

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
NORTHWEST LAKEWOOD SANITATION DISTRICT
AND THE BOARD OF DIRECTORS OF THE
WASTEWATER UTILITY ENTERPRISE
HELD
MARCH 24, 2010

A regular meeting of the Board of Directors of the Northwest Lakewood Sanitation District and the Board of Directors of the Wastewater Utility Enterprise (referred to hereafter as "Board") was convened on Wednesday, the 24th day of March, 2010, at 4:00 P.M., at the offices of the District, 141 Union Boulevard, Suite 150, Lakewood, Colorado 80228. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:
Anthony M. Dursey, President
James D. "Jim" Zimmerman
Gregory A. "Greg" Fabisiak

Following discussion, upon motion duly made by Director Zimmerman, seconded by Director Fabisiak and, upon vote, unanimously carried, the absences of Catherine "CiCi" Kesler and Robert J. "Bob" Burm, were excused.

Also In Attendance Were:
Lisa A. Johnson; Special District Management Services, Inc.

Tim Flynn, Esq.; Collins, Cockrel & Cole, P.C.

Wayne Ramey; Ramey Environmental Compliance

Bill Willis; Martin/Martin Consulting Engineers

Cathleen I. Binns; Resident, 12210 W. 26th Avenue

COMMUNITY COMMENTS

Ms. Binns noted for the Board her concerns with the Facilities Renovation Fee billing. She has not physically seen any work on her street and would like to suggest that the Board bill only residents who will directly benefit from the projects approved in a given year.

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Director Dursey explained how the collection system works and how repairs and rehabilitation on the entire system benefits all residents.

ADMINISTRATIVE MATTERS

Minutes: The Board reviewed the minutes of the February 24, 2010 regular meeting. Following discussion, upon motion duly made by Director Zimmerman, seconded by Director Fabisiak and, upon vote, unanimously carried, the minutes of the February 24, 2010 regular meeting were approved.

May 2010 Election: The election was canceled, as allowed under Colorado law, by the Designated Election Official because there were no more candidates than positions open.

FINANCIAL MATTERS

Claims: The Board considered approval of the payment of claims through the period ending March 24, 2010, as follows:

General Fund	\$ 7,072.22
Enterprise Fund	<u>37,724.44</u>
Total	\$ <u>44,796.66</u>

Following discussion, upon motion duly made by Director Zimmerman, seconded by Director Fabisiak and, upon vote, unanimously carried, the Board approved the payment of claims for the period ending March 24, 2010.

Financial Statements: The Board reviewed the unaudited financial statements of the District setting forth the cash deposits, investments, and budget analysis, and accounts payable vouchers for the period ending February 28, 2010 and the schedule of cash position as of February 28, 2010.

Following discussion, upon motion duly made by Director Zimmerman, seconded by Director Fabisiak and, upon vote, unanimously carried, the Board accepted the unaudited financial statements for the period ending February 28, 2010 and the schedule of cash position as of February 28, 2010 and asked Ms. Johnson to confirm the interest income through February 2010 and confirm the amount still owing for the 2009 Facilities Renovation Fee.

Following discussion, upon motion duly made by Director Zimmerman, seconded by Director Fabisiak and, upon vote,

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unanimously carried, the Board directed staff to send delinquent Facilities Renovation Fees notices via regular mail.

Investments: The Board directed staff to work with Director Kesler regarding renewal of maturing certificates of deposit.

LEGAL MATTERS

Intergovernmental Agreement with Denver Water regarding rates, tap fees and participation charges: Attorney Flynn reviewed with the Board the Intergovernmental Agreement that settles the dispute with Denver Water over past due service charges, tap fees and participation charges relating to Denver Water's Moffat Treatment Plant and establishes a billing methodology based upon actual metered flows for future sanitary sewer services provided to the Plant.

Following discussion, upon motion duly made by Director Zimmerman, seconded by Director Fabisiak and, upon vote, unanimously carried, the Board approved the Intergovernmental Agreement with Denver Water regarding, rates, tap fees and participation charges.

Webster v. Polinsky: Attorney Flynn reviewed the Settlement Agreements with the Board that settle the lawsuit filed by Ron and Judy Webster and also the Third Party Complaint the District filed against the Cryans and Blessingers. He noted that Anthony Melonakis, the attorney retained by the Colorado Special District and Liability Pool to represent the District, has arranged for the simultaneous dismissal of Webster's Complaint against the District and the District's Third Party Complaint against the Cryans and Blessingers. As part of the Settlement Agreement the District assigned its claims against Christine and Alex Polinsky to the Websters.

Grease Trap Inspections at Abrusci's Restaurant: Attorney Flynn reported to the Board that he is gathering additional information from Ramey Environmental Compliance and will provide a recommendation to the Board at the April meeting.

Sewer Service Agreement: Mr. Willis reported to the Board that the cost to survey the Northwest interceptor was more than initially reported. The estimated cost to survey the

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line to determine the capacity in the line is \$6,500.

Following discussion, upon motion duly made by Director Zimmerman, seconded by Director Fabisiak and, upon vote, unanimously carried, the Board approved the expenditure to survey the Northwest Interceptor for an amount not to exceed \$6,500.

OPERATIONS MATTERS

Operations Monthly Report: Mr. Ramey presented the January 2010 monthly report. A copy of the report is attached hereto and incorporated herein by this reference. **Manhole covers and 2 rings.** Mr. Ramey reported to the Board that the proposal received from Old Castle Pre-Caste was the low bid at \$662.

Sewer Service at 10001 W. 32nd Avenue. Mr. Ramey reported that Ramey Environmental Compliance will perform a dye test to determine if the District is providing sewer service to the property.

Engineer's Report: 2010 Sewer Improvements Project. Mr. Willis reported to the Board that the pre-construction meeting was held and T. Lowell Construction will begin work in mid April or early May.

Demolition and structure removal of wastewater treatment plant. Mr. Willis reported to the Board that Martin/Martin has submitted the plans to the City of Wheat Ridge for review and is waiting on a response.

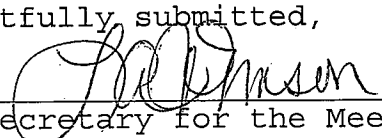
Sewer improvements on Kipling Street. Mr. Willis presented to the Board the phased costs to rehabilitate Kipling Street. The Board will consider moving forward in May 2010.

ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made by Director Zimmerman, seconded by Director Fabisiak and, upon vote, unanimously carried, the meeting was adjourned.

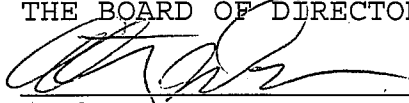
Respectfully submitted,

By


Secretary for the Meeting

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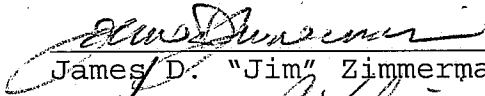
THESE MINUTES APPROVED AS THE OFFICIAL MARCH 24, 2010
MINUTES OF THE NORTHWEST LAKEWOOD SANITATION DISTRICT BY
THE BOARD OF DIRECTORS SIGNING BELOW:



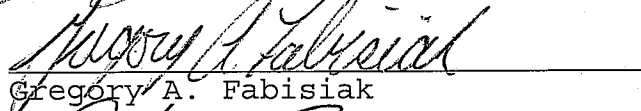
Anthony M. Dursey



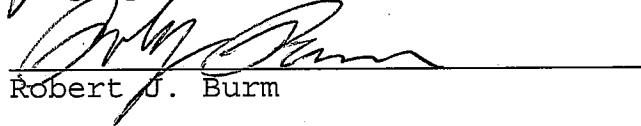
Catherine C. Kesler



James D. "Jim" Zimmerman



Gregory A. Fabisiak



Robert J. Burm

NORTHWEST LAKEWOOD SANITATION DISTRICT

MARCH 24, 2010

Please print your name, address and phone number and the issue(s) you are interested in addressing at this meeting.

NAME	ADDRESS	TELEPHONE/EMAIL	ISSUE(S) TO BE ADDRESSED
CATHERINE I BINKS	12210 W 36 th AVE	3-272-9660	Billing - NW Sanitation Dist





Northwest Lakewood Sanitation District Monthly Report February 2010

- Mon 2/1 - Processed 1 locates.**
- Tue 2/2 - Processed 2 locates.**
- Wed 2/3 - Processed 4 locates.**
- Thu 2/4 - Processed 1 locate. Root cut section 7; 5 runs for a total of 1,227 feet.**
- Fri 2/5 - Processed 2 locates.**
- Mon 2/8 - Processed 3 locates.**
- Tue 2/9 - Processed 1 locate.**
- Wed 2/10 - Processed 1 locate. Had an after hours emergency back up at 2300 Kipling. Root cut line in section 14; 3 runs for a total of 776 feet. Bert observed the capping of old tap to 2540 Kipling at night for State Highway closure. This is for the new Comfort Dental building.**
- Thu 2/11 - Processed 2 locates. Inspection from re-alignment of tap and lateral at 2595 Willow Lane.**
- Fri 2/12 - Processed 2 locates. Inspection from sewer repair at 12150 West 30th Pl.**
- Mon 2/15 - Processed 2 locates.**
- Wed 2/17 - Processed 2 locates. Root cut in section 5; 7 runs for a total of 1,160 feet.**
- Thu 2/18 - Processed 1 locate. Televised one line in section 1 for 118.4 feet. This was at the request of Martin & Martin for review of lines in area of Orchard and Colfax Ave. Burned DVD and report and dropped off at M & M.**
- Fri 2/19 - Processed 4 locates.**
- Mon 2/22 - Processed 1 locate.**
- Tue 2/23 - Processed 1 locate. Root Cut in sections 4 & 6; 12 runs for a total of 2,049 feet.**
- Wed 2/24 - Processed 2 locates. Root cut in section 6; 7 runs for a total of 1,552 feet.**

Thu 2/25 - Processed 1 locate.

Fri 2/26 - Processed 2 locates.

	Projected ft. - 2010	YTD actual ft. - 2010	Current 2010 ft.	%YTD - 2010
Cleaning & Hot Spots	100,000	0	0	0.00%
14" less				
15" more				
Root Cutting	55,000	5,988	5,988	10.89%
14" less				
15" more				
Televising	10,000	118	118	1.18%
Total	165,000	6,106	6,106	4%

10215 W. 25 th Ave.	1	2/1/10
4042 Lee Cir.	1	2/2/10
2540 Kipling St.	3	2/2/10
10314 W. 43 rd Ave.	1	2/3/10
10350 W. 35 th Ave.	1	2/3/10
10785 W. 35 th Pl.	1	2/3/10
2881 Youngfield St.	2	2/3/10
2310 Youngfield St.	2	2/4/10
12250 W. 38 th Ave.	2	2/5/10
3300 Quail Ct.	2	2/5/10
10898 W. 30 th Pl.	2	2/8/10
13146 W. 33 rd Ave.	2	2/8/10
1827 Quail St.	2	2/8/10
4035 W. 38 th Ave.	2	2/9/10
2540 Kipling St.	2	2/10/10
13772 Denver West Pkwy.	1	2/11/10
2595 Willow Ln.	3	2/11/10
10505 W. 34 th Pl.	1	2/12/10
12150 W. 30 th Pl.	3	2/12/10
12150 W. 30 th Pl.	2	2/15/10
3490 Youngfield St.	3	2/15/10
W. 38 th Ave. & Kipling St.	1	2/17/10
1005 Youngfield St.	2	2/17/10
11795 Swadley Dr.	2	2/18/10
937 Cole St.	1	2/19/10
2580 Parfet St.	2	2/19/10
3490 Youngfield St.	2	2/19/10
3301 Youngfield Service Rd.	3	2/19/10
1905 Owens Ct.	2	2/22/10
15301 Denver West Blvd.	1	2/23/10
12150 W. 30 th Pl.	2	2/24/10
11795 Swadley Dr.	2	2/24/10
12380 W. 19 th Pl.	1	2/25/10
937 Cole St.	1	2/26/10
Coors St. & 10 th Ave.	2	2/26/10