



Authority Board Chair: Lora Thomas
Authority Board Vice-Chair: Laura Cavey
TAC Chair: Weston Martin
TAC Vice-Chair: Ryan Adrian

CHATFIELD WATERSHED AUTHORITY BOARD MINUTES

**Chatfield Watershed Authority Board Meeting
Monday, November 14, 2022
3:00 p. m. – 5:00 p. m.**

LIVE:

**Highland Heritage Park Administration Building, 9651 S Quebec St., Highlands Ranch, CO
80130 80129, Parks Conference Room**

Board of Directors:

Director Lora Thomas (Chair) – Douglas County
Director Dahlkemper – Jefferson County
Director Barbara Biggs – Water and Sanitation Districts
Director Alison Witheridge – Other Districts
Director Laura Cavey (Vice-Chair) – Town of Castle Rock
Alt. Director Desiree LaFleur – Douglas County

Alan Leak (RESPEC)
Michael Daugherty (SSD)
Jon Erickson (Chatfield State Park)
Cathy Begej (JCD)
Kris Wahlers (DNR)
Mathew Collitt (Louviers WSD)
Ted Snailum (TWS Financial)
Charly Hoehn (CRMC)
Kurt Walker (Pine Canyon)
Jim Walker (Pine Canyon)
Don Baggus (CPW)
Mark Marlowe (Town of Castle Rock)
Tammy Allen (WQCD)
Steve Balcerovich (Lobbyist)

Others Present:

Patrick O’Connell (Jefferson County)
Wes Martin (Plum Creek)
Diane Kielty (Colorado Watershed Assembly)
David Van Dellen (Town of Castle Rock)

3:08 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 (3:05 P.M. – 3:45 P.M.)

A. APPROVAL OF AGENDA

It was moved by Director Biggs to approve the agenda as presented and was seconded by Director Cavey; motion carried unanimously.



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B. APPROVAL OF MEETING MINUTES FROM THE OCTOBER 17TH REGULAR BOARD MEETING AND THE OCTOBER 28TH SPECIAL BOARD MEETING

It was moved by Director Witheridge to approve the October 17TH Regular Board Meeting minutes and the October 28TH Special Board Meeting minutes with the correction of the spelling of Mark Marlowe’s name and was seconded by Director Biggs; motion carried unanimously.

C. APPROVAL/RATIFICATION OF INVOICES

The table summarizes the invoices included in the meeting packet.

Total amount of invoices for board approval and ratification is \$11,818.03.

Invoices < \$5,000 and within Budget and Scope (Manager’s Approval)	
TWS Sept 2022 Inv_22033_from_TWS_FINANCIAL_INC._13420	\$750.00
TWS_October Inv_22114_from_TWS_FINANCIAL_INC._13776	\$750.00
SSD General Chatfield Invoice 3015374_September 2022	\$2,834.00
SSD WQCD-WQCC Chatfield Invoice 3015375_September 2022	\$442.00
SSD Pine Canyon Chatfield Invoice 3015376_September 2022	\$156.00
SSD Reg 73 Chatfield Invoice 3015377_September 2022	\$52.00
SSD Lakes Nutrients 2022 Chatfield Invoice 3015378_September 2022	\$2,119.03
RESPEC_W0035.22002-CWA-INV-30SEP22	\$4,715.00
Credit_Lynker_09 30 22 Chatfield Watershed Invoice	\$1,450.00
Invoices \$5,000 - \$15,000 and within Budget and Scope (TAC Approval*)	
Invoices > \$15,000 and/or any Amount not within Budget or Scope (Board Approval)	
*Also requires post-payment Board ratification at next quarterly Board Meeting	

Motion for Witheridge 2nd by Cavey

D. APPROVE 2023 CWA BUDGET RECOMMENDATION (ALAN LEAK)

Presented the same budget as from the October meeting with a change of Scared Heart dues to voluntary and addition of a line item for the Lobbyist contract.

A motion was made by Director Biggs to approve the 2023 CWA budget as recommended and was seconded by Director Cavey; motion carried unanimously.

E. APPROVE 2023 CONSULTANT CONTRACTS

The action memo regarding contracts was reviewed and discussed.



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A motion was made by Director Biggs to approve the consultant contract extensions through December 31, 2023, for TWS Financial, Colorado Watershed Assembly, and Somach Simmons Dunn Legal Services applied to budget year 2023 to reflect the adopted CWA 2023 Budget, and approve Steve Balcerovich and Amy Attwood Lobbying Services contract for November and December of 2022 and the contract extension through June of 2023, and was seconded by Director Cavey; motion carried unanimously

F. APPROVE TAC POSITION ON LAKES NUTRIENTS CRITERIA RULEMAKING PREHEARING STATEMENT (MICHAEL DAUGHERTY & ALAN LEAK)

The TAC recommendation is to request a site-specific TN standard (rather than the imposition of the table value standard) for Chatfield Reservoir and propose that CWA will begin developing the site-specific standard once TAC has finalized work on the TMDL (estimated to be completed in 2026). In addition, TAC recommends CWA request that no standard be imposed on Chatfield prior to the development of a site-specific standard. On November 30th the Colorado Wastewater Utility Council will be presenting to the Division and will be asking about direct-use water supply standards to a non-direct-use reservoir with a swim beach.

A motion was made by Director Biggs to support the TAC recommendation in the 2022-2023 Lakes Nutrients Criteria Rulemaking and was seconded by Director Cavey. Director Witheridge recused herself. The vote carried.

DISCUSSION ITEMS (3:45 P.M. – 4:15 P.M.)

A. LOBBYIST INTRODUCTION AND UPDATE (STEVE BALCEROVICH AND AMY ATTWOOD)

CWA has contracted with lobbyists. The lobbyists have met with a small CWA working group and the Program Manager to get parameters for the legislation. CWA is asking for \$250,000 a year for five years. The lobbyists are scheduling meetings with potential sponsors.

B. CWA PRIORITY LIST OF ACTIVITIES AND PROJECTS (ALAN LEAK)

The Board requested a list from RESPEC to inform lobbyist requests for funding. The proposed project list was shared and discussed. Douglas County is making a large investment in removing septic. Erosion is another important target for reducing phosphorus.

Action: The list will be included with the minutes.



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UPDATES (4:15 P.M. – 4:55 P.M.)

A. TECHNICAL (ALAN LEAK)

1. Response actions to Sun Jelly WWTD wasteload allocation violations update – No response from the Division on Sun Jelly.
2. WQCD Pine Canyon Site Application Status – No new information on Pine Canyon.
3. West Plum Creek Stream Management Plan Update – There is a meeting tomorrow with this team. <https://sites.google.com/peakfacilitation.com/westplumcreek/home>
4. Water Quality Update – There is no new water quality information.
5. Chatfield Reservoir Mitigation Company Update – There was a TAC meeting in November. They are currently working on tree removal efforts of dead and dying trees. They are compiling data to analyze for 2023. They are interested in discussing the linkage of watershed models. Lynker is finishing up final model runs in the next couple of weeks. In the first or second week in January CWA will reach out to discuss the possibility of linking the models including pros, cons, and crossover of objectives.
6. Other Member. No updates.

B. LEGAL (MICHAEL DAUGHERTY)

1. Regulatory Update – Regulation #73 is still on hold. SSD will draft a provision for the next memo about sole source short term contracts as opposed to having to go out for bid. SSD was asked to research streamlining that would allow CWA to be nimbler in contracting.

C. MANAGER (DIANE KIELTY)

1. Chatfield W&S and Other Board Representative Election Ballots Due November 21st
2. Chatfield 2023 Meeting Schedule Final – Schedule was provided in the packet.

D. FINANCIAL (TED SNAILUM)

1. September 2022 Financial Summary – The summary was provided in the packet and presented.

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. No session.



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UPCOMING MEETINGS (4:55 P.M. – 5:00 P.M.)

A. Next Scheduled TAC Meetings:

- a) Tuesday, December 6th, 2022: 2:00 – 4:00 p.m., Google Meet Online

B. Next Scheduled Board Meeting:

- a) Monday, January 23, 2023: 3:00 – 5:00 p.m., Hybrid Live & Online

LIVE:

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

VIRTUAL:

Individual Virtual Links Sent to Members and Consultants via Douglas County Virtual Meeting System

4:03 p.m.

Adjournment