

Date: Thursday, July 21, 2022

Time: 12:30 pm

1. **Call to Order and Pledge of Allegiance – 12:30 pm**
2. **Introductions**
  - a. Visitors/Guests
3. **Roll Call – Determination of Quorum**
4. **Approval of June 16, 2022 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. Authorization to Purchase the Property at 205-209 Knox Court, City and County of Denver  
(Resolution No. 66, Series of 2022)
6. **Vote on Approval of the Consent Agenda**  
*(Motion and roll call vote required)*
7. **Announcements**
  - a. Next Meeting: **Thursday, August 18, 2022**
8. **Adjournment**





This Hybrid Meeting Was Held In-Person and via Video Conference

Board Members Present:

Mike Anderson	Engineer
Françoise Bergan	Mayor Pro Tem, City of Aurora*
Guyleen Castriotta	Mayor, City/County of Broomfield*
Rachel Friend	Mayor Pro Tem, City of Boulder*
Stacie Gilmore	Council Member, City/County of Denver*
Mark Hunter	Engineer
Paul Kashmann	Council Member, City/County of Denver
Tracy Kraft-Tharp	Commissioner, Jefferson County*
Jan Kulmann	Mayor, City of Thornton*
Meredith Leighty	Mayor, City of Northglenn
Nancy McNally	Mayor, City of Westminster*
Adam Paul	Mayor, City of Lakewood
Stephanie Piko	Mayor, City of Centennial
Kyle Schlachter	Mayor, City of Littleton
Bud Starker	Mayor, City of Wheat Ridge
Ashley Stolzmann	Mayor, City of Louisville*
Marc Williams	Mayor, City of Arvada

Board Members Absent:

Lynn Baca	Commissioner, Adams County
Jolon Clark	Council Member, City/County of Denver
Brendan Hanlon	Deputy Mayor, City/County of Denver
Matt Jones	Commissioner, Boulder County
Nancy Sharpe	Commissioner, Arapahoe County
Lora Thomas	Commissioner, Douglas County

\* Indicates virtual attendee

MHFD Staff Present:

Laura Kroeger	Executive Director	Teresa Patterson	Watershed Manager
Will Barkman	Project Engineer	Ellie Paulsen	Senior Administrative Assistant
Jeff Battiste	Staff Engineer	Kiersten Rasmussen	Student Intern
Kurt Bauer	Watershed Manager	Bruce Rindahl	Flood Warning Manager
David Bennetts	Government Relations Manager	Drew Roberts	Staff Engineer
Darren Bradshaw	Senior Construction Manager	Rachel Rodriguez	Administrative Assistant
Shannon Carscallen	Administrative Assistant	Wanda Salazar	Accountant
Bao Chongtoua	Engineering Services Manager	Terri Schafer	Finance Director
Abbie Culbertson	Student Intern	Derrick Schauer	Network Administrator
Amelia Deleon	Human Resources Director	Brooke Seymour	Engineering Services Manager
Katie Evers	GIS Administrator	Dave Skuodas	Engineering Services Manager
Colin Haggerty	Watershed Manager	Andy Stewart	Watershed Manager
Laura Hinds	Project Engineer	Stacey Thompson	Floodplain Manager
Hung-Teng Ho	Hydraulic Modeler	Pieter Van Leeuwen	Student Intern
Bryan Kohlenberg	Watershed Manager	Jon Villines	Watershed Manager
Haley Koesters	Watershed Manager	Jackson Winterrowd	Student Intern
Chad Kudym	IT Director	Jim Watt	Watershed Manager
Kelsey Mehan	Office Coordinator	Joe Williams	Senior Construction Manager
Keiko Ohtake-Gordon	GIS Technician	Brik Zivkovich	Staff Engineer
Charlie Pajares	Project Engineer		

## Others Present:

Jim Kaiser	City of Thornton*
Ed Krisor	Legal Counsel
David Rausch	Adams County
Melanie Walter	City of Westminster

## How the District Works: Flood Warning Program

Mr. Chad Kudym, IT Director, gave a presentation on the District's Cybersecurity.

### 1. Call to Order and Pledge of Allegiance – 1:00 pm

Mayor Adam Paul called the meeting to order at 1:00 pm.

### 2. Introductions

#### a. Visitors/Guests

Ms. Laura Kroeger introduced Jim Kaiser with the City of Thornton, David Rausch with Adams County, and Melanie Walter with the City of Westminster.

### 3. Roll Call – Determination of Quorum

Roll was called and a quorum was declared present.

### 4. Approval of April 21, 2022 Meeting Minutes

*(If there are no corrections “Minutes stand approved”, or with corrections “Minutes stand approved as corrected”)*

Mayor Paul asked if there were any corrections to the April 21, 2022 Meeting Minutes. Hearing none, the minutes were approved as submitted.

### 5. Committee Reports

#### a. Executive Committee

Mayor Paul provided an update on the Executive Committee meeting that took place on Monday, June 13 at 4:30 pm. Committee members in attendance were: Mayor Paul, Mayor Bud Starker, Mayor Stephanie Piko, Commissioner Nancy Sharpe, and Mayor Jan Kulmann.

The Executive Committee met to discuss Proposition 118, State-Run Paid Family and Medical Leave Insurance (FAMLI) Program. Ms. Kroeger provided a presentation on the program which she will share during the public hearing portion of the meeting. Upon conclusion of Mrs. Kroeger's presentation, the Executive Committee agreed with the District's recommendation to opt out of participating in the FAMLI program at this time. In lieu of FAMLI participation, the Executive Committee would like to establish an ad hoc Benefits Committee to review the District's current benefits, including paid leave.

### 6. Public Hearing

#### a. Participation in the Paid Family and Medical Leave Insurance Act (FAMLI) Program

Mayor Paul opened the public hearing at 1:12 pm.

Ms. Kroeger provided an informative presentation on the FAMLI Program. Highlights include:

- In November of 2020, Colorado voters approved Proposition 118, creating a state-run paid family and medical Leave program.
- The FAMLI program would ensure all Colorado workers have access to paid leave in order to take care of themselves or their family during life circumstances.
- Both employers and employees would contribute premiums beginning in 2023 and insurance wouldn't be effective until 2024.
- Eligible employees will receive up to twelve weeks of leave. Those who experience pregnancy or childbirth complications will receive an additional four weeks.
- Because the District is a governmental agency, there is an option to opt-out of the program. If the District opts-out, there is still an option to opt-in at a later date.

Mayor Paul reiterated that the Executive Committee is recommending for the District to opt-out and to form an ad-hoc Benefits Committee to review current employee benefits and revise where necessary.

Mayor Paul asked if there were any questions or comments from District staff. There being none, the public hearing was closed at 1:21 pm.

## 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. Acceptance of Westerly Creek Downstream of Westerly Creek Dam Planning Study (Resolution No. 56, Series of 2022)

Resolution No. 46, Series of 2020 authorized an outfall systems planning study for drainage issues along Westerly Creek downstream of Westerly Creek Dam. The District partnered with the City and County of Denver and the City of Aurora to fund the study. Bohannon Houston was selected to perform the study. The study area covers approximately 7 square miles tributary to Westerly Creek downstream of Westerly Creek Dam. The Easterly Creek outfall to Westerly Creek is also included in the study area. The goals of the study were to reduce the 100-year peak flows in order to safely convey flows and minimize flood risk to structures. Recommended improvements include:

- Storm sewer improvements
- Improved detention facilities

The total cost of improvements recommended in the study is approximately \$27 million. Resolution No. 56 accepts the report and recommends the improvements and practices described in the report be used as a guide in future public works projects and in land development activities.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 56 on the Consent Agenda.

### b. Declining Participation in the Paid Family and Medical Leave Insurance Act (FAMLI) Program (Resolution No. 65, Series of 2022)

Resolution No. 65, Series of 2022 was discussed during the Public Hearing portion of this meeting.

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

## 8. Consent Agenda

Ms. Kroeger briefly described the following agenda items on the Consent Agenda and asked the Board if they had any questions regarding any of the items. There were no further comments or questions.

### a. Review of Cash Disbursements

The Cash Disbursement list dated April, May, and June 2022 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 for Westerly Creek at Alameda and Dakota Avenue, City of Aurora, Arapahoe County (Resolution No. 57, Series of 2022)

### c. Additional Authorization to Participate in Drainage and Flood Control Improvements on Boulder Creek at 95th Street, Boulder County (Resolution No. 58, Series of 2022)

### d. Additional Authorization to Participate in Drainage and Flood Control Improvements on Coal Creek at Centaur Village, City of Lafayette, Boulder County (Resolution No. 59, Series of 2022)

### e. Additional Authorization to Participate in Drainage and Flood Control Improvements on Coal Creek from 2nd Avenue to McCaslin Boulevard, Town of Superior, Boulder County (Resolution No. 60, Series of 2022)

### f. 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. 61, Series of 2022)

### g. Additional Authorization to Participate in Drainage and Flood Control Improvements on Baseline Road at Dry Creek Ditch No. 3, Boulder County (Resolution No. 62, Series of 2022)

- h. **Additional 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. 63, Series of 2022)**
- i. **Additional Authorization to Participate in Drainage and Flood Control Improvements on South Boulder Creek Upstream of US Highway 36, City of Boulder, Boulder County (Resolution No. 64, Series of 2022)**

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

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

**10. Reports/Discussions**

**a. Executive Director's Report**

MHFD Flood of 2022

Ms. Kroeger reported that repairs have been started in our suite and will be done in the next couple of weeks. Special thanks to Mr. Ed Krisor who did an excellent job negotiating with building management to keep the insurance costs at a minimum. In addition, Ms. Amelia Deleon, Human Resources Director, sits on the board for our liability insurance, this relationship also helped expedite the processing of the claim.

Bayaud Building Update

Management of the building is being handled by Mr. Dave Bennetts. All of the building services have been successfully transferred in our name. Mr. Bennetts along with Ms. Deleon are leading the remodel efforts which are going very well thanks to the talented teams we have supporting us.

Budget Update

Budget status is provided in the board packet and nothing unusual to report.

Annual Symposium

The MHFD Annual Symposium was held on May 4th with over 500 attendees from the Colorado stormwater community. One third of the District staff presented at the conference, and the feedback from attendees was very positive.

Ms. Kroeger thanked Mayor Paul for kicking off the event and Mayor Bud Starker and Mr. Mike Anderson for attending and showing their support. Ms. Ellie Paulsen lead the efforts behind the scenes and Ms. Holly Piza was the MC and program organizer, a tremendous effort by both of them and thanks to all of the District staff for hosting such a successful event.

Colorado Municipal League (CML) Conference

Ms. Kroeger noted that she would be attending the CML conference this year and looks forward to connecting with our board members.

**11. Announcements**

- a. **Next Meeting: Thursday, August 18, 2022 - No meeting in July**

**12. Adjournment**

Mayor Paul adjourned the meeting at 1:23 pm.



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

RESOLUTION NO. 66, SERIES OF 2022  
(Authorization to Purchase the Property at 205-209 Knox Court, 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 a joint planning study "Major Drainageway Plan: Sanderson Gulch Weir Gulch," dated 1972; which identified the floodplain on Weir Gulch, and

WHEREAS, the property located at 205-209 Knox Court was identified to be within the floodplain of Weir Gulch; and

WHEREAS, the City and County of Denver has requested the District acquire this property in 2022; and

WHEREAS, the property located at 205-209 Knox Court was identified in Reach 3 to be necessary for future drainageway and floodplain improvements identified in the "South Platte River Tributaries Design Report," a joint study with the United States Army Corps of Engineers, City and County of Denver, and the District, dated 2021; and

WHEREAS, the property currently has tenants that will be relocated following the City and County of Denver's relocation guidelines; and

WHEREAS, the District will hire a professional property management company to manage the property until the tenants can be relocated; and

WHEREAS, once the property is vacated, the buildings will be remediated, if necessary, and then removed and the site remediated; and

WHEREAS, the District has determined that the fair market value of said property is \$1,280,000; and

WHEREAS, the District has negotiated the acquisition of the property for a purchase price of \$1,280,000, which has been memorialized by way of a Contract To Buy And Sell Real Estate with the property owner as full and final payment; and

WHEREAS, the City and County of Denver will work with the District to provide tenant support in the relocation of the current tenants, as identified in an Intergovernmental Agreement (IGA); 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 2022 (Resolution No. 76, Series of 2021) 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 close the agreement with Dennis and Patricia Bolte for the purchase of the property at 205-209 Knox Court for an amount not to exceed \$1,280,000 plus usual and normal closing expenses.
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. The Executive Director is authorized to enter into an agreement with a qualified property management company for the management of the property at 205-209 Knox Court until the tenants have been relocated from the property at 205-209 Knox Court for an amount not to exceed \$30,000.
4. The Executive Director is authorized to enter into an agreement with a qualified contractors for the remediation of the buildings, if necessary, demolition of the buildings and full site remediation of the property at 205-209 Knox Court for an amount not to exceed \$222,500.
5. The Executive Director is authorized to expend up to \$1,532,000 plus usual and normal closing costs for the acquisition of the property and demolition of the improvements located at 205-209 Knox Court.
6. Upon closing on the purchase of the property, relocation of the tenants, removal of the structures, and full site remediation, the Board authorizes the Executive Director to convey the title to the property to the City and County of Denver.
7. The deed from the District to the City and County of Denver regarding the property at 205-209 Knox Court shall restrict its future use to that of regional detention, preserved floodplain, and open space or parks only.

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. 66, SERIES OF 2022  
(Authorization to Purchase the Property at 205-209 Knox Court, City and County of Denver)

**EXHIBIT A**

