

RECORD OF PROCEEDINGS

MINUTES OF JOINT REGULAR MEETING

BOARD OF DIRECTORS

PLATTE CANYON WATER AND SANITATION DISTRICT

AND

SOUTHWEST METROPOLITAN WATER AND SANITATION DISTRICT¹

Friday
October 25, 2024
Jefferson County, Colorado

The regular joint monthly meeting of the Board of Directors of the Platte Canyon Water and Sanitation District (“Platte Canyon”) and the Board of Directors of the Southwest Metropolitan Water and Sanitation District (“Southwest”) convened on Friday, October 25, 2024, at 8:30 a.m. in the Districts’ office located at 8739 West Coal Mine Avenue, Littleton, Colorado 80123. For purposes of convenience, the meeting was also conducted virtually using Microsoft Teams so any Board member who could not or was not comfortable physically attending, could attend by telephone or virtually.

The log-in and call-in information were included in the meeting notice so that interested members of the public could also attend. Although jointly conducted, a portion of the meeting pertained solely to one District or the other and, accordingly, at times only the vote of one Board or the other was required.

The following Platte Canyon Directors were in attendance, to-wit:

William D. Buckner
Anthony M. Dursey
Louis J. Fohn
Damian Mulvany
Mark Swatek

¹ and each District’s Water and Sanitary Sewer Activity Enterprise.

The following Southwest Directors were in attendance, to-wit:

Anthony M. Dursey
Ismael Gomez
Chuck Hause
Samuel Rivas, Jr.
Bernard J. Sebastian, Jr.

The following Platte Canyon staff members were physically in attendance: Cynthia Lane, Manager; Alyssa Quinn, Assistant Manager; Vanessa Shipley, Financial Administrator; and Armando Quintana, Operations Supervisor. Bridget Butterfield, Communications and Administrative Services Coordinator; and Adam Morse, GIS/Website/IT Technician, attended the meeting virtually via Microsoft Teams.²

Also in attendance was Timothy J. Flynn, from Ireland Stapleton Pryor and, legal counsel for both Districts.

CALL TO ORDER

The Platte Canyon portion of the joint meeting was called to order by Platte Canyon's President, Mark Swatek, who presided as Chair.

APPROVAL OF PLATTE CANYON AGENDA

Following a review and discussion, a motion was made by Platte Canyon Director Buckner and seconded by Platte Canyon Director Fohn to approve, as presented, the Platte Canyon agenda. The Chair called for a vote of the Platte Canyon Board, and the vote was as follows:

William D. Buckner	Aye
Anthony M. Dursey	Aye
Louis J. Fohn	Aye
Damian Mulvany	Aye
Mark Swatek	Aye

PLATTE CANYON CONSENT AGENDA ITEMS

Following a review and discussion, a motion was made by Platte Canyon Director Fohn and seconded by Platte Canyon Director Buckner to approve Platte Canyon Consent Agenda Items No. 1 and No. 2, as set forth below:

² Southwest has no employees. The above-named personnel are Platte Canyon employees who, pursuant to contract with Platte Canyon, provide management, operation, and maintenance services for Southwest.

1. Ratification of Interim Disbursements and Approval of Current Payables. Platte Canyon payables and supplemental disbursements for the month of October 2024, in the aggregate amount of \$913,790.12 represented by Platte Canyon check nos. 35565 through 35608, inclusive, including any checks written by the manager pursuant to prior Board authorization for less than \$5,000 as well as various electronic fund payments for employee salaries, utilities and other authorized electronic fund payment vendors.

2. Platte Canyon Investment/Deposit Report. During the month of September 2024, Platte Canyon did not: (i) purchase any treasury notes or agency securities, nor did Platte Canyon (ii) purchase or have any certificates of deposit mature. On September 15, 2024, a 3-year treasury note matured, generating \$1,000,000 in principal proceeds to Platte Canyon, plus accrued interest. It was noted that these funds will be reinvested at significantly higher interest rate in the very near future and that the reinvestment transaction will appear in next month's investment deposit report.

With respect to Consent Agenda Item Nos. 1 and 2 above, the Chair called for a vote of the Platte Canyon Board, and the vote was as follows:

William D. Buckner	Aye
Anthony M. Dursey	Aye
Louis J. Fohn	Aye
Damian Mulvany	Aye
Mark Swatek	Aye

PLATTE CANYON ACTION ITEMS

1. Approval of Resolution Authorizing the Distribution of Merit Award Program Funds. The manager reviewed with the Board proposed Resolution 2024-10-1 which authorizes the immediate distribution of all funds currently held by Platte Canyon for those employees who are eligible for and owed a merit award upon separation of employment from Platte Canyon, as long as said separation is not for cause. The Merit Award Program was terminated by the Platte Canyon Board as of February 22, 2019 and the amount owed each employee was frozen as of that date. The manager informed the Board that the District's auditor believes that it is appropriate to and recommended that, the funds held on behalf of each eligible employee be paid out now.

Following a brief discussion, a motion to adopt Resolution 2024-10-1 was made by Platte Canyon Director Buckner and seconded by Platte Canyon Director Fohn, the Chair called for a vote of the Platte Canyon Board, and the vote was as follows:

William D. Buckner	Aye
Anthony M. Dursey	Aye
Louis J. Fohn	Aye
Damian Mulvany	Aye
Mark Swatek	Aye

2. Approval of Change Order for Additional Work on Tule Lake Drive.

Staff presented a change order for the Diaz Construction contract for additional work. The additional work consists of replacing approximately 890 linear feet of water line in Tule Lake Dr. with a with new 8-inch PVC water main and all the related appurtenances. The proposal submitted by Diaz Construction was based upon the unit prices in Diaz’s bid schedule for the work in Bow Mar South. Both JMT and staff have reviewed the proposed change order and agree that the amount is reasonable. Based upon staff’s recommendation, a motion was made by Platte Canyon Director Fohn and seconded by Platte Canyon Director Buckner to approve the Change Order in the amount of \$222,825 which increases the total contract price to \$1,572,125. The Chair called for a vote of the Platte Canyon Board, and the vote was as follows:

William D. Buckner	Aye
Anthony M. Dursey	Aye
Louis J. Fohn	Aye
Damian Mulvany	Aye
Mark Swatek	Aye

Staff noted that the Change Order was submitted based upon 30% complete design drawings. As a result, there is a possibility that there could be additional costs to Platte Canyon once the construction drawings are hundred percent complete and approved by Denver Water.

PLATTE CANYON INFORMATION/DISCUSSION ITEMS

1. Draft 2025 Budget. Vanessa Shipley provided a comprehensive overview of Platte Canyon’s proposed 2025 budget. For 2025 Platte Canyon anticipates revenue of \$6,937,257 and total expenditures of \$7,229,600 resulting in a projected decrease in Platte Canyon's reserve fund balance of \$292,343 from \$11,066,367 to \$10,774,024 at the end of 2025. For 2025, property and specific ownership tax revenue is projected to be \$2,547,976, or proximally 36.7% of Platte Canyon's total revenue.

Personnel costs for 2025 are projected to be \$2,338,935 or approximately 63% of total operating expenditures. Capital costs for 2025 are budgeted at \$3,541,415. This includes 3 water projects involving the replacement of 4227 linear feet of cast iron pipe at a projected cost of \$1,994,480 and one sewer main project involving the lining of 2631 linear feet of clay pipe for an estimated cost of \$235,960.

Investment income for 2025 is projected to be \$442,650. The assumed average yield on Platte Canyon's investments during 2025 is projected to be 4.0%. Personnel costs are budgeted at \$2,338,935 which represents 63.4% of total operating expenditures. The 2025 budget includes a 5.5% increase for wages and salaries for Platte Canyon's employees and includes an hourly rate adjustment for those operators who have obtained higher certification levels through testing and training.

Platte Canyon's budget incorporates the budget for Subdistrict No. 1 and Subdistrict No. 2. Both Subdistrict budgets are for the purpose of meeting debt service obligations. Vanessa Shipley noted that Subdistrict No. 1's debt will be paid off in calendar year 2026 and Subdistrict No. 2's debt will be paid off in 2028. The amount budgeted for each subdistrict is sufficient to satisfy each Subdistrict's debt service requirements for calendar year 2023.

2. Platte Canyon's Ten-Year Financial Plan. Platte Canyon's Ten-Year Financial Plan complies with Platte Canyon's policy to annually review and establish an adequate level of cash reserves for operations, capital improvements, debt service if any and any other needs prescribed by the Platte Canyon Board to meet required service levels and provide adequate resources for infrastructure repair and replacement.

Despite steady increases in Platte Canyon's capital renovation fee significant construction cost increases in recent years have negatively impacted Platte Canyon's ability to fund capital water projects scheduled during the ten-year planning period. To address this situation the plan incorporates the issuance of bonds or the obtaining of a loan from the state revolving fund in the near future in the amount of \$20 million to be funded by property taxes that will require voter approval. The debt financing if it occurs will allow Platte Canyon to accelerate the replacement of all remaining cast-iron pipes in Platte Canyon's water distribution system and to complete the project by the end of year calendar year 2027. The incurrence of debt will allow the District to stabilize the infrastructure renovation fee assessment through the end of the 10-year planning period.

3. Update on Bow Mar South HOA Request for a Basketball Court Encroachment Within Platte Canyon's Sewer Line Easement. The manager and legal counsel reviewed with the Platte Canyon Board the information developed during the last couple of months regarding the Bow Mar South Homeowner's Association (HOA) request to install a basketball court within an existing Platte Canyon sewer line easement and to resurface tennis courts that also encroach upon Platte Canyon's sewer line easement.

A key issue for Platte Canyon is obtaining appropriate legal access to maintain the sewer line including a manhole located in the northwest corner of the HOA lot. A proposed access route was described for the Board which would extend over and across an existing easement that is owned by the irrigation company that operates Tule Lake. A portion of that easement is located on Bow Mar south HOA property, and a portion is located on

property owned by the Bow Mar Owners Association which operates within the Town of Bow Mar.

President Mark Swatek reported on his discussions with the HOA representatives and his contact at the Bow Mar Owners Association. The terms and conditions upon which Platte Canyon will consent to the basketball court encroachment, include obtaining adequate access to Platte Canyon's manhole discussed earlier, obtaining a waiver of any and all damages that are sustained by the HOA as a result of structures that currently encroach within Platte Canyon's easement, and a reaffirmation on behalf of the HOA of Platte Canyon's existing blanket easement over and across the entire HOA property.

Legal counsel will draft a form of access easements that will be provided to President Swatek, who will then distribute the forms to the Bow Mar South HOA and the Bow Mar Owners Association. No final decision was made with respect to this matter, but it appears that Platte Canyon can accommodate the Bow Mar South HOA request provided appropriate access easements and related documents can be agreed upon.

NEW BUSINESS

There was no new business to come before the Platte Canyon Board.

JOINT PARTICIPATION PORTION OF THE MEETING

Mark Swatek, Platte Canyon's President, continued to act as Chair for the joint participation portion of the meeting.

APPROVAL OF JOINT MEETING AGENDA

Following a brief discussion, a motion was made by Southwest Director Sebastian and seconded by Platte Canyon Director Buckner to approve the Joint Meeting Agenda, as presented. The Chair then called for a vote of the Platte Canyon Board, and the vote was as follows:

William D. Buckner	Aye
Anthony M. Dursey	Aye
Louis J. Fohn	Aye
Damian Mulvany	Aye
Mark Swatek	Aye

The Chair then called for a vote of the Southwest Board, and the vote was as follows:

Anthony M. Dursey	Aye
Ismael Gomez	Aye
Chuck Hause	Aye
Samuel Rivas, Jr.	Aye
Bernard J. Sebastian, Jr.	Aye

JOINT MEETING CONSENT AGENDA

1. Approval of the Minutes of the Boards’ September 27, 2024 Joint Regular Meeting. Following a brief discussion, a motion was made by Platte Canyon Director Buckner and seconded by Southwest Director Hause to approve the minutes of the Boards’ September 27, 2024, joint regular meeting, as presented. The Chair then called for a vote of the Platte Canyon Board, and the vote was as follows:

William D. Buckner	Aye
Anthony M. Dursey	Aye
Louis J. Fohn	Aye
Damian Mulvany	Aye
Mark Swatek	Aye

The Chair then called for a vote of the Southwest Board, and the vote was as follows:

Anthony M. Dursey	Aye
Ismael Gomez	Aye
Chuck Hause	Aye
Samuel Rivas, Jr.	Aye
Bernard J. Sebastian, Jr.	Aye

The approved minutes will be presented to the members of each Board for signature as soon as practical, following the meeting as further evidence of ratification, confirmation, and approval.

JOINT MEETING ACTION ITEMS

1. Financial Matters.

(a) Platte Canyon Financial Statements. The following unaudited Platte Canyon financial statements, prepared by Vanessa Shipley, for the nine-month period ending September 30, 2024, were presented to the Boards:

(i) Statement of Net Assets, dated September 30, 2024, showing Platte Canyon’s Assets, Liabilities, and Net Assets;

(ii) Statement of Revenue, Expenses and Changes in Net Assets for the nine-month period ending September 30, 2024;

(iii) Schedule of Revenue and Expenditures – Budget & Actual CM/YTD Actuals Compared to Annual Budget for the nine-month period ending September 30, 2024; and

(iv) Schedule of Revenue and Expenditures – Budget & Actual CM/YTD Actuals Compared to CM/YTD Budget for the nine-month period ending September 30, 2024.

Vanessa Shipley noted that soon all of Platte Canyon’s remedial repair costs will be booked so they can be incorporated into the financial statements going forward. She noted that Platte Canyon is in good financial condition and that year to date all Platte Canyon expenditures are well within the adopted budget.

Following Vanessa Shipley’s review of the financial statements, a motion was made by Platte Canyon Director Dursey and seconded by Platte Canyon Director Buckner to accept the Platte Canyon financial statements, as presented. The Chair called for a vote of the Platte Canyon Board, and the vote was as follows:

William D. Buckner	Aye
Anthony M. Dursey	Aye
Louis J. Fohn	Aye
Damian Mulvany	Aye
Mark Swatek	Aye

(b) Southwest Financial Statements. The following unaudited Southwest financial statements, prepared by Vanessa Shipley for the nine-month period ending September 30, 2024, were presented to the Boards:

(i) Statement of Net Assets, dated September 30, 2024, showing Southwest’s Assets, Liabilities, and Net Assets;

(ii) Statement of Revenue, Expenses and Changes in Net Assets for the nine-month period ending September 30, 2024;

(iii) Schedule of Revenue and Expenditures – Budget & Actual CM/YTD Actuals Compared to Annual Budget for the nine-month period ending September 30, 2024; and

(iv) Schedule of Revenue and Expenditures – Budget & Actual CM/YTD Actuals Compared to CM/YTD Budget for the nine-month period ending September 30, 2024.

Vanessa Shipley noted Southwest cost for maintenance and repair have been increasing. As a result Southwest will most likely need to amend its budget before the end of 2024. She noted those areas where expenditures have exceeded the budgeted line-item

amounts. At the conclusion of her review, a motion was made by Southwest Director Sebastian and seconded by Southwest Director Rivas to accept the Southwest financial statements, as presented. The Chair called for a vote of the Southwest Board, and the vote was as follows:

Anthony M. Dursey	Aye
Ismael Gomez	Aye
Chuck Hause	Aye
Samuel Rivas, Jr.	Aye
Bernard J. Sebastian, Jr.	Aye

(c) **Platte Canyon Investment/Deposit Report.** The Boards reviewed a list of Platte Canyon investments in U.S. Government treasury notes, agency securities, certificates of deposit, and money market funds, together with a report showing the funds Platte Canyon has in approved state depositories and authorized investment pools. As of September 30, 2024, Platte Canyon’s investments and deposits totaled \$12,769,729.10, itemized as follows:

<u>Description</u>	<u>Amount</u>	<u>Percentage</u>
Checking	\$283,789.79	2.22%
Certificates of Deposit	\$250,000.00	1.96%
ColoTrust-Edge	\$590,445.81	4.62%
ColoTrust-Plus	\$4,394,378.79	34.41%
ColoTrust-Trust Account	\$2,083,328.58	16.31%
CSAFE-Core	\$2,152,296.76	16.85%
Treasury Bills	\$0.00	0.00%
Treasury Notes	\$1,514,078.61	11.86%
U.S. Government Agencies and Instrumentalities	\$1,501,410.76	11.76%
TOTAL	<u>\$12,769,729.10</u>	<u>100.00%</u>

The average yield on Platte Canyon’s investments for the month of September 2024, as calculated by staff, was 4.2749% per annum.

Following a brief discussion, a motion was made by Platte Canyon Director Fohn and seconded by Platte Canyon Director Dursey to accept the Platte Canyon Investment/Deposit report as presented. The Chair called for a vote of the Platte Canyon Board, and the vote was as follows:

William D. Buckner	Aye
Anthony M. Dursey	Aye
Louis J. Fohn	Aye
Damian Mulvany	Aye
Mark Swatek	Aye

(d) **Southwest Investment/Deposit Report.** The Boards reviewed a list of Southwest’s investments in U.S. Government treasury notes, agency securities, certificates of deposit, and money market funds, together with a report showing the funds Southwest has in approved state depositories and authorized investment pools. As of September 30, 2024, Southwest’s investments and deposits totaled \$26,263,719.38, itemized as follows:

<u>Description</u>	<u>Amount</u>	<u>Percentage</u>
Checking	\$34,241.72	0.13%
Certificates of Deposit	\$249,000.00	0.95%
ColoTrust-Edge	\$916,127.09	3.49%
ColoTrust-Plus	\$2,672,491.56	10.18%
ColoTrust-Trust Account	\$3,602,804.53	13.72%
CSAFE-Core	\$1,334,715.46	5.08%
Treasury Bills	\$0.00	0.00%
Treasury Notes	\$9,471,283.62	36.06%
U.S. Government Agencies and Instrumentalities	\$7,983,055.40	30.40%
TOTAL	<u>\$24,928,976.92</u>	<u>100.00%</u>

The average yield on Southwest’s investments for the month of September 2024, as calculated by staff, was 3.0060% per annum.

Vanessa Shipley noted that because of a recent maturing treasury notes Southwest investment in certain categories including Local Government Investment Pools and Treasury Notes exceeded the percentages under Southwest’s investment policy. At the conclusion of her review and following a brief discussion, a motion was made by Southwest Director Sebastian and seconded by Southwest Director Rivas to accept the Southwest Investment/Deposit report as presented and to approve the deviations from the District’s investment policy. The Chair called for a vote of the Southwest Board, and the vote was as follows:

Anthony M. Dursey	Aye
Ismael Gomez	Aye
Chuck Hause	Aye
Samuel Rivas, Jr.	Aye
Bernard J. Sebastian, Jr.	Aye

INFORMATION/ DISCUSSION ITEMS

1. **Management Report.** The manager referred to her written management report for the month of September 2024, a copy of which was included in the meeting packet and asked if the Board members had any questions. In the interest of time, she did not review the management report in detail and the Board had no specific questions.

The manager did discuss the following Denver Water matters:

(a) **Gross Reservoir Expansion.** A recent Federal Court ruling in a case brought by the Sierra Club, Wild Earth Guardians, and others found that Denver Water's permit issued from the U.S. Army Corps of Engineers for the Gross Reservoir Expansion Project violates the Clean Water Act and the National Environment Policy Act. The Judge did not issue an injunction to stop construction in Boulder County, but said the plaintiffs have the right to relief from any damage that will occur to the surrounding forest land once the dam project is complete and the water level behind the dam arises.

Denver Water in a press release stated that it is reviewing the Judge's ruling carefully. Denver Water reiterated that it remains focused on maintaining the safety and beauty of the area and providing for the orderly progression of the project. It is anticipated that Denver Water will engage in negotiations with the environmental groups that brought the lawsuit for the purpose of resolving their concerns. Due to the onset of winter, no significant construction delays on the project are occurring at the present time. Denver Water did note in its press release the importance of the project to both the safety and reliability of its Northern distribution system.

2. **Operations and Maintenance Summary Report.** Armando Quintana reviewed the operations and maintenance summary report for the month of September 2024. During the reporting period neither Southwest nor Platte Canyon nor had any sanitary sewer service interruptions. However, Platte Canyon had two water service interruptions and Southwest also had two water service interruptions. Mr. Quintana provided a brief overview on PowerPoint presentation showing the repair activities that took place with respect to each of these waterline breaks. He also noted that during the month C&L Water Solutions repaired six valves in Southwest and two valves in Platte Canyon. Both Platte Canyon and Southwest are working on completing the remedial repair lists of remedial repairs planned for 2024. Mr. Quintana also commented on the monthly staff and safety meetings that are held with all personnel to review operations, construction, and safety training. He also noted that during the month two employees attended a water wise symposium and staff participated in CUES training which is the training necessary to run the sewer televising equipment.

3. **Construction Projects Report.** While reported here in the minutes, Justin Roquemore provided both Boards with his construction project report earlier in the meeting so that he could provide background particularly to the Platte Canyon Board regarding the

Bow Mar South Homeowners Association request to construct a new basketball court within Platte Canyon’s existing sewer line easement.

In addition to the Bow Mar South matter Mr. Roquemore reviewed his report in some detail with respect to both Southwest and Platte Canyon ongoing capital projects for 2024 including the ongoing project at Santa Fe South.

NEW BUSINESS

There was no new business to come before the joint participation portion of the meeting.

SOUTHWEST PORTION OF THE JOINT MEETING

CALL TO ORDER

The Southwest portion of the meeting was called to order by Southwest President, Chuck Hause who presided as Chair.

APPROVAL OF SOUTHWEST AGENDA

Following a brief discussion, a motion was made by Southwest Director Sebastian and seconded by Southwest Director Dursey to approve, as presented. The Chair called for a vote of the Southwest Board, and the vote was as follows:

Anthony M. Dursey	Aye
Ismael Gomez	Aye
Chuck Hause	Aye
Samuel Rivas, Jr.	Aye
Bernard J. Sebastian, Jr.	Aye

SOUTHWEST CONSENT AGENDA

Following a brief discussion, a motion was made by Southwest Director Dursey and seconded by Southwest Director Sebastian to approve Southwest Consent Agenda Items No. 1 and No. 2, as set forth below:

1. Ratification of Interim Disbursements and Approval of Current Payables. Southwest payables and supplemental disbursements for the month of October 2024, in the aggregate amount of \$282,635.22 represented by Southwest check numbers 21357 through 21388 including any checks for less than \$5,000.00 written by the manager pursuant to prior Board authorization, as well as various electronic fund payments for utility and other authorized electronic fund payment vendors.

2. **Southwest Investment/Deposit Transaction Report.** During the month of September 2024, Southwest did not: (i) purchase any treasury notes or agency securities; (ii) sell treasury notes or other securities, however during the month a treasury note matured generating \$3 million in principal proceeds, plus accrued interest to Southwest. The maturing treasury note was earning interest at the rate of 0.375% per annum. The principal proceeds will be invested at a significantly higher interest rate and the reinvestment transaction will appear on next month's investment deposit report.

With respect to Consent Agenda Items Nos. 1 and 2 above, the Chair called for a vote of the Southwest Board, and the vote was as follows:

Anthony M. Dursey	Aye
Ismael Gomez	Aye
Chuck Hause	Aye
Samuel Rivas, Jr.	Aye
Bernard J. Sebastian, Jr.	Aye

SOUTHWEST ACTION ITEMS

1. **License Agreements with the City of Englewood for Waterline Crossings Within the South Santa Fe Park Development.** As part of the Santa Fe South Project there are multiple instances where newly installed waterlines by Toll Brothers, that will become Southwest property, will cross the right-of-way for a drain line that serves McClellan reservoir which is owned by the City of Englewood. Englewood has requested that these crossings be licensed by an appropriate agreement drafted by the city attorney's office. Staff and legal counsel reviewed with the Board license agreements for three different water line crossings. Staff recommended that the Board approve the licensing agreements as drafted.

Following a brief discussion, a motion was made by Southwest Director Rivas and seconded by Southwest Director Dursey to accept the water line crossing agreements and authorize them to be signed by appropriate officers of Southwest. The Chair called for a vote of the Southwest Board, and the vote was as follows:

Anthony M. Dursey	Aye
Ismael Gomez	Aye
Chuck Hause	Aye
Samuel Rivas, Jr.	Aye
Bernard J. Sebastian, Jr.	Aye

SOUTHWEST INFORMATION/DISCUSSION ITEMS

1. **Review of Budget Schedule for Southwest Metro.** The manager advised the Board that Southwest's budget will be presented to the Board for formal approval at the

Board's December 13, 2024 regular meeting. At that same meeting the District will conduct the budget hearing as required by the Colorado local government budget law.

ADJOURNMENT OF PLATTE CANYON MEETING

There being no further business to come before the Platte Canyon Board, a motion to adjourn the Platte Canyon portion of the joint meeting was made by Platte Canyon Director Buckner and seconded by Platte Canyon Director Dursey. The Chair called for a vote of the Platte Canyon Board, and the vote was as follows:

William D. Buckner	Aye
Anthony M. Dursey	Aye
Louis J. Fohn	Aye
Damian Mulvany	Aye
Mark Swatek	Aye

At this time, the Platte Canyon Board members left the room. The Southwest meeting continued.

SOUTHWEST EXECUTIVE SESSION

At approximately 11:15 a.m. a motion was made by Southwest Director Rivas and seconded by Southwest Director Sebastian to go into Executive Session pursuant to section 24-6-402 (4)(b) CRS for the purpose of obtaining advice from legal counsel regarding the proposed D-Line Interceptor funding agreement with River Park Metropolitan District. The Chair called for a vote of the Southwest Board, and the vote was as follows:

Anthony M. Dursey	Aye
Ismael Gomez	Aye
Chuck Hause	Aye
Samuel Rivas, Jr.	Aye
Bernard J. Sebastian, Jr.	Aye

Present during the Executive Session were all five Southwest Board members, the manager, assistant manager, and legal counsel. At approximately 11:25 a.m. the Southwest Board returned to open public meeting.

APPROVAL OF D-LINE SANITARY SEWER INTERCEPTOR FUNDING AGREEMENT WITH RIVER PARK METROPOLITAN DISTRICT

Following a brief discussion a motion was made by Director Sebastian and seconded by Director Rivas to approve, subject to legal counsel's final review and approval, the proposed D-Line Sanitary Sewer Interceptor Funding Agreement with the River Park Metropolitan District. The Chair called for a vote of the Southwest Board, and the vote was as follows:

Anthony M. Dursey	Aye
Ismael Gomez	Aye
Chuck Hause	Aye
Samuel Rivas, Jr.	Aye
Bernard J. Sebastian, Jr.	Aye

NEW BUSINESS

There was no new business to come before the Southwest Board.

ADJOURNMENT OF SOUTHWEST MEETING

There being no further business to come before the Southwest Board, a motion to adjourn was made by Southwest Director Rivas and seconded by Southwest Director Dursey. The Chair called for a vote of the Southwest Board, and the vote was as follows:

Anthony M. Dursey	Aye
Ismael Gomez	Aye
Chuck Hause	Aye
Samuel Rivas, Jr.	Aye
Bernard J. Sebastian, Jr.	Aye

Whereupon, this joint regular meeting of the Southwest and Platte Canyon Boards adjourned at approximately 11:30 a.m. The next regular joint meeting of both Boards will be held on Friday, November 22, 2024, at 8:30 a.m. in the Southwest and Platte Canyon office located at 8739 West Coal Mine Avenue, Littleton, Colorado 80123.

Respectfully submitted,

Timothy J. Flynn, Recording Secretary

RECORD OF PROCEEDINGS

THE MINUTES OF THIS JOINT REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE SOUTHWEST METROPOLITAN WATER AND SANITATION DISTRICT AND THE BOARD OF DIRECTORS OF THE PLATTE CANYON WATER AND SANITATION DISTRICT ARE HEREBY RATIFIED, CONFIRMED AND APPROVED BY THE FOLLOWING NAMED INDIVIDUALS WHO, INDIVIDUALLY AND AS MEMBERS OF THE BOARD OF DIRECTORS OF SAID DISTRICTS, WAIVE ANY AND ALL NOTICE THAT MAY BE REQUIRED BY THE STATUTES OF THE STATE OF COLORADO PERTAINING TO THE CONVENING AND THE CONDUCTING OF THIS SPECIAL MEETING OF THE DISTRICTS' BOARDS OF DIRECTORS; AND THE UNDERSIGNED DO HEREBY CONSENT TO THE SAID MEETING BEING HELD ON THE DATE, AT THE TIME AND AT THE PLACE AS HEREINABOVE SET FORTH.

SOUTHWEST METROPOLITAN
WATER AND SANITATION DISTRICT

PLATTE CANYON WATER AND
SANITATION DISTRICT

Anthony M. Dursey

William D. Buckner

Ismael Gomez

Anthony M. Dursey

Bernard J. Sebastian, Jr.

Louis J. Fohn

Samuel Rivas, Jr.

Damian Mulvany

Chuck Hause

Mark Swatek