



Minutes of the Southeast Metro Stormwater Authority Board Meeting December 19, 2007

The Board Meeting of the Southeast Metro Stormwater Authority (SEMSWA) was held on Wednesday, December 19, 2007, at 76 Inverness Drive East, Suite A, Englewood, CO, 80112. A full and timely notice of this meeting had been posted and a quorum was present. The meeting was called to order by Board Chairman Bart Miller at 1:35 p.m.

Those present were: Board Member Bart Miller
Board Member Jim Dyer
Board Member Ron Weidmann
Board Member Andrea Suhaka
Board Member Rod Bockenfeld (arrived @ 2:32 p.m.)
Board Member Jacque Wedding-Scott/Alternate (arrived @ 1:45 p.m.)
Board Member Linda Lehrer/Special Districts

Also present were: Jed Lugod, SEMSWA Executive Director
Steve Gardner, SEMSWA Director of Operations
David Agee, SEMSWA Interim Finance Director
Ed Krisor, SEMSWA Attorney
RoxAnna Jones, SEMSWA Administrative Assistant
Mike Vinson, SEMSWA CIP Program Manager
Lanae Raymond, SEMSWA Special Projects Program Manager
Mason Staub, SEMSWA Maintenance Program Manager
Cindy Edwards, SEMSWA Water Quality Program Manager
Monica Bortolini, SEMSWA Floodplain/Master Planning Prog. Mgr.
Dan Olsen, SEMSWA Construction/GESC Program Manager
Ashley Byerley, SEMSWA Land Development Coordinator

SIGN-IN SHEET SUMMARY

Name	Representing	Phone/E-mail
Jon Sorensen	AMEC	jon.sorensen@amec.com
Michelle Troy	AMEC	michelle.troy@amec.com
Kyle Hamilton	CH2M Hill	kyle.hamilton@ch2m.com
Leslie Brown	Centennial Airport	303-790-0598
Robert Olislagers	Centennial Airport	303-790-0589
Gary Atkin	ACWWA	gatkin@arapahoewater.org
Steve Miller	Arapahoe County	303-795-4578
Wayne Reed	City of Centennial	303-754-3419
Sherry Patten	City of Centennial	303-734-4567
Dave Berwanger	DAB Engineering, Inc.	303-791-0183
Wayne Lorenz	Wright Water Engineers	303-480-1700
Alan Leak	WRC Engineering, Inc.	303-757-8513

SIGN-IN SHEET SUMMARY (continued)

Andy Andrews	SEMSWA Customer	303-741-4726
John Hermon	Orchard Meadows HOA	303-741-4412
Richard Zinn	Homestead at Willows End HOA	303-773-2182
Bob Widner	Centennial	N/A

1. Administrative Items

Discussion: Board Member Miller requested that the following sentence be added to the minutes after Item 11, Executive Session, on Page 6 of the minutes:

“Board Member Alan Leak left the meeting after Item 12 (above), before Executive Session Item 11a.”

Board Member Suhaka requested that “IGA” be changed to “IIGA” in the third paragraph of Page 3 of the minutes.

- a) Motion to accept the November 28, 2007, meeting minutes as provided in the backup materials with the changes noted above:

Motion for acceptance: Board Member Ron Weidmann

Seconded: Board Member Jim Dyer

Approved: All

(The following Board Meeting Agenda items were rearranged per Chairperson Bart Miller.)

9. Cherry Creek Conference, CASFM Project, and Curbside, Inc., Resolution No. 68

- a) Lanae Raymond gave a presentation on the November 2, 2007, Cherry Creek Stewardship Partners Annual Conference.
- b) Ms. Raymond gave a presentation on the Cherry Creek Stream Stabilization at 17 Mile House Park project.
- c) Ms. Raymond gave a presentation regarding Resolution No. 68, Series of 2007.
- d) Resolution No. 68, Series of 2007, (Authorization to Execute Addendum No. 1 to the Agreement for Services with Curbside, Inc.):

Motion for Adoption: Board Member Ron Weidmann

Seconded: Board Member Andrea Suhaka

Approved: All

2. Public Comments

- Gary Atkin, ACWWA, addressed the Board regarding the proposed Program Management Plan, Item 8(b) on the Agenda.
- Richard Zinn, Homestead at Willows End HOA, addressed the Board regarding SEMSWA's 2007 and 2008 stormwater fees.
- John Hermon, Orchard Meadows HOA, addressed the Board regarding HOA and residential stormwater fees.
- Andy Andrews, SEMSWA Customer, presented and read a letter to the Board, a copy of which is attached to the minutes.
- Dave Berwanger, DAB Engineering, Inc., spoke to the Board regarding Ponds D-1 and W-4.

3. Cash Disbursements & Summary of Financial Reports

- a) Motion to accept the List of Cash Disbursements as presented by Dave Agee in the amount of \$487,463.36:

Motion for Acceptance: Board Member Ron Weidmann

Seconded: Board Member Andrea Suhaka

Approved: All

- b) The Financial Reports were presented by Mr. Agee.

A Professional Services Detail report was requested by Board Member Dyer at the November board meeting. This report was included in December's packet and was discussed by the Board and Staff. During that discussion Dave Agee, at Ed Krisor's request, noted that only the tasks under the heading "Contract Amendments Approved 08/22/07" of the Analysis of Professional Services report, totaling \$159,632.86, are actually under contract and none of the rest of the work has been bid or is under contract.

4. Executive Director's Report

- a) Jed Lugod presented a second draft of SEMSWA's 2007 Annual Report.
- b) The City of Centennial is arranging for the \$739,452.42 transfer to SEMSWA.

5. SEMSWA Development Fee Update and Annual Credits Study

- a) Jon Sorensen, AMEC, gave a presentation regarding SEMSWA Development Fees.
- **Action Item:** Mr. Sorensen will send a copy of the Task Force invitation letter to Board Member Dyer.
- b) A presentation was given by Steve Gardner regarding proposed options for SEMSWA credit policies and Resolution No. 59, Series of 2007.

c) Resolution No. 59, Series of 2007 (Annual Fee Credits Study):

- o Discussion: Board Member Weidmann requested information regarding the financial impact on SEMSWA to issue stormwater credits and that the financial impact to SEMSWA be broken down for each possible credit. Mr. Sorensen indicated that this information would be included in the study.

Motion for Adoption: Board Member Andrea Suhaka

Seconded: Board Member Ron Weidmann

In favor: Board Members Bart Miller, Ron Weidmann, Andrea Suhaka, and Rod Bockenfeld

Opposed: Board Member Jim Dyer noting that he was of the opinion that SEMSWA had expertise in house to carry out this work.

Motion for Adoption of Resolution No. 59, Series of 2007, Passed:

4 Votes In Favor

1 Vote Opposed

6. On Call Service Agreements and Resolutions

- a) Monica Bortolini, gave a presentation regarding on call engineering service agreements, describing Resolutions 60, 61, and 62, Series of 2007.
- b) Resolution No. 60, Series of 2007 (Authorization to Execute a Master Services Agreement with Wright Water Engineers, Inc.):
- c) Resolution No. 61, Series of 2007 (Authorization to Execute Agreement for Services with Muller Engineering Co., Inc.) :
- d) Resolution No. 62, Series of 2007 (Authorization to Execute Agreement for Services with Mulhern MRE, Inc.):

Motion for Adoption of Resolution No. 60, Series of 2007; and
Resolution No. 61, Series of 2007; and
Resolution No. 62, Series of 2007.

Motion for Adoption: Board Member Ron Weidmann

Seconded: Board Member Andrea Suhaka

In favor: Board Members Bart Miller, Ron Weidmann, and Andrea Suhaka

Opposed: Board Members Jim Dyer noting that there had been no RFP issued for this work and Rod Bockenfeld noting that SEMSWA's priorities could be readjusted to perform this work in house due to the size of the SEMSWA current Staff.

Motion for Adoption of Resolutions No. 60, 61, and 62, Series of 2007, Passed:

3 Votes In Favor

2 Votes Opposed

8. CIP Update

- a) Mike Vinson gave an update on SEMSWA's CIP projects.
- b) Mr. Vinson gave a presentation regarding SEMSWA's proposed Program Management Plan.
- c) Resolution No. 67, Series of 2007 (Program Management Plan for Capital Improvement, Remedial, and Maintenance Programs):
 - o There was no motion for the adoption of Resolution No. 67, Series of 2007.
 - o **Action Item:** The Board asked that SEMSWA staff put together a Request for Proposal for a 5-year Program Management Plan, to be reviewed by the Board before the January 2008 meeting.

7. MS4 Permit Transition Update and Implementing Intergovernmental Agreements

- a) Steve Gardner gave a presentation regarding the MS4 Permit Transfer and the proposed IIGAs with the City of Centennial, ECCV, IWSD, and ACWWA.
- b) Resolution No. 63, Series of 2007 – City of Centennial IIGA:
- c) Resolution No. 64, Series of 2007 – East Cherry Creek Valley IIGA:
- d) Resolution No. 65, Series of 2007 – Inverness Water and Sanitation District IIGA:

Board Member Weidmann noted for the record that the City of Centennial, ECCV, and IWSD IIGAs, all meet the qualifications of the original IGA. This was confirmed by Ed Krisor.

Board Member Dyer noted for the record that he also sits on the ACWWA Board and additionally it was also noted, for the record, that Board Members Bockenfeld and Miller also sit on the ACWWA Board.

Ed Krisor informed the Board that there most likely was or will be minor changes in the IIGAs that the Board had been provided and the IIGAs that had been or will be adopted by the City of Centennial, East Cherry Creek Valley and Inverness Water and Sanitation District. Ed Krisor will provide each Board Member with a red lined version of each of these IIGAs for their review and approval prior to their execution by SEMSWA. The purpose of such review and approval was to determine whether the differences in the approved versions of the IIGAs were of an

insignificant nature or a significant change which would require Board reconsideration of the IIGAs.

Motion for adoption of Resolution No. 63, Series of 2007; and
Resolution No. 64, Series of 2007; and
Resolution No. 65, Series of 2007.

Motion for adoption: Board Member Ron Weidmann on the condition that the Board is provided the red lined versions of the IIGAs and had no objection to changes in them from what was provided to them.

Seconded: Board Member Bart Miller

Approved: All

- e) Resolution No. 66, Series of 2007 – Arapahoe County Water and Wastewater Authority IIGA. Mr. Krisor handed out the latest revised Amendment to the ACWWA IIGA, which is attached to the minutes.

Motion for a continuance of the consideration of the ACWWA IIGA to the January 23, 2008, SEMSWA Board meeting:

Motion for continuance: Board Member Jim Dyer

Seconded: Board Member Ron Weidmann

Approved: All

- f) There was no discussion about the December 13, 2007, letter from the Arapahoe Board of County Commissioners to SEMSWA regarding the NPDES MS4 Permit.

10. Other Items

None

11. Adjournment

The Board Meeting was adjourned at 5:45 p.m. by Board Chairman Bart Miller.

The next SEMSWA Board Meeting will be held at 1:30 p.m., January 23, 2008.