

AGENDA

Denver Board of Water Commissioners

Denver Water Board Room, 1600 W 12th Avenue, Denver, Co 80204 and

Video Conference: <http://zoom.us/join>, Meeting ID: 882 3417 6376 - Passcode: 600590 or

Dial in (669) 900-6833 - Meeting ID: 882 3417 6376 - Passcode: 600590

Members of the public are welcome to attend either in person or by video conference

Wednesday, February 28, 2024 9:00 a.m.

I. INTRODUCTORY BUSINESS

A. Call to Order and Determination of Quorum

B. Public Comment and Communications

At this point in the agenda, the Board may allow members of the public to address the Board on any item of interest within the jurisdiction of the Board, and not on the agenda for action. Speakers wishing to address a specific Action Item will be invited to address the Board when the item is being considered. Three minutes are allowed for each person unless the President determines otherwise.

1. Distributor Communications
2. Citizen Advisory Committee Communications

C. Ceremonies, Awards, and Introductions

D. Legislative Update **Andrew Hill** **5 minutes**

II. ACTION ITEMS

A. Consent Items

Items listed below are considered routine and may be enacted by one motion and vote. If any Board member desires discussion beyond explanatory questions, or corrections to the Minutes, the President may order that item to be considered in a separate motion and vote.

1. Water Dip Agreements – Contract 505959
2. Second Amendment to Denver International Airport 2024 Vault Improvements – Contract 505466
3. Second Amendment to Environmental Systems Research Institute Inc. – Contract 505200

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B. Individual Approval Items

III. POLICY MATTERS

A. Water Supply Update Nathan Elder 5 minutes

IV. EXECUTIVE UPDATE

A. CEO Update

B. CFO Update - Monthly Financial Report - January 31, 2024

C. Operations Update

V. BRIEFING PAPERS & REPORTS

A. Briefing Paper

B. Report

VI. ADJOURNMENT

VII. TRUSTEE MATTERS

I. ACTION ITEMS

1. Meeting as Trustee: Minutes from December 6, 2023 Trustee Meeting

II. INFORMATION ITEMS

- | | | | |
|----|---|----------------------------------|------------|
| 1. | <u>Meeting as Trustee and/or Plan Sponsor</u> : Retirement Program Due Diligence Report | Aneta Rettig | 5 minutes |
| 2. | <u>Meeting as Trustee</u> : Q4 2023 Performance Report for the DB Plan - Segal Marco | Rob Hungerbuhler,
Segal Marco | 10 minutes |
| 3. | <u>Meeting as Plan Sponsor</u> : Q4 2023 Performance Report for 401(k) Plan and 457 Plans - CAPTRUST | | |
| 4. | <u>Meeting as Plan Sponsor</u> : Q4 2023 Recordkeeper Reports - Plan Performance Insights for 401(k) Plan and 457 Plans - Empower | | |

VIII. EXECUTIVE SESSION

The Board may adjourn the regular meeting and reconvene in executive session on topics authorized by D.R.M.C Sec. 2-34.

A. Confidential Report

DENVER BOARD OF WATER COMMISSIONERS

Meeting Date: February 28, 2024

Board Item: II-A-1

Water Dip Agreements Contract 505959

Action by Consent

Individual Action

Purpose and Background:

The purpose of this Board item is to approve the Douglas County Water Dip Agreement, Contract 505959, and seek authority for the CEO/Manager to approve additional dip agreements in substantially similar form with other county and federal wildfire response partners.

During past wildfires, the responding county or federal partner would informally request access to use Denver Water land or water for wildfire suppression and would send a land use agreement following the containment of the fire. Formalizing water dip agreements prior to an emergency will provide Denver Water assurance that any use of property will be reported to Denver Water Emergency Management. These agreements also clarify in advance the authority of county and federal wildfire partners to use Denver Water property for wildfire suppression. Altogether, the Agreement assists in wildfire suppression efforts, as a formal, pre-existing agreement allows for quicker response and better coordination between Denver Water and responding entities.

Budget and Schedule:

There is no budgetary impact for this item.

S/MWBE Information:

Small/Minority and Women-owned Business Enterprise goals are not applicable for this item.

Recommendation:

Staff recommends that the Board:

1. Approve Contract 505959 with Douglas County through January 8, 2033; and
2. Delegate authority to the CEO/Manager to approve intergovernmental agreements in substantially similar form with Boulder, Grand, Jefferson, Summit, and Park counties, as well as the United States Forest Service (USFS).

Approvals

Alan Salazar, CEO/Manager

Julie Anderson, Chief of Staff

Jessica R. Brody, General Counsel

Angela C. Bricmont, Chief Finance Officer

Brian D. Good, Chief Administrative Officer

Richard B. Marsicek, Chief Water Resource Strategy Officer

Robert J. Mahoney, Chief Engineering Officer

Thomas J. Roode, Chief Operations Officer

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DENVER BOARD OF WATER COMMISSIONERS

Meeting Date: February 28, 2024

Board Item: II-A-2

Second Amendment to Denver International Airport 2024 Vault Improvements Contract 505466

Action by Consent

Individual Action

Purpose and Background:

The purpose of this Board item is to approve the Second Amendment to Contract 505466 to replace failed vault hatch lids under the annual Denver International Airport (DIA) Vault Improvements Program. DIA has been in operation for 27 years and has proven to be a harsh environment for maintaining utility infrastructure due to poor drainage conditions that allow water and deicing fluid to accumulate and deteriorate existing utility vaults. The annual DIA Vault Improvements Program includes replacement of existing vault hatches that have failed, or are prone to failure, and replacement of corroding vault access ladders. This amendment includes repairs and improvements to seven vaults.

This amendment will add additional vault improvement work to the existing 2023 DIA Vault Improvements contract with Flatiron Constructors, Inc. In an effort to save Denver Water administrative hours on an additional bid process and additional airport staff reviews, the 2023 base contract was written to allow Denver Water the option to amend in additional vault work. Bidders for the 2023 base contract were eager to win multiple years of work, and more competitive pricing was received. Through negotiations, competitive pricing has been maintained for this amendment.

Budget and Schedule:

The original base contract had a not to exceed amount of \$2,158,250. The first amendment was for \$20,739.08 to repair an existing leak on a water main at the airport. The first change order was for \$16,763.24 to remove existing concrete that, once excavated, was found to be unusually thick. The second change order was for \$40,301.85 for cost escalations due to significant changes to the schedule.

The total amount of this second amendment is \$1,240,561 to improve 7 vaults and the term of the contract will be extended through October 31, 2025. Funds for this amendment will come from the 2024 budget for Denver International Airport Vault Improvements business unit, which has sufficient funds to pay the \$531,669 estimated to be needed in 2024. The remaining \$708,892 will be budgeted in year 2025.

Selection of Business Partner:

For Contract 505466, Denver Water solicited bids from three general contractors on the prequalified contractors list. This contract was a restricted bid process using invitations to bid on the QuestCDN platform. On January 31, 2023, bids were received from three general contractors. Flatiron Constructors, Inc. was selected based on the lowest cost bid. The base contract included 15 vaults for construction from June 2023 through June 2024.

S/MWBE Information:

The Minority and Women-owned Business Enterprise goal established for this contract is 3% participation. Flatiron Constructors, Inc. has proposed to maintain 3% participation for this second amendment.

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Recommendation:

Staff recommends that the Board approve the Second Amendment to Contract 505466 with Flatiron Constructors, Inc. for the 2024 DIA Vault Improvements for an extension of the contract period through October 31, 2025, and for an additional \$1,240,561 with a total contract amount not to exceed \$3,476,615.17.

Approvals

- | | |
|---|---|
| <input checked="" type="checkbox"/> Alan Salazar, CEO/Manager | <input type="checkbox"/> Brian D. Good, Chief Administrative Officer |
| <input type="checkbox"/> Julie Anderson, Chief of Staff | <input type="checkbox"/> Richard B. Marsicek, Chief Water Resource Strategy Officer |
| <input type="checkbox"/> Jessica R. Brody, General Counsel | <input checked="" type="checkbox"/> Robert J. Mahoney, Chief Engineering Officer |
| <input checked="" type="checkbox"/> Angela C. Bricmont, Chief Finance Officer | <input type="checkbox"/> Thomas J. Roode, Chief Operations Officer |

DENVER BOARD OF WATER COMMISSIONERS

Meeting Date: February 28, 2024

Board Item: II-A-3

Second Amendment to Environmental Systems Research Institute Inc. Contract 505200

Action by Consent

Individual Action

Purpose and Background:

The purpose of this Board item is to renew Denver Water's Enterprise Advantage Program with Environmental Systems Research Institute Inc. (ESRI).

Denver Water utilizes the ESRI Enterprise Advantage Program in coordination with the Enterprise Licensing Agreement, a GIS software licensing agreement, to provide technical advisory services, a collaboratively developed technical work plan, and access to learning and service resources that are available on a credit basis. Through this program, staff has used the ESRI suite of software to provide support to the lead service line replacement program, the watershed inventory and watershed health program, and the conversion of data to a new model that will allow staff to more efficiently perform asset inventory and asset management techniques. ESRI is the most widely used GIS tool in the world and for the utility industry, one of the only tools that allows asset management by integrating complicated utility assets with maps. Because of its widespread use, Denver Water can seamlessly conduct business with all its partners; engineering firms, contractors, other utilities, and federal, state, and local entities.

Budget and Schedule:

The requested amount of \$108,500 will increase the total to \$310,700 and the term of the contract is March 10, 2022 through March 9, 2025. Funds for this contract are included in the 2024 budget of the Administrative Services GIS team business unit which has sufficient funds to pay the \$108,500 needed in 2024.

S/MWBE Information:

Small/Minority and Women-owned Business Enterprise goals are not applicable for this item.

Recommendation:

Staff recommends that the Board approve the Second Amendment to Contract 505200 with Environmental Systems Research Institute Inc. for an agreement for GIS technical services and training for an extension of the contract period through March 9, 2025, and an additional \$108,500, for a total amount not to exceed \$310,700.

Approvals

- | | |
|---|---|
| <input checked="" type="checkbox"/> Alan Salazar, CEO/Manager | <input checked="" type="checkbox"/> Brian D. Good, Chief Administrative Officer |
| <input type="checkbox"/> Julie Anderson, Chief of Staff | <input type="checkbox"/> Richard B. Marsicek, Chief Water Resource Strategy Officer |
| <input type="checkbox"/> Jessica R. Brody, General Counsel | <input type="checkbox"/> Robert J. Mahoney, Chief Engineering Officer |
| <input checked="" type="checkbox"/> Angela C. Bricmont, Chief Financial Officer | <input type="checkbox"/> Thomas J. Roode, Chief Operations Officer |

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