



## BOARD OF DIRECTORS MEETING MINUTES

### Minutes of the combined Regular Board Meeting of the **Boards of Directors of the Southgate Water and Sanitation Districts** Arapahoe and Douglas Counties, Colorado

---

The Board of Directors of the Southgate Water District, and the Board of Directors of the Southgate Sanitation District located in Arapahoe and Douglas Counties, Colorado, (hereinafter referred to as "Southgate" or "District") met in regular joint session on **Tuesday, March 9, 2019**, at 4:00 PM at the District Offices, 3722 E. Orchard Road, Centennial Co 80121.

Notice of this meeting was duly posted as required by law. The agenda for this meeting was posted at Southgate offices more than 72 hours before the meeting convened. The purpose of the meeting was stated to be for consideration of any and all business that may come before the Board of Directors of the Southgate Water and Sanitation Districts.

These minutes reflect the proceedings of the Boards of both the Southgate Water District and the Southgate Sanitation District.

- 1. Call to Order** Action  
The meeting was called to order at 4:00 pm by Board Vice-President, Richard Marsicek.
  
- 2. Roll Call** Action  
**The following Board of Directors were in attendance:**  
Mark Rosser (By Phone Conference)  
Mitchell M. Chambers  
Richard Marsicek  
Chuck Silkman (Southgate Sanitation District)  
Paul Wiethorn  
  
**The Following District Consultants and Staff were in attendance:**  
Russell W. Dykstra, Spencer Fane LLP  
John Simmons, Simmons and Wheeler, P.C.  
David Irish, Southgate Water and Sanitation Districts General Manager  
Christina Baca, PE, Southgate Water and Sanitation Districts Engineering Manager  
Jodi Webb, Accounting and Administrative Manager  
Richard Welch, Operations Manager  
  
**The following members of the public were in attendance:**  
Ms. Lynn Taylor  
Mr. Pat Mulhern  
Mr. Luis Tovar
  
- 3. Approval of Agenda** Action  
Upon MOTION and SECOND the Board of Directors MOVED to approve the agenda  
Upon a call of the vote, all Directors present voted "AYE", and the motion was declared UNANIMOUSLY PASSED.

**4. Public Comment**

None

**5. Public Hearings**

None

**6. Scheduled Visits/Presentations**

Mr. Pat Mulhern provided a presentation to the Board regarding the desire for the Willow Creek 1 Patio home HOA to convert the private water distribution system that currently serves 174 patio homes to a public system that would be operated and maintained by the Southgate Water District. This would entail developing a new service plan for the patio home area. Mr. Mulhern explained the challenges of serving this area as well as the benefits of the new system.

**7. Board Discussion**

There was a discussion regarding the modification of the agenda to include an Executive Session. Following a discussion and upon Directors MOTION and SECOND the Board of Directors MOVED to approve the addition of an executive session per CRS 24-6-402 (4)e. Upon a call of the vote, all Directors present voted "AYE" and the motion was declared UNANIMOUSLY PASSED.

**8. Consent Agenda**

Upon MOTION and SECOND the Board of Directors moved to remove the Minutes from the Consent Agenda for discussion.

- |    |  |        |
|----|--|--------|
| a. | Water and Sanitation Minutes, February, 2019             | Action |
| b. | Sewer improvements Agreement- Lot #247, LLC              |        |
| c. | Water Improvements Agreement- Woodmont Lone Tree Academy |        |

Upon Directors MOTION and SECOND the Board of Directors MOVED to approve the Consent Agenda. Upon a call of the vote, all Directors present voted "AYE" and the motion was declared UNANIMOUSLY PASSED.

- |    |   |        |
|----|---|--------|
| a. | Water and Sanitation District Minutes, February, 2019 | Action |
|----|---|--------|
- Following a discussion and minor changes to the minutes and upon Directors MOTION and SECOND the Board of Directors MOVED to approve the February 2019 Minutes. Upon a call of the vote, all Directors present voted "AYE" and the motion was declared UNANIMOUSLY PASSED.

**9. Action Items**

- |    |  |        |
|----|--|--------|
| a. | S Colman Tunnel GMP No. 2- Site Improvements | Action |
|----|--|--------|
- Following a discussion and minor changes to the minutes and upon Directors MOTION and SECOND the Board of Directors MOVED to approve GMP #2. Upon a call of the vote, all Directors present voted "AYE" and the motion was declared UNANIMOUSLY PASSED.
- |    |   |  |
|----|---|--|
| b. | W 2019 Waterline Replacement Project (Walnut Hills) Contract Award. |  |
|----|---|--|
- Following a presentation of the information and following a discussion and upon MOTION and SECOND the Board of Directors MOVED to approve the Contract Award for the

project. Upon a call of the vote, all Directors present voted "AYE", and the motion was declared UNANIMOUSLY PASSED.

Action

c. W Task Order- Kahlich Consulting for 2019 Waterline Replacement Project Construction Services.

Following a discussion and upon MOTION and SECOND the Board of Directors MOVED to approve the Task Order. Upon a call of the vote, all Directors present voted "AYE", and the motion was declared UNANIMOUSLY PASSED.

Action

d. W Variance Request for an Easement Encroachment- Lot #247, LLC

Following a discussion and upon MOTION and SECOND the Board of Directors MOVED to approve the Variance. Upon a call of the vote, all Directors present voted "AYE", and the motion was declared UNANIMOUSLY PASSED.

Action

e. W&S Cash Receipts and Accounts Payable- February, 2019.

Following a discussion and upon MOTION and SECOND the Board of Directors MOVED to approve the February 2019 Water District Cash Receipts and Accounts Payables in the amount of \$95,676.13 and to approve the February 2019 Sanitation District Cash Receipts and Accounts Payable in the amount of \$1,561,947.98. Upon a call of the vote, all Directors present voted "AYE", and the motion was declared UNANIMOUSLY PASSED.

Action

f. W&S Financial Statements and Investment Reports

Following the presentation of the February 2019 Financial Statements and Investment Reports by John Simmons CPA and upon MOTION and SECOND the Board of Directors MOVED to accept the February 2019 Financial Statements and Investment Reports. Upon a call of the vote, all Directors present voted "AYE", and the motion was declared UNANIMOUSLY PASSED.

## 10. Status Reports

a. W&S District Managers Report

Mr. David Irish presented his report to the Board.

Report

b. W&S Operations Managers Report

Mr. Richard Welch presented his report to the Board.

Report

c. W&S Legal Counsel Report

Mr. Russ Dykstra presented his report to the Board.

Report

d. W&S Engineering Managers Report

Ms. Christina Baca PE presented her report to the Board

Report

## 11. Executive Session

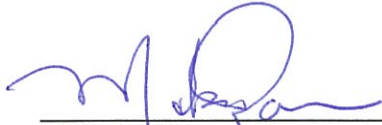
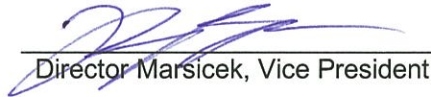
Pursuant to CRS 24-6-402 (4) e. Upon MOTION and SECOND the Board of Directors MOVED to adjourn to Executive Session to instruct negotiators in regard to ongoing negotiations. Following the discussion and upon MOTION and SECOND the Board of Directors MOVED to exit Executive Session. No action was taken.

**12. Adjournment**

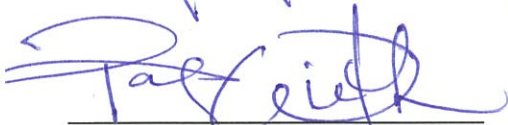
There being no further business to come before the Board and upon MOTION and SECOND the Board of Directors MOVED to adjourn the meeting. By UNANIMOUS vote the meeting was adjourned at 8:04 PM.

Action

**Southgate Water District Board of Directors**


  
\_\_\_\_\_  
Director Rosser, President  
\_\_\_\_\_  
Director Marsicek, Vice President

\_\_\_\_\_  
(Vacant)



  
\_\_\_\_\_  
Director Wiethorn, Treasurer

\_\_\_\_\_  
Director Chambers, Secretary

**Southgate Sanitation District Board of Directors**

  
\_\_\_\_\_  
Director Rosser, President  
\_\_\_\_\_  
Director Marsicek, Vice President

\_\_\_\_\_  
Director Chambers, Secretary

  
\_\_\_\_\_  
Director Wiethorn, Treasurer  
\_\_\_\_\_  
Director Silkman, Assistant Secretary