

Barr Lake/Milton Reservoir Watershed Association  
BMW Board Meeting  
March 22, 2011 9:00am – 12:00pm  
Metro Wastewater Reclamation District, Denver, CO

## MINUTES

### Board Attendance:

Laurie Rink – FRICO  
Sarah Reeves – SPCURE  
Kipp Scott - ECCV  
Steve Lundt - Metro  
Dennis Stowe – L/E WWTP  
Michelle Seubert –CO Dept. of Parks  
Amy Woodis – Metro

Vic Lucero – City of Thornton  
Blair Corning – South Adams County

### Public Attendance:

Amy Conklin – BMW Coordinator  
Kristi Livedalen – Squire, Sanders & Dempsey L.L.P.

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## I. Opening

Chair Laurie Rink opened the meeting and determined that there were no changes to the agenda. The minutes from 1/25/11 were approved by acclamation with the corrections of adding the bank balance and correcting reference to NACWA.

## II. Updates/Action Items

- Chair's Report – Laurie Rink reported that she and Steve Lundt will be making a presentation to Front Range Park Rangers tomorrow. She anticipated they would discuss the history of BMW, the TMDL, the limnocorrals and an update on the nutrient criteria process. They will also discuss the potential for a Parks fee for water quality similar to Cherry Creek's.
- Treasurer's Report – Kipp Scott reported on the bank balance of \$114,000 and that he would be retiring, with this being his last meeting. Blair Corning was unanimously elected interim Treasurer. **the coordinator was instructed to determine if we needed Kipp Scott to sign any paperwork.** The Board expressed its sincere gratitude to Kipp for his service and wished him the best of luck with retirement.
- Coordinator Updates
  - Groundworks Denver 319 Grant – Amy Conklin reported that GroundWorks Denver has received a 319 Grant for \$30,000 to develop a watershed plan for Lower Bear Creek (Segment 2 of Bear Creek – Kipling Street to its confluence with SPR). The application has support from Denver Dept. of Health; Denver Parks and Rec., City of Sheridan, National Park Service, and DU Environmental Law Clinic. BMW is also listed as a supporting agency. We will need to monitor the progress of this group as their application generated controversy with Bear Creek Watershed Assoc. Concerns include the possibility of this group developing an *E-coli* TMDL that impacts BMW, collecting data without following appropriate protocols, and generating

- unwarranted public concern. The **coordinator was instructed to get on their mailing list and to encourage them to become members of BMW.**
- 2011 Meeting Calendar- Amy Conklin presented the proposed BMW meeting schedule for 2011.
  - Dog Poo Lamp – Amy Conklin reported that she has been pursuing companies from which to purchase the lamps. Once she gets a cost estimate, she can begin preparing grant applications. The **coordinator was instructed to continue working to gather information and to determine if the lamp would also run on other organic matter besides dog waste.**
  - CLRMA Urban Watershed Conference – Amy Conklin reported that she has been working with Craig Wolf to have CLRMA’s fall conference, in November, focus on urban watersheds. An invitation should be coming soon.
  - ISDS map and request for support for Tri-County Health regulations – Amy Conklin reported that Linda Boyle worked with Tri-County Health to prepare a map of ISDS’s in the BMW watershed. Tri-County Health will be holding hearings on proposed regulations that will require Use Permits for ISDSs. Hope Dalton believes that Realtor groups will be testifying against the permits. The BMW Board requested that the **coordinator ask if BMW can get contact information for ISDS owners near Barr Lake to add them to our contact list.** After further discussion, the Board decided to send a letter of support for the concept of ISDS regulations and to consider adding evaluation of the ISDS issue to the work plan. The **coordinator was instructed to draft a letter for the Chair’s signature.**
  - Website visits in Feb. 2011 – Amy Conklin reported that website viewership in Feb. 2011 was almost the same as in January.
  - Steve Lundt asked if there was any new activity regarding the status of the TMDL. There has been no communication from CDPHE, nor is any expected for a while. The plan is to wait for comments from CDPHE and not to request expedited review.
  - Amy Woodis reported that the Draft Statewide 208 Plan was available for review with comments due at the end of the month. Steve Lundt reported that the Technical Committee would be discussing whether or not BMW should submit comments at their meeting on Thursday. The concern is with the 303d listing process where miles of impaired stream and impaired acres of lake may be counted multiple times if more than one pollutant of concern is noted.
  - Dennis Stowe reported that Protect our Urban River Environment (PURE) has received funding from the City of Sheridan and are going to request funding from the City of Englewood.
  - 501(c)3 Status Update – Amy Conklin reported that she has been discussing what is required with Steve. We need to be sure to follow up with the Secretary of State to change any registration there. The **coordinator was instructed to send the completed paper work to Amy Woodis who would approach the Metro legal department about working on the filing. The coordinator may also want to have the accountant review the documents.**

### **III. Coordinator Proposal Discussion**

Susan Thornton and Amy Conklin prepared a proposal for services in 2011. The Stakeholders voted to allow the Board to enter into a contract with the coordinators. The Board

discussed the proposal after the coordinator left the room and approved the \$60,000 proposal for Coordinator Services as a lump sum. Laurie Rink will work with Amy Conklin to prepare a contract for Coordinator Services. The Board also approved the \$15,000 Public Outreach proposal as a not-to-exceed contract with task orders for each task. The highest priority task is revising the web page. **The coordinators will present several options for the Board's consideration at the May 24<sup>th</sup> 2011 meeting.**

#### **IV. Discussion of Two Studies Included in 2011 Budget**

Included as line items in the TMDL and the 2011 BMW budget are \$25,000 for a Feasibility/Cost Analysis for MS4s meeting the TMDL and \$10,000 for a Feasibility/Cost Analysis for POTWs meeting the TMDL. The Board concluded that the next step is to conduct a Scoping effort to determine what to include in these efforts. Sarah Reeves volunteered to conduct a meeting with appropriate MS4 permittees who will include: Terry Baus, City and County of Denver; Jill Piatt-Kemper, City of Aurora; and Alan Searcy, City of Lakewood. CDOT may also be invited to participate. The concept is for the Board to prepare a scope for the effort and to include as many interested parties as possible as early in the process as possible. We want to avoid any misunderstanding with MS4 permittees.

Amy Woodis, Blair Corning and Tim Grotheer would lead the scoping effort for the POTW feasibility study/cost analysis. Much of the required work may be already conducted as part of the nutrient criteria process. The RFP sent out for the Nutrient Criteria Report may be a good place to begin the scoping process. The Board also discussed including smaller dischargers and suggested that Karen Frarck, representing Lochbuie, be included. Like the MS4 process, the concept is to include as many interested parties as possible as early as possible in the process to minimize misunderstandings. Sarah Reeves also agree to set up and help with this effort.

#### **V. Next Stakeholder Meeting (4/23/11)**

River Clean Up Day – Amy Conklin requested Board members help recruit volunteers for the event. The Board concluded that, at this point, it does not appear that we will need a business meeting and, because some members would be bringing family members, it would pose a hardship to conduct a business meeting under the circumstances. Dennis Stowe offered the Littleton/Englewood Wastewater Treatment Plant as a gathering place for the BMW volunteers and offered to make them breakfast, beginning at 8:30 am. **The coordinator was instructed to prepare and send an e-mail message with required information to the BMW Stakeholders and to be sure to coordinate with Michelle Seubert who has organized Friends of Barr Lake volunteers.** Steve Lundt offered to bring a few pairs of waders. Amy Conklin volunteered her long-suffering husband, Don Conklin, to bring a few pairs of waders, too. **The coordinator was instructed to purchase around 50 BMW T-Shirts for BMW volunteers and to provide Dennis Stowe with a head count about how many to expect for breakfast.**

#### **VI. New Business/Open Topics**

- Technical Committee – Steve Lundt reported that there will be meeting this Thursday to discuss data request, limnocorrals, and 303 d listing request. Richard Archer will be giving a presentation on in-canal treatment. Joe Padilla, DOW, is coming to hear discussion on limnocorrals this month with Paul Winkle coming in April. The group discussed progress in obtaining a permit for alum application. Laurie Rink will contact Dave Akers about pursuing permission to apply alum by designating the limnocorrals as a pilot project. The Technical Committee will develop an alternative study plan for the limnocorrals in case we are unable to apply alum

- Other conferences and meetings – the Colorado Watershed Assembly has issued a Call for Papers for their fall conference. The Board concluded that this year, we just want to have a booth but in the future we will likely want to make presentations.
- The **coordinator was instructed to develop a list of conferences BMW may want to have a presence at for the next meeting.** The Board can then work on prioritizing conference attendance.
- Laurie Rink reported that she would be distributing written material to the Board regarding the restrictions on using the Burlington Pumps. Comments made indicate that there may be confusion about the lack of flexibility available to use the pumps, resulting primarily from water rights concerns
- Steve Lundt reported that, as of yesterday, Barr Lake's pH was 9.2 throughout the water column and the clarity was at 2 feet. The lake was near full at 10 meters depth. Milton Reservoir's pH was 8.6 throughout the water column with clarity down to 10 feet. The reservoir was nearly full at 8 meters.

## VII. Next Meeting

- a. Technical Committee (March 24, 2011, 9:00 am – 11:00 am)
- b. Stakeholder Meeting (April 23, 2011, 9:00am – 12:00pm – River Clean Up)
- c. Technical Committee (April 28, 9:00 am – 12:00 pm)