



Board of Directors Study Session Minutes March 19, 2024, 7:30 a.m.

62 Plaza Drive | Highlands Ranch, CO 80129

Zoom Link: <https://us02web.zoom.us/j/88104220856>

Telephone: 346-248-7799

Webinar ID: 881 0422 0856

Attendees:

Tammy Essmeier (via Zoom)
Terry Nolan
SJ Light
Frank Johns
Frank McNulty

Staff:

Sam Calkins (via Zoom)	Ross James
Peter Bong	Bobbi Lavoie
Austin Long	Lauren Appleby
Paige McFarland	Nic George
Kristi Robinson	Tom Rose
Heather Morgan (via Zoom)	Stacy Smith
Kari Larese (via Zoom)	Amy Dublin (via Zoom)
Rick McLoud	
Bill Mears	

Others present:

Tim Flynn – Collins Cole Flynn Winn & Ulmer, PLLC
1 member of the public in person

Introductory Comments

- Board Members
No Comments
- General Manager
No Comments

Presentations

- Water Conservation Update – Paige McFarland
- Sewer Jet Trailer Purchase – Bill Mears

Discussion Items

- No Items

Planning and Engineering Items

CWSD 114 - Consent

Adopt Resolution 24-114 ratification of Proposed Change Orders (PCO) 094, 120, 121, 122, 131, and 127 of the Marcy Gulch Wastewater Treatment Plant – Phase II Improvements Project, for an increase in the amount of \$91,832 for design modifications.

Finance and Administration Items

CWSD 115 - Consent

Adopt Resolution 24-115 amending the District's investment policy.

CWSD 116 – Consent

Adopt Resolution 24-116 approving the amendments to the Centennial Water and Sanitation District Bylaws.

Board member Johns found a typo in the bylaws document to be corrected under section 8, paragraph b on page 5. Board member McNulty recommended staff have standing authority to correct minor typographical errors discovered in documents at or subsequent to board approval, in the future.

Operations

- No Items

Water Resources and Conservation

- No Items

Routine Approvals

CWSD 117 - Consent

Ratify February 2024 cash and investment transactions (including expenditures).

Executive Session

- Pursuant to Section 24-6-402(4)(b), C.R.S. for the purpose of conferring with legal counsel regarding Marcy Gulch Wastewater Treatment Plant construction contract matters.

The board did not go into executive session. Instead, attorney Flynn provided an update informing the board that staff has previously assessed liquidated damages for milestone 1 in the amount of \$602,500 and liquidated damages for milestone 2 in the amount of \$667,500 on the Marcy Gulch WWTP project general contractor. Staff and district attorneys have diligently been trying to negotiate a dispute resolution process with the general contractor, who has been unresponsive. Staff, based upon advice from legal counsel, intends to initiate collection of liquidated damages beginning with this month's pay application, if the general contractor continues to be unresponsive on the dispute resolution process.

Adjourn