



**URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
BOARD OF DIRECTORS**

August 18, 2011

MINUTES

Members Present:

Susan Beckman	Commissioner, Arapahoe County
Bob Dyer	Mayor Pro Tem, City of Arvada
Mack Goodman	Mayor Pro Tem, City of Thornton
Faye Griffin	Commissioner, Jefferson County
Bob Hoffmaster	Engineer
Peggy Lehmann	Council Member, City and County of Denver
Nancy McNally	Mayor, City of Westminster
Bonnie McNulty	Mayor, Edgewater
Andrew Muckle	Mayor, Town of Superior
Bob Murphy	Mayor, City of Lakewood
Alice Nichol	Commissioner, Adams County
Renie Peterson	Mayor Pro Tem, City of Aurora
Jill Repella	Commissioner, Douglas County
Dave Sellards	Engineer
Walt Spader	Mayor Pro Tem, City and County of Broomfield

Members Absent:

Doug Clark	Mayor, Littleton
Cindy Domenico	Commissioner, Boulder County
Joyce Downing	Mayor, City of Northglenn
Paul Lopez	Council Member, City and County of Denver
Vorry Moon	Mayor Pro Tem, City of Centennial
Ken Wilson	Deputy Mayor, City of Boulder

UDFCD Staff Present:

Paul Hindman	Executive Director
Ed Krisor	Legal Counsel
Dave Bennetts	Manager, Design, Construction, and Maintenance
Bill DeGroot	Manager, Floodplain Management
Ken MacKenzie	Manager, Master Planning
Laura Kroeger	Assistant Manager, Design, Construction, and Maintenance
Richard Borhardt	Senior Project Engineer, Design, Construction, and Maintenance
Shea Thomas	Senior Project Engineer, Master Planning
Holly Piza	Senior Project Engineer, Master Planning
David Mallory	Senior Project Engineer, Floodplain Management
David Skuodas	Senior Project Engineer, Design, Construction, and Maintenance
Terri Fead	Project Engineering, Floodplain Management
Mike Sarmiento	Senior Construction Manager, Design, Construction, and Maintenance
Frank Dobbins	Director of Finance and Accounting
Sandra Gonzalez	Administrative Services Manager

Others Present

Jim Kaiser, City of Thornton
Michael J. Hyman, City Attorney, City of Aurora
Lesley Thomas, City and County of Denver

- 1. Call to Order and Pledge of Allegiance – 1:00 p.m.**
Chairperson Beckman called the meeting to order at 1:00 p.m.
- 2. Roll Call - Determination of Quorum**
Roll was called and a quorum was declared present.
- 3. Introductions**
 - a. Visitors/Guests**
Paul Hindman introduced Michael Hyman, Assistant City Attorney, City of Aurora, who was present to answer questions regarding the Proposed Aurora Conference Center Urban Renewal Plan.
 - b. Awards/Recognition**
Paul Hindman recognized Bill DeGroot for his participation on the National Hazard Panel held in Boulder, CO this summer.
- 4. Approval of June 16, 2011 Meeting Minutes**
The minutes were approved as submitted.
- 5. Consent Agenda**
 - a. Review of Cash Disbursements**
Cash Disbursement lists dated June, July, and August were distributed to the Board for review.

There being no further comments or questions, it was the consensus of the Board to include approval of the Cash Disbursements on the Consent Agenda.
 - b. Authorization to Participate in Drainage and Flood Control Improvements on Tucker Gulch at 7th Street, City of Golden, Jefferson County (Resolution No. 40, Series of 2011)**
This is a joint project with the City of Golden. The City of Golden desires to design and construct improvements along Tucker Gulch in accordance with the joint planning study titled "Golden – Tucker Gulch/Kenneys Run Major Drainageway Planning," dated September 1983.

The project includes channel improvements to Tucker Gulch approximately 180 feet upstream and downstream of the 7th Street Bridge. Improvements include the construction of a grouted sloping boulder drop and channel widening to create opportunity for sedimentation deposition upstream of the bridge rather than under it. The project will also include modifications to the bridge wing walls, the addition of a new maintenance access path, and trail realignment. The City of Golden already holds the necessary easements and right-of-way where the project will be carried out.

The District will be administering the design by Icon Engineering Company and will manage the construction of the improvements. The District and the City of Golden have identified \$100,000 in initial project costs for the design and partial funding of construction with the District's participation being \$ 50,000 in 2011 funds. Total project costs for the design and construction is estimated to be \$200,000. It is anticipated that additional monies will be added next year. Construction is anticipated in 2012.

This resolution authorizes \$50,000 of District funds from the Special Revenue Fund - Construction to at least be matched by the City of Golden for the design and construction of the drainage elements of the project.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 40 on the Consent Agenda.

c. Authorization to Participate in Drainage and Flood Control Improvements on the South Platte River at Oxford Avenue, City of Sheridan, Arapahoe County (Resolution No. 41, Series of 2011)

This is a joint project with the Colorado Water Conservation Board (CWCB). The CWCB desires to design and construct improvements along the South Platte River in accordance with the "Major Drainageway Planning South Platte River, Chatfield to Baseline Road" dated November 1985. The project includes improvements to a series of drop structures both upstream and downstream of Oxford Avenue. The CWCB already holds the necessary easements and right-of-way where the project will be carried out. The District is administering the design with ICON Engineering. Construction is estimated for 2012.

The District and the CWCB have identified \$ 460,000 in initial project costs for the design and partial funding of construction, with the District's participation being \$345,000 in 2011 funds. This resolution authorizes \$ 345,000 of District funds from the Special Revenue Fund – South Platte River to at least be matched at a 25% level by the CWCB for the design and construction of the drainage elements of the project.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 41 on the Consent Agenda.

d. Additional Authorization to Participate in Drainage and Flood Control Improvements on North Dry Gulch from Lamar Street to Teller Street, City of Lakewood, Jefferson County (Resolution No. 42, Series of 2011)

This is a joint project with City of Lakewood. Muller Engineering is currently working on a preliminary plan under contract with the District. Once this phase is complete they will move on to final design. The preliminary plan involves laying out a 100-year system to remove several businesses from the floodplain. Easement and right-of-way acquisition is included in the project costs.

The District and City of Lakewood have identified \$1,100,000 in project costs with the District's participation being \$ 550,000. The previous authorization, Resolution No. 65, Series 2008 totaled \$ 350,000 to fund design, acquisition of right-of-way and construction. This resolution authorizes an additional \$200,000 of District funds from the Special Revenue Fund - Construction to at least be matched by City of Lakewood for the design, acquisition of right-of-way, and construction of the drainage elements of the project.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 42 on the Consent Agenda.

e. Acceptance of Flood Hazard Area Delineation Report for Second Creek, Upstream of Denver International Airport (Resolution No. 43, Series of 2011)

This resolution accepts the report titled "Flood Hazard Area Delineation, Second Creek, Upstream of Denver International Airport" dated May 2011 and recommends its use as a guide in future planning related to the floodplains contained therein. It also recommends that the City of Aurora adopt the report and regulate the 100-year floodplain defined in the report and directs the District to submit the report for designation and approval by the Colorado Water Conservation Board.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 43 on the Consent Agenda.

6. Vote on Approval of the Consent Agenda

It was the consensus of the Board that Resolution No. 40, 41, 42, and 43, Series of 2011, and Cash Disbursements for June, July and August 2011 be placed on the Consent Agenda. Mayor Muckle moved to adopt the Consent Agenda. Upon a roll call vote the motion was passed unanimously.

7. Authorization to Agree in Writing to the Inclusion of Agricultural Land Located in Aurora, Colorado in the Proposed Aurora Conference Center Urban Renewal Plan (Resolution No. 44, Series of 2011)

The agenda for this meeting was revised to change this item from a special discussion item to possible resolution approval.

There was a lengthy discussion regarding the recently adopted Board policy for inclusion of agricultural land located in the District boundaries within an urban renewal area in compliance with the new 2010 requirements. Ed Krisor, Legal Counsel, assured the Board that the City of Aurora's submittal and the process the District was undertaking, did meet all the requirements of the Board's new policy. Michael Hyman, Assistant City Attorney, City of Aurora was present to explain the process the city was going through so far regarding a letter of consent and the upcoming City of Aurora meeting to move forward with the project.

Concern was expressed regarding the resolution not being posted on the web page and the short notice of its content to the Board. Ed Krisor stated that the item was listed as a discussion item prior to revision of the agenda and was also posted on the District's web page along with other agenda items. He stated that this posting was sufficient public notice under the Colorado Open Meetings Law. Commissioner Repella also commented that the language in the resolution appeared to follow the Board's policy and she saw no problem with approving the resolution.

Commissioner Nichol stated that, although she was not present when the Adams County Board of Commissioners took action on the same request from the City of Aurora, she would represent the decision of the County. Commissioner Nichol also noted that a letter stating Adams County's written consent had been distributed to the District's Board members and she questioned why it had been distributed and wanted the Board to understand that she would follow through with the majority consensus of the Adams County Board of Commissioners even though she did not have an opportunity to review the submittal thoroughly and would have liked additional time to complete that review.

There was further discussion about the timing of this submittal and the process being established for the District's first request of this nature. It was the conclusion of the Board that the District and the City of Aurora were following the newly established guidelines according to the resolution adopted at the June meeting.

Following this discussion, Commissioner Repella moved to adopt Resolution No. 44, Series of 2011. The motion was seconded by Mayor Dyer. The motion passed unanimously with the following comments: Mayor Muckle voted "Yes" based on the information received that there would be no adverse financial impact to the District. Commissioner Nichol voted "Yes" based on her position to respect Adams County Board of Commissioner's majority consensus to agree to the inclusion of this agricultural land within the Urban Renewal Area and consent to the provisions of the plan.

8. Reports/Discussion

a. Five Year Capital Improvement Program (2011-2015), 2012 Maintenance Work Program and Master Planning.

Paul Hindman noted that requests for projects to be included in the 2011-2015 CIP were mailed out to local governments on July 13th with a deadline to respond by September 1, 2011.

b. Executive Director's Report

The Executive Director's Monthly Report to the Board was distributed to the Board Members. Mr. Hindman gave a brief summary of his report including commenting on the working group meetings with RTD and FasTracks.

9. Other Business

Employee Performance Process Follow-Up

After recent discussions, it was decided not to hire Mountain States Employers Council to conduct a salary survey this year. It was the consensus of the Board that in the future Paul Hindman has the authority to make employee performance adjustments and the Board will review overall annual salary range adjustments.

10. Announcements

Chairperson Beckman reminded the Board that the next meeting would be Thursday, September 15, 2011.

11. Adjournment

Chairperson Beckman adjourned the meeting at 2:06 p.m.