



## Minutes of the Southeast Metro Stormwater Authority Board Meeting June 25, 2008

The Board Meeting of the Southeast Metro Stormwater Authority (SEMSWA) was held on Wednesday, June 25, 2008, at 76 Inverness Drive East, Suite A, Englewood, CO, 80112. A full and timely notice of this meeting had been posted and a quorum was present. The meeting was called to order by Board Chairman Bart Miller at 2:35 p.m.

Those present were: Director Bart Miller/Chair  
Director Rod Bockenfeld/Vice-Chair  
Director Ron Weidmann/Secretary-Treasurer  
Director Jim Dyer  
Director Andrea Suhaka  
Director Jacque Wedding-Scott/City Alternate (arrived @ 2:40)

Also present were: David Agee, SEMSWA Director of Finance and Administration and  
Acting Executive Director for the Board Meeting  
Ed Krisor, SEMSWA Attorney  
Mike Vinson, SEMSWA CIP Program Manager  
Mason Staub, SEMSWA Maintenance Program Manager  
Roxi Jones, SEMSWA Office Manager

### SIGN-IN SHEET SUMMARY

Name	Representing	Phone/E-mail
Gary Atkin	ACWWA	303-790-4830
Steve Miller	Arapahoe County	303-795-4578
Jean Bauer	Piney Creek Ranches	303-693-7024
Mary Williams	Piney Creek Ranches/Self	IRSHPI@aol.com
Gary Schlageter	Self	gary.schlageter@gmail.com

### 1. Administrative Items

- Motion to approve the May 28, 2008, meeting minutes as presented:

Motion for approval: Director Weidmann

Seconded: Director Dyer

In favor: All

## 2. Cash Disbursements & Summary of Financial Reports

- a) Motion to approve the amended Cash Disbursements List, as presented by Dave Agee, in the amount of \$415,396.58:

Motion for Approval: Director Weidmann  
Seconded: Director Suhaka  
Approved: All

- b) Dave Agee gave a brief summary of the financial reports.
- Mr. Agee reported on the status of the 2007 financial audit and referred the Board to a June 17, 2008, letter from Bondi & Co. As stated in the letter, the audit has been delayed but Bondi & Co. is striving to provide the audit by the July board meeting since the deadline for filing the audit with the State of Colorado is July 31, 2008. Discussion was also held in regard to including performance deadlines in future contracts with SEMSWA's auditors.

## 3. Public Comments

Mary Williams and Jean Bauer, Piney Creek Ranches, discussed concerns regarding drainage issues associated with Estancia and Piney Creek Ranches. The Board asked Mike Vinson to keep the homeowner's association informed regarding plans for the area.

## 4. General Board Updates

- a) Mr. Agee reported that Phase I of AMEC's credit study was currently in draft form. The final report will be presented to the board when complete. It was requested that the fiscal impact of credits be addressed in the report.

## 5. Maintenance Program Report

- Mason Staub gave a presentation regarding the progress of SEMSWA maintenance projects.

## 6. Authorization for Engineering Services for Design of Hazard Mitigation and Creek Stabilization Measures for a Tributary to Willow Creek at Otero Avenue and Newport Avenue

- Motion to approve **Resolution No. 08-21** (Authorization for Design of Hazard Mitigation and Creek Stabilization Measures for a Tributary to Willow Creek at Otero Avenue and Newport Street):

Motion for Approval: Director Weidmann  
Seconded: Director Suhaka

Discussion was held regarding requesting financial assistance from other governmental entities when SEMSWA projects are planned on government owned property.

Approved: All

#### **7. Authorization for Engineering Services to Complete Design of Storm Sewer System for Heritage Place Lateral 1**

- Motion to approve **Resolution No. 08-22** (Authorization for Engineering Services to Complete Design of Storm Sewer System for Heritage Place Lateral 1)

Motion for Approval: Director Weidmann  
Seconded: Director Suhaka  
Approved: All

#### **8. Authorization to Utilize the Powers of Eminent Domain in Regard to the Acquisition of Easements and/or Fee Simple Title on Little Dry Creek at Arapahoe Road in Centennial, Colorado**

- Motion to approve **Resolution No. 08-23** (Authorization to Utilize the Powers of Eminent Domain in Regard to the Acquisition of Easements and/or Fee Simple Title on Little Dry Creek at Arapahoe Road in Centennial, Colorado):

Motion for Approval: Director Suhaka  
Seconded: Director Weidmann  
Approved: All

#### **9. Executive Session regarding the Acquisition of Right of Way/Little Dry Creek Crossing @ Arapahoe Road**

- An Executive Session for this item was not necessary.

*(Agenda Item No. 12 was moved at the request of Director Miller.)*

#### **12. Other Items**

Director Weidmann requested that SEMSWA staff keep homeowners informed regarding the progress of the Piney Creek Ranches project and to look into the design and stabilization issues raised by the Piney Creek Ranches residents earlier in the meeting.

#### 10. Executive Session regarding the hiring of an Executive Director

- Motion made at 3:37 p.m. to enter into Executive Session, pursuant to 24-6-402 (4)(f)(I) C.R.S., for the purposes of a personnel matter relating to the hiring of an Executive Director.

Motion to enter into Executive Session: Director Miller

Seconded: Director Weidmann

Approved: All

#### 11. Return to Open Session

At 3:43 p.m. the Board came out of Executive Session.

- Motion to approve **Resolution No. 08-24** (Employment of Executive Director) and **Resolution No. 08-25** (Adoption of the IRS Model Rabbi Trust and Deferred Compensation Plan for the Benefit of those Holding the Position of Executive Director):

Motion for Approval: Director Weidmann

Seconded: Director Bockenfeld

Approved: All

#### 13. Adjournment

The Board Meeting was adjourned at 4:45 p.m.

The next SEMSWA Board Meeting will be held on Wednesday, July 23, 2008, at 1:30 p.m.