



Minutes of the Southeast Metro Stormwater Authority Board Meeting
June 24, 2009

The Board Meeting of the Southeast Metro Stormwater Authority (SEMSWA) was held on Wednesday, June 24, 2009, 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.

Directors Present: Director Bart Miller/Chair
 Director Ron Weidmann/Secretary-Treasurer
 Director Rod Bockenfeld
 Director Jim Dyer (left at 3:32 p.m.)
 Director Linda Lehrer (via conference phone)
 Director Andrea Suhaka
 Director Jacque Wedding-Scott

Staff present: John A. McCarty, Executive Director
 David Agee, Director of Finance and Administration
 Ed Krisor, SEMSWA Attorney
 Mike Vinson, CIP Program Manager
 Mason Staub, Maintenance Program Manager
 Monica Bortolini, Floodplain and Master Planning Program Manager
 Dennis Welker, Land Development Program Manager
 Andy Kuster, GIS Manager
 RoxAnna Jones, HR/Office Manager

SIGN-IN-SHEET SUMMARY:

Name	Representing	Contact Information
Gary Atkin	ACWWA	303-790-4830
Stephanie Stewart	Highfield Business Park LLC	720-272-1635
Edward Stafford	City of Centennial	

1. Administrative Items

- a) Motion to approve the May 27, 2009 and June 12, 2009 meeting minutes as presented:

Motion for approval: Director Weidmann
Seconded: Director Suhaka
In favor: All

John McCarty requested that an agenda item regarding the acceptance of an easement concerning ACWWA/Pond D-1 be inserted between Agenda Items 12 and 13.

2. Public Comments – None

3. Cash Disbursements & Summary of Financial Reports

- a) Motion to approve the Cash Disbursement Detail, as presented by Mr. Agee, in the amount of \$471,828.88:

Motion for Approval: Director Weidmann
Seconded: Director Bockenfeld
Approved: All

- b) Financial Report: Mr. Agee reported that SEMSWA's \$1.5 million investment with ColoTrust earned \$286 in the month of May.

Through May, monthly stormwater fees deposited into SEMSWA's bank account by the Arapahoe County Treasurer were on track with last year's collections. The second half of property taxes/stormwater fees are due June 15, 2009. There will be an update at the next board meeting on SEMSWA stormwater fee collections, and Mr. Agee estimates the collections will be at 96-97%.

4. System Development Fee Policy

5. System Development Fee Schedule Policy

6. Credit Policy

Director Miller noted that Agenda Items 4, 5, and 6 would be discussed collectively.

- Director Weidmann made the following statement: When the MOU is developed, the MS4 Permit transferred, and the liability is accepted between ACWWA and SEMSWA, as the original IGA stated, that is when the SDF and SDF Schedule Policies go into effect. Mr. McCarty replied that Director Weidmann was correct. Mr. McCarty reported that a meeting was held on June 23, 2009 with Mr. Krisor, Mr. Kron, and Mr. Atkin, and that the Transferring IGA between ACWWA and SEMSWA would be ready to present to the SEMSWA and ACWWA Boards at each of their July Board Meetings.
 - General discussion was held regarding Agenda Items 4, 5, and 6.
 - Mr. McCarty and Mr. Krisor explained the revisions that had been made to Resolution 09-21 (Adoption of System Development Fee Schedule Policy).
 - Stephanie Stewart, Highfield Business Park, made comments and suggestions regarding the system development fee policy, system development fee schedule policy, and credit policy documents.
 - Gary Atkin, General Manager of ACWWA, stated that the ACWWA fees would remain in place until the permit is transferred.
- a) Motion to approve **Resolution No. 09-20** (Adoption of System Development Fee Policy):

Motion for Approval: Director Weidmann
Seconded: Director Suhaka
Approved: All

- b) Motion to approve **Resolution No. 09-21** (Adoption of System Development Fee Schedule Policy):

Motion for Approval: Director Suhaka
Seconded: Director Weidmann
Approved: All

- c) Motion to approve **Resolution No. 09-22** (Adoption of Credit Policy):

Motion for Approval: Director Weidmann
Seconded: Director Suhaka
Approved: All

7. Non-Standard Subdivision Improvement Agreement/ACWWA and Trust Company of America

- a) Motion to approve **Resolution No. 09-26** (Approval of a Three Party Non-Standard Subdivision Improvement Agreement – SEMSWA/ACWWA & Trust Company of America):

Motion for Approval: Director Weidmann
Seconded: Director Miller
Approved: All

8. East Tollgate Creek/Dove Hill Subdivision Construction Contract

- a) Motion to approve **Resolution No. 09-27** (Authorization to Award the Construction Contract for the East Tollgate Creek Through Dove Hill Subdivision Project):

Motion for Approval: Director Dyer
Seconded: Director Bockenfeld
Approved: All

9. MOU with Cherry Creek Basin Water Quality Authority Regarding Funding for Cottonwood Creek Easter Avenue to Briarwood Avenue Project

- a) Motion to approve **Resolution No. 09-28** (Authorization to Sign a Memorandum of Understanding With the Cherry Creek Basin Water Quality Authority Regarding the Funding of the Cottonwood Creek Easter Avenue to Briarwood Avenue Project):

Motion for Approval: Director Weidmann
Seconded: Director Dyer
Approved: All

10. Cherrywood Circle Storm Sewer System/Construction Funding

- a) Motion to approve **Resolution No. 09-29** (Authorization for Construction Funding for the Cherrywood Circle Storm Sewer System):

Motion for Approval: Director Dyer
Seconded: Director Weidmann
Approved: All

11. MOU with Arapahoe County regarding Transfer of Basin Fees collected by Arapahoe County within the City of Centennial

- a) Motion to approve **Resolution No. 09-30** (Authorization to Sign a Memorandum of Understanding With Arapahoe County Regarding the Transfer of Basin Fees Collected by Arapahoe County Within the City of Centennial to SEMSWA):

Motion for Approval: Director Weidmann
Seconded: Director Suhaka
Approved: All

12. Intergovernmental Agreement with Arapahoe County Regarding the Transfer of Basin Fees

- a) Motion to approve **Resolution No. 09-31** (Authorization to Sign an Intergovernmental Agreement with Arapahoe County Regarding the Transfer of Basin Fees):

Motion for Approval: Director Weidmann
Seconded: Director Dyer
Approved: All

Agenda Item Insertion- Easement for Dove Creek Pond D-1 Property

- Discussion was held regarding acceptance of an easement from ACWWA for the Dove Creek Pond D-1 Property. This property is owned by ACWWA and both SEMSWA and Arapahoe County require an easement. This Resolution accepts the easement granted to SEMSWA by ACWWA. **Resolution No. 09-32** (Authorization to Accept an Easement from ACWWA for the Dove Creek Pond D-1 Property) will be drafted and formally presented at the next board meeting.

Motion for Approval: Director Dyer
Seconded: Director Weidmann
Approved: All

13. Executive Director Update

- a) As per a letter from Colorado Health and Environment, the non-standard NPDES permit has been transferred from Inverness to SEMSWA.
- b) A tentative budget schedule for 2010 has been prepared, including August and September Budget Committee meetings, with anticipated final action by the board in October. Discussion of the automatic stormwater fee increase is scheduled for the September meeting.
- c) SEMSWA staff has provided Arapahoe County staff with comments regarding the review of possible changes to the County's GESC Manual. To date, those comments have been well received by Arapahoe County staff.

14. National Flood Insurance Program Community Rating System Evaluation Presentation

- Monica Bortolini gave a presentation regarding NFIP's Community Rating System (CRS) and its benefit to the community. Director Lehrer requested that the City and County discuss the CRS evaluation form with their staff and report back to the SEMSWA Board with comments.

15. Maintenance Program Presentation by Mason Staub

16. Adjournment - The Board Meeting was adjourned at 3:45 p.m.

- The next SEMSWA Board Meeting will be held on Wednesday, July 22, 2009 at 1:30 p.m.