



Authority Board Chair: Lesley Dahlkemper  
Authority Board Vice-Chair: Lora Thomas  
TAC Chair: Mary Kay Provaznik  
TAC Vice-Chair: David Van Dellen

# TAC Meeting Minutes

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## Chatfield Watershed Authority Technical Advisory Committee (TAC) Meeting

July 7, 2020

2:00 p. m. – 4:00 p. m.

**GoToMeeting**

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### Member Attendees:

Jim Dederick (Douglas County)  
Barbara Biggs (Roxborough W&S)  
Weston Martin (Plum Creek)  
David Van Dellen (Town of Castle Rock)  
Patrick O'Connell (Jefferson County)  
Alison Witheridge (Denver Water)  
Bob Neal (Dominion Water & Sanitation District)  
Carolyn Roan (City of Littleton)

### Alternate Members, Other Associate Agencies and Attendees

Alan Leak (RESPEC)  
Laura Chartrand (Chartrand Law, LLC)  
Cathy Begej (JCD)  
Bill Szafranski (Lynker)  
Joni Nuttle (CDPHE)  
Diane Kielty (CO Watershed Assembly)  
Mallory Hiss (CO Watershed Assembly)

### Call to Order

A regular meeting of the Chatfield Watershed Authority TAC was called to order at 2:03 p.m. by David Van Dellen Vice-Chair. A quorum was declared established. There were no disclosures.

### Action Items/Recommendation to Board

*Mary Kay Provaznik & David Van Dellen*

#### A. Approval of Agenda

A request was made to add a discussion item C to the agenda about the Pine Canyon Proposed Development and Waste Load Trade Application. It was moved to approve the agenda with the requested amendment by Patrick O'Connell and seconded by Weston Martin; motion carried unanimously.

#### B. Approval of June 2, 2020 TAC Meeting Minutes

A request was made to change CSU to CSM in the June minutes. It was moved by Weston Martin and seconded by Jim Dederick to approve the June 2, 2020 TAC meeting minutes as amended; motion carried unanimously.

#### C. Review/Approval of Invoices for Payment

<b>Invoices &lt; \$5,000 and within Budget and Scope (Manager's Approval)</b>	
TWS FINANCIAL INC Invoice# 19510, May 2020	\$1,000.00
Lynker Invoice# S1004835, May 2020	\$4,702.50
RESPEC Invoice# 0520-106, May 2020	\$4,995.00
<b>Invoices \$5,000 - \$15,000 and within Budget and Scope (TAC Approval*)</b>	
Colorado Watershed Assembly_Chatfield Inv 2Q_2020 009	\$8,885.00
<b>Invoices &gt; \$15,000 and/or any Amount not within Budget or Scope (Board Approval)</b>	
*Also requires post-payment Board ratification at next quarterly Board Meeting	

Invoices were reviewed. It was moved by Jim Dederick to approve payment of all invoices for a total of \$19,582.50 and seconded by Patrick O'Connell; motion carried unanimously.

**D. Proposed 2020 Budget Amendments & 2021 Proposed Budget**

- a) An action memo has been created to request Board approval of a Technical Consultant Line Item Amendment increase of \$8,000 and NPS & Other Contractor Line Item increase of \$33,000 through the reallocation of funds from the 2019 budget to the 2020 budget. This budget amendment request is necessary to cover active contracts with RESPEC and Lynker.

It was moved by Jim Dederick and seconded by Weston Martin to approve a budget amendment that reallocates \$41,000 of 2019 funds to the 2020 budget; motion carried unanimously.

- b) 2021 Budget Adoption and 2022 Budget Projection  
The 2021 proposed budget calculates receiving 80% of member dues in 2021 and no increase to member dues (based on 2020) in 2022 and 2023. The proposed budget for 2021 and the possible budgets in 2022 and 2023 predict a net negative change in fund balance, with 2023's ending fund balance at \$105,416. TWS Financial recommends keeping six months of expenses as a reserve using a rolling average year-to year.

**Action Item:** Manager contact TWS financial requesting the appropriate dollar amount for a healthy reserve.

**Action Item:** TAC will update the Board at the July Board meeting on the 2021 budget proposal and will table the official recommendation until the September 21st joint meeting.

**Discussion Items (2:40 pm – 3:00 pm)**

**A. WQCC Presentation Update**

There will be one more TAC meeting on August 4 before the August 10 WQCC presentation. The presentation will be virtual. Director Biggs offered to present. TAC and Board members are welcome to help with the presentation. Director Dahlkemper will try to participate.

**Action Item:** Include the WQCC Presentation as a discussion item on the July Board meeting agenda.

**B. Watershed Model Runs**

RESPEC proposed three model runs to the group: development (low or high density), stream restoration projects, and forest fires in upper reaches. TAC prioritized the first two models. Denver Water may have a budget to pay for the third forest fire model run. Doing a model run of the reallocation project could help validate the model, based on monitoring data before and after the mitigation. The model runs may give elected officials the information they need to justify big-dollar projects.

**C. Pine Canyon Proposed Development and Waste Load Trade Application**

CWA received the site application and trade application on June 26th. The trade involves removing cattle and horses from the land and developing it. RESPEC will review the application to determine if the trade, from NPS cattle nutrient loading to point source WWTF discharge, will result in the phosphorus and nutrient reduction proposed. RESPEC will look for specific rationale for why wastewater treatment is not being consolidated.

Regional 208 planning dissolved with DRCOG. The State is the default 208 planning agency. The default plan is

outdated but is the plan because nothing more recent has been created. The statewide plan lacks details for specific areas making it more difficult to plan effectively when proposals like this are brought forward.

**Action Item:** Contact the state regarding funding a 208 Plan for the Chatfield Basin.

**Action Item:** Identify a Scope of Work for Chartrand Law to provide information on the Water Quality Control Act requirements for consolidation.

**Action Item:** Manager and RESPEC address applicant invoicing.

## **Technical Updates**

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### **A. Technical Member Updates**

#### **a) RESPEC (Alan Leak)**

- i) Q1 WQ Results -** Inflow volume may be affecting the high loads. A warm and wet April could have affected the high South Platte TP concentration.
- ii) USDA NWQI Update -** The Agricultural Management Plan grant application was submitted July 6th. Chatfield WA worked with the local NRCS office and identified the two HUC groups that would have opportunity for agricultural improvements by local landowners along with some wildfire mitigation in the very upper portion of the watershed. This is a planning grant with a maximum of \$50,000. It's a great opportunity to address nutrient and sediment reduction goals.

#### **b) CRMC**

CRMC has received authorization to officially start increasing the reservoir. All construction and mitigation is complete. They are now in a five-year monitoring program.

**Action Item:** Ask Kris Wahlers with Chatfield State Park (Kris.Wahlers@state.co.us) to provide an update about recent occurrences in the reservoir.

### **B. Regulatory / Legal (Laura Chartrand)**

#### **a) WOTUS/Navigable Waters Protection Rule Injunction**

##### **i) Dredge and Fill Bill**

The Dredge and Fill Bill from CDPHE was in response to the current administration's navigable waters protection rule. Colorado has successfully enjoined. The 2015 WOTUS Rule will be in effect. Some programs do not have guidance, and some guidance may be from 2008. CO was the only successful state that enjoined the navigable waters rule. The 17-state combined effort did not successfully enjoin. CDPHE may not continue to pursue the Dredge & Fill Bill. If they do, it would likely be a stakeholder process. Water Congress offered to convene the stakeholder group to continue working on a state program.

### **C. Financial Recap**

- a) May Financial Summary** was provided in the meeting packet.

### **D. Manager's Update (Diane Kielty)**

Due to initial COVID-19 response, Lynker lost time on the modeling. The Manager requested approval to extend the contract by a few months to recover the time lost. The time extension would have no financial impact.

**Action Item:** Manager extend Lynker contract by 3-months.

- a) Action Memorandum Template for Board Recommendation**

**Action Item:** Change current headings to "TAC Recommendations" and "Proposed Motion to the Board".

## **Upcoming Meetings**

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### **A. Next Scheduled TAC Meetings:**

- a) Tuesday, August 4, 2020: 2:00 – 4:00 p.m., Virtual GoToMeeting**

### **B. Next Scheduled Board Meeting:**

- a) Monday, July 20, 2020: 3:00 – 5:00 p.m., Virtual GoToMeeting**

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**3:45 p.m.**

**Adjournment of Meeting**