



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

REVISED

BOARD OF DIRECTORS MEETING

Date: Thursday, August 16, 2018

Time: 1:00 pm

BOARD MEETING NEW LOCATION: BUILDING D SUITE 125

Catered Lunch – 12:15 pm

How the District Works – 12:45 – 1:00 pm

- 1. Call to Order and Pledge of Allegiance – 1:00 pm**
- 2. Introductions**
 - a. Visitors/Guests/Staff
- 3. Roll Call – Determination of Quorum**
- 4. Approval of June 28, 2018 Meeting Minutes** *(If there are no corrections “Minutes stand approved”, or with corrections “Minutes stand approved as corrected”)*
- 5. Consent Agenda** *(Consent items are considered routine and will be approved by one motion unless a request is made by a Board Member for removal for further discussion or explanation.)*
 - a. Review of Cash Disbursements
 - b. Acceptance of Grange Hall Creek Planning Study
(Resolution No. 48, Series of 2018)
 - c. Authorization to Participate in a Planning Study of Sunshine Canyon Creek
(Resolution No. 49, Series of 2018)
 - d. Authorization to Participate in Drainage and Flood Control Improvements on the Dahlia Street Outfall to the South Platte River, Adams County
(Resolution No. 50, Series of 2018)
 - e. Additional Authorization to Participate in Drainage and Flood Control Improvements on Nissen Reservoir Drainageway, Lowell Boulevard to Tennyson Street, City and County of Broomfield
(Resolution No. 51, Series of 2018)
 - f. Authorization to Participate in Acquisition of Ulster and Smith Road Property at Sand Creek, City and County of Denver
(Resolution No. 52, Series of 2018)
 - g. Authorization to Participate in Drainage and Flood Control Improvements on Walnut Creek from U.S. 36 to North Simms Street, City of Westminster, Jefferson County
(Resolution No. 53, Series of 2018)
- 6. Vote on Approval of the Consent Agenda** *(Motion and roll call vote required)*
- 7. Reports/Discussions**
 - a. Executive Director’s Report
 - b. Public Education Campaign Update
- 8. Executive Session**
 - a. Executive Session pursuant to 24-6-402 (4)(b) C.R.S. for the purposes of discussion with and advice from Special Counsel for District regarding legal issues associated with potential TABOR ballot question.

9. Consideration of Resolution Nos. 54 and 55

- a. Authorizing an Election on the Question of a Tax Levy Increase
(Resolution No. 54, Series of 2018)
- b. Support for the Basllot Issue on November 6, 2018 Regarding a Tax Levy Increase
(Resolution No. 55, Series of 2018)

10. Announcements

- a. Next Regularly Scheduled Meeting: **Thursday, September 20, 2018**

11. Adjournment



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

BOARD OF DIRECTORS MEETING
Meeting Minutes
June 28, 2018

Board Members Present:

Herb Atchison	Mayor, City of Westminster
Marsha Berzins	Mayor Pro Tem, City of Aurora
Debbie Brinkman	Mayor, City of Littleton
Aaron Brockett	Mayor Pro Tem, City of Boulder
Deb Gardner	Commissioner, Boulder County
Stacie Gilmore	Council Member, City/County of Denver
Brendan Hanlon	Deputy Mayor, City/County of Denver
Diane Holbert	Commissioner, Douglas County
Mark Hunter	Professional Engineer
Paul López	Council Member, City/County of Denver
Ken Lucas	Mayor Pro Tem, City of Centennial
John Marriott	Mayor Pro Tem, City of Arvada
Adam Paul	Mayor, City of Lakewood
Dave Sellards	Professional Engineer
Nancy Sharpe	Commissioner, Arapahoe County
Libby Szabo	Commissioner, Jefferson County
Chaz Tedesco	Commissioner, Adams County
Heidi Williams	Mayor, City of Thornton

Board Members Absent:

Randy Ahrens	Mayor, City/County of Broomfield
Carol Dodge	Mayor, City of Northglenn
Paul Kashmann	Council Member, City/County of Denver
Bud Starker	Mayor, City of Wheat Ridge

UDFCD Staff Present:

Ken MacKenzie	Executive Director
Julia Bailey	Information Services Specialist, Operations and Development
David Bennetts	Program Manager, Operations and Development
Richard Borchardt	Project Manager, Stream Services
Amelia Deleon	Manager, Human Resources
Terri Fead	Project Manager, Watershed Services
Athena Gomez	Student Intern, Watershed Services
Bryan Kohlenberg	Project Manager, Stream Services
Steve Materkowski	Senior Construction Manager, Stream Services
Kelsey Mehan	Receptionist
Dana Morris	Engineering Technologist, Watershed Services
Teresa Patterson	Project Manager, Watershed Services
Holly Piza	Standards Development Manager, Operations and Development
Terri Schafer	Manager, Finance and Accounting
Brooke Seymour	Project Manager, Watershed Services
David Skuodas	Project Manager, Stream Services
Jason Stawski	Senior Construction Manager, Operations and Development
Jordan Stockdale	Summer Intern, Stream Services
Shea Thomas	Program Manager, Watershed Services
Jim Watt	Project Manager, Watershed Services

Others Present:

David Greher	Collins Cockrel & Cole
Jim Kaiser	City of Thornton
Ed Krisor	Legal Counsel
Bart Miller	Collins Cockrel & Cole
Micki Mills	Collins Cockrel & Cole
David Rausch	Adams County
Steve Welchert	Public Affairs Consultant

How the District Works - Early Flash Flood Prediction, Detection, & Warning

Mr. Kevin Stewart gave a presentation on Early Flash Flood Prediction, Detection, & Warning (The District's Role).

1. Call to Order and Pledge of Allegiance - 1:00 p.m.

Commissioner Chaz Tedesco called the meeting to order at 1:02 p.m.

2. Introductions

a. Visitors/Guests/Staff

Mr. Ken MacKenzie introduced the following guests:

- Steve Welchert, The Welchert Company
- David Greher, Collins Cockrel & Cole
- Bart Miller, Collins Cockrel & Cole
- Micki Mills, Collins Cockrel & Cole
- David Rausch, Stormwater Engineer, Adams County
- Jim Kaiser, Senior Civil Engineer, City of Thornton

Mr. MacKenzie also introduced the following new employees:

- Dana Morris, Engineering Technologist, Watershed Services Program
- Athena Gomez, Student Intern, Watershed Services Program
- Jordan Stockdale, Summer Intern, Stream Services Program

b. Awards/Recognitions

The District received the Downtown Denver Partnership Award for the Confluence Park Project. This project was recognized as one of the key projects helping revitalize our city. Mr. MacKenzie congratulated Mr. David Bennetts, Mr. Steve Materkowski, and Mrs. Brooke Seymour, all of whom have been involved in the development and success of this project.

3. Roll Call – Determination of Quorum

Roll was called and a quorum was declared present.

4. Committee Reports

Bylaws Committee

Mayor Debbie Brinkman, Chair of the Bylaws Committee, provided an update on the Bylaws Committee Meeting that took place on May 9. Highlights include:

- The committee, consisting of Mayor Brinkman, Mayor Randy Ahrens, Mayor Herb Atchison, Commissioner Deb Gardner, and Mr. Dave Sellards met to discuss updates to the District's Bylaws that have not been updated since 1981.
- Modifications included adding:
 - Rules of Conduct for the Board of Directors
 - Clarification to the various committees including: membership, roles, powers, and duties
 - Clarification to the fiscal year and financial reporting requirements
- The updated Bylaws were sent to the entire Board of Directors on Thursday, June 21, as part of the board packet.

Mayor Brinkman thanked the committee members for their assistance in this process.

Benefits Committee

Mayor Pro Tem John Marriott, Chair of the Benefits Committee, provided an update on the Benefits Committee meeting that took place on May 10. Highlights include:

- The committee, consisting of Mayor Pro Tem Marriott, Deputy Mayor Brendan Hanlon, and Mr. Sellards met to discuss updates to the District's leave and work schedule benefits.
Recommended changes include:
 - Modifying the annual leave structure for employees hired after December 31, 2016. Structural changes include front loading more vacation time at the start of service and capping the annual leave at 192 hours (36 hours less than the current offering)
 - Annual payout of sick leave in excess of the maximum bankable hours is changed from 100% value to 50% value, but employees can still convert excess sick leave to vacation leave at full value
 - Holiday leave is modified for equitable distribution among the three different workweek schedules
 - Bereavement leave is changed from "up to 40 hours per annum" to "up to 40 hours per qualifying event"
- The resolution to adopt these benefit changes was sent to the entire Board of Directors on Thursday, June 21, as part of the board packet.

Mayor Pro Tem Marriott thanked the committee members for their assistance in this process.

5. **Approval of April 19, 2018 Meeting Minutes** (*If there are no corrections "Minutes stand approved", or with corrections "Minutes stand approved as corrected"*)

Commissioner Tedesco asked if there were any corrections to the April 19, 2018 minutes. Hearing none, the minutes were approved as submitted.

6. **Consent Agenda** (*Consent items are considered routine and will be approved by one motion unless a request is made by a Board Member for removal for further discussion or explanation.*)

a. **Review of Cash Disbursements**

The Cash Disbursement lists, dated April, May, and June 2018, have been 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. **Modifications to Bylaws and Rules of Procedure**
(Resolution No. 33, Series of 2018)

Resolution No. 33 was discussed under Agenda Item No. 4, Committee Reports.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 33 on the Consent Agenda.

c. **Revision of Employee Policy Manual**
(Resolution No. 34, Series of 2018)

Resolution No. 34 was discussed under Agenda Item No. 4, Committee Reports.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 34 on the Consent Agenda.

d. **Authorization to Agree in Writing to Accept the Use of Property Tax Increment Financing for the Proposed 101 Broadway Urban Redevelopment Area**
(Resolution No. 35, Series of 2018)

In 2011, the Board adopted a resolution (Resolution No. 38, Series 2011) that sets a policy for requests by Governing Bodies and/or Urban Renewal Authorities to the District regarding requests for its consent for the inclusion of agricultural land located in the District boundaries within an urban renewal area in compliance with the new 2010 requirements set by the General Assembly (31-25-107 C.R.S.). The Board policy also states that each request should come before the Board for review and discussion.

In 2016, this resolution was amended (Resolution No. 21, Series of 2016) to expand its policy regarding the acceptance of the use of property tax increment financing (TIF) to include urban redevelopment areas.

The District received a written request from the Denver Urban Renewal Authority (DURA) to accept the use of property TIF for the 101 Broadway Urban Redevelopment Area. The proposed development includes:

- Restoration of a four-story Denver Historic Landmark
- Construction of an additional five-stories to include approximately 106 affordable workforce housing units and approximately 10,000 square-feet of ground floor retail/restaurant space

The fiscal impact to the District resulting from this resolution is a property tax revenue loss of approximately \$4,500 (under the current TABOR revenue limitations) per year, over the 25-year term of the property TIF.

Resolution No. 35 accepts the use of property TIF for the 101 Broadway Urban Redevelopment Area and authorizes the Executive Director to enter into an agreement with the DURA to that effect.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 35 on the Consent Agenda.

e. **Acceptance of Flood Hazard Area Delineation Report for Grange Hall Creek and Tributaries (Resolution No. 36, Series of 2018)**

Resolution No. 53, Series of 2013 authorized funding for Flood Hazard Area Delineations (FHADs). The District funded the FHAD fully, but partnered with the City of Northglenn, the City of Thornton, and Adams County to prepare the study. RESPEC was selected to perform the study.

Grange Hall Creek is a left bank tributary to the South Platte River, draining a watershed that is 8.9 square miles in area. The floodplain mapping study included the following tributaries to Grange Hall Creek: South Tributary, North Tributary, Claude Court Tributary, Northeast Tributary, 104th Tributary, Riverdale Tributary, Larson Split, and Gravel Pond Split.

The effective floodplain map is based on the information produced in the Adams County Flood Insurance Study (February 17, 2017) along with any Letters of Map Change that have occurred since that time. This study updated the delineation using the latest topography, more detailed survey information, and the most up-to-date hydraulic modeling software.

There are approximately 77 insurable structures within the newly mapped 100-year floodplain, which is more than the number shown on the current FEMA maps, primarily due to split flows that were not identified in the previous mapping. Resolution No. 36 accepts the FHAD for Grange Hall Creek and Tributaries. Upon acceptance, the report will be submitted to the Colorado Water Conservation Board (CWCB) for designation and approval.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 36 on the Consent Agenda.

f. **Additional Authorization to Participate in Drainage and Flood Control Improvements on Cherry Creek at the KOA Property, Town of Parker, Douglas County (Resolution No. 37, Series of 2018)**

This is a joint project with the Town of Parker. Muller Engineering is designing the project under contract with the District. The drainage elements of the project include stream restoration and stabilization. The Town of Parker already holds the necessary easements and right-of-way where the project will be carried out. The final design is 5% complete. The District and the Town of Parker desire to construct the improvements. Construction is anticipated in 2019. The District and the Town of Parker have identified \$2,000,000 in total project costs. The District and the Town of Parker will increase the funding this year to \$630,000, with the District's participation being \$315,000. Previous authorizations totaled \$65,000.

Resolution No. 37 authorizes an additional \$250,000 of District funds from the Special Revenue Fund – Construction to be at least matched by the Town of Parker 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. 37 on the Consent Agenda.

- g. **Additional Authorization to Participate in Drainage and Flood Control Improvements on Dad Clark Gulch Downstream of Wild Iris Run, Highlands Ranch Metro District, Douglas County (Resolution No. 38, Series of 2018)**

This is a joint project with the Highlands Ranch Metro District (HRMD). The District is administering the design with Muller Engineering. The HRMD already holds the necessary easements and right-of-way where the project will be carried out. The District and the HRMD desire to construct the improvements, which will be managed by the District. Construction is anticipated in 2019.

The District and the HRMD have identified \$1,500,000 in total project costs. The District and the HRMD will increase the funding this year to \$645,000 with the District's participation being \$322,500. Previous authorizations totaled \$72,500 to fund design and to partially fund construction. Resolution No. 38 authorizes an additional \$250,000 of District funds from the Special Revenue Fund – Construction to be at least matched by the HRMD 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. 38 on the Consent Agenda.

- h. **Additional Authorization to Participate in Drainage and Flood Control Improvements on First Creek Detention Basins Upstream of I-70, City of Aurora, Arapahoe County (Resolution No. 39, Series of 2018)**

This is a joint project with the City of Aurora. Merrick and Company is designing the project and is under contract with the District. The drainage elements of the project include construction of a detention basin, outlet structure, and a spillway. Easement and right-of-way acquisition are included in the project costs. The final design is 40% complete. Property negotiations continue and construction is anticipated in 2023.

The District and the City of Aurora have identified \$20,100,000 in total project costs. The District and the City of Aurora will increase the funding this year to \$6,098,000 with the District's participation being \$3,049,000. The previous authorizations totaled \$2,649,000 to fund design and to partially fund acquisition of right-of-way and construction. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 39 authorizes an additional \$400,000 of District funds from the Special Revenue Fund – Construction to be at least matched by the City of Aurora 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. 39 on the Consent Agenda.

- i. **Additional Authorization to Participate in Drainage and Flood Control Improvements on Fourmile Canyon Creek at 19th Street, City of Boulder, Boulder County (Resolution No. 40, Series of 2018)**

This is a joint project with the City of Boulder. Icon Engineering is currently designing the project under contract with the City of Boulder. The drainage elements of the project include new bridges at 19th Street, Upland Avenue, Tamarack Avenue, and Violet Avenue. Pedestrian underpasses will be constructed as part of the new bridges at Upland Avenue, 19th Street, and Violet Avenue. The Tamarack Avenue structure will provide a new emergency access to a cul-de-sac at the end of Tamarack Avenue to the east.

Easement and right-of-way acquisition will be included in the project costs. The final design is 25% complete and construction is anticipated in 2020. The District and the City of Boulder have identified \$4,000,000 in total project costs. The District and the City of Boulder will increase the funding this year to \$3,375,000 with the District's participation being \$1,687,500. Previous authorizations totaled \$1,307,500 to fund design, right-of-way, and partial construction.

Resolution No. 40 authorizes an additional \$380,000 of District funds from the Special Revenue Fund – Construction to be at least matched by the City of Boulder 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. 40 on the Consent Agenda.

j. Authorization to Participate in Drainage and Flood Control Improvements on Gregory Canyon Creek from Arapahoe Avenue to Pennsylvania Avenue, City of Boulder, Boulder County (Resolution No. 41, Series of 2018)

This is a joint project with the City of Boulder. The City of Boulder desires to design, acquire right-of-way, and construct improvements along Gregory Canyon Creek from Arapahoe Avenue to Pennsylvania Avenue in accordance with the "Gregory Canyon Creek Flood Mitigation Plan," dated December 2015.

The project includes channel and culvert improvements along an approximately 1,700 foot-long stretch of Gregory Canyon Creek. This area of the City of Boulder is primarily a densely occupied residential area. Due to space constraints, master plan recommendations include a 10-year drainage system. Easement and right-of-way acquisition will be included in the project costs. The City of Boulder will be administering the design once a consulting engineering firm is selected.

The District and the City of Boulder have identified \$500,000 in initial project costs for the design, right-of-way acquisition, and partial funding of construction with the District's participation being \$250,000 in 2018 funds. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 41 authorizes \$250,000 of District funds from the Special Revenue Fund – Construction to be at least matched by the City of Boulder 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. 41 on the Consent Agenda.

k. Authorization to Participate in Drainage and Flood Control Improvements on South Boulder Creek Upstream of US Hwy 36, City of Boulder, Boulder County (Resolution No. 42, Series of 2018)

This is a joint project with the City of Boulder. The City of Boulder desires to design, acquire right-of-way, and construct improvements along South Boulder Creek upstream of US Hwy 36 in accordance with the "Final South Boulder Creek Major Drainageway Plan – Alternative Analysis Report," dated August 2015.

The project includes improvements to prevent storm flows from flooding into the South Boulder Creek West Valley area. This will be accomplished by constructing a dam capable of stopping the floodwaters and detaining flood flows to maintain the current or better floodplain along the main channel for South Boulder Creek. It is anticipated that these improvements will reduce the flood risk for approximately 1,100 dwelling units, mapping them outside of the 100-year floodplain. Easement and right-of-way acquisition will be included in the project costs. The City of Boulder is administering the design with RJH Consultants, Inc., a Geotechnical and Water Resources engineering company specializing in the design of dams. Construction is anticipated in 2020.

The District and the City of Boulder have identified \$30,000,000 to \$45,000,000 in total project costs for the design, right-of-way acquisition, and construction with the District's participation being \$120,000 in 2018 funds. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 42 authorizes \$120,000 of District funds from the Special Revenue Fund – Construction to be at least matched by the City of Boulder 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.

l. Authorization to Participate in Drainage and Flood Control Improvements on the 22nd Avenue Outfall to Westerly Creek, City of Aurora, Adams County (Resolution No. 43, Series of 2018)

This is a joint project with the City of Aurora. The City of Aurora desires to design, acquire right-of-way, and construct improvements along the 22nd Avenue Outfall to Westerly Creek, in accordance with the "Easterly Creek Outfall Systems Plan," dated December 2012 and "Original Aurora Stormwater Master Plan," dated 2018. The project includes improvements to the existing storm sewer system to mitigate flooding in the area. The proposed improvements will include upgraded inlets, pipe improvements, and an outfall to Westerly Creek.

Easement and right-of-way acquisition will be included in the project costs. The City of Aurora will be administering the design once a consulting engineering firm is selected. The District and the City of Aurora have identified \$600,000 in initial project costs for the design, right-of-way acquisition, and partial funding of construction with the District's participation being \$300,000 in 2018 funds. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 43 authorizes \$300,000 of District funds from the Special Revenue Fund – Construction to be at least matched by the City of Aurora 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. 43 on the Consent Agenda.

m. Authorization to Participate in Drainage and Flood Control Improvements on Coal Creek from McCaslin Boulevard to Highway 36, Town of Superior, Boulder County (Resolution No. 44, Series of 2018)

This is a joint project with the Town of Superior (Superior Metro District No. 1). The Town of Superior hired Matrix Design Group to complete a conceptual design. The District will administer the final design with Matrix Design Group. The drainage elements of the project include channel realignment, channel stabilization, pedestrian and maintenance access trails, multiple pedestrian bridge crossings, and revegetation efforts. The Town of Superior has plans for future phases to incorporate a park and other public amenities into the area. These future phases are not being designed or funded at this time.

The Town of Superior already holds the necessary easements and right-of-way where the project will be carried out. Construction is anticipated in 2018.

The District and the Town of Superior have identified \$1,402,000 in initial project costs for the design and partial funding of construction with the District's participation being \$696,243 in 2018 funds.

\$196,243 of District funds shall be transferred from the completed Coal Creek upstream of McCaslin Boulevard project (Resolution No. 19, Series of 2009) to this project. The remaining \$500,000 is identified in the 5-year Capital Improvement Plan for 2018. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 44 authorizes \$696,243 of District funds (\$500,000 from the Special Revenue Fund – Construction, and \$196,243 to be transferred from the Coal Creek upstream of McCaslin Blvd project) to be at least matched by the Town of Superior 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. 44 on the Consent Agenda.

n. **Additional Authorization to Participate in Drainage and Flood Control Improvements on Lena Gulch – Tributary H at CDOT Infield Upstream of 6th Avenue, City of Golden, Jefferson County (Resolution No. 45, Series of 2018)**

This is a joint project with the City of Golden and Jefferson County. Muller Engineering designed the project under contract with the District. The drainage elements of the project include improvements to enlarge the existing detention basin within the I-70/6th Avenue interchange infield to provide 22 acre-feet of detention storage. 100-year flows will be reduced by 65% (450 cubic feet per second [CFS] to 160 CFS). As a result, enlarged crossings at 6th Avenue and downstream at Colfax Avenue will not be required. In addition, the risk of flooding downstream of Colfax Avenue within an often-flooded, unchannelized reach of Tributary H in Jefferson County will be reduced significantly.

CDOT already holds the necessary easements and right-of-way where the project will be carried out. The final design is 100% complete. Construction started in April 2018 and is anticipated to be completed in July. The District, the City of Golden, and Jefferson County have identified \$1,653,000 in total project costs. The District and the City of Golden will increase the funding this year to \$1,653,000 with the District's participation being \$534,000. Previous authorizations totaled \$420,000 to fund design and partial construction.

Resolution No. 45 authorizes an additional \$114,000 of District funds to be transferred from the recently-completed Apex Gulch at Heritage Road project to be at least 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. 45 on the Consent Agenda.

o. **Authorization to Participate in Drainage and Flood Control Improvements on Pheasants Run Downstream of Quebec Street and Fairgrounds Tributary Downstream of 136th Avenue, City of Thornton, Adams County (Resolution No. 46, Series of 2018)**

The City of Thornton and the District cooperated in the preparation of a joint planning study titled "Lower Brantner Gulch Major Drainageway Planning Update Preliminary Design – Phase B Report," by Love and Associates, Inc., dated January 2005 which recommends improvements on Fairgrounds Tributary and on Pheasants Run. Cervantes 75 LLC is developing the area along Fairgrounds Tributary downstream of 136th Avenue and Pheasants Run downstream of Quebec Street in the City of Thornton. The development is called Lee's Farm and consists of approximately 76 acres. The site is being developed for residential and commercial use.

The City of Thornton, as part of their land development approval process, requires the master planned improvements to be implemented. The improvements include preservation of the stream corridor network, establishing the bankful channel, bank protection, floodplain reconnection, grade control structures maintenance access trail, erosion and sediment control measures, revegetation and landscaping, and other drainage and flood mitigation.

The City of Thornton and Cervantes 75 LLC have requested that the District manage the design and construction of improvements required by the City of Thornton as a result of the development, in lieu of Cervantes 75 LLC designing and constructing those improvements along Fairgrounds Tributary downstream of 136th Avenue and Pheasants Run downstream of Quebec Street. Preliminary project costs are estimated to be \$1,000,000. Resolution No. 46 authorizes the District to collect funds from Cervantes 75 LLC into the Development Services Enterprise (DSE) 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. 46 on the Consent Agenda.

p. **Authorization to Participate in Drainage and Flood Control Improvements on First Creek Upstream of 26th Avenue, City of Aurora, Arapahoe County (Resolution No. 47, Series of 2018)**

The City of Aurora and the District cooperated in the preparation of “First Creek (Upstream of Buckley Road) Major Drainageway Plan Conceptual Design Report,” dated August 2010 which recommends improvements on First Creek. The Aurora Commerce Center (ACC) Metropolitan District is developing the area along First Creek upstream of 26th Avenue in the City of Aurora. The development is called the Aurora Commerce Center and consists of approximately 139 acres. The site is being developed for commercial use.

The City of Aurora, as part of their land development approval process, requires the master planned improvements to be implemented. The improvements include a roadway crossing and stream improvements to carry the developed 100-year storm event.

The City of Aurora and the ACC Metropolitan District have requested that the District manage the design and construction of improvements required by the City of Aurora as a result of the development, in lieu of the ACC Metropolitan District designing and constructing those improvements along First Creek upstream of 26th Avenue. Preliminary project costs are estimated to be \$2,500,000.

Resolution No. 47 authorizes the District to collect funds from the ACC Metropolitan District into the DSE 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. 47 on the Consent Agenda.

7. **Vote on Approval of the Consent Agenda**

It was the consensus of the Board that Resolutions No. 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, and 47, Series of 2018, and Review of Cash Disbursements dated April, May, and June 2018 be placed on the Consent Agenda. Commissioner Tedesco moved to adopt the Consent Agenda. Upon a roll call vote the motion was passed unanimously.

8. **Reports/Discussions**

a. **Executive Directors Report**

Mr. MacKenzie provided the following updates to the Board during his Executive Director’s report:

- **Annual Bus Tour** – For the May Board Meeting, the District planned a bus tour for the Board to visit two project sites: Confluence Park and Little Dry Creek. This will be planned as a yearly event and the Board is encouraged to attend.
- **Budget Update** – Mr. MacKenzie provided the Board with a brief budget update which included two snapshot comparisons of revenue versus expenditures per county from 2014-2018 and from 1974 - 2018. These results show that the District has always done a great job at putting money back into the counties. Mr. MacKenzie plans to provide the Board with a budget update at every board meeting.
- **Office Remodel** – Renovations to our suite began on Monday, June 25, and will be conducted in phases. At this time, it is unclear whether we will have a meeting room for the August Board Meeting but we will keep the Board updated.
- **Executive Director Performance Appraisal Process** – The Executive Committee met on June 14 to conduct a mid-year review of Mr. MacKenzie’s goals. The Executive Committee is pleased with the progress being made at the District under Mr. MacKenzie’s direction.

b. Public Education Campaign

Mr. David Bennetts provided an update on the Public Outreach efforts to date. Highlights include:

- The numbers for the month of May continue to grow on all platforms of our social media: Twitter, Facebook, and Instagram
- The June Issue of 5280 included a nice one-page spread on the Cherry Creek Eco Park project
- Mrs. Laura Kroeger did a radio spot that aired on four radio stations, including: the Mountain, Alice 105.9, an AM station, and the Comedy Channel
- The second TV PSA will begin running and will air through mid-August
- Our staff filmed an informational video to promote the benefits of the District – this video has been posted to all our social media platforms and will be made available to Channel 8

9. Executive Session

- a. Executive Session pursuant to 24-6-402 (4)(b) C.R.S. for the purposes of discussion with and advice from Special Counsel for District regarding legal issues associated with potential TABOR ballot question

It was moved by Mayor Atchison and seconded by Mayor Brinkman to move to Executive Session at 2:05 p.m. for special legal counsel to provide the Board with legal advice associated with a potential TABOR ballot question. The Executive Session concluded at 2:43 p.m.

10. Announcements

- a. Next Regularly Scheduled Meeting: Thursday, August 16, 2018

The next regularly scheduled Board meeting will take place on Thursday, August 16, 2018.

11. Adjournment

Commissioner Tedesco adjourned the meeting at 2:45 p.m.

THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 48, SERIES OF 2018
(Acceptance of Grange Hall Creek Planning Study)

WHEREAS, the District cooperated with the City of Thornton, the City of Northglenn, and Adams County in the preparation of a major drainageway planning study for Grange Hall Creek and tributaries (Resolution No. 60, Series of 2014); and

WHEREAS, the Executive Director executed an agreement for engineering services with the consulting firm RESPEC Consulting & Services to conduct studies and prepare a major drainageway planning report for Grange Hall Creek and tributaries; and

WHEREAS, RESPEC Consulting & Services has completed the study and submitted to the District the report titled "Grange Hall Creek and Tributaries Major Drainageway Plan," dated July 2018.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board of Directors of the Urban Drainage and Flood Control District hereby accepts the report titled "Grange Hall Creek and Tributaries Major Drainageway Plan," dated July 2018, and recommends that all drainage, flood control, and stormwater management infrastructure and practices recommended in the report be used to guide future drainage and flood control planning, land development, and design and construction of all such infrastructure within jurisdiction covered by said plan.

(SEAL)

THE URBAN DRAINAGE AND
FLOOD CONTROL DISTRICT

Date: _____

ATTEST:

Secretary

Chairperson

THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 48, SERIES OF 2018
(Acceptance of Grange Hall Creek Planning Study)

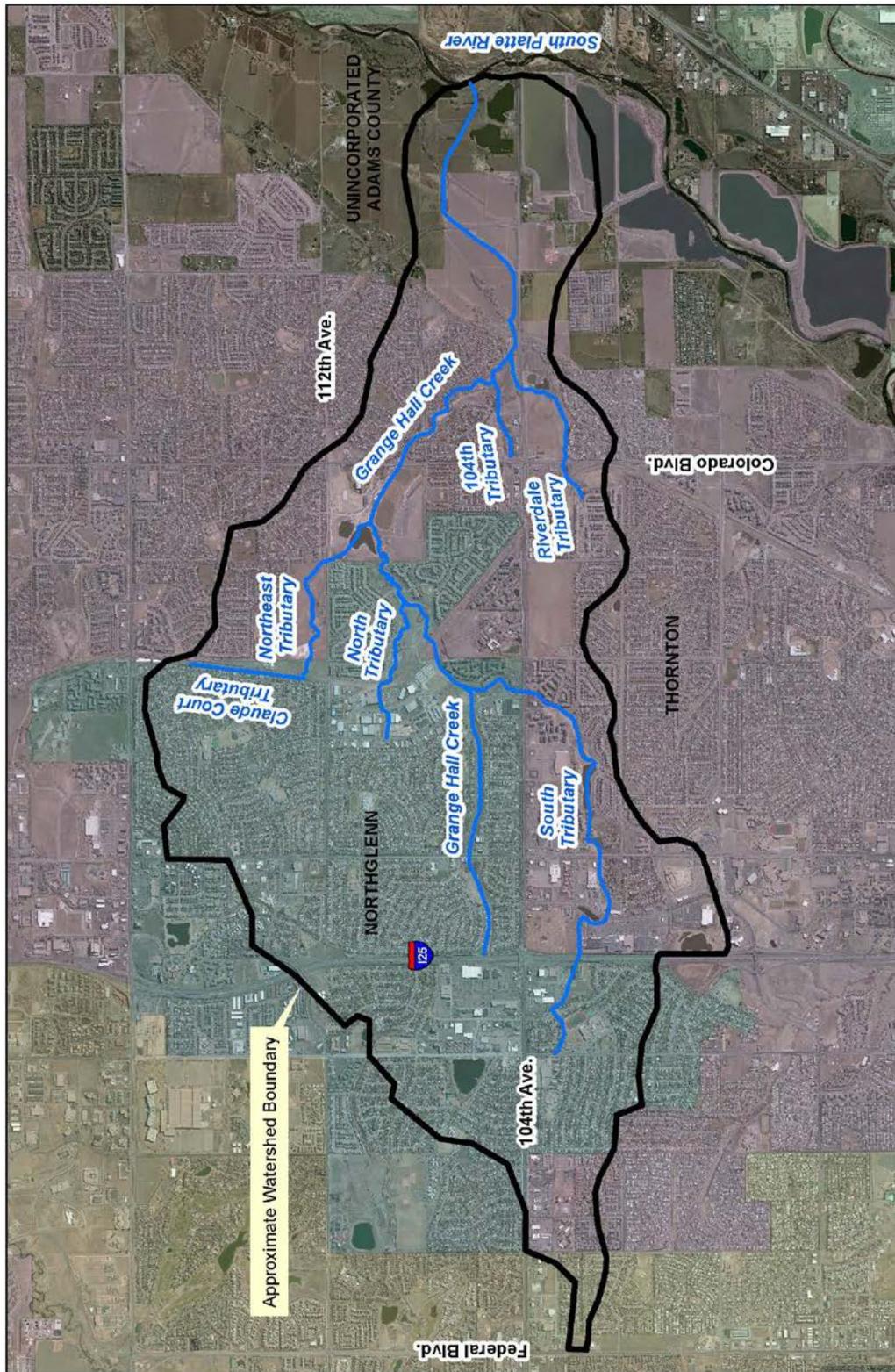
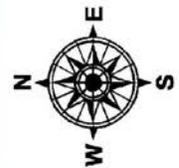


EXHIBIT A
GRANGE HALL CREEK & TRIBUTARIES
Major Drainage Plan
June 2018



THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 49, SERIES OF 2018
(Authorization to Participate in a Planning Study of Sunshine Canyon Creek)

WHEREAS, the District, in a policy statement previously adopted (Resolution No. 14, Series of 1970 and Resolution No. 11, Series of 1973), expressed an intent to assist public bodies which have heretofore enacted floodplain zoning measures; and

WHEREAS, the City of Boulder and Boulder County have enacted floodplain regulations; and

WHEREAS, the Board has previously established a Work Program for 2018 (Resolution No. 59, Series of 2017) which includes master planning; and

WHEREAS, the City of Boulder and Boulder County have expressed a desire to participate in a study leading to a major drainageway plan for Sunshine Canyon Creek; and

WHEREAS, the Board wishes to cooperate with the City of Boulder and Boulder County in the identification of solutions to stormwater drainage and flood control management problems for Sunshine Canyon Creek (Exhibit A); and

WHEREAS, the cost of engineering and mapping services for the study is estimated to be \$100,000 and is expected to be divided among participating entities as follows:

Sponsor	Master Plan Contribution
UDFCD	\$50,000
City of Boulder	\$35,000
Boulder County	\$15,000
TOTAL	\$100,000

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director is authorized to execute an agreement with the City of Boulder and Boulder County to fund the required engineering and mapping services for the Sunshine Canyon Creek planning study.
2. The Executive Director is authorized to enter into agreements with qualified engineers, surveyors, and others as necessary for the preparation of the study.
3. The expenditures for the engineering and mapping services are estimated to be \$100,000 and the District's share of total costs shall not exceed \$50,000 plus interest earned on monies deposited in the project fund, which contribution for the planning portion of this project shall be at least matched by the City of Boulder and Boulder County.

(SEAL)

THE URBAN DRAINAGE AND
FLOOD CONTROL DISTRICT

Date: _____

ATTEST:

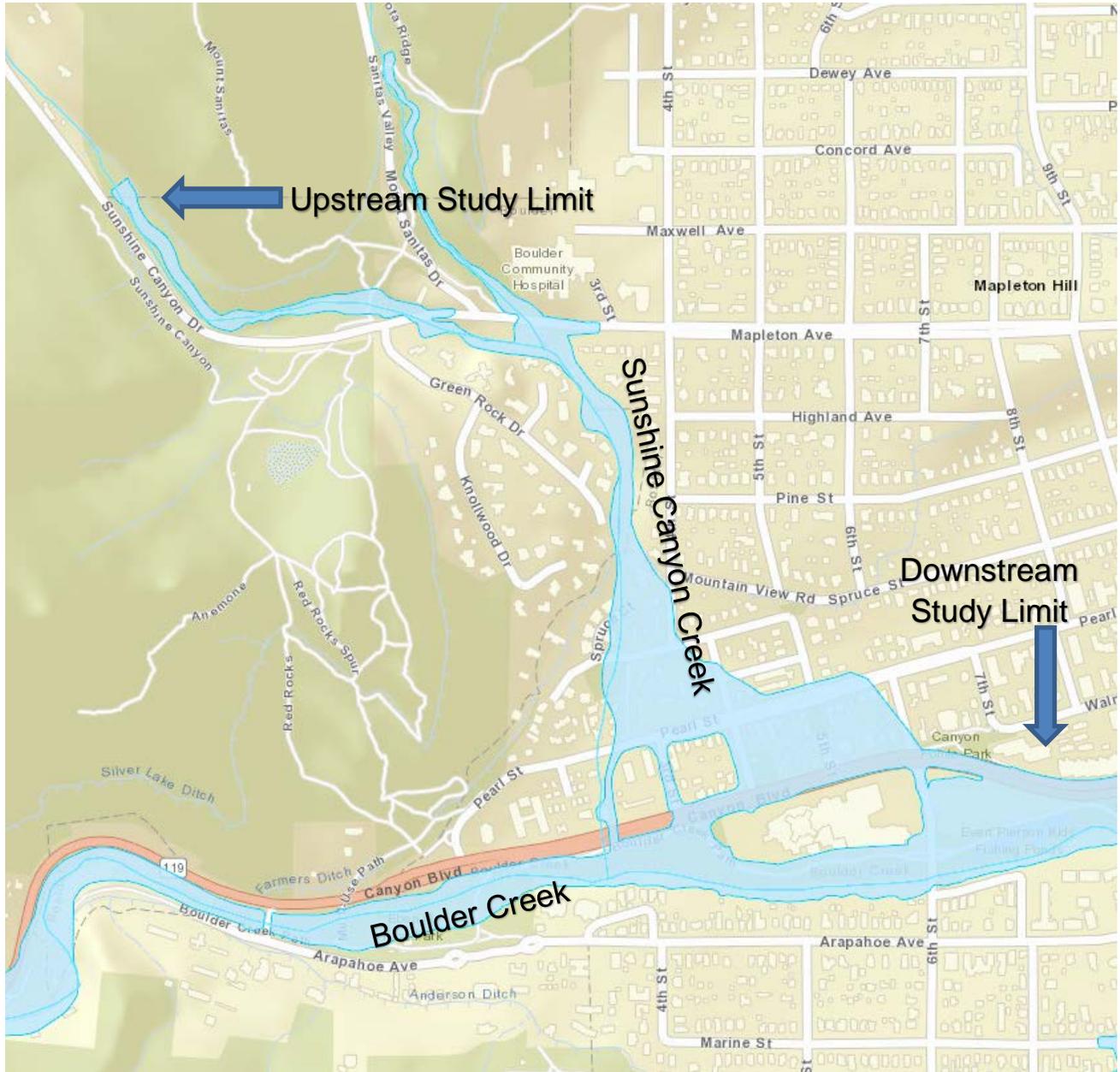
Secretary

Chairperson

THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 49, SERIES OF 2018
(Authorization to Participate in a Planning Study of Sunshine Canyon Creek)

Exhibit A



THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 50, SERIES OF 2018 (Authorization to Participate in Drainage and Flood Control Improvements on the Dahlia Street Outfall to the South Platte River, Adams County)

WHEREAS, the District, in a policy statement previously adopted (Resolution No. 14, Series of 1970 and Resolution No. 11, Series of 1973), expressed an intent to assist public bodies which have heretofore enacted floodplain zoning measures; and

WHEREAS, Adams County has enacted floodplain regulations; and

WHEREAS, Adams County and the District cooperated in the preparation of "Drainage Outfall Systems Update Northern Commerce City and Irondale Area Basin D Outfall Alternatives Analysis," dated June 8, 2017 which recommends improvements on the Dahlia Street Outfall; and

WHEREAS, Adams County has requested District participation in the design and construction of improvements to the Dahlia Street Outfall (Exhibit A); and

WHEREAS, Adams County has estimated the initial project costs to be \$150,000; and

WHEREAS, the District's participation being authorized by this resolution is \$75,000 to be at least matched by Adams County; and

WHEREAS, it is anticipated that additional funds may be required for this project in the future; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Special Revenue Fund – Construction Budget (Resolution No. 55, Series of 2017) for calendar year 2018 which includes funds for design, acquisition of right-of-way, and construction of drainage and flood control improvements along the Dahlia Street Outfall; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 60, Series of 2017) in which the improvements along the Dahlia Street Outfall were included.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director is authorized to execute the necessary agreements with Adams County for the design and construction of drainage and flood control improvements on the Dahlia Street Outfall.
2. The Executive Director is authorized to enter into agreements with qualified engineers, qualified contractors, and others as necessary for the design and construction of drainage and flood control improvements on the Dahlia Street Outfall.
3. The District's maximum contribution to the Dahlia Street Outfall project, without prior approval of the Board, shall be \$75,000 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by Adams County.
4. Such approval for expenditure of District funds is contingent upon Adams County agreeing to regulate and control any defined floodplain in the Dahlia Street Outfall project area in accordance with the National Flood Insurance Program Regulation as a minimum; agreeing to maintain the completed facilities in a manner acceptable to the District; granting the District access to the completed improvements at all times; and agreeing not to make any changes to the improvements without the District's approval.

(SEAL)

THE URBAN DRAINAGE AND
FLOOD CONTROL DISTRICT

Date: _____

ATTEST:

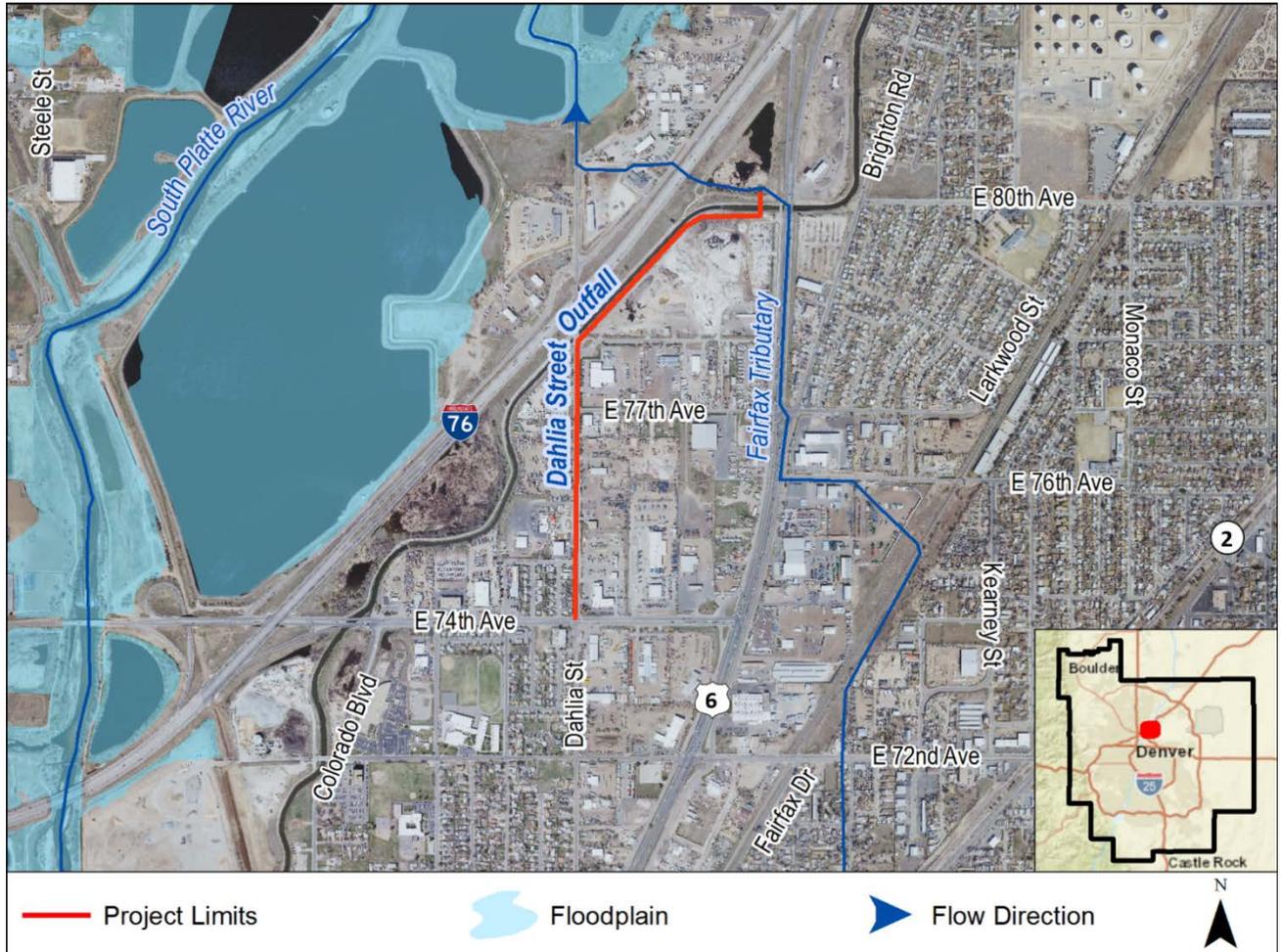
Secretary

Chairperson

THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 50, SERIES OF 2018
(Authorization to Participate in Drainage and Flood Control Improvements
on the Dahlia Street Outfall to the South Platte River, Adams County)

EXHIBIT A



THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 51, SERIES OF 2018

(Additional Authorization to Participate in Drainage and Flood Control Improvements on Nissen Reservoir Drainageway, Lowell Boulevard to Tennyson Street, City and County of Broomfield)

WHEREAS, the District, in a policy statement previously adopted (Resolution No. 14, Series of 1970 and Resolution No. 11, Series of 1973), expressed an intent to assist public bodies which have heretofore enacted floodplain zoning measures; and

WHEREAS, the City and County of Broomfield has enacted floodplain regulations; and

WHEREAS, the City and County of Broomfield and the District cooperated in the preparation of "City Park and 3207 Drainageways Outfall Systems Planning Study," dated June 2006; and

WHEREAS, the Board previously authorized \$520,000 for the Nissen Reservoir Drainageway, Lowell Boulevard to Tennyson Street project (Table 1); and

Table 1
Nissen Reservoir Drainageway, Lowell Boulevard to Tennyson Street
Previous Authorizations

Resolution No.	Series of	District Authorization	Local Share	Work Elements
45	2016	\$260,000	\$260,000	Design
40	2017	\$260,000	\$260,000	Construction Funding
TOTAL		\$520,000	\$520,000	

WHEREAS, the City and County of Broomfield and the District now desire to construct improvements along Nissen Reservoir Drainageway, Lowell Boulevard to Tennyson Street (Exhibit A).

WHEREAS, the District's additional participation being authorized by this resolution is \$260,000 to be at least matched by the City and County of Broomfield; and

WHEREAS, it is anticipated that additional funds may be required for this project in the future; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Special Revenue Fund – Construction Budget (Resolution No. 55, Series of 2017) for calendar year 2018 which includes funds for construction of drainage and flood control improvements along Nissen Reservoir Drainageway, Lowell Boulevard to Tennyson Street; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 60, Series of 2017) in which the improvements along Nissen Reservoir Drainageway, Lowell Boulevard to Tennyson Street were included.

NOW, THEREFORE, BE IT RESOLVED THAT:

- Resolution No. 45, Series of 2016, Paragraph 3, is further amended as follows:
"The District's maximum contribution to the Nissen Reservoir Drainageway, Lowell Boulevard to Tennyson Street project without prior approval of the Board shall be ~~\$520,000~~ **\$780,000** plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City and County of Broomfield."
- All other conditions and authorizations remain as stated in Resolution No.45, Series of 2016.

(SEAL)

THE URBAN DRAINAGE AND
FLOOD CONTROL DISTRICT

Date: _____

ATTEST:

Secretary

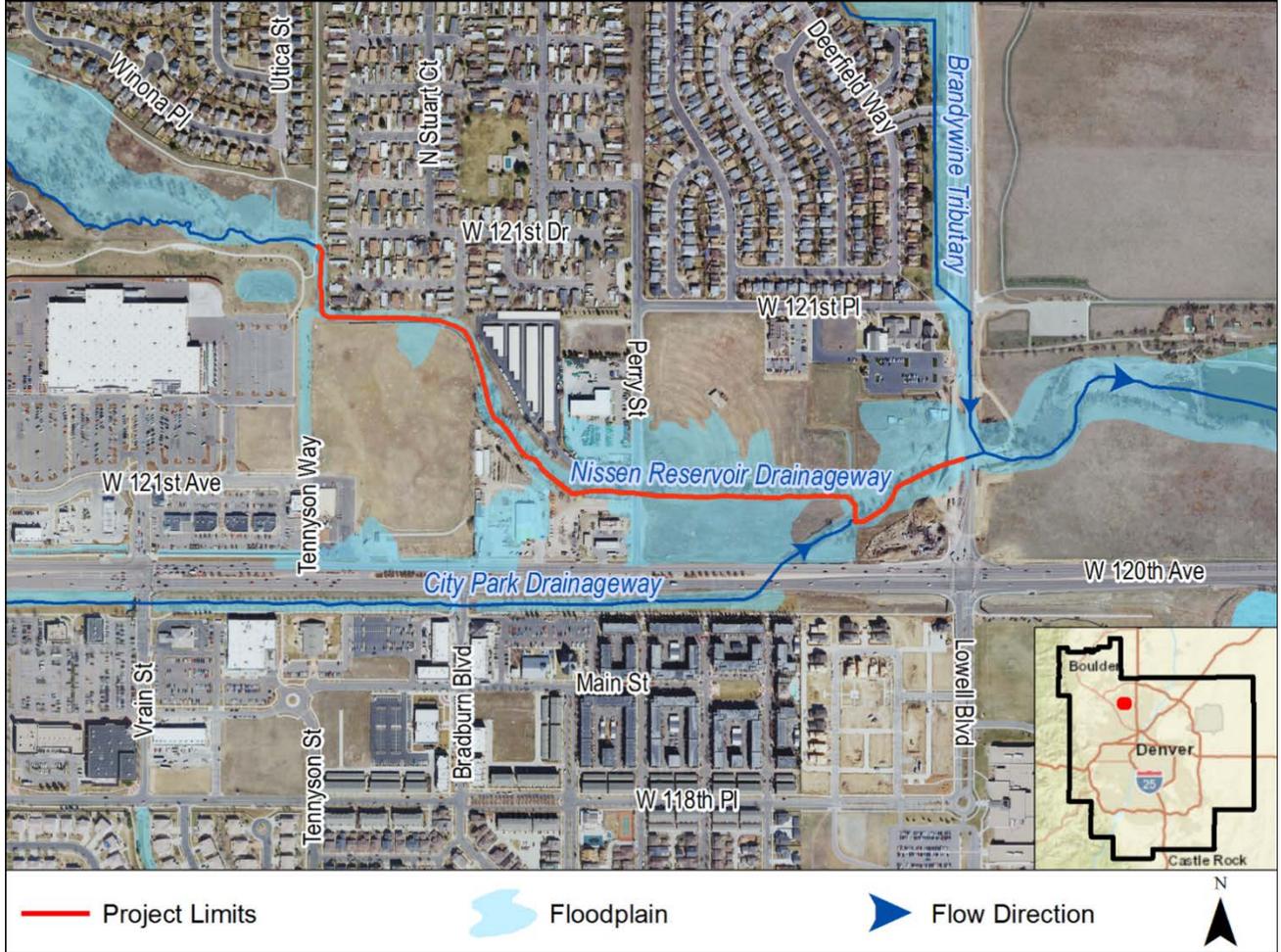
Chairperson

THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 51, SERIES OF 2018

(Additional Authorization to Participate in Drainage and Flood Control Improvements on Nissen Reservoir Drainageway, Lowell Boulevard to Tennyson Street, City and County of Broomfield)

EXHIBIT A



THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 52, SERIES OF 2018 (Authorization to Participate in Acquisition of Ulster and Smith Road Property at Sand Creek, City and County of Denver)

WHEREAS, the District, in a policy statement previously adopted (Resolution No. 14, Series of 1970 and Resolution No. 11, Series of 1973), expressed an intent to assist public bodies which have heretofore enacted floodplain zoning measures; and

WHEREAS, the City and County of Denver has enacted floodplain regulations; and

WHEREAS, the City and County of Denver and the District cooperated in the preparation of "Sand Creek, South Platte River to East Corporate Boundary of Aurora, Colorado, Development of Preliminary Plan – Phase B," dated January 1984, which identified certain flood-prone properties; and

WHEREAS, the City and County of Denver is currently negotiating with the owner of the Ulster and Smith Road Property at Sand Creek (Exhibit A) for the acquisition of that property; and

WHEREAS, the City and County of Denver has negotiated a tentative acquisition price of \$1.6 Million; and

WHEREAS, the City and County of Denver has requested District funding assistance in the purchase of the Ulster and Smith Road Property at Sand Creek; and

WHEREAS, the District's share would be \$250,000; and

WHEREAS, the District's Preservation Policy (Resolution No. 10, Series of 1994) authorizes the District's participation in the acquisition of undeveloped floodplains in order to preserve them in their natural state; and

WHEREAS, the District has included, subsequent to a public hearing, funding for floodplain preservation in the Special Revenue Fund – Budget (Resolution No. 55, Series of 2017) for calendar year 2018 which includes funds for the acquisition of the subject parcel.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director is authorized to execute the necessary agreements with the City and County of Denver for the acquisition of the Ulster and Smith Road Property along Sand Creek.
2. The District's maximum contribution to the acquisition of the above floodplain area without prior approval of the Board, shall be \$250,000 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City and County of Denver.
3. Such approval for expenditure of District funds is contingent upon the City and County of Denver in accordance with the National Flood Insurance Program regulations as a minimum; agreeing to maintain the property in a manner acceptable to the District; granting the District access to the acquired property at all times; and agreeing not to make any changes to the property without the District's approval.
4. The Executive Director is authorized to accept for the District a maintenance and flowage easement on the subject parcel.

(SEAL)

THE URBAN DRAINAGE AND
FLOOD CONTROL DISTRICT

Date: _____

ATTEST:

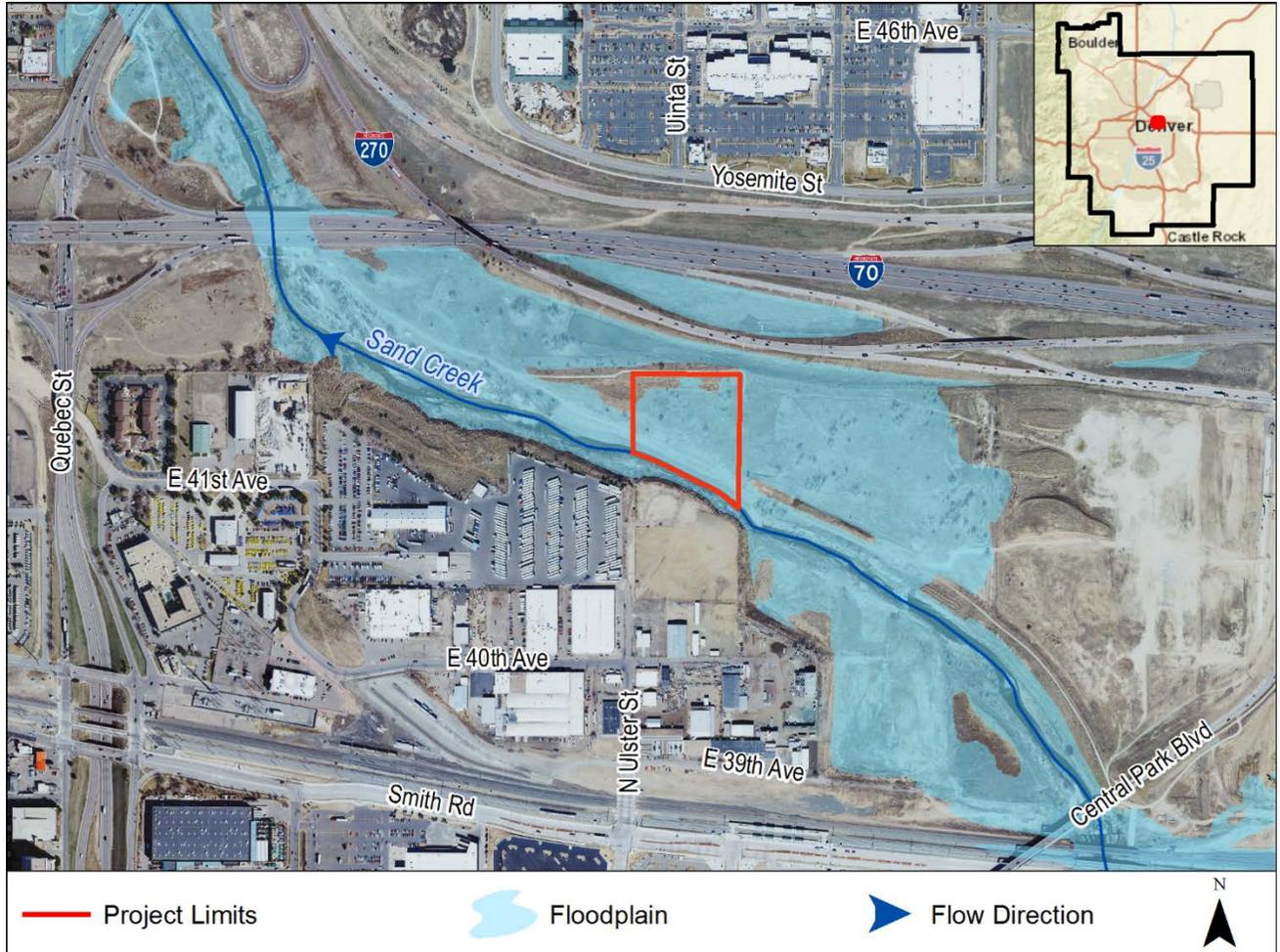
Secretary

Chairperson

THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 52, SERIES OF 2018
(Authorization to Participate in Acquisition of Ulster and Smith Road
Property at Sand Creek, City and County of Denver)

EXHIBIT A



THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 53, SERIES OF 2018

(Authorization to Participate in Drainage and Flood Control Improvements on Walnut Creek from U.S. 36 to North Simms Street, City of Westminster, Jefferson County)

WHEREAS, the District in a policy statement previously adopted (Resolution No. 14, Series of 1970 and Resolution No. 11, Series of 1973), expressed an intent to assist public bodies which have heretofore enacted floodplain zoning measures; and

WHEREAS, the City of Westminster has enacted floodplain regulations; and

WHEREAS, the City of Westminster and the District cooperated in the preparation of "Outfall Systems Planning, Big Dry Creek (ADCO) and Tributaries," dated August 1987 and revised January 1989 which recommends improvements on Walnut Creek from U.S. 36 to North Simms Street; and

WHEREAS, the City of Westminster has requested District participation in the design, acquisition of right-of-way, and construction of improvements to Walnut Creek from U.S. 36 to North Simms Street (Exhibit A); and

WHEREAS, the City of Westminster has estimated the initial project costs to be \$400,000; and

WHEREAS, the District's participation being authorized by this resolution is \$200,000 to be at least matched by the City of Westminster; and

WHEREAS, it is anticipated that additional funds may be required for this project in the future; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Special Revenue Fund – Construction Budget (Resolution No. 55, Series of 2017) for calendar year 2018 which includes funds for design, acquisition of right-of-way, and construction of drainage and flood control improvements along Walnut Creek from U.S. 36 to North Simms Street; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 60, Series of 2017) in which the improvements along Walnut Creek from U.S. 36 to North Simms Street were included.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director is authorized to execute the necessary agreements with the City of Westminster for the design, acquisition of right-of-way, and construction of drainage and flood control improvements on Walnut Creek from U.S. 36 to North Simms Street.
2. The Executive Director is authorized to enter into agreements with qualified engineers, qualified contractors, and others as necessary for the design, acquisition of right-of-way, and construction of drainage and flood control improvements on Walnut Creek from U.S. 36 to North Simms Street.
3. The District's maximum contribution to the Walnut Creek from U.S. 36 to North Simms Street project, without prior approval of the Board, shall be \$200,000 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City of Westminster.
4. Such approval for expenditure of District funds is contingent upon the City of Westminster agreeing to regulate and control any defined floodplain in the Walnut Creek from U.S. 36 to North Simms Street project area in accordance with the National Flood Insurance Program Regulation as a minimum; agreeing to maintain the completed facilities in a manner acceptable to the District; granting the District access to the completed improvements at all times; and agreeing not to make any changes to the improvements without the District's approval.

(SEAL)

THE URBAN DRAINAGE AND
FLOOD CONTROL DISTRICT

Date: _____

ATTEST:

Secretary

Chairperson

THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 53, SERIES OF 2018

(Authorization to Participate in Drainage and Flood Control Improvements on Walnut Creek from U.S. 36 to North Simms Street, City of Westminster)

EXHIBIT A



THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 54, SERIES OF 2018 (Authorizing an Election on the Question of a Tax Levy Increase)

WHEREAS, the Urban Drainage and Flood Control District ("District") is a body corporate and politic, a political subdivision and municipal corporation of the State of Colorado, duly organized and existing pursuant to Article 11 of Title 32, C.R.S.; and

WHEREAS, the Board of Directors of the District has determined and hereby determines and declares that the interest of the District and the public interest and necessity require that the District increase its property tax levy and collect, retain and spend all revenues generated from the property tax levy and any other source, as an exemption to the provisions and restrictions set forth in Article X, Section 20 of the Colorado Constitution ("TABOR") and Section 29-1-301, C.R.S. to carry out the objects and purposes of District; and

WHEREAS, it is necessary to submit to the registered electors of the District the question of increasing its tax levy and receiving and spending all revenues received by the District from its tax levy rate and any other source, and the Board hereby determines that such question should be presented to the District's registered electors at the election to be conducted on November 6, 2018 ("Election"), in accordance with the provisions of the Urban Drainage and Flood Control Act ("Act"), the Uniform Election Code of 1992 ("Code"), and TABOR (the Act, Code and TABOR being referred to jointly as the "Election Laws"); and

WHEREAS, the Election is required to be conducted as a coordinated election, and the Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas and Jefferson County Clerks and Recorders ("County Clerks") are the Coordinated Election Officials for the Election and shall be responsible for mailing the notice required pursuant to Article X, Section 20 of the Colorado Constitution ("TABOR Notice"); and

WHEREAS, the District is required to enter into an Intergovernmental Agreement with each of the County Clerks regarding the conduct of the Election and mailing of the TABOR Notice on or before August 28, 2018; and

WHEREAS, the District intends to cooperate with the County Clerks to provide all necessary ballot title and notices and various agreements with the County Clerks for the conduct of the Election and mailing of the TABOR Notice.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. A special election of the registered electors of the District shall be held on Tuesday, November 6, 2018, at which Election there shall be submitted to the registered electors of the District the question as stated in the form of ballot title hereafter set forth.
2. The Board hereby designates Micki L. Mills of Collins Cockrel & Cole as the Designated Election Official for the conduct of the Election on behalf of the District, who is hereby authorized and directed to proceed with any action necessary or appropriate to effectuate the provisions of this Resolution and of Election Laws or other applicable laws. The Election shall be conducted in accordance with the Election Laws, and other applicable laws. Among other matters, the Designated Election Official shall arrange for the required notices of election, including the TABOR Notice, and direct that all other appropriate actions be accomplished.
3. The Board hereby approves and authorizes the Designated Election Official or Board officers to execute and enter into the Intergovernmental Agreements with each of Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas and Jefferson Counties, Colorado, on behalf of the District, regarding the conduct of the Election and the mailing of the TABOR Notice. The Election and mailing of the District's TABOR Notice shall be in accordance with the provisions of such Intergovernmental Agreements.
4. The Election shall be conducted in coordination with the Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas and Jefferson County Clerk and Recorders in accordance with all relevant provisions of the Code. The County Clerks are the Coordinated Election Officials for the Election and shall be responsible for mailing the TABOR Notice.
5. The ballot title for the tax levy increase and revenue and spending authorization shall be in substantially the form shown on Exhibit A attached hereto and incorporated herein by this reference.

6. Pursuant to Section 1-11-203.5, C.R.S., any election contest arising out of a ballot issue or ballot question election concerning the order of the ballot or the form or content of the ballot title shall be commenced by petition filed with the proper court within five (5) days after the title of the ballot issue or ballot question is set.
7. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution, it being the Board's intention that the various provisions hereof are severable.
8. Any and all actions previously taken by the Designated Election Official or the officers of the Board of Directors or any other persons acting on their behalf pursuant to the Election Laws or other applicable laws, are hereby ratified and confirmed.
9. All acts, orders, and resolutions, or parts thereof, of the Board which are inconsistent or in conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.
10. The provisions of this Resolution shall take effect immediately.

(SEAL)

THE URBAN DRAINAGE AND
FLOOD CONTROL DISTRICT

Date: _____

ATTEST:

Secretary

Chairperson

EXHIBIT A TO ELECTION RESOLUTION

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT BALLOT ISSUE 7:

SHALL URBAN DRAINAGE AND FLOOD CONTROL DISTRICT TAXES BE INCREASED \$14.9 MILLION IN 2019 (RESULTING IN AN ANNUAL TAX INCREASE NOT TO EXCEED \$1.97 IN 2019 FOR EACH \$100,000 OF ACTUAL RESIDENTIAL VALUATION) AND BY SUCH AMOUNT AS MAY BE RAISED ANNUALLY THEREAFTER FROM A LEVY NOT TO EXCEED 1.0 MILLS TO PAY FOR DISTRICT WORK IN COORDINATION WITH LOCAL GOVERNMENTS, INCLUDING:

1. MAINTAINING EARLY FLOOD WARNING GAUGES TO PROVIDE POTENTIAL EVACUATION WARNINGS,
2. PROVIDING TRAILS, WILDLIFE HABITAT, AND RECREATIONAL ACCESS TO RESIDENTS BY PRESERVING THOUSANDS OF ACRES OF PARKS AND OPEN SPACE IN FLOODPLAIN AREAS WHICH PROTECT THE ENVIRONMENT AND PRIVATE PROPERTY, AND
3. REMOVING DEBRIS, GARBAGE AND OBSTRUCTIONS FROM STREAMS, CREEKS AND RIVERS RESULTING IN REDUCED RISK TO THE HEALTH AND SAFETY OF RESIDENTS, PROTECTING PROPERTY, AND RESTORING NATURAL BEAUTY;

WITH THE DISTRICT'S ENTIRE MILL LEVY RATE SUBJECT TO STATUTORY CAPS AND TO ADJUSTMENT TO OFFSET REFUNDS, ABATEMENTS AND CHANGES TO THE PERCENTAGE OF ACTUAL VALUATION USED TO DETERMINE ASSESSED VALUATION; AND SHALL ALL DISTRICT REVENUES BE COLLECTED, RETAINED AND SPENT NOTWITHSTANDING ANY LIMITS PROVIDED BY LAW?

THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 55, SERIES OF 2018 (Support for the Ballot Issue on November 6, 2018 Regarding a Tax Levy Increase)

WHEREAS, the Urban Drainage and Flood Control District (the "District") is a body corporate and politic, a political subdivision and municipal corporation of the State of Colorado, duly organized and existing pursuant to Article 11 of Title 32, C.R.S.; and

WHEREAS, it is the District's mission to keep people and property safe from flood damage in the Denver metropolitan area and to protect the environment; and

WHEREAS, the District, in carrying out that mission, is responsible for fortifying and restoring the natural and beneficial functions of all the creeks, rivers, and streams within its boundaries in Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, and Jefferson counties; and

WHEREAS, the District also manages thousands of acres of open space in floodplains located within its boundaries; and

WHEREAS, those floodplain open spaces promote wildlife habitat and provide trails and public recreational access to those open space areas; and

WHEREAS, the District, as part of its mission, also builds and maintains trails along creeks and rivers including bike paths, walking trails, and bridges that cross those creeks and rivers; and

WHEREAS, the District manages a network of flood detection and early warning equipment so that if a high water or flood event were about to hit the region, there would be an early warning to the public to prepare and evacuate; and

WHEREAS, the District, as part of its regular maintenance, removes debris, garbage, and obstructions from streams, creeks, and rivers making them not only safer and more beautiful, but also promoting the recreational use of those waters; and

WHEREAS, the District partners with local governments to construct drainage and flood control facilities to reduce flooding and thus provides protection to the public and its property; and

WHEREAS, those drainage and flood control facilities are also designed to increase the quality of the water going into regional streams and lakes; and

WHEREAS, the District carries out continuing research regarding technology that will make our water cleaner and help the local governments within its boundaries to comply with the Clean Water Act; and

WHEREAS, the District is the leading force preventing growth from occurring in low-lying floodplains by assisting local governments in reviewing and evaluating proposed new development for the purpose of ensuring that any new development does not increase the risk of flooding; and

WHEREAS, the seven-county Denver metropolitan area regularly experiences intense rainfall and through the efforts of the District, the people in this area are now safer and their property is more secure; and

WHEREAS, all of these tasks require the expenditure of funds that the District primarily obtains through taxation of property within its boundaries; and

WHEREAS, since 1992, as a result of TABOR, the District has experienced a steady decrease in tax revenue; and

WHEREAS, in 2018 the gap between project needs and the funds available is \$24 million dollars; and

WHEREAS, this funding gap has also reduced the District's ability to assist local governments in funding the construction of projects, increasing the financial burden on those local governments; and

WHEREAS, the proposed ballot issue, if passed, would cost the average homeowner \$1.97 (or less than 17 cents/month) per \$100,000 of actual home value in 2019; and

WHEREAS, a "Yes" vote on the ballot issue will provide the District with approximately \$14.9 million dollars in 2019 to carry out its mission of keeping people and property safe from flood damage; and

WHEREAS, it is the opinion of the District that closing its funding gap will promote the health, safety, and welfare of the people living and working within its boundaries; and

WHEREAS, citizens can learn more about the District at www.udfcd.org.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The District recommends that every elector give the District's ballot issue serious consideration and strongly support it on November 6, 2018 with their vote of "Yes".
2. Further, the District urges each and every elector to tell their friends and neighbors about this ballot issue and to urge them, as well, to vote "Yes" on the ballot issue.
3. The District's officials are authorized and directed to take all actions necessary or appropriate to effectuate the provisions of this Resolution and make it available to the public.

(SEAL)

THE URBAN DRAINAGE AND
FLOOD CONTROL DISTRICT

Date: _____

ATTEST:

Secretary

Chairperson