

METRO WATER RECOVERY

Minutes of the Regular Meeting of the Board of Directors

April 18, 2023

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, April 18, 2023 at 5:30 p.m. in the Boardroom.

Chair Johnston called the meeting to order.

1. 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
Greg Baker, Aurora
Nadine Caldwell, Aurora
John Chavez, Berkeley
David Councilman, Pleasant View
Deborah Crisp, East Lakewood
Clark Davenport, Northwest Lakewood*
James DeHerrera, Aurora*
Robert Duncanson, Denver
Mary Gearhart, Denver*
Joan Iler, Westridge
Janet Kieler, Denver
Doug Lazure, Denver
Bob LeGare, Aurora

Charles Long, Thornton
Martin Majors, Fruitdale*
Charlie Miller, Fort Lupton*
Jamie Miller, North Table Mountain*
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:

Peter Baertlein, Denver
Phil Burgi, Wheat Ridge
Craig Kocian, Arvada

*Attended virtually

Laura Kroeger, Lakewood
Steve Pott, Applewood
Bill Ray, Arvada

Others Present:

Mickey Conway
Emily Jackson
Ruth Kedzior
Yvonne Kohlmeier
Lydia Nkem

Chief Executive Officer (CEO)
General Counsel
Assistant to the CEO
Senior Administrative Assistant
Executive Assistant

2. PUBLIC COMMENT

There was no comment.

3. APPROVAL OF MINUTES

3.a Minutes of the Board of Directors Meeting on March 21, 2023

Chair Johnston asked if there were any corrections, deletions, or additions to the minutes of the Regular Meeting of the Board of Directors held March 21, 2023.

Director Caldwell moved and Director Williams seconded the motion to approve the minutes of the Regular Meeting of the Board of Directors held March 21, 2023.

The motion carried unanimously.

4. PROGRESS AND PROJECTION REPORTS

4.a Report by CEO

CEO Conway reviewed his written report, highlighting the clean and unmodified opinion from Moss Adams LLP on the 2022 financial audit, the Raftelis Financial Consultants, Inc. report on the 2023 engineering operation budget, the Wastewater Worker Recognition Week appreciation event being held on April 19, 2023 at the Robert W. Hite Treatment Facility (RWHTF) and Northern Treatment Plant where senior management along with the Board Chair will serve breakfast and lunch to staff. He also gave an update on the new gate system at RWHTF and announced plans to conduct a full-scale security review for best practices to ensure safety.

Mr. Conway noted Director of Technology and Innovation Blair Wisdom is leaving Metro Water Recovery after seven years and moving into the private sector. He outlined how this department will move forward and answered questions on advertisement for this position and hiring process timeline.

4.b Report by General Counsel

General Counsel Jackson provided an update on the recent developments concerning the Donald Temples litigation now going to the Court of Appeals, the judge's ruling in the MWH Constructors case which agreed with Metro Water Recovery on both issues, and the Farmers Reservoir and Irrigation Company, Burlington Ditch Reservoir and Land Company, and Henrylyn Irrigation District case which has a trial date set for September.

Ms. Jackson noted the Colorado Department of Public Health and Environment (CDPHE) is looking to switch fees from the Water Quality Control Division to Water Quality Control Commission and informed the Board the flushable wipes legislation was passed and signed.

5. REPORTS OF OFFICERS AND COMMITTEES

5.a Strategic Planning Committee

Chair Johnston stated the Strategic Planning Committee is ready to move forward with the final draft of the updated plan.

5.b Audit Committee

Director Spanberger gave an update on the April 6, 2023 Audit Committee meeting.

5.c Meeting Minutes

There were no additions to the following meeting minutes:

Audit Committee	November 3, 2022
Operations Committee	April 4, 2023
Finance Committee	April 6, 2023
Executive Committee	April 11, 2023

6. NEW BUSINESS

Roll Call Agenda

6.a Consideration of a Resolution Memorializing Employee Appreciation

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

WHEREAS, the staff of Metro Water Recovery, hereinafter referred to as “Metro,” are essential workers critical to the societal fabric of the 2.2 million people Metro serves, and their criticality was at no time more evident than through the COVID-19 pandemic; and

WHEREAS, Metro’s staff provide a diverse range of services from operation and maintenance of Metro’s two treatment facilities and the METROGRO farm, to supporting businesses in the community through the industrial pretreatment program, to administrative and support services which all contribute to Metro achieving its mission to protect the region’s health and environment by cleaning water and recovering resources; and

WHEREAS, in a Proclamation Governor Jared Polis has designated April 16-22, 2023 as Wastewater Worker Recognition Week; and

WHEREAS, in addition to the recognition by the Governor, the Board of Directors desire to recognize Metro staff for their continuous, uninterrupted operation of essential services which protect the public health and environment of the region; and

WHEREAS, the Board would like to honor such dedication and integrity in resolution; and

WHEREAS, the Operations, Finance, and Executive committees, after having reviewed the matter, officially honor Metro's wastewater treatment workers' show of integrity and responsibility during emergency situations and daily operations;

NOW, THEREFORE, BE IT RESOLVED the Board of Directors honor Metro's wastewater treatment workers for their consistent show of integrity and responsibility during emergency situations and daily operations.

Chair Johnston called for a roll call vote which carried with 30 Directors voting Yes:

Curt Aldstadt	Joan Iler	Kim Schoen
Greg Baker	Andrew Johnston	Greg Sekera
Nadine Caldwell	Janet Kieler	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
Robert Duncanson	Jamie Miller	Jennifer Williams
Jo Ann Giddings	Sarah Niyork	Ronald Younger

7. INDIVIDUAL DIRECTOR COMMENTS

Director Smith appreciated Chair Johnston attending the staff breakfast and lunch for Wastewater Worker Recognition on April 19, 2023.

8. OTHER INFORMATION

Chair Johnston reminded Directors to RSVP in BoardEffect for the Gold Awards breakfast and presentation on May 10, 2023 and the METROGRO Farm tour on July 20, 2023.

9. ADJOURNMENT

Chair Johnston adjourned the meeting at 5:57 p.m.

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