



Authority Board Chair: Laura Cavey
Authority Board Vice-Chair: Lesley Dahlkemper
TAC Chair: Ryan Adrian
TAC Vice-Chair: Matt Collitt

CHATFIELD WATERSHED AUTHORITY TAC MINUTES

**Chatfield Watershed Authority TAC Meeting
Tuesday, February 7, 2023
2:00 p. m. – 4:00 p. m.**

Member Attendees:

Patrick O’Connell (Jefferson County)
Barbara Biggs (Roxborough WSD)
Ryan Adrian (Douglas County) Chair
David Van Dellen (Town of Castle Rock)
Kirby Clark (Plum Creek WRA)
Alison Witheridge (Denver Water)
Brent Soderlin (City of Littleton, Board)
Julie Tinetti (Centennial WSD)
Josh Baile (Dominion WSD)

**Alternate Members, Other Associate Agencies
& Attendees:**

Alan Leak (RESPEC)
Michael Daugherty (Somach Simmons and
Dunn)
Kris Wahlers (DNR/CPW)
Bill Szafranski
Kevin Bierlein (Hydros Consulting)
Diane Kielty (CWA)
Jim Walker (Pine Canyon)
Kurt Walker (Pine Canyon)
Cathy Begej (JCD)
Charly Hoehn (CRMC)
Jon Erickson (DNR)

2:00 pm Call to Order

The regular TAC meeting was called to order at 2:02 pm by TAC Chair Ryan Adrian. There were no disclosures.

ACTION/APPROVAL ITEMS (2:05 P.M. – 2:30 P.M.)

A. APPROVAL OF AGENDA

A motion was made by Josh Baile to approve the Chatfield TAC February 7, 2023, Agenda and seconded by Alison Witheridge. Motion carried unanimously.

B. APPROVAL OF MEETING MINUTES

Approval of Chatfield TAC January 3, 2023, Meeting Minutes

A motion was made by David Van Dellen to approve the Chatfield TAC January 3, 2023, meeting minutes and seconded by Alison Witheridge. Motion carried unanimously.



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C. APPROVAL/RATIFICATION OF INVOICES

The table summarizes the invoices included in the meeting packet.

Total amount of invoices approved by CWA Manager \$250.00

A motion was made by David Van Dellen to approve the RESPEC and Colorado Watershed Assembly invoices for a total of \$18,962.50 and ratify the remaining invoice and was seconded by Josh Baile. Motion carried unanimously.

Invoices < \$5,000 and within Budget and Scope (Manager’s Approval)	
Dog Waste Stations – Castle Rock	\$250.00
Invoices \$5,000 - \$15,000 and within Budget and Scope (TAC Approval*)	
RESPEC_W0035.22002-CWA-INV-31DEC22	\$8,622.50
4Q_CO Watershed Assembly_Chatfield 2022 030 Invoice 4th Q Rev	\$10,340.00
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	

D. APPROVE LAKES NUTRIENTS HEARING REBUTTAL STATEMENT (MICHAEL DAUGHERTY)

CWA continues to request that the Commission reject the Division’s proposal to impose the proposed cold-water table value TN standard on Chatfield Reservoir beginning in 2023 and instead allow CWA to develop a site-specific TN standard once CWA has completed work on its revised TMAL. Chatfield Reservoir does not fit neatly into the Division’s proposed categorization of the state’s reservoirs as either warm water or cold water and asserts that the existing site-specific standards for chlorophyll *a* and phosphorus for Chatfield Reservoir support CWA’s request for a delayed site-specific TN standard, and also are sufficiently protective of water quality to protect the public uses of the reservoir, as evidenced by CWA’s ongoing compliance with its chlorophyll *a* standard.

It was asked if, in the CWA bylaws, there is any reference to moving in a direction that lessens restrictions on water quality. SSD will check the bylaws for this language and come back to the TAC Chair with this information. It is more difficult to get a site-specific value once a table standard is in place. CWA should be aware of a no opposition rebuttal in the Cherry Creek site-specific position. The next triennial review for the South Platte basin is in 2025. This is a significant date.

Northern Water and Arapahoe County, in their statements, suggest they will seek further delay. February 15th is the deadline for rebuttals. A motion to delay the hearing would come up later in the



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month. SSD asked if TAC would like to take a position on further delay. CWA may want to go a step further to assert delaying the hearing if the Division would not support delaying the adoption of the statewide standard. If CWA wants to seek this it should file a motion. The Division could ask what CWA plans to do to advance the discussion during this delay. CWA should be prepared to answer this question. It may be better to cooperate with the Division. If SSD does see a motion to delay in the rebuttals, SSD will plan to have CWA consent to the motion. A statement will also be added to the CWA rebuttal that Chatfield is one of four reservoirs with control regulations which have been in place for decades and working to protect and improve water quality with a proven track record. For Chatfield this has been working.

A motion was made by Barbara Biggs to approve the draft rebuttal with suggested revisions and was seconded by David Van Dellen. Motion carried unanimously.

If additional items come up regarding the rebuttal, the Lakes Nutrients Subcommittee will be alerted.

E. APPROVE REALLOCATION OF CONSULTANT BUDGETS TO LAKES NUTRIENTS HEARING (ALAN LEAK & MICHAEL DAUGHERTY)

This request is to approve an internal reallocation of RESPEC's and Somach Simmons & Dunn's (SSD) internal contract budget allocations to accommodate continued participation in the Water Quality Control Commission's (WQCC) Lakes/Nutrients rulemaking process. It will be important for CWA to review other parties rebuttal statements and specifically listen to EPA and Plum Creeks statements as directly relevant to CWA concerns. Centennial's presentation may also be an important presentation to follow.

A motion was made by Josh Baile to approve an internal reallocation of RESPEC's and Somach Simmons & Dunn's (SSD) internal contract budget allocations as needed and as directed by the TAC to accommodate continued participation in the WQCC Lakes/Nutrients rulemaking process. The motion was seconded by Barbara Biggs. Motion carried unanimously.

DISCUSSION ITEMS (2:30 P.M. – 3:00 P.M.)

A. FUNDING AND PARTNERING (ALAN LEAK)

The plan reflects the projects that CWA would like to move forward. A review of a Colorado Parks and Wildlife grant was made and determined CWA would not qualify without insurance. It is important to be aware of what CWA can and cannot do. A review of grants to determine applicable grants for CWA projects will be evaluated. RESPEC will review grant specific requirements. This information will be brought forward during the April TAC meeting. Having projects from CWA in the WQCD SEP library is a desired outcome of this effort. There are no matching requirements for SEP funds. A discussion with CDPHE would also be desirable as CWA project information is refined going forward to apply for grants.



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DOLA - Local Community Funding Guide: <https://cdola.colorado.gov/funding-technical-assistance/local-community-funding-guide>

Water Funding Navigator: https://docs.google.com/spreadsheets/d/e/2PACX-1vQVmVJW2huhKOOzvPbFT9IK5_5f5Tj7N7fFJux-6aFwjEnH5B4_52H_AvzGQm-CKZ7xKvpovsNeSVTI/pubhtml

UPDATES (3:00 P.M. – 3:55 P.M.)

A. TECHNICAL (ALAN LEAK)

1. The Annual Report request for information was made. Much of the information provided can be added to the CWA website. We also need MS4 information. The Annual Report is due May 15th. RESPEC needs this information by early April. An email will be sent to all CWA members requesting specific information desired for the report. RESPEC will be working with the Chatfield Reservoir Mitigation Company to confirm data before submission.
2. Sellars Gulch Coliform Speciation Analysis update. At the board meeting it was determined that the Town of Castle Rock Water will work on the Coliform issue on Sellars Gulch.
3. Chatfield Reservoir Mitigation Company Update
4. Other Member – The Lobbyist update was discussed. A request was made for a written update to be provided at the next TAC meeting.

B. MANAGER (DIANE KIELTY)

The manager will be follow up with TWS Financial on dues receipt status.

The 208 Planning Agency topic is resurfacing. SP CURE has invited the Manager to attend an SP CURE meeting on this topic. Regional planning has been a useful process to ensure decisions are not made in a vacuum. The Division is the obvious choice as the 208 Planning Agency. The State of Colorado has taken on the role of the planning agency but doesn't appear to have the capacity to manage this region. The Division didn't want a proliferation of 208 planning agencies. Governments making land use decisions is a difficult hurdle to overcome.

C. FINANCIAL (DIANE KIELTY)

1. The December 2022 Financial Summary was provided. The 2022 CWA Audit Exemption form will be distributed this week for Board signatures.

D. 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.



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UPCOMING MEETINGS (3:55 P.M. – 4:00 P.M.)

A. Next Scheduled TAC Meetings:

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

B. Next Scheduled Board Meeting:

- a) Monday, April 17, 2023: **New Time 4:00 pm – 6:00 pm**, Hybrid Live & Online

[Hybrid | Live & Virtual](#)

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 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

Meeting ID

meet.google.com/jrs-kqsc-odb

Phone Numbers

(US)+1 314-649-4059

PIN: 878 604 219#

[More phone numbers](#)

3:19 p.m.

Adjournment