



Minutes of the Southeast Metro Stormwater Authority Board Meeting  
January 27, 2016

A Board Meeting of the Southeast Metro Stormwater Authority (SEMSWA) was held on Wednesday, January 27, 2016 at 7437 S. Fairplay Street, Centennial, Colorado 80112. A full and timely notice of this meeting was posted and a quorum was present. The meeting was called to order by Chairman Bart Miller at 1:32 p.m.

Board Directors Present:      Bart Miller/Chair  
                                         Rod Bockenfeld/Vice-Chair  
                                         Ron Weidmann/Sec-Treasurer  
                                         Nancy Sharpe (replacing Nancy Doty as Arapahoe County representative in 2016)  
                                         Stephanie Piko  
                                         Linda Lehrer

SEMSWA Staff Present:      John McCarty, Executive Director  
                                         Dave Agee, Finance and Administration Division Director  
                                         Ed Krisor, SEMSWA Legal Counsel  
                                         Lanae Raymond, Environmental Resources Division Director  
                                         Paul Danley, Engineering and Construction Division Director  
                                         RoxAnna Jones, HR Manager

#### **OTHERS PRESENT**

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Andrea Suhaka

#### **1. Public Comments for Non-Agenda Items – None**

#### **2. Finance Director Report – Dave Agee**

##### Noted Disbursements and Revenues:

- Line 48, Merrick & Company, Engineering – LDC Xanthia to Yosemite, \$34,968.89
- Line 50, Nelson Pipeline, LLC, Construction – LDC Xanthia to Yosemite, \$105,178.44
- Line 59, Havana Development Company LLC, Refund Duplicate Payment, \$149,798.00
- Line 68, Colorado Special District Property & Liability Pool, 2016 Insurance Premiums, \$52,389.34
- Overall revenues for 2015 were approximately \$500,000 more than budgeted.
- In 2015, SDFs and ECFs were budgeted at \$250,000, with actual revenues of \$368,584.00.
- Miscellaneous revenues, including development and permitting fees, were budgeted at \$364,260.00, with actual revenues of \$505,679.00.
- Discussion was held regarding tracking of on-going and completed capital improvement projects on the financial report.
- SEMSWA's legal fees for the Cherry Creek School District lawsuit total \$136,215.00 to date.

#### **3. The December 16, 2015 Board Meeting Minutes stand approved**

#### **4. Consent Agenda**

- Resolution 16-01 Designation of Public Place for Posting of Meeting Notices

Motion for Adoption: Director Weidmann

Second: Director Bockenfeld

Ayes: All

#### **5. Executive Director Report – John McCarty**

- The following 2016 SEMSWA board meetings have been rescheduled:
  - November 23<sup>rd</sup> meeting changed to November 16th
  - December 28<sup>th</sup> meeting changed to December 21st
- SEMSWA's 2016 Annual Report is being reviewed and finalized.
- SEMSWA Board Committee assignments for 2016 will remain the same, with one exception – Director Sharpe will replace Director Doty on the Finance Committee.
- The Financial Policy Committee was dissolved by a consensus of the Board. It was further consensus of the board that staff would review the audit proposals and bring a recommendation to the board.
- John McCarty has contacted the Colorado Municipal League, Colorado Counties, Inc., Special Districts Association, and the City and County of Denver regarding monitoring and watching for the presentation of legislation that might affect SEMSWA.
- At the December 2015 Board Meeting, SEMSWA staff was asked to contact other lenders regarding the Piney Creek loan. Without an established banking relationship, Wells Fargo was not interested in being a lender. As SEMSWA has an established banking relationship with CoBiz Bank, other banks will not be contacted.

#### **6. Engineering and Construction Division Presentation – Paul Danley**

#### **7. Executive Session pursuant to 24-6-402 (4)(b) C.R.S./To provide the Board legal advice in regard to both the CCSD lawsuit and the NV5 litigation**

- Chairman Miller moved to open the Executive Session at 2:45 p.m. with a second by Director Weidmann.
- Discussion
- Chairman Miller closed the Executive Session at 3:02 p.m.

#### **8. Other Items - None**

#### **9. Adjournment - The Board Meeting was adjourned by Director Miller at 3:03 p.m.**

- Next SEMSWA Board Meeting, Wednesday, February 24, 2016 at 1:30 p.m.