

This Meeting Held via Zoom: [CLICK HERE TO ATTEND](#)

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
 - b. Awards/Recognitions
 - i. 2020 Perfect Attendance – Board Members
 - ii. CASFM Engineering Excellence Award: Sanderson Gulch
 - iii. ACEC Excellence Award: Wonderland Creek
- 3. Roll Call – Determination of Quorum**
- 4. Approval of October 15, 2020 Meeting Minutes**

(If there are no corrections "Minutes stand approved", or with corrections "Minutes stand approved as corrected")
- 5. Presentation Agenda**

(Each resolution will, after introduction and presentation from District staff, be placed on the Consent Agenda unless a request is made by a Board Member for action upon the resolution separately)

 - a. Legislative Committee
(Resolution No. 75, Series of 2020)
 - b. Policy Regarding Conflicts of Interest in Contracting
(Resolution No. 76, Series of 2020)
 - c. Authorization to Purchase the Property at 7420 East 86th Avenue, Commerce City, Adams County
(Resolution No. 77, Series of 2020)
 - d. Acceptance of Basin 4100 and DFA 0056 Outfall Systems Planning Study
(Resolution No. 78, Series of 2020)
 - e. Authorization to Participate in Drainage and Flood Control Improvements on the Sterling Ranch Development along Sterling Gulch, Willow Creek, and East Willow Creek, Douglas County
(Resolution No. 79, Series of 2020)
 - f. Authorization to Participate in Drainage and Flood Control Improvements on Weaver Creek at Belleview Avenue, Jefferson County
(Resolution No. 80, Series of 2020)
- 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 of a specific resolution for a presentation by District staff or discussion)

 - a. Review of Cash Disbursements
 - b. Additional Authorization to Participate in Drainage and Flood Control Improvements on Coal Creek Drainageway A-1 at Garfield Avenue, City of Louisville, Boulder County
(Resolution No. 81, Series of 2020)
- 7. Vote on Approval of the Consent Agenda**

(Motion and roll call vote required)

8. **Other Business**
 - a. Nominating Committee – Recommendation of 2021 Officers
9. **Reports/Discussions**
 - a. Executive Director's Report
10. **Announcements**
 - a. Annual Meeting: Thursday, January 21, 2021
11. **Adjournment**





MILE HIGH FLOOD DISTRICT

BOARD OF DIRECTORS MEETING

Meeting Minutes

October 15, 2020

This Meeting Was Held via Video Conference

Board Members Present:

Herb Atchison	Mayor, City of Westminster
Guyleen Castriotta	Mayor Pro Tem, City/County of Broomfield
Jolon Clark	Council Member, City/County of Denver
Stacie Gilmore	Council Member, City/County of Denver
Mark Hunter	Engineer
Nicole Johnston	Mayor Pro Tem, City of Aurora
Matt Jones	Commissioner, Boulder County
Paul Kashmann	Council Member, City/County of Denver
Jan Kulmann	Mayor, City of Thornton
Don Mares	Deputy Mayor, City/County of Denver
Adam Paul	Mayor, City of Lakewood
Stephanie Piko	Mayor, City of Centennial
Dave Sellards	Engineer
Nancy Sharpe	Commissioner, Arapahoe County
Bud Starker	Mayor, City of Wheat Ridge
Ashley Stolzmann	Mayor, City of Louisville
Libby Szabo	Commissioner, Jefferson County
Chaz Tedesco	Commissioner, Adams County
Lora Thomas	Commissioner, Douglas County
Jerry Valdes	Mayor, City of Littleton
Marc Williams	Mayor, City of Arvada
Bob Yates	Mayor Pro Tem, City of Boulder

Board Members Absent:

Meredith Leighty	Mayor, City of Northglenn
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MHFD Staff Present:

Ken MacKenzie	Executive Director
Kurt Bauer	Watershed Manager
David Bennetts	Government Relations Manager
Darren Bradshaw	Senior Construction Manager
Ritzwi Chapagain	Student Intern
Barbara Chongtouna	Development Services Manager
David Crooks	Student Intern
Amelia Deleon	Human Resources Manager
Katie Evers	GIS Analyst
Terri Fead	Floodplain Manager
Dan Hill	Project Engineer
Laura Hinds	Staff Engineer
Hung-Teng Ho	Hydraulic Modeler
Bryan Kohlenberg	Watershed Manager
Laura Kroeger	Engineering Services Manager
Kelsey Mehan	Office Coordinator
Charles Nelson	Student Intern
Ellie Paulsen	Administrative Assistant
Holly Piza	Engineering Services Manager
Melanie Poole	Project Engineer

Mary Powell	Environmental Manager
Drew Roberts	Staff Engineer
Wanda Salazar	Accountant
Mike Sarmento	Senior Construction Manager
Terri Schafer	Finance & Accounting Manager
Derrick Schauer	Network Administrator
Mark Schutte	Project Engineer
Brooke Seymour	Watershed Manager
Brenna Shuttleworth	Student Intern
Dave Skuodas	Watershed Manager
Jason Stawski	Senior Construction Manager
Kevin Stewart	Engineering Services Manager
Shea Thomas	Engineering Services Manager
Jon Villines	Project Manager
Jim Watt	Watershed Manager
Joe Williams	Senior Construction Manager
Jackson Winterrowd	Student Intern
Brik Zivkovich	Staff Engineer

Others Present:

Ed Krisor	Legal Counsel
Jim Kaiser	City of Thornton
David Rausch	Adams County

How the District Works: Introduction to Confluence

Mrs. Shea Thomas, Engineering Services Manager, gave a presentation on Confluence, the District's online data platform.

1. **Call to Order and Pledge of Allegiance – 1:00 p.m.**
Council Member Stacie Gilmore called the meeting to order at 1:01 p.m.
2. **Introductions**
 - a. **Visitors/Guests**
Mr. Ken MacKenzie introduced the following guests:
 - Jim Kaiser City of Thornton
 - David Rausch Adams County
 - b. **Awards/Recognitions**
 - i. **American Society of Landscape Architects – 2019 Merit Award for Design: Wonderland Creek**
Mr. David Skuodas, Mrs. Mary Powell, Mr. Jim Watt, and Mr. Kurt Bauer received the American Society of Landscape Architects Merit Award for Design for the Wonderland Creek project. Mr. MacKenzie congratulated them on their achievement.
 - ii. **American Public Works Association – Technical Director of Leadership and Management**
Mrs. Laura Kroeger was made Technical Director of Leadership and Management for the American Public Works Association. Mr. MacKenzie congratulated Mrs. Kroeger on this achievement.
3. **Roll Call – Determination of Quorum**
Roll was called and a quorum was declared present.

4. Committee Reports

a. Audit and Finance Committee

Mayor Bud Starker gave a brief update on the Audit and Finance committee (AFC) discussion, which took place on Monday, October 5 at 11 am. In addition to Mayor Starker, those in attendance included: Mayor Ashley Stolzmann, Mr. Dave Sellards, Mr. MacKenzie, Mrs. Terri Schafer, Finance and Accounting Manager, Mrs. Laura Kroeger, Engineering Services Manager, and Mrs. Barbara Chongtousa, Development Services Manager. Mr. MacKenzie presented the 2021 Budget. Following the budget presentation, Mrs. Kroeger presented the 5-Year Capital Improvement Plan (CIP) and Mrs. Chongtousa presented the Development Services Enterprise (DSE) Budget and Program.

The AFC unanimously recommends the adoption of the 2021 Budget to the Board of Directors, but did not unanimously agree on the proposed pay raises and their implementation and seeks discussion with the Board.

b. Executive Committee

Council Member Gilmore provided an update on the Executive Committee meeting that took place via conference call on October 8 & 14, to discuss Mr. MacKenzie's year-end evaluation. Committee members in attendance in addition to Council Member Gilmore included: Mayor Adam Paul, Commissioner Nancy Sharpe, Mayor Bud Starker, Mayor Stephanie Piko, and Ms. Amelia Deleon, Human Resources Manager. The Executive Committee congratulated Mr. MacKenzie on his and the District's accomplishments in 2020.

Council Member Gilmore discussed the Executive Committee's recommendation for Mr. MacKenzie's annual salary increase and potential salary increase for MHFD staff in 2021. It was the consensus of the Executive Committee to propose 2% increases for all of MHFD Staff with an option to reevaluate mid-year.

5. Approval of August 20, 2020 Meeting Minutes

(If there are no corrections "Minutes stand approved", or with corrections "Minutes stand approved as corrected")

Council Member Gilmore asked if there were any corrections to the August 20, 2020 minutes. Hearing none, the minutes were approved as submitted.

6. Public Hearing

a. 2021 Budget

Council Member Gilmore opened the public hearing at 1:17 p.m. The final budget was presented to the AFC on Monday, October 5. Mr. MacKenzie provided an overview of the final 2021 budget to the Board, highlights included:

- 2021 Mill Levy, Adams, Arapahoe, Denver, Douglas, and Jefferson Counties: 1.000
- 2021 Mill Levy, Boulder and Broomfield Counties: 0.900

The overview of the 2021 budget identified changes in revenue and expenditures. Three resolutions were highlighted in the budget discussion: Resolution No. 63 certifies the tax levy, Resolution No. 64 adopts the 2021 Budget, and Resolution No. 65 appropriates the funds.

Council Member Gilmore requested comments or questions from the Board and public.

Mayor Ashley Stolzmann had a point of discussion regarding the employee and Executive Director's salary increases for 2021. Mayor Stolzmann recommended the Board approve the budget that was originally approved by the AFC, which was a 4% salary increase for all of MHFD staff.

There was a lengthy discussion regarding whether to give staff 4% average salary increases at the beginning of 2021, or to give 2% salary increases to staff in January with the option for the executive director to consider giving up to an additional 2% mid-year after consulting the executive committee on the socio-economic conditions in their respective communities and the optics of giving raises to District employees during a time of high unemployment and with some municipal and county employees receiving no raises and even facing furloughs.

Mr. MacKenzie pointed out that this discussion does not change the proposed budget, but that he had already agreed to the executive committee's suggestion to defer half of the proposed employee raises in return for that committee not opposing the adoption of the 2021 budget as a whole.

Council Member Gilmore recommended closing the public hearing and continuing the discussion during the resolution portion of the meeting.

The public hearing was closed at 2:05 p.m.

The Board continued to discuss the 2021 budget, specifically discussing the amount and when a salary increase for Staff might take effect.

b. 2020-2024 Five-Year Capital Improvement Plan

Council Member Gilmore opened the Public Hearing at 2:31 p.m.

Mrs. Kroeger presented the 2020-2024 Five-Year Capital Improvement Plan (CIP). All CIP projects must meet the following requirements:

- Requested by local governments
- Included in a Master Planning document
- 50% funding match from local government
- Project is maintained by local government
- Revenues from county spent in same county over the five-year period

Mrs. Kroeger explained that the process for sending out request letters has changed from physical letters to emails due to the current state of the pandemic. The District received requests totaling just over \$33 million in project requests for 2021 from 31 different agencies.

Two resolutions were highlighted in the Five-Year CIP discussion. Resolution No. 64 adopts the 2021 Work Program and authorization of expenditures and Resolution No. 65 adopts the Five-Year CIP 2021 - 2024.

Council Member Gilmore asked if there were any questions or comments from the Board and public. There being none, the public hearing was closed at 2:36 p.m.

7. Presentation Agenda

(Each resolution will, after introduction and presentation from District staff, be placed on the Consent Agenda unless a request is made by a Board Member for action upon the resolution separately.)

a. Certification of Tax Levy

(Resolution No. 63, Series of 2020)

Resolution No. 63, Certification of Tax Levy, was discussed during the Public Hearing portion of the meeting.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 63 on the Consent Agenda.

b. Adoption of 2021 Budget

(Resolution No. 64, Series of 2020)

Resolution No. 64 was discussed in the public hearing portion of the meeting.

During the discussion on the adoption of the 2021 budget there were motions and a substitute motion made that addressed the amount and when a salary increase for Staff might take effect. Ultimately, there was a consensus of the Board that a 2% Staff salary increase be implemented by Mr. MacKenzie beginning January 01, 2021 with the possibility of an additional increase of 2% mid-year, at the discretion of Mr. MacKenzie.

Council President Gilmore made a motion to adopt the 2021 budget as outlined by Mr. MacKenzie Mayor Paul seconded.

The motion passed with a vote of 21 ayes and with Council Member Clark voting nay.

c. Appropriation of Funds for 2021

(Resolution No. 65, Series of 2020)

Resolution No. 65, Appropriation of Funds for 2021, represents the expenditures component of the 2021 budget that was discussed during the Budget Public Hearing portion of the meeting.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 65 on the Consent Agenda.

d. Adoption of 2021 Work Program and Authorization of Expenditures

(Resolution No. 66, Series of 2020)

Mr. MacKenzie presented Resolution No. 66, Adoption of 2021 Work Program and Authorization of Expenditures. This is an omnibus resolution that authorizes District expenditures that are typically funded 100% from District tax dollars without local government matching funds, and are not otherwise authorized individually under the District's capital improvement and master planning programs.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 66 on the Consent Agenda.

e. Adoption of Five-Year Capital Improvement Plan (CIP) 2020 - 2024

(Resolution No. 67, Series of 2020)

Resolution No. 67, Adoption of Five-Year Capital Improvement Plan (CIP) 2020-2024, was discussed during the Public Hearing portion of the meeting.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 67 on the Consent Agenda.

f. Authorization to Participate in a Planning Study of Cottonwood, Lone Tree, Windmill, and Dove Creeks

(Resolution No. 68, Series of 2020)

In 2010, the Southeast Metro Stormwater Authority (SEMSWA), on behalf of Arapahoe County and the City of Centennial, requested an outfall systems planning study for Cottonwood, Lone Tree, Windmill, and Dove Creeks. SEMSWA will be the only funding partner.

Previous MHFD studies of Cottonwood, Lone Tree, Windmill, and Dove Creeks include:

- "Lone Tree, Windmill and Dove Creeks Major Drainageway Plan," (ICON Engineering, 2010)
- "Cottonwood Creek Outfall System Plan," (Muller, 2010)

SEMSWA revised the hydrology for the watersheds using the new NOAA Atlas 14 rainfall values and CUHP Version 2.0, which produced results different from the previous study. MHFD reviewed and approved the revised hydrology. SEMSWA would like to revisit the recommendations from the 2010 studies to identify modifications required for the revised hydrology. The master planning costs are projected to be \$180,000 with SEMSWA contributing \$90,000.

Resolution No. 68 authorizes \$90,000 of District funds from the General Fund to be at least matched by SEMSWA for the planning study.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 68 on the Consent Agenda.

g. Authorization to Participate in Drainage and Flood Control Improvements on Lena Gulch at Zeta Street and Upstream, City of Golden, Jefferson County
(Resolution No. 69, Series of 2020)

This is a joint project with the City of Golden. The City of Golden desires to design, acquire right-of-way, and construct improvements along Lena Gulch from Zeta Street to its source in accordance with the "Upper Lena Gulch Major Drainageway Plan," by Boyle Engineering Corporation from March 1994. The project reach is approximately one mile long and includes improvements to eroding banks, existing crossings, flood risk reduction, and evaluation of a new detention basin. Easement and right-of-way acquisition will be included in the project costs. The District and City of Golden will be selecting a consulting engineering firm for design. Construction is anticipated in 2022. The District and City of Golden have identified \$2,000,000 in initial project costs for the design, right-of-way acquisition, and

construction with the District's participation being \$1,000,000 in 2020 funds. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 69 authorizes \$1,000,000 of District funds from the Special Revenue Fund – Construction to be at least matched by City of Golden 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. 69 on the Consent Agenda.

h. Authorization to Participate in Drainage and Flood Control Improvements on Jackass Gulch at Highline Canal, City of Littleton, Arapahoe County (Resolution No. 70, Series of 2020)

This is a joint project with the City of Littleton. The City of Littleton desires to design, acquire right-of-way, and construct improvements along Jackass Gulch in accordance with the "Outfall Systems Plan: Dad Clark Gulch," dated 1990. The project includes stream restoration and stabilization as well as construction of a flood control facility that will include a natural park area. Easement and right-of-way acquisition will be included in the project costs. The City of Littleton is administering the design with Calibre Engineering Company. The District and the City of Littleton have identified \$350,000 in initial project costs for the design, right-of-way acquisition, and partial funding of construction with the District's participation being \$175,000 in 2020 funds. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 70 authorizes \$175,000 of District funds from the Special Revenue Fund – Construction to be at least matched by the City of Littleton 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. 70 on the Consent Agenda.

i. Authorization to Participate in Drainage and Flood Control Improvements on Marcy Gulch from Stockpond to Wildcat Reserve Parkway, Highlands Ranch Metro District, Douglas County (Resolution No. 71, Series of 2020)

This is a joint project with Highlands Ranch Metro District (HRMD). HRMD desires to design, acquire right-of-way, and construct improvements along Marcy Gulch from Stockpond to Wildcat Reserve Parkway in accordance with the "Master Plan of Drainage for Marcy Gulch," dated 1985. The project includes improvements to Marcy Gulch from Stockpond to Wildcat Reserve Parkway. HRMD already holds the necessary easements and right-of-way where the project will be carried out. HRMD is administering the design with Muller Engineering Company. The District and HRMD desire to construct the improvements, which will be managed by the District. Construction is anticipated in 2021. The District and HRMD have identified \$850,000 in initial project costs for the design, right-of-way acquisition, and partial funding of construction with the District's participation being \$425,000 in 2020 funds. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 71 authorizes \$425,000 of District funds from the Special Revenue Fund – Construction to be at least matched by HRMD 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. 71 on the Consent Agenda.

j. Authorization to Participate in Drainage and Flood Control Improvements on the South Platte River - Globeville Levee from 31st Street to East 50th Avenue, City and County of Denver (Resolution No. 72, Series of 2020)

This is a joint project with the City and County of Denver (CCD). CCD desires to design, acquire right-of-way, and construct improvements along the South Platte River – Globeville Levee from 31st Street to East 50th Avenue in accordance with the "Globeville Levee Recertification Conceptual Design," dated July 2018. The project includes improvements to the Globeville Levee from 31st Street to East 50th

Avenue. CCD already holds the necessary easements and right-of-way where the project will be carried out. The District is administering the design with the Wilson and Company Engineering Company. The District and CCD desire to construct the improvements, which will be managed by CCD. The District and CCD have identified \$2,000,000 in initial project costs for design with the District's participation being \$500,000 in District funds transferred from the Sanderson Gulch Lipan Street to the South Platte River, Globeville Levee project, which is now complete. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 72 authorizes \$500,000 of District funds to be at least matched by CCD for the design of the drainage elements of the project, and CCD requests the South Platte River – Globeville Levee from 31st Street to East 50th Avenue project be added to the 2020-2024 Five Year Capital Improvement Plan

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 72 on the Consent Agenda.

8. Consent Agenda

Mr. MacKenzie announced that the agenda items under the Consent Agenda would not include presentations, and asked the Board if they had any questions regarding any of the resolutions included on the Consent Agenda. There being no further comments or questions, it was the consensus of the Board to place Resolutions No. 63, 65, 66, 67, 68, 69, 70, 71, 72, 73, and 74, Series of 2020, and the Review of Cash Disbursements dated August, September, and October 2020 on the Consent Agenda.

a. Review of Cash Disbursements

The Cash Disbursement list, dated August, September, and October 2020, has 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. Additional Authorization to Participate in Drainage and Flood Control Improvements on Coal Creek from County Line Road to Kenosha Road, Town of Erie, Boulder County (Resolution No. 73, Series of 2020)

c. Additional Authorization to Participate in Drainage and Flood Control Improvements on Happy Canyon Creek Upstream of Interstate 25, Douglas County (Resolution No. 74, Series of 2020)

9. Vote on Approval of the Consent Agenda

Council Member Kashmann moved and Mayor Piko seconded the motion to adopt the Consent Agenda. Upon a roll call vote, the motion was passed unanimously.

10. Other Business

a. Call for Volunteers: Nominating Committee for 2021 Officers

Ms. Deleon will email the Board requesting volunteers for the Nominating committee for 2021 officers. Those on the committee are ineligible to serve as an officer.

b. Call for Volunteers: 2021 Legislative Committee

Ms. Deleon will email the Board requesting volunteers for the Legislative committee for 2021.

11. Reports/Discussions

a. Executive Director's Report

Budget Update

Mr. MacKenzie informed the Board that the District has collected all but \$2 million of the current budgeted revenue. The District has expended about 80% construction and about 60% maintenance of budgeted funds. Mr. MacKenzie assured the Board that the District will meet most of the budgeted goals for expenditures. Revenue is also on target for the budget goals.

Local Government Satisfaction Survey

Mr. MacKenzie provided the Board with an update on the annual Local Government Satisfaction Survey. Mr. MacKenzie shared a brief overview of survey results with the Board. Mr. MacKenzie suggested that the survey should not be anonymous in the future in order to reach out to those who had concerns that needed to be addressed.

12. Announcements

- a. Next Board Meeting: Thursday, November 19, 2020.

13. Executive Sessions

- a. Executive Committee Report of Director's Annual Review
(Pursuant to 24-6-402(4)(f)(1) CRS)

Mayor Starker at 3:03 p.m. moved to go into executive session to discuss Mr. MacKenzie's annual review. The motion was seconded by Mayor Castriotta and the motion passed unanimously. The executive session was closed at 3:16 p.m.

- b. Provide Board with Legal Advice
(Pursuant to 24-6-402(4)(b) CRS)

Council Member Kashmann at 3:16 p.m. moved to go into executive session to receive legal advice regarding a draft policy addressing employees' and board members' potential conflicts of interest. The motion was seconded by Commissioner Sharpe. The executive session was closed at 3:40 p.m.

14. Adjournment

Council Member Gilmore adjourned the meeting at 3:42 p.m.

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 75, SERIES OF 2020
(Legislative Committee)

WHEREAS, Section 32-11-220(1)(l), CRS, provides that: "The district also has the following powers: To have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted in this article, which specific powers shall not be considered as a limitation upon any power necessary or appropriate to carry out the purposes and intent of this article;" and

WHEREAS, from time to time state and federal legislation is proposed and being acted upon which would affect the operations of the District; and

WHEREAS, each year, a Legislative Committee is established by the Board of Directors for the following calendar year.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. There is hereby established in the place and stead of any previous Legislative Committee (Committee) a Committee composed of board members Mayor Bud Starker, Commissioner Matt Jones, Commissioner Lora Thomas, and Mr. Dave Sellards selected by the Board of Directors (Board) from the members of the board.
2. The Legislative Committee shall review and evaluate, from time to time, on behalf of the Board, pending state and federal legislation which would affect the operations of the District. Actions of the Legislative Committee shall include, but not be limited to; review and evaluate pending legislation, both state and federal; direct the District's lobbyists and/or Executive Director to advocate, oppose or monitor individual bills; and to receive updates and advice on activities at the city and county level which are applicable to the District.
3. The Committee shall report to the Board at the next regularly scheduled Board meeting any actions taken by the Committee along with a summary of any bills or activities that may affect the District.

(SEAL)

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

Secretary

Chairperson

RESOLUTION 76 DID NOT PASS

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 77, SERIES OF 2020

(Authorization to Purchase the Property at 7420 East 86th Avenue, Commerce City, 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, Commerce City has enacted floodplain regulations; and

WHEREAS, Commerce City and the District cooperated in the preparation of "Irondale Gulch OSP," dated September 2011 which recommends a regional detention pond on Irondale Gulch at 7420 East 86th Avenue; and

WHEREAS, the 4.26-acre property at 7420 East 86th Avenue on Irondale Gulch was identified in the outfall systems plan as a site for regional detention; and

WHEREAS, Commerce City has commissioned a land value appraisal of said property, which values it at \$1,160,000; and

WHEREAS, Commerce City has now negotiated an offer of \$1,160,000 for said property, which offer is agreeable to the property owner as full and final payment; and

WHEREAS, Commerce City has requested the District participate for \$300,000 in 2020 for this purchase; and

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

WHEREAS, the District's policy regarding preservation of floodways and floodplains and the purchase of land for future improvements (Resolution No. 67, Series of 2019) authorizes the District's participation in the acquisition of undeveloped floodplains to prevent unsafe development and for future improvements; and

WHEREAS, the Board of Directors adopted a budget for 2020 (Resolution No. 63, Series of 2019) which includes \$2,000,000 for floodplain preservation within the District.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to execute an agreement with Commerce City for the purchase of the property at 7420 East 86th Avenue for an amount not to exceed \$300,000.
2. If additional funds are needed in the future for this purchase, the Executive Director will bring the request for additional funds to the Board for approval.
3. Upon taking ownership of the property at 7420 East 86th Avenue, Commerce City shall restrict its future use to that of regional detention, preserved floodplain, and open space only.

(SEAL)

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

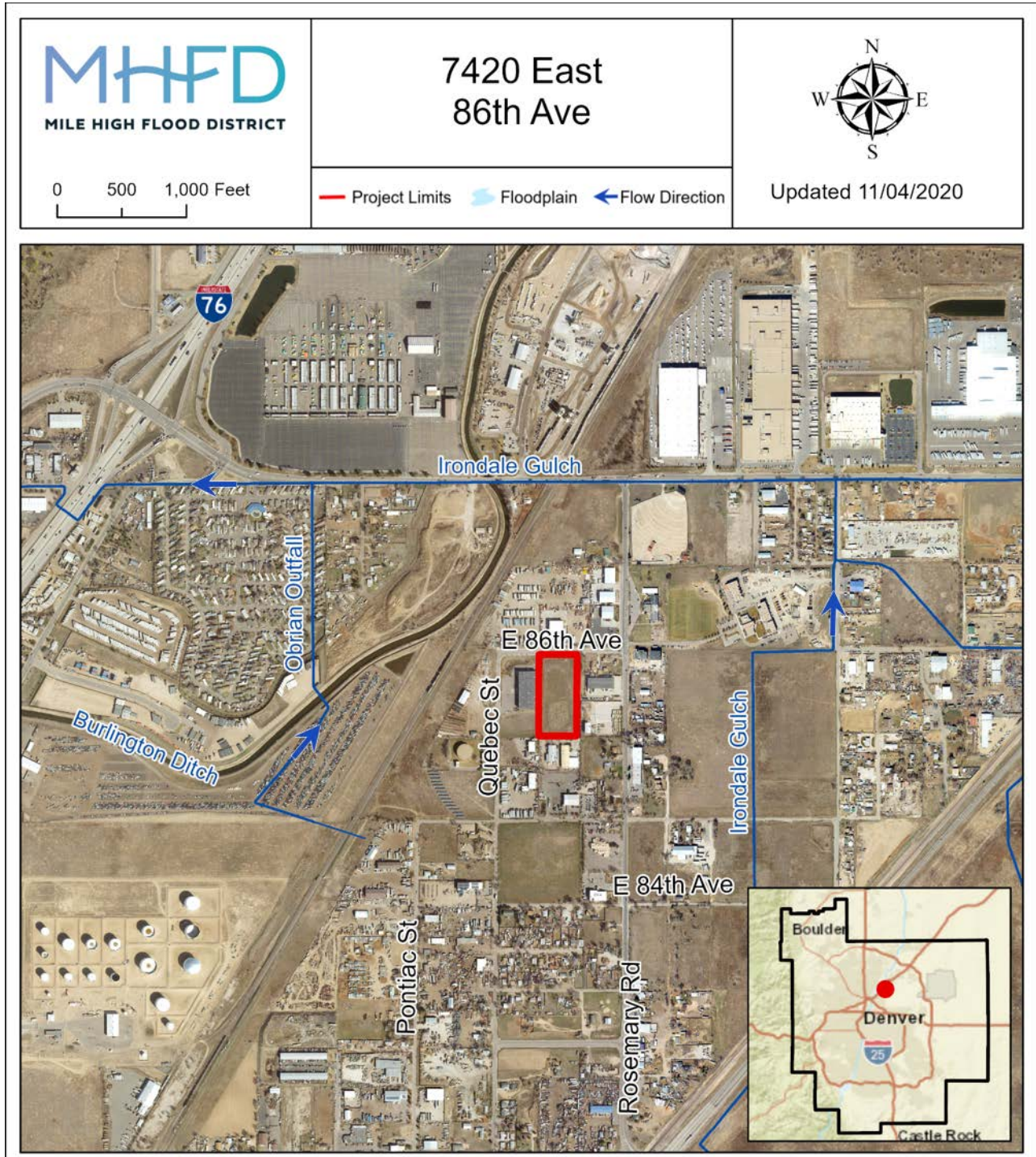
d/b/a

MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 77, SERIES OF 2020

(Authorization to Purchase the Property at 7420 East 86th Avenue, Commerce City, Adams County)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 78, SERIES OF 2020
(Acceptance of Basin 4100 and DFA 0056 Outfall Systems Planning Study)

WHEREAS, the District cooperated with the City of Thornton and Adams County in the preparation of an outfall systems planning study for Basin 4100 and DFA 0056 (Resolution No. 62, Series of 2016) (Exhibit A); and

WHEREAS, the Executive Director executed an agreement for engineering services with the consulting firm Olsson Associates to conduct studies and prepare an outfall systems planning report for Basin 4100 and DFA 0056; and

WHEREAS, Olsson Associates has completed the study and submitted to the District the report titled "Basin 4100 and DFA 0056 Outfall Systems Planning Study," dated September 2020.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board of Directors of the Urban Drainage and Flood Control District d/b/a Mile High Flood District hereby accepts the report titled "Basin 4100 and DFA 0056 Outfall Systems Planning Study," dated September 2020, 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)

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

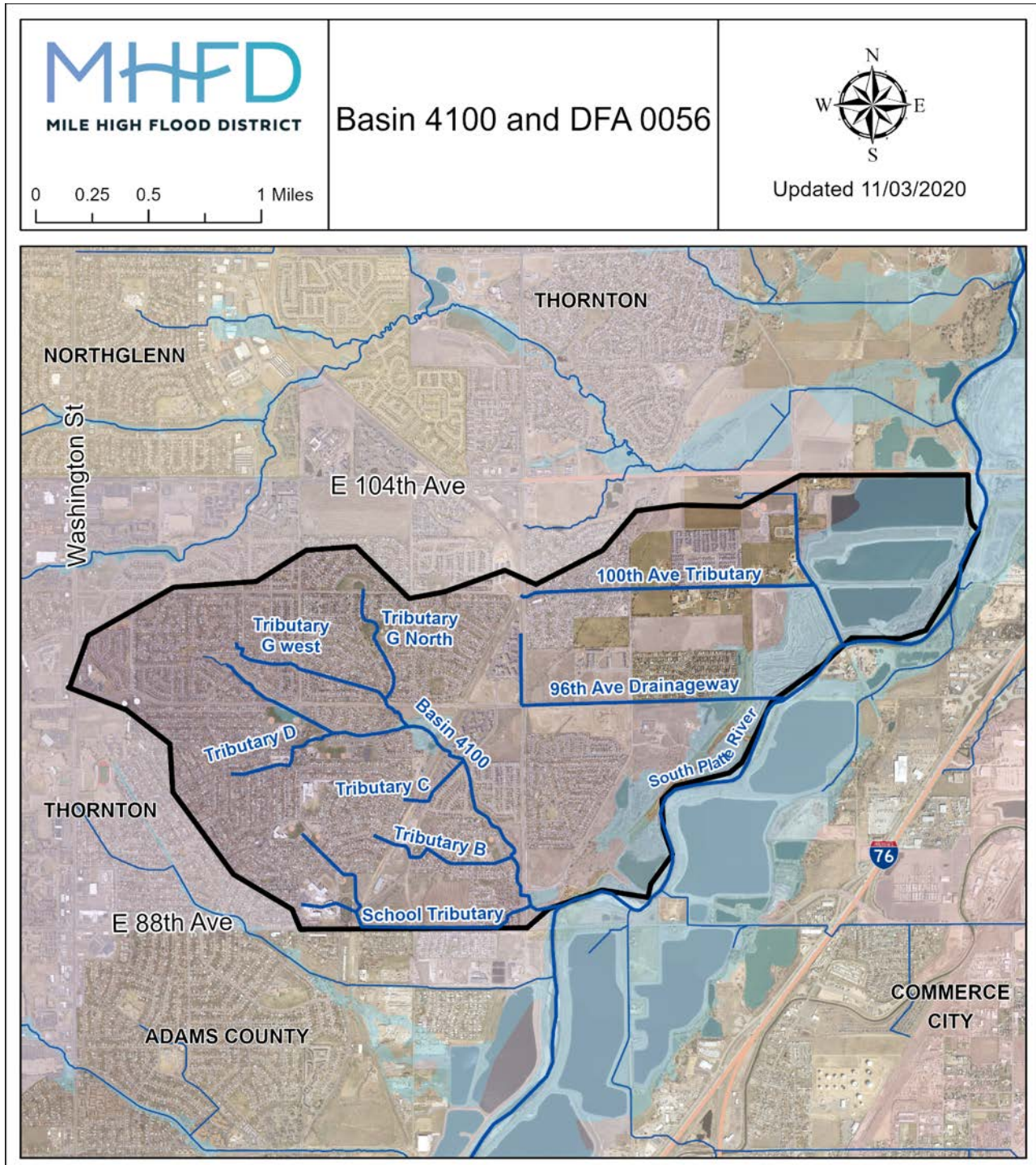
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 78, SERIES OF 2020
(Acceptance of Basin 4100 and DFA 0056 Outfall Systems Planning Study)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 79, SERIES OF 2020

(Authorization to Participate in Drainage and Flood Control Improvements on the Sterling Ranch Development along Sterling Gulch, Willow Creek, and East Willow Creek, Douglas 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, Douglas County has enacted floodplain regulations; and

WHEREAS, Douglas County and the District cooperated in the preparation of "Willow Creek, Little Willow Creek, and East Willow Creek Outfall Systems Plan Preliminary Design Report," dated December 1998 and "Plum Creek Outfall Systems Plan," dated July 2003; which recommend improvements on the Sterling Ranch Development along Sterling Gulch, Willow Creek, and East Willow Creek; and

WHEREAS, Douglas County has requested that the District manage the design and construction of improvements required as a result of a development in lieu of the Sterling Ranch Development Company designing and constructing those improvements on the Sterling Ranch Development along Sterling Gulch, Willow Creek, and East Willow Creek (Exhibit A); and

WHEREAS, preliminary project costs are estimated to be \$8,000,000; and

WHEREAS, the District established a water activity enterprise known as the Development Services Enterprise (DSE) (Resolution No. 38, Series of 2017) which allows the District to collect design, construction, and administration fees to manage the design and construction of drainage and flood control improvements on the Sterling Ranch Development along Sterling Gulch, Willow Creek, and East Willow Creek; and

WHEREAS, expenditures in 2020 from the DSE have been budgeted (Resolution No. 62, Series of 2019).

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to execute the necessary agreements with Douglas County for the design and construction of drainage and flood control improvements on the Sterling Ranch Development along Sterling Gulch, Willow Creek, and East Willow Creek.
2. The District is authorized to collect from Douglas County sufficient fees to cover the cost of the preliminary design, the final design, and construction of the improvements, plus the District's administrative fee and to deposit those fees in a project-specific account in a separate Development Services Enterprise (DSE) fund which shall be set apart from all other funds of the District
3. 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 Sterling Ranch Development along Sterling Gulch, Willow Creek, and East Willow Creek.

(SEAL)

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

Secretary

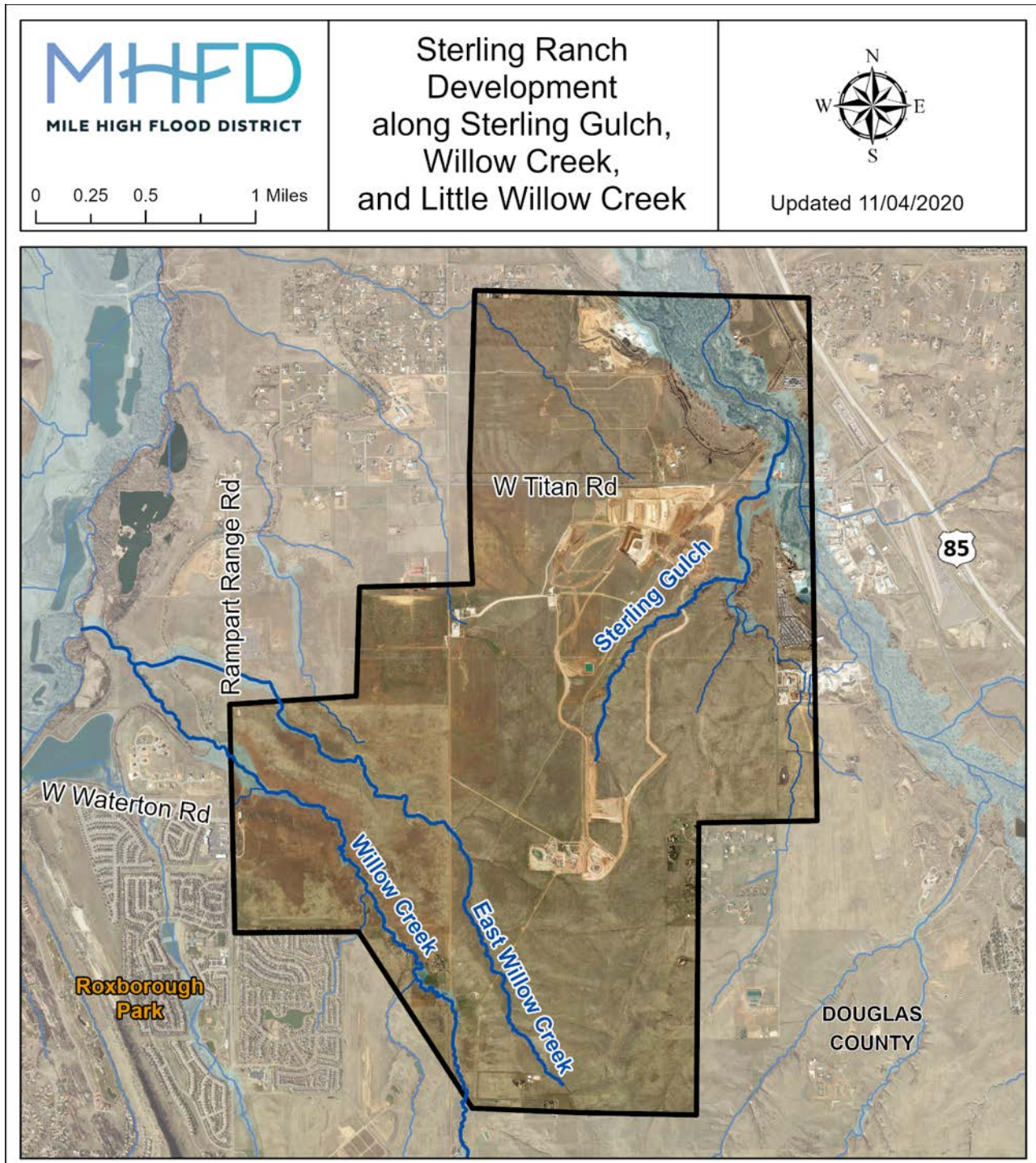
Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 79, SERIES OF 2020

(Authorization to Participate in Drainage and Flood Control Improvements on the Sterling Ranch Development along Sterling Gulch, Willow Creek, and East Willow Creek, Douglas County)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 80, SERIES OF 2020
(Authorization to Participate in Drainage and Flood Control Improvements on Weaver Creek at
Bellevue Avenue, 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, Jefferson County has enacted floodplain regulations; and

WHEREAS, Jefferson County and the District cooperated in the preparation of "Weaver Creek Major Drainage Way Plan," dated February 2018; which recommends improvements on Weaver Creek at Bellevue Avenue; and

WHEREAS, Jefferson County has requested District participation in the design, acquisition of right-of-way, and construction of improvements at three locations along Weaver Creek at Bellevue Avenue (Exhibit A); and

WHEREAS, Jefferson County has estimated the initial project costs to be \$295,000; and

WHEREAS, the District's participation being authorized by this resolution is \$100,000 to be at least matched by Jefferson 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. 62, Series of 2019) for calendar year 2020, which includes funds for design, acquisition of right-of-way, and construction of drainage and flood control improvements along Weaver Creek at Bellevue Avenue; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 65, Series of 2019) which includes funds for the improvements along Weaver Creek at Bellevue Avenue.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to execute the necessary agreements with Jefferson County for the design, acquisition of right-of-way, and construction of drainage and flood control improvements on Weaver Creek at Bellevue Avenue.
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 Weaver Creek at Bellevue Avenue.
3. The District's maximum contribution to the Weaver Creek at Bellevue Avenue project, without prior approval of the Board, shall be \$100,000 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by Jefferson County.
4. Such approval for expenditure of District funds is contingent upon Jefferson County agreeing to regulate and control any defined floodplain in the Weaver Creek at Bellevue Avenue 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)

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT
Date: _____

ATTEST:

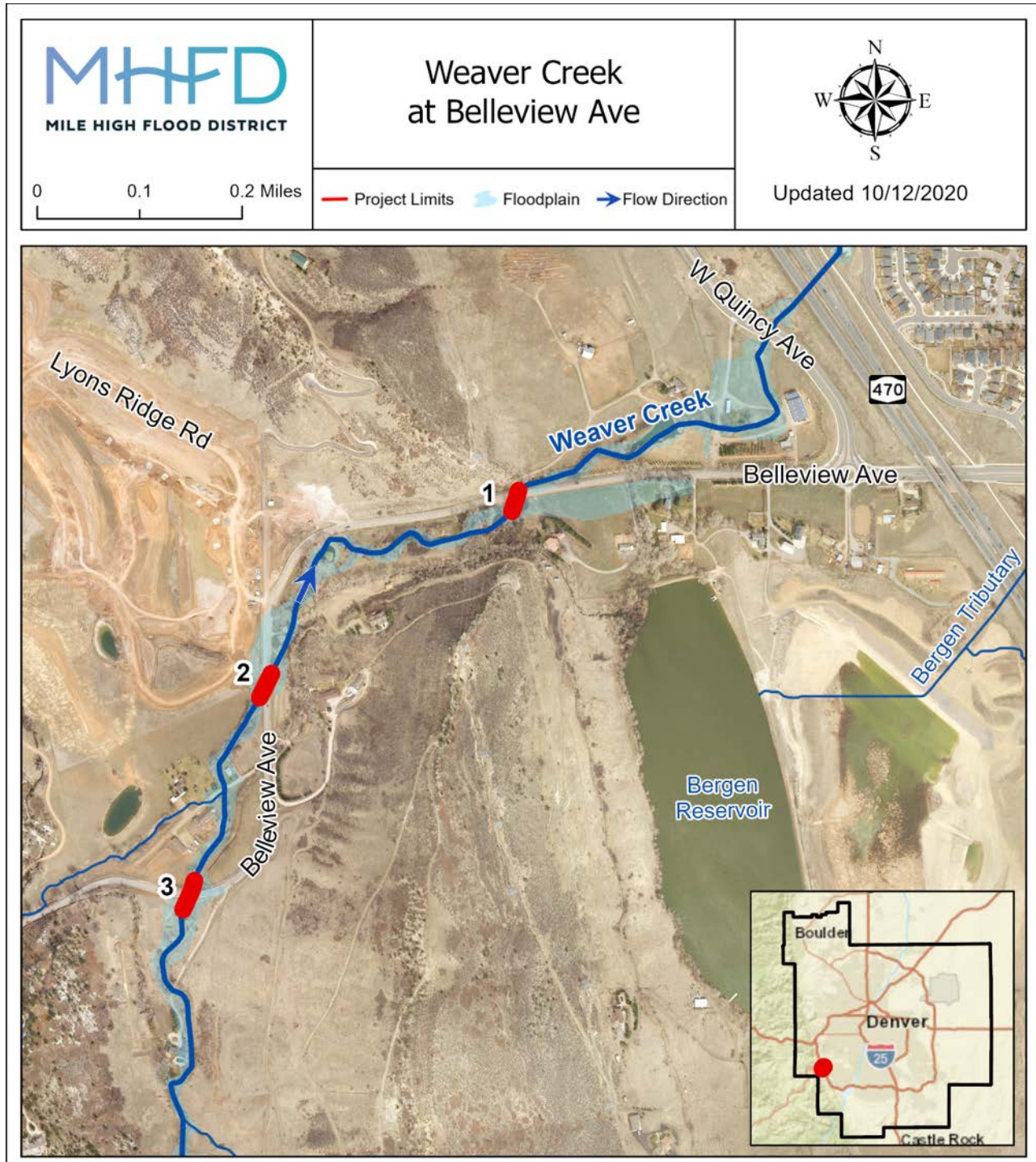
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 80, SERIES OF 2020
(Authorization to Participate in Drainage and Flood Control Improvements on Weaver Creek at
Bellevue Avenue, Jefferson County)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 81, SERIES OF 2020
(Additional Authorization to Participate in Drainage and Flood Control Improvements on Coal Creek
Drainageway A-1 at Garfield Avenue, City of Louisville, Boulder 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 Louisville has enacted floodplain regulations; and

WHEREAS, the City of Louisville and the District have determined that a major drainageway need exists for improvements on Coal Creek Drainageway A-1 at Garfield Avenue; and

WHEREAS, the Board previously authorized \$379,548.60 for the Coal Creek Drainageway A-1 at Garfield Avenue project (Table 1); and

Table 1
Coal Creek Drainageway A-1 at Garfield Ave.
Previous Authorizations

Resolution No.	Series of	District Authorization	Local Share	Work Elements
39	2020	\$379,548.60	\$483,257.95	Design, Right-of-Way, and Construction
TOTAL		\$379,548.60	\$483,257.95	

WHEREAS, the City of Louisville and the District now desire to continue design and fund construction improvements along Coal Creek Drainageway A-1 at Garfield Avenue (Exhibit A); and

WHEREAS, the District's additional participation being authorized by this resolution is \$250,000 to be at least matched by the City of Louisville; 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. 62, Series of 2019) for calendar year 2020 which includes funds for construction of drainage and flood control improvements along Coal Creek Drainageway A-1 at Garfield Avenue; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 65, Series of 2019) which includes funds for the improvements along Coal Creek Drainageway A-1 at Garfield Avenue.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 39, Series of 2020, Paragraph 3, is amended as follows:
“The District's maximum contribution to the Coal Creek Drainageway A-1 at Garfield Avenue project without prior approval of the Board shall be ~~\$379,548.60~~ **\$629,548.60** plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City of Louisville.”
2. All other conditions and authorizations remain as stated in Resolution No. 39, Series of 2020.

(SEAL)

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT
Date: _____

ATTEST:

Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 81, SERIES OF 2020
(Additional Authorization to Participate in Drainage and Flood Control Improvements on Coal Creek
Drainageway A-1 at Garfield Avenue, City of Louisville, Boulder County)

EXHIBIT A

