



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

CHATFIELD WATERSHED AUTHORITY TAC MINUTES

Chatfield Watershed Authority TAC Meeting Tuesday, January 3, 2023 2:00 p. m. – 4:00 p. m.

Virtual

Member Attendees:

Weston Martin (PCWRA) Chair
Patrick O’Connell (Jefferson County)
Ryan Adrian (Douglas County) Vice-Chair
David Van Dellen (Town of Castle Rock)
Kirby Clark (Plum Creek WRA)
Alison Witheridge (Denver Water)
Brent Soderlin (City of Littleton, Board)
Carolyn Roan (City of Littleton)
Julie Tinetti (Centennial WSD)
Josh Shackelford (Castle Pines Metro)
Sean Hogan (Town of Larkspur)

Alternate Members, Other Associate Agencies & Attendees:

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

2:00 pm

Call to Order

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

ACTION/APPROVAL ITEMS (2:05 P.M. – 2:20 P.M.)

A. APPROVAL OF AGENDA

A motion was made by Ryan Adrian to approve the Chatfield TAC January 3, 2023, Agenda and seconded by Patrick O’Connell. Motion carried unanimously.

B. APPROVAL OF MEETING MINUTES

Approval of Chatfield TAC December 6, 2022, Meeting Minutes

A motion was made by Patrick O’Connell to approve the Chatfield TAC December 6, 2022, meeting minutes and seconded by Ryan Adrian. 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 \$22,958.55

Invoices < \$5,000 and within Budget and Scope (Manager’s Approval)	
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	\$4,876.00
RESPEC_3970.02-Pine Canyon_ CWA-INV-30NOV22	\$102.50
Invoices \$5,000 - \$15,000 and within Budget and Scope (TAC Approval*)	
RESPEC_W0035.22002-General_ CWA-INV-30NOV22	\$6,836.25
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	

A motion was made by Patrick O’Connell to approve the RESPEC invoice for \$6,836.25 and ratify the remaining invoices and seconded by Carolyn Roan. Motion carried unanimously.

D. VOTE FOR TAC VICE-CHAIR (WES MARTIN)

A motion was made by David Van Dellen to nominate Matt Collitt as CWA TAC Vice-Chair and seconded by Ryan Adrian. Motion carried unanimously.

DISCUSSION ITEMS (2:20 P.M. – 2:45 P.M.)

A. CWA HISTORICAL NUTRIENT TRENDS (ALAN LEAK & MICHAEL DAUGHERTY)

A graph of Chatfield historic nutrient trends was presented. It showed there is not good relationship with Total Nitrogen and Chlorophyll *a*. There has been low Phosphorus and Chlorophyll *a*, yet shows exceedances would have happened for Total Nitrogen had the CDPHE proposed standard been in place. If temperature was brought in as a factor it would have an impact on Chlorophyll *a* production. The temperature of Chatfield is right at the border of a cold and warm water body. The nutrient trend chart was included in the CWA response hearing statement.



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B. CDPHE SEP ENFORCEMENT ACTION EAST PLUM CREEK (RYAN ADRIAN)

Douglas County applied to CDPHE in the Supplemental Environmental Program. This program is associated with enforcement actions. Douglas County is receiving \$805,231.00 from an enforcement action penalty option of compliance on consent. This is the value of having shovel-ready projects ready to submit.

UPDATES (2:45 P.M. – 3:55 P.M.)

A. TECHNICAL (ALAN LEAK)

1. Response actions to Sun Jelly WWTD wasteload allocation violations update – The status request has not been provided. There may be a fine that could be applied to a project. RESPEC will reach out to the Division again.
2. Pine Canyon Response Letter – The letter was in the meeting packet. It reiterates the Authority concerns with the LAMP. The letter asked that CWA concerns be addressed in the final permit.
3. Sellars Gulch Coliform Speciation Analysis Update – RESPEC has not heard back from CSM or GEI.
4. Lynker Modeling Update – The goal is to get the model wrapped up in the next month.
5. Chatfield Reservoir Mitigation Company Update – No update.
6. Other Member – When TAC sends out formal correspondence to CDPHE it would make sense for one point of contact to sign the letters. There will be an administrative change so that the Program Manager will be the single point of contact for official correspondence from the Authority.

B. LEGAL (MICHAEL DAUGHERTY)

1. Lakes Nutrients Criteria Rulemaking Update (links provided)
<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
 - a. All Responsive Prehearing Statements have been [posted online](#)
 - b. Upcoming deadline is on [February 15, 2023 when rebuttals are due](#).

The reports in the packet were summarized. Part B of the legal report addressed specific concerns to Chatfield. The deadline for motions is February 22nd. EPA did request CDPHE



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revisit the standard calculated for Chatfield because the site-specific standard for Chatfield was not used in developed in the proposed nutrient standard.

C. MANAGER (DIANE KIELTY)

1. Possible Time Change for 2023 Board Meetings – Awaiting the Board appointments to determine the Board meetings start time.
2. CWA dues invoicing to begin January 2023. Members will see dues emails arriving in the next two weeks.

D. FINANCIAL (DIANE KIELTY)

1. October 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. No session.

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

A. *Next Scheduled TAC Meetings:*

- a) Tuesday, February 1st, 2023: 2:00 – 4:00 p.m., Google Meet Online

B. *Next Scheduled Board Meeting:*

- a) Monday, January 23, 2023: **TIME TBD**, Hybrid Live & Online

Hybrid | Live & Virtual

LIVE:

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

VIRTUAL:

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

4:00 p.m.

Adjournment