

METRO WATER RECOVERY

Minutes of the Regular Meeting of the Board of Directors

January 20, 2026

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, January 20, 2026 at 5:30 p.m. in the Boardroom.

Chair Niyork called the meeting to order.

1. ROLL CALL

Secretary Smith called the roll.

Officers Present:

Sarah Niyork, South Adams
Marena Lertch, Aurora
Del Smith, Bancroft-Clover
Janet Kieler, Denver*

Chair
Chair Pro Tem
Secretary
Treasurer

Directors Present:

Curt Aldstadt, Westminster
Mike Barrett, Crestview
Clint Blackhurst, Brighton
Travis Bogan, Denver
Nadine Caldwell, Aurora
John Chavez, Berkeley
Jolon Clark, Denver*
Deborah Crisp, East Lakewood*
Clark Davenport, Northwest Lakewood
James DeHerrera, Aurora
Joe Drew, Wheat Ridge
Mary Gearhart, Denver*
Joan Iler, Westridge
Craig Kocian, Arvada

Laura Kroeger, Lakewood
Bob LeGare, Aurora
Martin Majors, Fruitdale*
George Mazzotti, North Washington Street
Charlie Miller, Fort Lupton*
Cat Olukotun, Aurora
Jason O'Shea, Thornton
Josh Redman, Thornton
Thomas Roode, Denver
Peter Spanberger, Denver
Mary Beth Susman, Denver
Dennis Towndrow, North Pecos*
Johnny Watson, Aurora
Ronald Younger, Denver

Directors Absent:

Cody Berg, Applewood
David Councilman, Pleasant View
Jamie Miller, North Table Mountain

Greg Sekera, Lakewood
Dominic Vessa, Arvada
Jennifer Williams, Denver

Others Present:

Mickey Conway
Emily Jackson
Liam Cavanaugh
Ruth Kedzior*
Molly Kostelecky*
Betsy Jarvis
Yvonne Kohlmeier
Lydia Nkem

Chief Executive Officer (CEO)
Chief Legal Officer
Chief Operating Officer
Senior Administrative Manager
Chief Financial Officer
Senior Administrative Assistant
Executive Assistant
Assistant to the CEO

*Attended virtually

2. PUBLIC COMMENT

There was no comment.

3. APPROVAL OF MINUTES

3.a Minutes of the Board of Directors Meeting on December 16, 2025

Chair Niyork asked if there were any corrections, deletions, or additions to the minutes of the Regular Meeting of the Board of Directors held December 16, 2025.

Director DeHerrera moved and Director Davenport seconded the motion to approve the minutes of the Regular Meeting of the Board of Directors held December 16, 2025.

The motion carried unanimously.

4. PROGRESS AND PROJECTION REPORTS

4.a Report by CEO

CEO Conway gave an overview of his report, highlighting the approved updates to the *Rules and Regulations Governing the Operation, Use, and Services of the System*, the Meet the Directors feature, a reduction in Metro Water Recovery's turnover, and upcoming Board tours.

Chair Niyork expressed appreciation for the positive changes demonstrated in the turnover rate.

4.b Report by Chief Legal Officer

Chief Legal Officer Jackson provided updates related to feedback received on her performance appraisal, including a request for Board members to provide real-time feedback on any audio issues during her report updates, the new introductory section to be included once a year, and clarification on the role of outside council. She also gave an overview of the start of the legislative session, the Legal Department's review of contracts, and a litigation update.

Ms. Jackson answered questions regarding next steps in the ongoing litigation cases.

Director Davenport expressed appreciation for the inclusion of the refresher on Robert's Rules of Order.

5. REPORTS OF OFFICERS AND COMMITTEES

5.a Meeting Minutes

There were no additions to the following meeting minutes:

Operations Committee	January 6, 2026
Finance Committee	January 8, 2026
Executive Committee	January 13, 2026

6. NEW BUSINESS

Consent Agenda

6.a Consideration of Designation of Place for Posting Meeting Notices

Director Aldstadt moved and Director Iler seconded the motion to adopt the following resolution:

WHEREAS, the Colorado Open Meetings Law, C.R.S. § 24-6-402(2)(c), requires Metro Water Recovery, hereinafter referred to as “Metro,” to designate the public place for posting meeting notices at its first regular meeting of each calendar year; and

WHEREAS, Metro staff recommends the lighted, glass-enclosed bulletin board located at the turnaround outside of the security guard house at the main entrance to the Metro facility located at 6450 York Street, Denver, Colorado, be designated as the public place for posting meeting notices; and

WHEREAS, the Operations, Finance, and Executive committees, after having reviewed the matter, concur in the recommendation of staff;

NOW, THEREFORE, BE IT RESOLVED the lighted, glass-enclosed bulletin board located at the turnaround outside of the security guard house at the main entrance to the Metro Water Recovery facility located at 6450 York Street, Denver, Colorado, be and hereby is designated as the public place for posting meeting notices.

The motion carried unanimously.

6.b Consideration of Northern Treatment Plant (NTP) Secondary Clarifier Mechanism Replacement Project (PAR 1466) Work Authorization 1 and Appropriation

Director Aldstadt 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 Work Authorization 1 (WA1) to execute early procurement of long-lead major equipment associated with the Northern Treatment Plant (NTP) Secondary Clarifier Mechanism Replacement Project (PAR 1466) (Project); and

WHEREAS, in September 2024, an evaluation of NTP Secondary Clarifier Mechanisms identified four secondary clarifier mechanisms in need of replacement due to damage and deterioration from a coating failure; and

WHEREAS, in May 2025, the Board of Directors approved Metro to enter into a Professional Services Agreement with Carollo Engineers (Carollo) to provide design, construction, and post construction phase services for the Project; and

WHEREAS, in October 2025, the Board of Directors approved Metro to enter into a Construction Manager At Risk Agreement with Ulliman Schutte Construction, LLC (Ulliman Schutte) to provide preconstruction and procurement services for the Project; and

WHEREAS, Metro staff, in collaboration with Carollo and Ulliman Schutte, has identified the long-lead time of the new secondary clarifier mechanisms which warrant early procurement to optimize the Project's construction schedule; and

WHEREAS, to effectuate early procurement of these items, Metro's *Purchasing and Contracts Policy* requires the Board of Directors to approve a Work Authorization with Ulliman Schutte and appropriate funds for the Project; and

WHEREAS, the Operations and Finance committees having reviewed the matter, recommend authorizing the Chief Executive Officer to enter into WA1 with Ulliman Schutte in the amount of \$3,588,525 to undertake early procurement of long-lead major equipment associated with the Project and appropriating \$4,100,000 from the Fixed Asset Replacement Fund Capital Project Account for WA1 of the Project; 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 Work Authorization 1 (WA1) with Ulliman Schutte Construction, LLC in the amount of \$3,588,525 to undertake early procurement of long-lead major equipment associated with the Northern Treatment Plant Secondary Clarifier Mechanism Replacement Project (PAR 1466) (Project); and

BE IT FURTHER RESOLVED the sum of \$4,100,000 (100 percent) be and hereby is appropriated from the Fixed Asset Replacement Fund Capital Project Account for WA1 of the Project.

The motion carried unanimously.

6.c Consideration of Sewer Improvement Bonds Series 2026A

Director Aldstadt moved and Director Iler seconded the motion for the issuance of the Sewer Improvement Bonds Series 2026A (Bond Resolution) which authorizes the issuance of new sewer improvement bonds in 2026 to fund capital projects within the parameters as set forth in the final version of the Bond Resolution.

(A copy of this resolution is on file in Metro Water Recovery's Central Records.)

The motion carried unanimously.

6.d Consideration of North Secondary Upgrades and Intensification Project (PAR 1411) Resolution 1125-B7.b Appropriation

Director Aldstadt 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 appropriate additional funds for the North Secondary Upgrades and Intensification Project (PAR 1411) (Project); and

WHEREAS, in November 2025, the Board of Directors approved an appropriation for the Project in Resolution 1125-B7.b (Resolution); and

WHEREAS, the appropriation amount in the Resolution text was incorrect; and

WHEREAS, Metro staff requires additional funds to be appropriated for the Project to continue work; and

WHEREAS, the Operations and Finance committees, after having reviewed the matter, recommend appropriating \$2,000,000 from the Fixed Asset Replacement Fund Capital Project Account to address an error in Board Resolution 1125-B7.b for the Project; and

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

NOW, THEREFORE, BE IT RESOLVED the sum of \$2,000,000 (100 percent) be and hereby is appropriated from the Fixed Asset Replacement Fund Capital Project Account to address an error in Board Resolution 1125-B7.b for the North Secondary Upgrades and Intensification Project (PAR 1411).

The motion carried unanimously.

Roll Call Agenda

6.e Consideration of Memorial Resolution for Rob Duncanson

Director Younger moved and Director DeHerrera seconded the motion to adopt the following resolution:

WHEREAS, Robert Duncanson passed away on November 2, 2025 and was a valued member of the Board of Directors of Metro Water Recovery, hereinafter referred to as "Metro," representing the City and County of Denver from 2006 – 2009 and 2017 – 2023; and

WHEREAS, during his term on the Board of Directors, Mr. Duncanson was most diligent and faithful to the duties he assumed; and

WHEREAS, he served on the Defined Benefit Retirement Board, Future Programs, General Counsel Search, Investment Services Advisory Selection, Manager Search, Operations, PAR 1312 Selection, and Personnel committees; and

WHEREAS, Metro Water Recovery was very fortunate to have the expertise Mr. Duncanson so willingly and unselfishly gave to Metro and his community;

NOW, THEREFORE, BE IT RESOLVED the Board of Directors and staff of Metro Water Recovery do hereby record its deep sorrow in the loss of its former member, Robert Duncanson, remembering him as a friend and a devoted Director, and by the adoption of this Resolution in his memory express our deepest sympathy to the members of his family; and

BE IT FURTHER RESOLVED a copy of this Resolution be sent to his family.

Chair Niyork stated former Director Duncanson had served on the Board of Directors for several years representing the City and County of Denver.

CEO Conway expressed appreciation on behalf of staff for former Director Duncanson's dedication and diligent service on the Board.

Chair Niyork called for a roll call vote which carried with 32 Directors voting Yes:

Curt Aldstadt	Mary Gearhart	Cat Olukotun
Mike Barrett	Joan Iler	Jason O'Shea
Clint Blackhurst	Janet Kieler	Josh Redman
Travis Bogan	Craig Kocian	Thomas Roode
Nadine Caldwell	Laura Kroeger	Del Smith
John Chavez	Bob LeGare	Peter Spanberger
Jolon Clark	Marena Lertch	Mary Beth Susman
Deborah Crisp	Martin Majors	Dennis Towndrow
Clark Davenport	George Mazzotti	Johnny Watson
James DeHerrera	Charlie Miller	Ronald Younger
Joseph Drew	Sarah Niyork	

7. STAFF RECOGNITION

Ms. Kedzior gave an update on her transition from Metro Water Recovery and expressed appreciation to CEO Conway for the positive culture he created at Metro and to the Board for their time spent together.

The Board gave a round of applause for Ms. Kedzior.

Chair Niyork and Director Mazzotti expressed appreciation to Ms. Kedzior for the assistance she had given them.

Director LeGare wished Ms. Kedzior a pleasant future.

8. INDIVIDUAL DIRECTOR COMMENTS

Chair Niyork informed the Board there are no action items for February, the Standing Committees will be held, but the Board meeting will likely be cancelled and communication would follow.

Chair Niyork also stated CEO Conway and Ms. Jackson's 2026 goals will be provided in March.

Director Lertch asked for Metro Water Recovery to express gratitude on former Director Duncanson's obituary site and let the family know of the adopted resolution.

Director Charlie Miller shared a recent experience when he received an updated badge after his had expired, and expressed appreciation to security staff for the professional way they managed the situation.

CEO Conway noted if Directors are ever in that situation to reach out to himself or Ms. Nkem.

9. OTHER INFORMATION

There was none.

10. ADJOURNMENT

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

MC\rak\lmm

**Board of Directors Meeting Minutes
January 20, 2026**



Sarah Nizork

Chair

ATTEST:

Del Smith

Secretary