

METRO WATER RECOVERY

Minutes of the Regular Meeting of the Board of Directors

December 20, 2022

The Board of Directors of 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, December 20, 2022 at 5:30 p.m. in the Boardroom.

Chair Johnston called the meeting to order.

1. OATH OF OFFICE

The following Director has been appointed by his Member Municipality to complete a two-year term of office expiring June 30, 2023.

Appointed Director

Kim Schoen

Member Municipality

City of Brighton

2. ROLL CALL

Secretary Giddings called the roll.

Officers Present:

Andrew Johnston, Denver
Sarah Niyork, South Adams
Jo Ann Giddings, Aurora
Del Smith, Bancroft-Clover

Chair
Chair Pro Tem
Secretary
Treasurer

Directors Present:

Curt Aldstadt, Westminster
Peter Baertlein, Denver
Greg Baker, Aurora
Phil Burgi, Wheat Ridge*
Nadine Caldwell, Aurora
John Chavez, Berkeley
David Councilman, Pleasant View
Deborah Crisp, East Lakewood
Clark Davenport, Northwest Lakewood
James DeHerrera, Aurora
Mary Gearhart, 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*
Charlie Miller, Fort Lupton*
Jamie Miller, North Table Mountain
Steve Pott, Applewood
Bill Ray, Arvada
Bob Roth, Aurora*
Kim Schoen, Brighton*
Greg Sekera, Lakewood
Peter Spanberger, Denver
Mary Beth Susman, Denver
Amerigo Svaldi, North Washington Street
Dennis Towndrow, North Pecos
Scott Twombly, Thornton
Jennifer Williams, Denver
Ronald Younger, Denver

Directors Absent:

Robert Duncanson, Denver

Others Present:

Mickey Conway	Chief Executive Officer (CEO)
Emily Jackson	General Counsel
Liam Cavanaugh	Deputy CEO/Chief Operating Officer (COO)
Molly Kostelecky	Chief Financial Officer
Sherman Papke	Chief Technical Officer
Dawn Ambrosio	Director of Strategy and Communication
Colleen Dempsey	Director of Human Resources
Andy Nelson	Director of Engineering
Jennifer Robinett	Director of Environmental Services
Pat Stanley	Director of Resource Recovery and Reuse
Orren West	Director of Maintenance
Blair Wisdom	Director of Technology and Innovation
Norma Arnwine	Benefits Administrator
Matt Duncan	Senior Treatment Plant Engineering Manager
Dan Freedman	Senior Wastewater Process Engineering Manager
Kelsey Gedge	Senior Transmission Systems Engineering Manager
Brian Haggerty	Senior Compensation and Benefits Manager
Jack Hennes	Communications Specialist Senior
Dawn Hoffman	Administrative Assistant Senior
Muzit Kiflai	Senior Continuous Improvement Manager
Yvonne Kohlmeier	Senior Administrative Assistant
Jim Nickolette	Operations Work Planner Senior
Lydia Nkem	Executive Assistant
Miracle Ott	HRIS and Compensation Analyst
Jordan Parman	Water Quality Scientist Senior
Brittany Peshek	Administrative Analyst
Eugene Taylor	Operations Work Planner Senior
Brandon Tymkovich	Equipment and Transportation Technician II
Lance Wenzholz	Transmission Operations Supervisor
Rob White	Fleet Maintenance Manager

*Attended virtually

3. PUBLIC COMMENT

There was no comment.

4. RECOGNITION OF METRO WATER RECOVERY EMPLOYEE REPRESENTATIVES

CEO Conway recognized employee teams who had noteworthy contributions and accomplishments in 2022.

5. RECOGNITION OF THE 2022 BOARD CHAIR AWARD RECIPIENT

Chair Johnston announced the 2022 Board Chair Award Winner, Equipment and Transportation Technician II Brandon Tymkovich, and expressed appreciation for his incredible work ethic, innovating thinking in handling issues, and leadership.

Mr. Stanley expressed appreciation for Mr. Tymkovich's problem solving abilities, being a self-starter, and strong character.

The Board gave a standing ovation for Mr. Tymkovich.

6. APPROVAL OF MINUTES

6.a Minutes of the Board of Directors Meeting on November 15, 2022

Chair Johnston asked if there were any corrections, deletions, or additions to the minutes of the Regular Meeting of the Board of Directors held November 15, 2022.

Director Twombly moved and Director Younger seconded the motion to approve the minutes of the Regular Meeting of the Board of Directors held November 15, 2022.

The motion carried unanimously.

7. PROGRESS AND PROJECTION REPORTS

7.a Report by CEO

CEO Conway reviewed his written report, highlighting the two National Association of Clean Waters (NACWA) 2023 National Environmental Achievement Awards (NEAA) Metro Water Recovery won for the *How We Transform Wastewater Website* and the *South Platte River Aquatic Life/Habitat Improvements Project* and the return of Connector presentations with a visit to North Table Mountain Water and Sanitation District. He also noted Connectors should inform staff if they are interested in a presentation. [Note: Interested Directors can email Ruth Kedzior at rkedzior@metrowaterrecovery.com to schedule a Connector presentation.]

7.b Report by General Counsel

General Counsel Jackson expressed appreciation for the Board's feedback to expand the content in the General Counsel report and reviewed this month's highlights.

Ms. Jackson answered a question regarding the difference between finding of fact and a deposition in a legal case.

8. REPORTS OF OFFICERS AND COMMITTEES

8.a Strategic Plan Committee:

Director Kroeger gave an update on the Strategic Plan refresh, noting the Committee heard from the employee Values Group and the next Committee meeting is a workshop scheduled for January 31, 2023.

8.b Meeting Minutes:

There were no additions to the following meeting minutes:

Defined Benefit Plan Retirement Board	August 25, 2022
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Defined Contribution Plan Retirement Board	August 25, 2022
Operations Committee	December 6, 2022
Finance Committee	December 8, 2022
Executive Committee	December 13, 2022

9. NEW BUSINESS

Consent Agenda

9.a Consideration of Rescinding Unexpended Appropriations

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

WHEREAS, a number of projects of Metro Water Recovery, hereinafter referred to as “Metro,” have been completed and it is now necessary certain unexpended appropriations be rescinded; and

WHEREAS, the total of the unexpended appropriations is as follows:

General Fund Capital Project Account	\$295,765.48
Fixed Asset Replacement Fund	744,031.78
Acquisition and Construction Fund	<u>1,500,000.00</u>
Total Unexpended Appropriations	<u>\$2,539,797.26; and</u>

WHEREAS, the Operations and Finance committees, after having reviewed the matter, recommend such appropriations be rescinded; and

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

NOW, THEREFORE, BE IT RESOLVED the unexpended balances of the appropriations set forth in the attached Schedule of Appropriations To Be Rescinded—December 2022 be and hereby are rescinded.

The motion carried unanimously.

Roll Call Agenda

9.b Consideration of Sludge Processing Improvements Project (PAR 1244) Contract Dewatering Services Agreements

Director Younger moved and Director Iler 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 an Agreement to provide contract dewatering services to supplement the existing Sludge Processing Facility; and

WHEREAS, due to delays associated with the Sludge Processing Improvements Project (PAR 1244) (Project), the extended run time on the existing dewatering equipment at the Robert W. Hite Treatment Facility has presented operational difficulties, specifically concerns related to the existing dewatering equipment being able to meet wintertime biosolids dewatering needs; and

WHEREAS, a contract with an external firm is required for additional dewatering capacity to ensure Metro is able to continue removing solids from the site as Metro enters the high solids loading period this winter; and

WHEREAS, pursuant to Metro's *Purchasing and Contracting Policies*, Metro staff contacted three firms capable of providing contract dewatering operations and two firms provided proposals; and

WHEREAS, a Selection Committee comprised of Metro staff evaluated the proposals and determined P&H Senesac, Inc. provided the best value to Metro; and

WHEREAS, the Operations and Finance committees, after having reviewed the matter, recommend authorizing the Chief Executive Officer to enter into an Agreement with P&H Senesac, Inc. to provide contract dewatering services to supplement the existing Sludge Processing Facility at a rate of \$167,000 per month and up to \$70,000 for administrative costs; 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 with P&H Senesac, Inc. to provide contract dewatering services to supplement the existing Sludge Processing Facility at a rate of \$167,000 per month and up to \$70,000 for administrative costs.

Chair Johnston called for a roll call vote which carried with 38 Directors voting Yes:

Curt Aldstadt	Andrew Johnston	Bill Ray
Peter Baertlein	Janet Kieler	Bob Roth
Greg Baker	Craig Kocian	Kim Schoen
Phil Burgi	Laura Kroeger	Greg Sekera
Nadine Caldwell	Kathy Laurienti	Del Smith
John Chavez	Doug Lazure	Peter Spanberger
David Councilman	Bob LeGare	Mary Beth Susman
Deborah Crisp	Charles Long	Amerigo Svaldi
Clark Davenport	Martin Majors	Dennis Towndrow
James DeHerrera	Charlie Miller	Scott Twombly
Mary Gearhart	Jamie Miller	Jennifer Williams
Jo Ann Giddings	Sarah Niyork	Ronald Younger
Joan Iler	Steve Pott	

10. INDIVIDUAL DIRECTOR COMMENTS

Chair Johnston expressed appreciation to staff for the clear and thorough work done on the memos and Board packets.

Director Younger expressed appreciation to CEO Conway, Ms. Jackson, and staff for the tremendous work done this past year in the face of various challenges.

11. OTHER INFORMATION

There was none.

12. ADJOURNMENT

Chair Johnston adjourned the meeting at 5:58 p.m.

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