

**RECORD OF PROCEEDINGS  
MINUTES OF A REGULAR MEETING  
OF THE BOARD OF DIRECTORS OF THE  
SOUTH METRO WISE AUTHORITY**

**HELD:** Wednesday, the 15<sup>th</sup> of April 2020, at 1:00 p.m. by web meeting in response to evolving COVID-19 concerns.

**ATTENDANCE:**

A regular meeting of the Board of Directors of the South Metro WISE Authority was called and held as shown above and in accordance with the applicable statutes of the State of Colorado, with the following directors present and acting:

Ron Redd, Parker Water & Sanitation District  
Mary Kay Provaznik, Dominion Water & Sanitation  
Mark Marlowe, Castle Rock Water  
Ken Lykens, Centennial Water & Sanitation  
Luis Tovar, Cottonwood Water & Sanitation District

Also present were:

Lisa Darling, SMWSA  
Chris Muller, SMWSA  
Mikal Martinez, SMWSA  
Erik Jorgensen, SMWSA  
Matt Grunder, SMWSA  
Russ Dykstra, Spencer Fane  
Rick McCloud, Centennial Water & Sanitation  
Eric Hecox, Meridian Metro District  
Heather Beasley, Pinery Water  
Marina Kopytkovskiy, Parker Water  
Mark Harding, Rangeview Metro District  
Sarah Sjobakken, Stonegate Village  
Angie Brown, Castle Rock Water  
Matt Benak, Castle Rock Water

**CALL TO ORDER:**

President Redd noted that a quorum was present for the purpose of conducting a meeting of the Board of Directors and called to order the regular meeting of the Board of Directors of the WISE Authority at 1:02 p.m.

**BOARD ACTIONS**

**AGENDA:** The Board reviewed the agenda. Upon motion duly made and seconded, the Board approved the Agenda as presented.

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**MINUTES:** The Board reviewed the March 18 and March 25, 2020 Regular and Special Meeting Minutes. Upon motion duly made and seconded, the Board approved the Minutes with revision suggested on the March 25 Minutes.

**PAYABLES:** Lisa Darling presented the payables for this month. The March 2020 financial statements were presented for review. Upon motion duly made, the Board approved the payables.

**BINNEY CONNECTION CONTINGENCY COLLECTION:** Chris Muller presented a slide shown in the March meeting with two options for WISE members to fund contingency on the Binney Connection construction. Upon motion duly made and seconded, the Board voted to invoice members for 5% of the contract amount for contingency and to require members to keep 5% on hand if needed and invoiced for by the project.

**BINNEY CONNECTION CHANGE ORDERS:** Lisa Darling explained that in order to expedite the process of authorizing change orders, the Executive Director requested permission to authorize change orders up to \$150,000. Any change order above that amount will be presented for approval at the next board meeting. Upon motion duly made and seconded, the Board voted to approve this change order authorization.

### **DISCUSSIONS**

**BINNEY CONNECTION – CONSTRUCTION MANAGEMENT SUPPORT:** Chris Muller explained that staff is evaluating three options for construction management support (full time construction manager from Jacobs, John Bambei as on-call support, and on-call services with Wenck Associates). More details will come at the next board meeting.

**BINNEY – CONSTRUCTION MANAGEMENT PLAN & COMMUNICATION PLAN:** Chris Muller explained that a WISE construction management and communication plan under development that will include construction management support, and the plan will be presented to the Board at a future meeting.

**NOTICE LETTER TO DENVER WATER AND AURORA WATER:** Russ Dykstra provided legal opinion relating to any circumstances that could lead to a potential notice of force majeure to partners. Members discussed matters related to appropriate timing, legal and contractual obligations, and other various challenges posed by COVID-19 circumstances. Members requested a special board meeting be scheduled if WISE staff is presented with any formal notice of delay from any contractor or equipment supplier to discuss providing written notification of delay to Denver and Aurora.

**WISE SECOND AMENDED IGA:** Lisa Darling reminded members of the approved 2<sup>nd</sup> Amended IGA that needs to be signed by each member and asked those who have not gotten it approved and back to staff to please get that in. Members who have increased their subscription have an additional Assignment and Assumption Agreement to sign and return.

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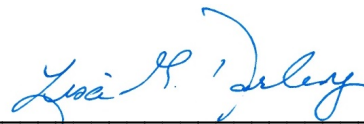
### UPDATES

A monthly update memo was provided with the Board materials.

**OTHER BUSINESS:** Lisa Darling discussed with members the option to ramp-up deliveries based on their water subscription increases.

**ADJOURNMENT:** There being no further business to come before the Board and upon motion duly made, seconded and unanimously carried, the meeting was adjourned at 1:46 p.m. The next WISE board meeting is scheduled for May 20, 2020.

The foregoing minutes constitute a true and correct copy of the above-referenced meeting and were approved by the Board of Directors of the South Metro WISE Authority.



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Lisa Darling, Executive Director  
South Metro WISE Authority