



Authority Board Chair: Lora Thomas  
Authority Board Vice-Chair: Laura Cavey  
TAC Chair: Ryan Adrian  
TAC Vice-Chair: Matt Collitt

**CHATFIELD WATERSHED AUTHORITY BOARD MINUTES**

**Chatfield Watershed Authority Board Meeting  
Monday, January 23, 2023  
4:00 p. m. – 6:00 p. m.**

**Live Address:  
Douglas County Sheriff Substation, Community Room  
9250 Zotos Drive  
Highlands Ranch, CO 80129**

**Board of Directors:**

Director Lora Thomas (Chair) – Douglas County  
Director Laura Cavey (Vice-Chair) – Town of Castle Rock  
Director Lesley Dahlkemper – Jefferson County  
Director Weston Martin – Water and Sanitation Districts  
Director Brent Soderlin – Other Districts

Charly Hoehn (CRMC)  
Don Baggus (CPW)  
Jim Walker (Pine Canyon)  
Jon Erickson (Chatfield State Park)  
Josh Baile (Dominion WSD)  
Joshua Shackelford (Hydros Consulting)  
Kurt Walker (Pine Canyon)  
Patrick O’Connell (Jefferson County)  
Diane Kielty (Colorado Watershed Assembly)  
David Van Dellen (Town of Castle Rock)  
Alan Leak (RESPEC)  
Michael Daugherty (SSD)  
Ted Snailum (TWS Financial)  
Alison Witheridge (Denver Water)  
Sean Hogan (Town of Larkspur)

**Others Present:**

Ryan Adrian (Douglas County)  
Matt Collitt (LWSD)  
Mark Marlowe (Town of Castle Rock)  
Steve Balcerovich (Lobbyist)  
Troy Dunning (Douglas County)  
Kevin Bierlein (Hydros Consulting)

**4:00 pm**

**Call to Order**

A regular meeting of the Chatfield Watershed Authority was called to order at 3:04 p.m. by Director Thomas. A quorum was declared established. There were no disclosures.

**ACTION/APPROVAL ITEMS (4:05 P.M. – 4:15 P.M.)**

**A. APPROVAL OF AGENDA**

A motion was made by Director Cavey to approve the January 23, 2023 CWA agenda and was seconded by Director Martin; motion carried unanimously.



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**B. APPROVAL OF MEETING MINUTES FROM THE NOVEMBER 14, 2022, BOARD MEETING AND CWA PRIORITY LIST OF ACTIVITIES AND PROJECTS**

A motion was made by Director Cavey and seconded by Director Dahlkemper to approve the November 14, 2022 Meeting Minutes and CWA Priority List of Activities and Projects. Motioned carried unanimously.

**C. APPROVAL/RATIFICATION OF INVOICES**

The table summarizes the invoices included in the meeting packet.

Total amount of invoices for board ratification \$72,267.17.

<b>Invoices &lt; \$5,000 and within Budget and Scope (Manager's Approval)</b>	
SSD Reg 73 Chatfield Invoice 3015596_October 2022	\$182.00
SSD Lakes Nutrients 2022 Chatfield Invoice 3015597_October 2022	\$2,308.00
Lobbyist Attwood Public Relations_Chatfield November 2022 Invoice #22-01	\$3,000.00
Lobbyist Balcerovich_Chatfield December 2022 Invoice #22-02	\$3,000.00
Lynker_11 30 22 ChatfieldWatershed_Invoice	\$2,960.00
SSD General Chatfield Invoice 3015833_November 2022	\$1,793.80
SSD Pine Canyon Chatfield Invoice 3015835_November 2022	\$390.00
SSD 2022 Lakes Nutrients Chatfield Invoice 3015693_November 2022	\$4876.00
RESPEC_3970.02-Pine Canyon_CWA-INV-30NOV22	\$102.50
Inv_22197_Nov and Dec 2022_from_TWS_FINANCIAL_INC._67864	\$1,500.00
Lynker_12 31 22 ChatfieldWatershed Invoice	\$3,990.00
Lobbyist Attwood Public Affairs_Chatfield January 2023 Invoice #22-03	\$1,500.00
Lobbyist Balcerovich_Chatfield January 2023 Invoice #22-03	\$1,500.00
SSD General Chatfield Invoice 3016228_December 2022	\$1,742.00
SSD Pine Canyon Chatfield Invoice 3016230_December 2022	\$260.00
SSD Lakes Nutrients Chatfield Invoice 3016230_December 2022	\$4,312.00
<b>Invoices \$5,000 - \$15,000 and within Budget and Scope (TAC Approval*)</b>	
SSD General Chatfield Invoice 3015693_October 2022	\$6,000.37
Lynker_11 15 22 Chatfield_Watershed_October Invoice SI010430	\$5665.00
RESPEC_W0035.22002-CWA-INV-31OCT22	\$8751.25
CO Watershed Assembly_Chatfield 2022 016_3Q Invoice	\$11,598.00
RESPEC_W0035.22002-General_CWA-INV-30NOV22	\$6,836.25
<b>Invoices &gt; \$15,000 and/or any Amount not within Budget or Scope (Board Approval)</b>	



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*Also requires post-payment Board ratification at next quarterly Board Meeting	

A motion was made by Director Soderline and seconded by Director Cavey to ratify invoices presented. Motion carried unanimously.

**D. BOARD ELECTION OF 2023 CHAIR AND VICE-CHAIR (LORA THOMAS)**

Traditionally the Chair and Vice-chair positions have rotated with the Chair not making a motion.

Director Dahlkemper motioned to approve Director Cavey rotate to the Chair position and was seconded by Director Soderlein. Motion carried unanimously.

Director Cavey made a motion for Director Dahlkemper to rotate to the Vice-chair position and was seconded by Director Martin. Motion carried unanimously.

Director Thomas will serve as Chair through the end of this board meeting at which time Director Cavey will begin as Chair.

**E. APPROVE DESIGNATION OF CHATFIELD WATERSHED AUTHORITY AS PUBLIC NOTICE LOCATION (DIANE KIELTY)**

Director Cavey made a motion that the CWA Board designate its website at “chatfieldwatershedauthority.org” as its location for public notice. Director Dalkemper seconded the motion. Motion carried unanimously.

**F. VOTE ON BYLAW AMENDMENT FOR SOLE SOURCE CONTRACTS (MICHAEL DAUGHERTY)**

A recommendation on a bylaw amendment to allow CWA sole source contracting was provided in the meeting packet and was discussed. This recommendation was suggested to make CWA more efficient. A recommendation was made by Director Cavey to add language to require a unanimous vote by the Board to approve a sole source contract.

A motion was made by Director Cavey to accept the bylaw amendment as written in the recommendation memo with the additions that a unanimous board vote is required for sole source contract approval and to require such contracts be less than one year and under \$60k. The motion was seconded by Director Soderlein. Motion carried unanimously.



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### DISCUSSION ITEMS (4:15 P.M. – 4:45 P.M.)

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#### A. CWA HISTORICAL NUTRIENT TRENDS (ALAN LEAK)

CWA will be in compliance for total phosphorus and chlorophyll *a* in 2022.

#### B. PROJECT FUNDING UPDATE (ALAN LEAK)

The projects discussed in the CWA Priority List of Activities and Projects are a projection over the next 5 years to maintain and improve water quality. CWA Lobbyists met with DNR and presented the list. DNR suggested that whatever funding CWA can get, DNR would support it. They also met with CDPHE regarding the recommended projects. CDPHE said that some of the projects would require significant match. CDPHE was referring to 319 funds that would require 25% match. This will be researched.

The Lobbyist are looking at finding funding for the Authority through legislation. This effort is proposing 2024 to run a bill. Funding partners are being considered to improve the scale of projects through in-kind and money match. Chatfield Reservoir has had more visitors over the year surpassing Cherry Creek, but CWA's budget is considerably smaller.

Requesting a meeting with the CDPHE staff on the Supplemental Environmental Program to get some traction with this group is a desired next action.

### UPDATES (4:45 P.M. – 5:55 P.M.)

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#### A. TECHNICAL (ALAN LEAK)

1. Response actions to Sun Jelly WWTD wasteload allocation violations - RESPEC has not heard back from Sun Jelly on this violation. Alan Leak will follow-up with CDPHE. If a fine is the result, RESPEC plans to have a project ready in the queue to submit.
2. Pine Canyon Response Letter – CDPHE responded with an approval on the site application for this facility. RESPEC was directed to write a response letter to the Division with recommended items to be associated with a permit approval should this be the outcome. The CWA response letter was provided in the meeting packet.
3. Perry Park Waucondah Site Application Amendment – This was an amendment process. Perry Park is a CWA member; being an upgrade, the process is quicker. CWA TAC approved and the approval was submitted.
4. Sellars Gulch Coliform Speciation Analysis update – There have been several discussions on this issue and the determined desire was to identify the source of the issue. A quote from GEI was provided on coliform testing. Colorado School of Mines does not have the equipment for this type of study. Recommend this be performed at the same time of year as CSM samples have been taken. It would fall within \$5,000 for the project. There was



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discussion on who would be best to conduct this sampling given it is in Castle Rock. Castle Rock is checking for a leaking sewer line. If this does not reveal the source, Castle Rock will move on to a coliform analysis. The suspicion now is animal waste as the cause. CWA will defer to the Town of Castle Rock to pursue this effort. Castle Rock has tested along the reach and coliform is showing up throughout which is an indicator that it may be animal. The Authority has done speciation studies in the past.

**Action:** Manager will check the archives for speciation studies.

5. Lynker Modeling update – The study is complete, and the TAC received a draft report in November. The consultants have been working on the final analysis to move forward on the TMAL. This model will help with the TMAL revisions. A final report will be made available for review at the March TAC meeting.
6. Annual Report request for input – RESPEC is working on the Annual report for 2022 which is due on May 15, 2023. RESPEC will be reaching out to the members for information.

### B. LEGISLATIVE (STEVE BALCEROVICH & AMY ATTWOOD)

Steve Balcerovich presented an overview of the political landscape. To secure Chatfield funding, late bill request paperwork has been submitted. Initial signs are encouraging. Potential bill sponsors, Senator Cutter and Van Winkle, were discussed. Lobbyists have met with DNR and CDPHE. They were supportive of CWA needs. Chatfield is the second most visited park in the State. Most funding requires significant matching funds. Cherry Creek is still a model to be considered. The path leading toward is a user fee with a 5-year sunset. The fee would be a passthrough, so it doesn't affect TABOR. The list of projects has been provided to bill sponsors and staff. Colorado Counties Inc. is lobbying for Keep Colorado Wild Pass money. A link to the bill list was provided. There was a discussion on the sunset timeline. A sunset approach makes it easier to move a bill through. The 5-year sunset was selected to align with the projects list. Once the late bill is initiated and a draft bill is signed, CWA members can start reaching out to potential supporters to broaden the coalition.

### C. LEGAL (MICHAEL DAUGHERTY)

1. Lakes Nutrients Criteria Rulemaking Update (links provided)  
A legal report was provided in the packet. EPA has requested that CDPHE reevaluate Chatfield's standard to be site specific. Plum Creek also supported a site specific standard. February 15<sup>th</sup> is the deadline to file rebuttal statements.

The 2023 budget will be monitored closely, and TAC will be made aware to allow CWA to participate in this rulemaking to the level desired.



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<https://www.chatfieldwatershedauthority.org/s/13-12212022-CWAs-Responsive-Prehearing-Statement-with-Exs-A-C.PDF>

[https://www.chatfieldwatershedauthority.org/s/14-Report-revised\\_22-08-4\\_CWWUC\\_221219.pdf](https://www.chatfieldwatershedauthority.org/s/14-Report-revised_22-08-4_CWWUC_221219.pdf)

- a. All Responsive Prehearing Statements have been [posted online](#)
- b. Upcoming deadline is on [February 15, 2023 when rebuttals are due](#).

### D. MANAGER (DIANE KIELTY)

1. CWA Dues letters and appointment forms have been sent out.
2. Chatfield 2023 Meeting Schedule Revised Final  
([Chatfield+Watershed+Authority+Schedule+2023\\_Final.pdf \(squarespace.com\)](#))

Douglas County has not finalized their delegate for the Chatfield Watershed Authority.

### E. FINANCIAL (TED SNAILUM)

1. November 2022 Financial Summary was provided.

### E. EXECUTIVE SESSION

24-6-402(4)(b) C.R.S. Conferences with an attorney for the purpose of receiving legal advice on specific legal questions.

## UPCOMING MEETINGS (5:55 P.M. – 6:00 P.M.)

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### A. Next Scheduled TAC Meeting:

- a) Tuesday, February 7th, 2023: 2:00 – 4:00 p.m., Google Meet Online

### B. Next Scheduled Board Meeting:

- a) Monday, April 17, 2023: 4:00 – 6:00 p.m., Hybrid Live & Online

### Live Address

100 Jefferson County Parkway  
Golden, CO 80419

### Directions and parking details

<https://www.jeffco.us/2051/Driving-Directions>

Parking – once through the roundabout, head toward the building, guests can park in either of the



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top-level parking areas to the left or right

Enter the building and go to your left (unsecured side)

Once at elevators, head to your right and look for signs for Chatfield Watershed Authority/Faye Griffin Room (just pass Hearing Room 1)

### **VIRTUAL:**

[Join with Google Meet](#)

[meet.google.com/jrs-kqsc-odb](https://meet.google.com/jrs-kqsc-odb)

### **Meeting ID**

[meet.google.com/jrs-kqsc-odb](https://meet.google.com/jrs-kqsc-odb)

### **Phone Numbers**

**(US)+1 314-649-4059**

**PIN: 878 604 219#**

[More phone numbers](#)

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5:15 p.m.

Adjournment