposals and recommends awarding a contract to Nutrien Ag Solutions (Nutrien), with a price of

- $\$ 6.50$ per acre for ground application on the South and Central Farm,
- $\quad \$ 7.00$ per acre for ground application on the North Farm, and
- $\$ 8.00$ per acre for all Aerial application,
plus the cost of spraying services and the purchase of chemicals for an estimated total one-year contract price of $\$ 1,706,553$ for the period of April 1, 2022 through March 31, 2023; and

WHEREAS, the Operations and Finance committees, after having reviewed the matter, recommend authorizing the Chief Executive Officer to enter into a one-year contract with Nutrien for chemical application services at the Farm in the amount of $\$ 1,706,553$ for the period of April 1, 2022 through March 31, 2023; and

WHEREAS, the Executive Committee, after having reviewed the matter, concurs in the recommendation of the other committees;

NOW, THEREFORE, BE IT RESOLVED the Chief Executive Officer be and hereby is authorized to enter into a one-year contract with Nutrien Ag Solutions for chemical application services at the METROGRO Farm in the amount of $\$ 1,706,553$ for the period of April 1, 2022 through March 31, 2023; and

BE IT FURTHER RESOLVED the Chief Executive Officer be and hereby is authorized to enter into additional contract periods not to exceed a total of a five-year term if it is determined by the Chief Executive Officer to be in the best interest of Metro Water Recovery.

The motion carried unanimously.

## 7.c Consideration of Support Buildings Improvements Project (PAR 1369)

Director Ray moved and Director Dingess seconded the motion to adopt the following resolution:

WHEREAS, it is in the best interest of Metro Water Recovery, hereinafter referred to as "Metro," to execute a Change Order to the construction contract for the Technical Services Building (TSB) Fixed Asset Replacements and Improvements Project (PAR 1369) (Project); and

WHEREAS, the TSB, originally constructed in 1964, can no longer accommodate present-day staffing needs according to the 2018 Facility Plan and the Resource Recovery and Reuse Services (RRS) Building is in need of minor tenant improvements; and

WHEREAS, subsequent to the completion of the original design and scope of work of the Project, several drivers have emerged which require additional work related to workspaces; and

WHEREAS, to maximize efficiencies and cost savings, the existing construction contract for the Project with TCC Corporation (TCC) should be leveraged to complete the necessary additional improvements in the TSB; the RRS Building; and the Transmission Building due to the similar tenant finish scope of work; and

WHEREAS, the Operations and Finance committees, after having reviewed the matter, recommend authorizing the Chief Executive Officer to execute a change order in the amount of $\$ 683,230$ to the construction contract with TCC to provide additional improvements to three office buildings as part of the Project and appropriate $\$ 809,700$ from the Fixed Asset Replacement Fund for this change order; and

WHEREAS, the Executive Committee, after having reviewed the matter, concurs in the recommendation of the other committees;

NOW, THEREFORE, BE IT RESOLVED the Chief Executive Officer be and hereby is authorized to execute a change order in the amount of $\$ 683,230$ to the construction contract with TCC Corporation to provide additional improvements to three office buildings as part of the Technical Services Building Fixed Asset Replacements and Improvements Project (PAR 1369); and

BE IT FURTHER RESOLVED the sum of \$809,700 (100 percent) be and hereby is appropriated from the Fixed Asset Replacement Fund for this purpose.

The motion carried unanimously.

## Roll Call Agenda

7.d Consideration of Northern Treatment Plant Clarifier Cover Repair Project (PAR 1396)

Director Sekera moved and Director Younger seconded the motion to adopt the following resolution:

WHEREAS, it is necessary Metro Water Recovery, hereinafter referred to as "Metro," enter into a construction contract for the construction of the Northern Treatment Plant Primary Clarifier and Gravity Thickener Cover Replacement Project (PAR 1396) (Project); and

WHEREAS, in March of 2021, the Denver metropolitan area experienced a significant snowstorm and this Project was initiated to evaluate the damage to the covers of the primary clarifiers and gravity thickeners, identify replacement options, and replace the covers; and

WHEREAS, upon discovery of the issue, the Chief Executive Officer declared an Emergency and made funds available for immediate response, including partial removal of the primary clarifier covers to ensure their continued operation, which need to be reimbursed; and

WHEREAS, Metro filed an insurance claim with its property insurance and the claim has been approved to cover the eligible expenses for the replacement of the covers; and

WHEREAS, the cover replacements were designed using an existing on-call contract for general engineering services; and

WHEREAS, pursuant to the bid process in Metro's Purchasing and Contracting Policies, an invitation to bid was posted on March 1, 2022, and Hensel Phelps (Hensel) was determined to be the lowest, responsive responsible bidder; and

WHEREAS, the Operations and Finance committees, after having reviewed the matter, recommend authorizing the Chief Executive Officer to enter into a construction contract with Hensel in the amount of $\$ 4,988,000$ for the construction of the Project and ratify the Emergency Declaration for this issue and reimburse $\$ 301,444$ in funds expended in response to the emergency and appropriate $\$ 6$ million (100 percent) from the Fixed Asset Replacement Fund for this Project; and

WHEREAS, the Executive Committee, after having reviewed the matter, concurs in the recommendation of the other committees;

NOW, THEREFORE, BE IT RESOLVED the Chief Executive Officer be and hereby is authorized to enter into a Construction Contract with Hensel Phelps in the amount of $\$ 4,988,000$ for the construction of the Northern Treatment Plant Primary Clarifier and Gravity Thickener Cover Replacement Project; and

BE IT FURTHER RESOLVED the Emergency Declaration be ratified for this issue and reimburse $\$ 301,444$ in funds expended in response to the emergency; and

BE IT FURTHER RESOLVED the sum of $\$ 6$ million (100 percent) be and hereby is appropriated from the Fixed Asset Replacement Fund for this Project.

Chairman Twombly called for a roll call vote which carried with 32 Directors voting Yes:

| Greg Baker | Janet Kieler | Bill Ray |
| :--- | :--- | :--- |
| Phil Burgi | Craig Kocian | Bob Roth |
| Nadine Caldwell | Laura Kroeger | Greg Sekera |
| David Councilman | Kathy Laurienti | Del Smith |
| Deborah Crisp | Doug Lazure | Peter Spanberger |
| Clark Davenport | Bob LeGare | Mary Beth Susman |
| John Dingess | Charles Long | Dennis Towndrow |
| Robert Duncanson | Jamie Miller | Scott Twombly |
| Jo Ann Giddings | Martin Majors | Jennifer Williams |
| Joan Iler | Sarah Niyork | Ronald Younger |
| Andrew Johnston | Steve Pott |  |

## 8. INDIVIDUAL DIRECTOR COMMENTS

There was none.

## 9. OTHER INFORMATION

Chairman Twombly gave an update on in-person and remote meeting participation and provided some best practices for effective hybrid meetings. He also mentioned the Executive Committee discussed the possibility of a new policy statement conveying expectations of Directors when attending meetings remotely versus in-person and asked Directors to consider a change from chairman to chair to be gender neutral.

Chairman Twombly reminded Directors of the Spring Workshop being held on April 28,2022.
10. ADJOURNMENT

Chairman Twombly adjourned the meeting at 5:58 p.m.

MC:rak/yjk

# METRO WATER RECOVERY 

MEMORANDUM

TO: Board of Directors<br>FROM: Mickey Conway, Chief Executive Officer<br>RE: Chief Executive Officer's Report

DATE: May 11, 2022

## 1. Mile High Flood District's Annual Symposium

I was honored to present at the Mile High Flood District's (MHFD) Annual Symposium on May $4^{\text {th }}$. With over 600 in attendance from all over the greater Denver metropolitan area, I was able to message our One Environment concept to many of our key stakeholders. Speaking to this audience was ideal as I conveyed the importance of understanding the interrelated impacts which can occur when one sector in the environment tries to solve a problem without considering the impact it can have elsewhere. The annual symposium highlighted numerous presentations from MHFD staff relating to MHFD"s mission and its place in the water cycle and every presentation was informative. Metro Water Recovery Director Kroeger, who recently was promoted to MHFD Executive Director, presented on her thoughtful vision for MHFD and the region to kick off the event. Thank you to Director Kroeger for inviting me to speak on this important topic and for hosting such an important event for the region.

## 2. Connector Survey May 16-23, 2022

Metro Water Recovery will be launching a per-and polyfluoroalkyl substances (PFAS) education program in early June. As part of the program, we would like to provide Connectors with an education toolkit they can repurpose. To ensure they have the right tools to meet their needs for this program (and future programs), Metro would like to get Connector feedback on how they prefer to engage with our education materials and what materials would be useful for them. To receive this Connector feedback, we will be conducting a survey May 16-27, 2022.

## 3. METROGRO Farm Update

The METROGRO Farm (Farm) has experienced an abnormal lack of moisture since late June of 2021, which resulted in very unfavorable conditions for planting last fall. This, coupled with severe winds and low humidity over this past winter and early spring, have resulted in a wheat crop in poor condition. The Farm did receive some moisture from the recent rain, however it may be too late to salvage much of the crop. The recent moisture may improve the outlook for planting milo later in May. Staff is currently evaluating fields and is hopeful conditions will be favorable for a spring crop to help consume nutrients from the soil and aid in prevention of soil erosion. Staff will continue to update the Senior Management Team and the Board of Directors on the conditions of Farm as we progress through this unusually dry year.

## 4. Updated BoardEffect Domain

As part of Metro Water Recovery's Brand implementation, Metro's domain name on BoardEffect has been updated to metro.boardeffect.com. The previous domain will be obsolete starting in July 2022, so please update your bookmarks with the new domain. The new login page can be reached here.


## 5. Don't Flush It! Campaign

As part of Metro Water Recovery's Don't Flush It! Campaign, the public information team posted for the National Drug Take Back Day which occurred on April 30, 2022. The post generated 33 shares and quite a few comments, showcasing the progress the team is making in getting information out to the public. The post can be seen to the right and below.

Metro Water Recovery
Published by Rienna Nuber © - 6 d - -
OX - April 30 is \#National DrugTakeBackDay! A reminder to NOT flush or put household prescriptions and/or medications, including vitamins and supplements, down the drain.
$\checkmark$ Instead, drop them at a take back site on April 30 , from 10 a.m, to 2
p.m. Law enforcement agencies throughout Denver metro will be taking part in the DEA's National Drug take back day.
$\Delta$ Check with your local agency to see if they're participating.


```
Share
```

May 11, 2022 - Page 3

## Most relevant *



## 6. Town Hall and Field Day

On Wednesday, June 15, 2022, from 10 a.m. to 1:30 p.m., Metro Water Recovery will host a joint, all-employee Town Hall meeting and annual Field Day outside the Robert W. Hite Treatment Facility (RWHTF) Administration Building. Directors are invited to take part. Games, activities, and a casual lunch will be provided immediately following the Town Hall. Directors are asked to RSVP via the survey on the BoardEffect homepage.

## 7. Wastewater 101 - Education Corner

*Wastewater 101 is moving to BoardEffect. Below is a sample of information which will be available regarding the wastewater recovery cycle. Information includes interactive graphics, deep dives on process information, and other interesting information. More detailed information can be found in the 2022 Spring Workshop memo regarding the water recovery cycle.

Here is a link to the Metro Water Recovery Cycle website. Below is a screenshot of the homepage:

METRO
WATER
RECOVERY ${ }^{*}$
Back to Treatment Process Map Go to Main Website

## How We Transform Wastewater

Click on an icon to learn more about that treatment process.
After water goes down a sink, toilet or drain in the Denver Metro, it reaches our sewer systems to be treated and released for reuse. We are committed to safe, environmentally sound, and regulatory compliant operations.


The website will be a helpful resource for understanding how Metro Water Recovery cleans wastewater and recovers resources, covering topics from sources of wastewater to treatment to the effluent, along with upcoming regulatory restrictions and capital projects pertaining to different treatment steps.

## 8. Upcoming Events

Directors are asked to add applicable meeting dates to their calendars.

| $\underline{\text { Date }}$ | Event/Location |
| :--- | :--- |
| Thursday, May 26, 2022 <br> $7: 30$ a.m. (breakfast served at 7 a.m.) | Defined Benefit Plan Retirement Board <br> Boardroom |
| Thursday, May 26, 2022 <br> 12 p.m. (lunch served at 11:30 a.m.) | Defined Contribution Plan Retirement Board <br> Boardroom |
| Wednesday, June 15, 2022 <br> 10 a.m. to 1:30 p.m. | Spring Metro 6.0 Town Hall/Field Day <br> Outside RWHTF Administration Building |

May 11, 2022 - Page 5

| Date | Event/Location |
| :--- | :--- |
| Wednesday, June 22, 2022 <br> TBD | Bike to Work Day <br> TBD |
| Thursday, July 7, 2022 <br> 7:30 a.m. (breakfast served at 7 a.m.) | Operations and Finance Committees Joint <br> Meeting <br> Boardroom |
| Thursday, August 25, 2022 <br> 7:30 a.m. (breakfast served at 7 a.m.) | Defined Benefit Plan Retirement Board <br> Boardroom |
| Thursday, August 25, 2022 <br> 12 p.m. (lunch served at 11:30 a.m.) | Defined Contribution Plan Retirement Board <br> Boardroom |
| Thursday, October 27, 2022 <br> 8 a.m. (breakfast served at 7 a.m.) | Fall Board Workshop <br> Boardroom |
| Thursday, November 3, 2022 <br> 9 a.m. or directly following Finance | Audit Committee <br> Boardroom |
| Wednesday, November 9, 2022 <br> TBD | Fall Metro 6.0 Town Hall <br> TBD |
| Thursday, November 10, 2022 <br> 7:30 a.m. (breakfast served at 7 a.m.) | Defined Contribution Plan Retirement Board <br> Boardroom |
| Thursday, November 10, 2022 <br> 2 p.m. | Defined Benefit Plan Retirement Board <br> Boardroom |
| Tuesday, December 20, 2022 <br> 5 p.m. | Annual Employee Recognition Reception <br> Prior to Board of Directors Meeting |

## METRO WATER RECOVERY

## MEMORANDUM

TO: Board of Directors
DATE: May 10, 2022
FROM: Emily Jackson, General Counsel
RE: General Counsel Report

## ONGOING BUSINESS

## Legislative Session - By the Numbers

$\checkmark 713$ bills introduced this year which Metro Water Recovery reviewed for potential impact to Metro or Connectors
$\checkmark$ Metro tracked 67 bills during session
$\checkmark$ Metro testified on two bills and lobbied on five bills

## THE 73rd GENERAL ASSEMBLY COMES TO A CLOSE

## General Commentary on the 2022 Legislative Session

The 2022 legislative session opened on January 12, 2022 in a flurry, crept through February and March, picked up speed in April, and is ending in a frenzied push as the session adjourns. Based on the previous two sessions, staff expected several workplace-focused bills to be introduced. Unlike the previous sessions, these concepts were held back and ultimately introduced as smaller packages, such as SB22-230 Collective Bargaining for Counties.

Government Affairs Liaison Erin Bertoli joined Metro Water Recovery in December and jumped right into the session as the face of the organization at the Capitol while coordinating with Metro's outside lobbying firm Brownstein Hyatt Farber Schreck. Ms. Bertoli successfully kept the team informed of developments, established new connections and relationships, and advocated for policies in Metro's best interest. Following are some of the items staff focused on this session.

## Per- and Polyfluoroalkyl Substances (PFAS)

HB22-1345 (Sponsors: Reps. Cutter (D) and Bradfield (R), and Sens. Gonzales (D) and Lee (D)) focuses on stopping PFAS at the source, which is the right policy, and a concept Metro Water Recovery has been advocating for over the last several years. Starting in 2024, the bill phases out the sale or distribution of certain products which contain intentionally added PFAS chemicals. Early on there were troubling provisions concerning biosolids, but these provisions were removed through collaborative lobbying efforts with Metro and several other utilities. If this bill passes, Colorado will join Maine as a state with some of the strictest PFAS source control restrictions in the nation, helping to reduce the levels of PFAS in Metro's influent.

## Clean Heat and Wastewater Thermal Energy Use

Several bills this session circled the concept of sustainably heating the built environment to deliver on the Colorado Greenhouse Gas goals. Wastewater Thermal Energy Use (WTEU) provides an environmental co-benefit of reducing the effluent temperature while also reducing greenhouse gases from the built environment through providing a low-carbon heating and cooling solution. Connecting these concepts was a goal of this session. Metro Water Recovery worked to amend Senate Bill 138 Reduce Greenhouse Gas Emissions in Colorado (Sponsors: Sens. Hansen (D) and Priola (R), and Reps. Valdez (D) and McCormick (D)) and 51 Policies to Reduce Emissions for the Built Environment (Sponsors: Sen. Hansen (D) and Rep. Sirota (D)) to explicitly recognize WTEU as an approved and recognized technology which can be used to meet the respective environmental goals of each bill. These bills both passed. Explicitly recognizing WTEU as approved technologies will help support Metro's efforts to build additional WTEU systems to reduce its effluent temperature because there will be no question this technology can be used within these state-wide programs.

## Antidegradation

HB22-1322 (Sponsors: Reps. Benavidez (D) and Valdez (D), and Sens. Moreno (D), and Gonzales (D)) would, among other things, require the Water Quality Control Commission to follow its antidegradation regulations even in a situation where the regulations are misaligned with the statute or in conflict with the statute. This bill had no stakeholder process and was introduced late in the session. Staff worked through Water Congress, who took an amend position to remove this problematic provision.

## General Interest

Metro Water Recovery monitored several bills and bill concepts, a few of note include:

- HB22-1159 Circular Economy (Sponsors: Rep. Cutter (D), Sens. Priola (R) and Winter (D))
- HB22-1367 Workplace Harassment (Sponsors: Reps. Lontine (D) and Gray (D), Sens. Winter (D) and Pettersen (D))
- SB22-230 Collective Bargaining (Sponsors: Sens Fenberg (D) and Moreno (D), and Rep. Esgar (D))


## 2022 Water Week

On April 28, Ms. Bertoli and I met virtually with staff from federally elected officials to reintroduce ourselves under Metro Water Recovery's new brand, provide Metro's One Environment perspective, and discuss Metro's position on targeted federal items, including the infrastructure funding and PFAS. The meetings went well, with several engaged conversations strengthening Metro's relationship with contacts in Washington. We met with staff from the offices of:

- U.S. Representative Crow
- U.S. Representative DeGette


## This month, OGC has:

Drafted three Resolutions
Reviewed six Contracts
Signed three Contracts
Completed nine Legal Requests
Hosted a second workshop on Antidegradation

- U.S. Representative Neguse
- U.S. Senator Bennet
- U.S. Senator Hickenlooper


## ANTIDEGRADATION WORKSHOP

This month, the Office of the General Counsel hosted a second Antidegradation Workshop for internal staff alongside Joan Card, a partner with Culp \& Kelly LLP. The second of this series of workshops focused on the history of Antidegradation in federal policy. Staff discussed many strategies for next steps in using federal law in conversations with the state. Over the summer, the workshop group will meet every two to three weeks to continue these discussions until the September hearing.

## U.S. ENVIRONMENTAL PROTECTION AGENCY APPROVING CHANGES TO THE RULES AND REGULATIONS

On May 3, 2022, the U.S. Environmental Protection Agency (EPA) officially approved the updates to the Rules and Regulations the Board of Directors had previously approved on December 21, 2022. This concludes a multi-year process which began with the addition of local limits requirements in the 2018 renewal permit for the Robert W. Hite Treatment Facility.

These updates included:

- Updated Local Limits;
- Provisions added to address state Technologically Enhanced Naturally Occurring Radioactive Material (TENORM) regulations;
- Clarifications and refinements to existing language to better align the language with current Metro Water Recovery implementation practices including full implementation of the pretreatment program throughout the service area; and
- Revisions to existing language to address comments received from the EPA

The Rules and Regulations have been updated on Metro Water Recovery's website and on BoardEffect and the approval will be communicated to Metro's stakeholders in the next newsletter to Connectors.

## LITIGATION

New developments since last month's report are shown in bold.

## DITCH COMPANIES LITIGATION

On March 15, 2021, the Farmers Reservoir and Irrigation Company, Burlington Ditch Reservoir and Land Company, and Henrylyn Irrigation District (collectively, Plaintiffs) filed a civil action (Case Number 2021CV30324) in Adams County District Court against Metro Water Recovery. The action asserts breach of contract, declaratory judgment, and promissory estoppel claims arising out of an alleged breach of a 1968 Agreement (Agreement) between Metro, City and County of Denver acting through the Board of Water Commissioners (Denver Water), and Plaintiffs. Among other relief, Plaintiffs seek a court order requiring Metro obtain a water quality discharge permit for an outfall to the Burlington Canal which is currently not in operation due to a lack of connecting infrastructure.

Although Metro Water Recovery has not filed its answer, nor formulated its defenses, Metro disputes the allegations in the Complaint and the relief sought. On May 10, 2021, Metro filed a Motion to Dismiss, arguing Plaintiffs' claims should be dismissed pursuant to C.R.C.P. 12(b)(1) and 12(h)(3) for lack of subject matter jurisdiction and pursuant to C.R.C.P 12(b)(5) for failure to state a claim. The Plaintiffs responded to the motion, and Metro replied. On February 15, 2022, the Court denied the Metro's Motion to Dismiss. Metro submitted its answer including counterclaims on March 18, 2022.

Metro Water Recovery has employed outside legal counsel to assist with this matter. Outside counsel for Metro is Colin Deihl with Polsinelli.

DONALD TEMPLES LITIGATION
On June 2, 2021, Donald Temples, a tanker truck driver who delivered polymer to Metro Water Recovery, filed a civil action (Case Number 2021CV31691) in Denver District Court against Metro and John Doe Construction Company, and subsequently amended the complaint three times to name PCL Construction and the concrete subcontractor Blue Ribbon Concrete, Inc as defendants. The action asserts premises liability arising out of an alleged slip and fall accident. Additionally, the workers compensation insurance company for Mr. Temples employer filed a complaint in intervention seeking subrogation for the benefits paid to or on behalf of Mr. Temples as well as motion to intervene.

On June 22, 2021, Metro Water Recovery filed a motion for stay of proceedings and for leave to conduct limited discovery for purposes of determining sovereign immunity pursuant to C.R.S. § 24-10-108. On July 27, 2021, Metro filed its answers to the complaints disputing the allegations and the relief sought. On September 14, 2021, the Court issued an order granting Metro's motion thereby staying the proceeding. During this period the parties are allowed to conduct discovery limited to the issue of sovereign immunity. On January 27, 2022, Metro filed a Motion to Dismiss outlining the undisputed facts gained during the discovery period and providing the legal arguments why Plaintiff's claims are barred by the Colorado Governmental Immunities Act. The motions practice has concluded on the Motion to Dismiss. The Court may elect to hold an evidentiary hearing (generally referred to as a Trinity Hearing) or may choose to rule on the motion and associated documents. There is no deadline for the Court to rule.

Through the Colorado Special Districts Property and Liability Pool, with which Metro Water Recovery carries general liability insurance, Metro has employed outside legal counsel to assist with this matter. Outside counsel for Metro is Marni Nathan Kloster with Nathan Dumm \& Mayer, P.C.

## RESOLUTION BOARD OF DIRECTORS METRO WATER RECOVERY <br> May 17, 2022

WHEREAS, it is necessary Metro Water Recovery, hereinafter referred to as "Metro," enter into an Agreement for Preconstruction Services for the Cogeneration Equipment Replacement Project (PAR 1395) (Project); and

WHEREAS, this phase of the Project will complete design of the improvements to transition from a combined heat and power biogas utilization process to a renewable natural gas process; and

WHEREAS, the Project is intended to be delivered through the Construction Manager-AtRisk (CMAR) delivery approach; and

WHEREAS, on February 18, 2022, Metro posted a Request for Proposals on the Rocky Mountain E-Purchasing site (BidNet) for the Preconstruction Services for the Project, and received five proposals on March 25, 2022; and

WHEREAS, through a standard CMAR selection process, the proposals were reviewed by Metro staff, and three firms were invited to participate in interviews on April 13, 2022, with a Selection Committee of Metro staff and Board Directors; and

WHEREAS, the Selection Committee recommended selecting Moltz Construction, Inc. (Moltz) to provide Preconstruction Services for the Project and, on behalf of the Board of Directors, Directors on the Selection Committee instructed staff to negotiate an agreement; and

WHEREAS, Metro staff has negotiated an agreement with Moltz in the amount of $\$ 600,000$, to provide Preconstruction Services for the Project; and

WHEREAS, the Operations and Finance committees, after having reviewed the matter, recommend authorizing the Chief Executive Officer to enter into an Agreement for Preconstruction Services with Moltz in the amount of $\$ 600,000$ to provide preconstruction phase services for the Project and appropriate $\$ 850,000$ from the General Fund Capital Account for this purpose; and

WHEREAS, the Executive Committee, after having reviewed the matter, concurs in the recommendation of the other committees;

NOW, THEREFORE, BE IT RESOLVED the Chief Executive Officer be and hereby is authorized to enter into an Agreement for Preconstruction Services with Moltz Construction, Inc. in the amount of $\$ 600,000$ to provide preconstruction phase services for the Cogeneration Equipment Replacement Project; and

BE IT FURTHER RESOLVED the sum of $\$ 850,000$ ( 100 percent) from the General Fund Capital Project Account be and hereby is appropriated for this Project.

## RESOLUTION BOARD OF DIRECTORS METRO WATER RECOVERY <br> May 17, 2022

WHEREAS, it is in the best interest of Metro Water Recovery, hereinafter referred to as "Metro," to provide a supplemental appropriation for additional work associated for the Ten-Inch Potable Water Line Replacement Project (PAR 1408) (Project); and

WHEREAS, one of two potable water supply lines to the Robert W. Hite Treatment Facility, the ten-inch water line which runs under Franklin Street from 54th Avenue to 58th Avenue and under 58th Avenue from Franklin Street to York Street, has reached the end of its useful life and needs replacement; and

WHEREAS, in August 2021 in Resolution 0821-B7.e, Metro's Board of Directors authorized the Chief Executive Officer to enter into an Intergovernmental Agreement (IGA) with Adams County (County) under which the parties agreed to explore replacing and, where necessary, relocating the water line and to appropriate $\$ 815,000$ from the Fixed Assets Replacement Fund; and

WHEREAS, Metro entered into an IGA with the County where the County agreed to pay for replacement of approximately 800 feet of Metro's ten-inch water line and Metro has the option to replace the remaining portions of the line using the County's design consultant and construction contractor; and

WHEREAS, the County issued an Invitation for Bid on March 5, 2022 and bids were opened on March 29, 2022; and

WHEREAS, Metro's portion of the bid price exceeded the original appropriation; and
WHEREAS, in light of the bid price, Metro staff recommends taking advantage of the opportunity to use the County's design consultants and construction contractor to replace the segments of potable water line in Franklin Street and 58th Avenue which have reached the end of useful life; and

WHEREAS, Metro's portion of the potable water line replacement is $\$ 1,825,000$, constituting a difference of $\$ 1,010,000$ from the original appropriation in Resolution 0821-B7.e; and

WHEREAS, the Operations and Finance committees, after having reviewed the matter, recommend authorizing the appropriation of $\$ 1,010,000$ (100 percent) from the Fixed Asset Replacement Fund to supplement the previous appropriation of $\$ 815,000$ (for a total appropriation of $\$ 1,825,000$ ) for the Project; and

WHEREAS, the Executive Committee, after having reviewed the matter, concurs in the recommendation of the other committees;

NOW, THEREFORE, BE IT RESOLVED the sum of \$1,010,000 (100 percent) be and hereby is appropriated from the Fixed Asset Replacement Fund to supplement the previous appropriation of $\$ 815,000$ (for a total appropriation of $\$ 1,825,000$ ) for the Ten-Inch Potable Water Line Replacement Project.

# RESOLUTION BOARD OF DIRECTORS METRO WATER RECOVERY <br> May 17, 2022 

WHEREAS, it is in the best interest of Metro Water Recovery, hereinafter referred to as "Metro," to execute a Change Order to the Construction Services Contract for Year 3 work for the Interceptor Rehabilitation 2020-2022 Project (PAR 1363) (Project); and

WHEREAS, Metro entered into a Preconstruction Services Agreement with Granite Inliner, LLC (Granite) to provide assistance during design and to develop stipulated prices for each of the three, annual construction work packages to rehabilitate certain interceptors and North Primary Clarifier conduits at the Robert W. Hite Treatment Facility (RWHTF); and

WHEREAS, Metro staff completed design of the Year 3 scope of work which includes rehabilitation of approximately 2,000 linear feet of conduits on the RWHTF site, significant bypass pumping, removal and replacement of 12 slide gates, and rehabilitation of three structures; and

WHEREAS, per the Construction Manager-At-Risk (CMAR) delivery approach for this Project, now design is complete, Metro will execute the Year 3 work by issuing a change order to the Construction Services Contract to add the Year 3 work based on the Stipulate Price negotiated between Metro and Granite; and

WHEREAS, the associated increased ammonia load to the South Secondary Complex which will occur during construction requires proprietary ANITA ${ }^{\text {TM }}$ Mox media be added to the South Secondary Complex to rapidly nitrify the high recycle stream ammonia concentrations; and

WHEREAS, this media will be procured from Veolia Environnement S.A. (Veolia), the sole supplier of these media growth discs; and

WHEREAS, the Operations and Finance committees, after having reviewed the matter, recommend authorizing the Chief Executive Officer to execute a Change Order to the Construction Services Contract with Granite, in the amount of $\$ 14,996,228$ to provide Construction Services for Year 3 work for the Project, execute a purchase order with Veolia for an amount not to exceed $\$ 600,000$ for ANITA ${ }^{\text {TM }}$ Mox media associated with the deammonification process, and appropriate an additional $\$ 17,550,000$ (100 percent) from the Fixed Asset Replacement Fund for this purpose; and

WHEREAS, the Executive Committee, after having reviewed the matter, concurs in the recommendation of the other committees;

NOW, THEREFORE, BE IT RESOLVED the Chief Executive Officer be and hereby is authorized to execute a Change Order to the Construction Services Contract with Granite Inliner, LLC, in the amount of $\$ 14,996,228$ to provide Construction Services for Year 3 work for the Interceptor Rehabilitation 2020-2022 Project; and

BE IT FURTHER RESOLVED the Chief Executive Officer be and hereby is authorized to execute a purchase order with Veolia Environment S.A. for an amount not to exceed \$600,000 for ANITA ${ }^{\text {TM }}$ Mox media associated with the deammonification process; and

BE IT FURTHER RESOLVED the sum of $\$ 17,550,000$ ( 100 percent) be and hereby is appropriated from the Fixed Asset Replacement Fund for this Project.

## METRO WATER RECOVERY

## Operations Committee Meeting Minutes

Tuesday, May 3, 2022
The meeting of the Operations Committee of Metro Water Recovery was held Tuesday, May 3, 2022 at 11:30 a.m., in the Boardroom.

## Roll Call

Chairman Sekera called the roll.

| Members Present | Members Absent |  |
| :--- | :--- | :--- |
|  |  | Others Present |
| Greg Sekera, Chair | John Chavez | Mickey Conway |
| Nadine Caldwell, Vice Chair | Jamie Miller | Emily Jackson |
| Greg Baker* | Bill Ray | Liam Cavanaugh |
| David Councilman | Michael Sapp | Martin Alvis |
| Clark Davenport | Amerigo Svaldi | Dawn Ambrosio |
| Robert Duncanson* |  | Kim Cowan |
| Marv Falconburg* |  | Colleen Dempsey |
| Joan Iler |  | Shawn Fredrickson |
| Martin Majors* |  | Perry Holland |
| Steve Pott* |  | Ruth Kedzior |
| Mary Beth Susman |  | Molly Kostelecky |
| Dennis Towndrow |  | Andy Nelson |
| Jennifer Williams* |  | Sherman Papke |
|  |  | Jennifer Robinett |
|  |  | Orren West |
|  |  | Blair Wisdom |
|  |  | Jim Dorsch |
|  |  | Matt Duncan |
|  |  | Kelsey Gedge |
|  |  | Mark Hofmeister |
|  |  | Yvonne Kohlmeier |
|  |  | Lydia Nkem* |
|  |  | Jordan Parman |
|  |  | Brittany Peshek |
|  |  |  |

## Public Comment

There was none.

## Action Items

Chief Executive Officer (CEO) Conway reviewed the following Action Items, and he and Metro Water Recovery staff answered Directors' questions.

## 1. Consideration of Cogeneration Equipment Replacement Project (PAR 1395)

Director Iler moved and Director Councilman seconded the motion to recommend:

1. Authorizing the CEO to enter into an Agreement for Preconstruction Services with Moltz Construction, Inc. in the amount of $\$ 600,000$ to provide preconstruction phase services for the Cogeneration Equipment Replacement Project (PAR 1395).
2. Appropriating $\$ 850,000$ from the General Fund Capital Project Account for this purpose.

The motion carried unanimously.
2. Consideration of Ten-Inch Potable Water Service Line Project (PAR 1408) Supplemental Appropriation

Director Caldwell moved and Director Susman seconded the motion to recommend appropriating $\$ 1,010,000$ (100 percent) from the Fixed Asset Replacement Fund to supplement the previous appropriation of $\$ 815,000$ (for a total appropriation of $\$ 1,825,000$ ) for the Ten-Inch Potable Water Line Replacement Project (PAR 1408). This supplemental appropriation will satisfy the financial commitment to replace the entirety of Metro Water Recovery's ten-inch water line from Franklin Street to 58th Avenue and York Street under the Intergovernmental Agreement with Adams County.

CEO Conway and General Counsel Jackson answered questions on Metro Water Recovery's liability under the Intergovernmental Agreement (IGA) with Adams County and Metro's inspection rights.

Mr. Nelson answered questions on Metro Water Recovery's involvement during the design process, Adams County's project oversight, the schedule for June, and the budget.

Mr. Conway explained the approved operating budget is separate from capital projects.
The motion carried unanimously.
3. Consideration of Interceptor Rehabilitation 2020-2022 Project (PAR 1363) Year 3 Construction Services Contract Change Order and Appropriation

Director Susman moved and Director Councilman seconded the motion to recommend:

1. Authorizing the CEO to execute a Change Order to the Construction Services Contract with Granite Inliner, LLC, in the amount of \$14,996,228 to provide Construction Services for Year 3 work for the Interceptor Rehabilitation 2020-2022 Project (PAR 1363).
2. Authorizing the CEO to execute a purchase order with Veolia Environnement S.A. (Veolia) for an amount not to exceed $\$ 600,000$ for ANITA $^{\text {TM }}$ Mox media associated with the deammonification process. Veolia is the sole supplier of these media growth discs.
3. Appropriating an additional $\$ 17,550,000$ (100 percent) from the Fixed Asset Replacement Fund for this purpose.

Mr. Nelson answered a question explaining the original contract negotiated a stipulated change order price using a Construction Manager-at-Risk (CMAR) contractor approach instead of issuing a new agreement each year.

CEO Conway remarked the advantage of the original contract is it alleviates the need to negotiate an entire new set of terms each year, noting this was the first time this approach has been used and staff is currently evaluating if this is the most effective way moving forward as this work is necessary each year.

Mr. Cavanaugh explained how the ANITA ${ }^{\text {TM }}$ Mox media is related.
The motion carried unanimously.

## Information Items

The Operations Committee reviewed the following Information Items.

1. Suncor Energy USA Inc., Refinery (Suncor) Groundwater Contamination on the RWHTF Site Mr. Nelson stated moving forward this Suncor update will be presented bi-annually instead of quarterly.

Mr. Hofmeister gave an update from November 2021 to present and mentioned the current assess agreement with Suncor expires December 15, 2022

CEO Conway stated all Metro Water Recovery costs are covered by Suncor's quarterly payments of $\$ 40,000$.

Mr. Hofmeister answered questions on the depth and thickness of the plume, maximum concentration, location on Metro Water Recovery property, expected timeline of full removal from Metro property, and any effects on Sand Creek.

Mr. Conway answered a question on help from the U.S. Army Corps of Engineers saying Metro Water Recovery would not receive benefits but there is a good outcome for the river.
2. Annual Report to the Public

Director Caldwell requested a paper copy of the Annual Report.
3. Emerging Issues

Ms. Robinett gave a brief overview on the May 2022 Emerging Issues report.
4. Status of Capital Improvement Projects Report
5. Current Activities/Operational Performance Report
6. Financial Reports

## 7. Upcoming Events

CEO Conway invited committee members to join employees for the upcoming June 15 Town Hall and Field Day event and answered a question, stating the September 18 Staff Appreciation Day will be held for employees and their families at the Denver Zoo.

## Other Information

Director Davenport thanked staff for the great job done on the Spring Workshop and for all the presentations given during committee meetings.

Chairman Sekera adjourned the meeting at 12:09 p.m.
MC:raklyjk

# METRO WATER RECOVERY 

## Finance Committee Meeting Minutes

Thursday, May 5, 2022
The meeting of the Finance Committee of Metro Water Recovery was held Thursday, May 5, 2022 at 11:30 a.m., in the Boardroom.

## Roll Call

Chair Kieler called the roll.

| Members Present | Members Absent |  |
| :--- | :--- | :--- |
|  |  | Others Present |
| Janet Kieler, Chair | Peter Baertlein | Mickey Conway |
| Del Smith, Vice Chair | Kathy Laurienti | Emily Jackson |
| Curt Aldstadt |  | Liam Cavanaugh <br> Phil Burgi* |
| Deborah Crisp |  | Dawn Ambrosio |
| John Dingess |  | Colleen Dempsey |
| Jo Ann Giddings |  | Shawn Fredrickson |
| Andrew Johnston |  | Perry Holland |
| Craig Kocian |  | Ruth Kedzior |
| Laura Kroeger |  | Molly Kostelecky |
| Doug Lazure* |  | Andy Nelson |
| Bob LeGare* |  | Sherman Papkesent |
| Charlie Long |  | Jennifer Robinett |
| Sarah Niyork |  | Jim Dorsch |
| Bob Roth* |  | Mark Hofmeister |
| Peter Spanberger |  | Reed Koenig* |
| Ronald Younger* |  | Yvonne Kohlmeier |
| *Attended virtually |  | Sean Morris |
| Brittany Peshek |  |  |

## Public Comment

There was none.

## Action Items

Chief Executive Officer (CEO) Conway reviewed the following Action Items, and he and Metro Water Recovery staff answered Directors' questions.

1. Consideration of Cogeneration Equipment Replacement Project (PAR 1395)

Director Niyork moved and Director Johnston seconded the motion to recommend:

1. Authorizing the CEO to enter into an Agreement for Preconstruction Services with Moltz Construction, Inc. in the amount of $\$ 600,000$ to provide preconstruction phase services for the Cogeneration Equipment Replacement Project (PAR 1395).
2. Appropriating $\$ 850,000$ from the General Fund Capital Project Account for this purpose.

The motion carried unanimously.

## 2. Consideration of Ten-Inch Potable Water Service Line Project (PAR 1408) Supplemental Appropriation

Director Aldstadt moved and Director Smith seconded the motion to recommend appropriating $\$ 1,010,000$ (100 percent) from the Fixed Asset Replacement Fund to supplement the previous appropriation of $\$ 815,000$ (for a total appropriation of $\$ 1,825,000$ ) for the Ten-Inch Potable Water Line Replacement Project (PAR 1408). This supplemental appropriation will satisfy the financial commitment to replace the entirety of Metro Water Recovery's ten-inch water line from Franklin Street to 58th Avenue and York Street under the Intergovernmental Agreement with Adams County.

General Counsel Jackson responded to a question on the project costs.
Mr. Hofmeister explained reasons for the cost increase above the engineer original estimation.
The motion carried unanimously.
3. Consideration of Interceptor Rehabilitation 2020-2022 Project (PAR 1363) Year 3 Construction Services Contract Change Order and Appropriation

Director Niyork moved and Director Kocian seconded the motion to recommend:

1. Authorizing the CEO to execute a Change Order to the Construction Services Contract with Granite Inliner, LLC, in the amount of \$14,996,228 to provide Construction Services for Year 3 work for the Interceptor Rehabilitation 2020-2022 Project (PAR 1363).
2. Authorizing the CEO to execute a purchase order with Veolia Environnement S.A. (Veolia) for an amount not to exceed $\$ 600,000$ for ANITA ${ }^{\text {TM }}$ Mox media associated with the deammonification process. Veolia is the sole supplier of these media growth discs.
3. Appropriating an additional $\$ 17,550,000$ (100 percent) from the Fixed Asset Replacement Fund for this purpose.

Mr. Nelson answered a question on the contractor's performance considering the current supply chain issues.

The motion carried unanimously.

## Information Items

The Finance Committee reviewed the following Information Items.

1. Suncor Energy USA Inc., Refinery (Suncor) Groundwater Contamination on the Robert W. Hite Treatment Facility (RWHTF) Site

Mr. Hofmeister gave an update covering November 2021 to present, said the agreement currently in place with Suncor expires December 15, 2022, explained the dashed circle on the
fourth quarter plume map, and noted the boundary of the property line between Metro Water Recovery and Suncor.

CEO Conway and Mr. Hofmeister answered questions on the originally negotiated quarterly fee of $\$ 40,000$ paid to Metro Water Recovery by Suncor stating all Metro costs are covered with any additional consulting fees being paid directly to Suncor from the consultant.

Mr. Hofmeister explained an extension agreement of an additional five years would be beneficial in allowing Suncor adequate time to ensure the plume and their equipment on Metro Water Recovery property are fully removed.

Mr. Hofmeister replied to a question regarding information sharing from Suncor on what is happening on their side of the property line and ground water grading.

Mr. Conway responded to a question on air quality around Suncor and the nearby residential neighborhoods stating this is a great opportunity for Metro Water Recovery to connect with local communities.

Chair Kieler appreciated work done over the years by staff.
2. Annual Report to the Public

CEO Conway stated if anyone wanted a physical copy of the Annual Report to contact Dawn Ambrosio, Director of Strategy and Communication.

Director LeGare requested a copy of the Annual Report be placed in the BoardEffect library.
Chair Kieler thanked the team for putting this report together.
3. Emerging Issues

Ms. Robinett gave a brief overview of the May 2022 Emerging Issues report.
CEO Conway and Mr. Nelson stated the National Western Center project was launched about two weeks ago.

Ms. Robinett answered a question on the difference in flows at the RWHTF and Northern Treatment Plant (NTP), and the economic feasibility in collecting information. She also remarked on how Metro Water Recovery shares information on its innovative work with local and national peer groups.
4. Status of Capital Improvement Projects Report
5. Current Activities/Operational Performance Report
6. Financial Reports

CEO Conway mentioned the discussion held at the recent Spring Workshop about expanding the monthly financial report to include external issues impacting Metro Water Recovery's finances.

Ms. Kostelecky answered a question on having the bond maturity dates available and in graph format.
7. Upcoming Events

CEO Conway invited committee members to join Metro Water Recovery employees at the June 15, 2022 Town Hall and Field Day which will begin at 10 a.m.

## Other Information

There was none.
Chair Kieler adjourned the meeting at 8:15 a.m.

MC:raklyjk

## METRO WATER RECOVERY

## Executive Committee Meeting Minutes

Tuesday, May 10, 2022
The meeting of the Executive Committee of Metro Water Recovery was held Tuesday, May 10, 2022 at 11:30 a.m., in the Boardroom.

## Roll Call

Chairman Twombly called the roll.

Members Present<br>Scott Twombly, Chairman<br>Other Directors Present<br>Philip Burgi, Advisory<br>Andrew Johnston, Chairman Pro Tem<br>Sarah Niyork, Secretary<br>Jo Ann Giddings, Treasurer<br>Peter Baertlein<br>Janet Kieler<br>Charles Long<br>Greg Sekera<br>Del Smith*<br>*Attended virtually

## Public Comment

There was none.

## Action Items

1. Consideration of Cogeneration Equipment Replacement Project (PAR 1395)

Director Baertlein moved and Director Giddings seconded the motion to recommend:

1. Authorizing the Chief Executive Officer (CEO) to enter into an Agreement for Preconstruction Services with Moltz Construction, Inc. in the amount of $\$ 600,000$ to provide preconstruction phase services for the Cogeneration Equipment Replacement Project (PAR 1395).
2. Appropriating $\$ 850,000$ from the General Fund Capital Project Account for this purpose.

The motion carried unanimously.
2. Consideration of Ten-Inch Potable Water Service Line Project (PAR 1408) Supplemental Appropriation

Director Baertlein moved and Director Giddings seconded the motion to recommend appropriating $\$ 1,010,000$ (100 percent) from the Fixed Asset Replacement Fund to supplement the previous appropriation of $\$ 815,000$ (for a total appropriation of $\$ 1,825,000$ ) for the Ten-Inch Potable Water Line Replacement Project (PAR 1408). This supplemental appropriation will satisfy the financial commitment to replace the entirety of Metro Water Recovery's ten-inch water line from Franklin Street to 58th Avenue and York Street under the Intergovernmental Agreement with Adams County.

The motion carried unanimously.
3. Consideration of Interceptor Rehabilitation 2020-2022 Project (PAR 1363) Year 3 Construction Services Contract Change Order and Appropriation

Director Baertlein moved and Director Giddings seconded the motion to recommend:

1. Authorizing the CEO to execute a Change Order to the Construction Services Contract with Granite Inliner, LLC, in the amount of $\$ 14,996,228$ to provide Construction Services for Year 3 work for the Interceptor Rehabilitation 2020-2022 Project (PAR 1363).
2. Authorizing the CEO to execute a purchase order with Veolia Environnement S.A. (Veolia) for an amount not to exceed $\$ 600,000$ for ANITA $^{\text {TM }}$ Mox media associated with the deammonification process. Veolia is the sole supplier of these media growth discs.
3. Appropriating an additional $\$ 17,550,000$ (100 percent) from the Fixed Asset Replacement Fund for this purpose.

The motion carried unanimously.

## 4. Hearing for Metro Water Recovery's Preliminary 2023 Budget

Director Baertlein moved and Director Giddings seconded the motion to recommend scheduling a hearing to be held at approximately 5:30 p.m. at the May 17, 2022 Board of Directors Meeting for Metro Water Recovery's 2023 Budget.

The motion carried unanimously.

## 5. Hearing for Metro Water Recovery's Revised 2022 Budget

Director Baertlein moved and Director Giddings seconded the motion to recommend scheduling a hearing to be held at approximately 5:30 p.m. at the May 17, 2022 Board of Directors Meeting for Metro Water Recovery's Revised 2022 Budget.

The motion carried unanimously.

## Information Items Discussed/Presented at Standing Committees

The Executive Committee reviewed the following Information Items.

1. Suncor Energy USA Inc., Refinery (Suncor) Groundwater Contamination on the RWHTF Site
2. Annual Report to the Public
3. Emerging Issues
4. Status of Capital Improvement Projects Report
5. Current Activities/Operational Performance Report
6. Financial Reports
7. Upcoming Events

## Information Items

1. Regulatory Update

CEO Conway gave an overview of the item, highlighting staff work and plans to engage the community to better understand community priorities and needs.

Mr. Conway and General Counsel Jackson answered questions regarding the community area and groups to be engaged and responded to a suggestion to engage certain stakeholders early on in the process.

Mr. Conway answered a question concerning the major stakeholders and influencers.
Ms. Jackson answered a question about the timeline of the item.

## Other Information

1. Meeting Attendance

Chairman Twombly gave an overview of attendance expectations for the Board of Directors which he plans to discuss at the May Board meeting, noting this expectation could be added to the Code of Conduct and Ethical Standards Acknowledgment which Directors sign every year. He also noted Director attendance could be reflected as in-person and virtual when it is reported semiannually to the appointing authorities. He and CEO Conway noted the definition of an excused absence.

Director Kieler and staff answered questions concerning if RSVPs can be changed, how meetings can be added to Outlook or Google calendars, and if meetings can be added to a calendar without an RSVP.
2. Board Leadership Titles

Chairman Twombly gave an overview of the Board titles and gender-neutral language to be discussed at the May Board meeting, noting the use of two terms "Chairman" and "Spokesman" could be updated in the Metro Water Recovery Bylaws, and used in meetings and Metro documents going forward. He also gave examples of companies which have recently updated their language. He expressed a desire for his title to change to Chair of the Board.

Chairman Twombly and Ms. Jackson answered questions about how the item would be presented to the Board for consideration.

Director Kieler expressed appreciation for the steps being taken to update the terminology.
The Committee discussed how pronouns could be used alongside titles.
Chairman Twombly adjourned the meeting at 12:28 p.m.

MC:rakllmn

## METRO WATER RECOVERY

# Town Hall \& Field Day 

## Wednesday, June 15, 2022

## Administration Building Grounds

Join the employees for the Town Hall, field games, and a casual lunch.

Town Hall begins at 10 a.m.
Field Day and lunch begin at 11 a.m.

$$
\begin{gathered}
\text { RSVP via } \\
\text { BoardEffect } \\
\text { here. }
\end{gathered}
$$


[^0]:    Many factors affect performance including changes in market conditions and interest rates and in response to other economic, political, or financial developments. Investment involves risk including the possible loss of principal. No assurance can be given that the performance objectives of a given strategy will be achieved. COLOTRUST PRIME and PLUS+ are rated 'AAAm' by S\&P Global Ratings. A 'AAAm' rating by S\&P Global Ratings is obtained after S\&P evaluates a number of factors including credit quality, market price exposure, and management. For a full description on rating methodology, please visit www.spglobal.com.
    *COLOTRUST intends to manage the EDGE portfolio in a manner consistent with the 'AAAf/S1' rating guidelines by FitchRatings; more information will be available soon. The 'AAAf' rating is Fitch's opinion on the overall credit profile within a fixed-income fund/portfolio and indicates the highest underlying credit quality of the pool's investments. The 'S1' volatility rating is Fitch's opinion on the relative sensitivity of a portfolio's total return and/or net asset value to assumed changes in credit spreads and interest rates. The 'S1' volatility rating indicates that the fund possesses a low sensitivity to market risks. For a full description on rating methodology, please visit www.fitchratings.com. Ratings are subject to change and do not remove credit risk. Past performance is no guarantee of future results. Any financial and/or investment decision may incur losses.

