

BOARD OF DIRECTORS MEETING



Date: Thursday, October 20, 2022

Time: 1:00 pm

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

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

2. Introductions

- Visitors/Guests
- b. Awards/Recognitions
 - i. Colorado Association of Stormwater and Floodplain Managers (CASFM) Engineering Excellence Award – Cherry Creek Corridor Improvements from Quebec to Iliff
 - ii. South Platte River & Tributaries Project selected for US Army Corps of Engineers (USACE) Public Private Partnership (P3) Alternative Delivery Pilot Program

3. Roll Call - Determination of Quorum

4. Approval of August 18, 2022 Meeting Minutes

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

5. Committee Reports

- a. Executive Committee
- b. Audit and Finance Committee

6. 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)

- Authorization to Agree in Writing to Accept the Use of Property Tax Increment Financing for the Proposed 27th and Larimer Urban Redevelopment Area (Resolution No. 78, Series of 2022)
- b. Authorization to Purchase the Property at 2607 South Adams Street, City and County of Denver (Resolution No. 79, Series of 2022)
- c. Authorization to Participate in a Planning Study of Little's Creek (Resolution No. 80, Series of 2022)
- d. Authorization to Participate in a Flood Hazard Area Delineation of Bear Canyon Creek (Resolution No. 81, Series of 2022)
- e. Acceptance of Flood Hazard Area Delineation Report for Second Creek (Lower) and Third Creek (Lower) (Resolution No. 82, Series of 2022)
- f. Acceptance of Flood Hazard Area Delineation Report for Clear Creek (Resolution No. 83, Series of 2022)
- g. Authorization to Participate in Drainage and Flood Control Improvements on Kenneys Run from 14th Street to 16th Street, City of Golden, Jefferson County (Resolution No. 84, Series of 2022)
- h. Authorization to Participate in Drainage and Flood Control Improvements on West Fork Big Dry Creek at Cresthill Lane, Highlands Ranch Metro District, Douglas County (Resolution No. 85. Series of 2022)

Phone: 303-455-6277

7. 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 Dry Gulch from Yale Avenue to University Boulevard, City of Englewood, Arapahoe County (Resolution 86, Series of 2022)
- c. Additional Authorization to Participate in Drainage and Flood Control Improvements on Big Dry Creek Between County Line Road to East Orchard Road, Arapahoe County (Resolution No. 87, Series of 2022)
- d. Additional Authorization to Participate in Drainage and Flood Control Improvements on South Englewood Basin, City of Englewood, Arapahoe County (Resolution No. 88, Series of 2022)

8. Vote on Approval of the Consent Agenda

(Motion and roll call vote required)

9. Other Business

a. Call for Volunteers: Nominating Committee for 2023 Officers

10. Reports/Discussions

a. Executive Director's Report

11. Executive Session

- a. Personnel Matter 2023 Salary and Benefits Discussion [24-6-402(4)(f)(I) CRS]
- Executive Committee Report of Executive Director's Annual Review (Pursuant to 24-6-402(4)(f)(1) CRS)

12. Announcements

a. Next Meeting: Thursday, November 17, 2022

13. Adjournment



BOARD OF DIRECTORS MEETING

Meeting Minutes August 18, 2022

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

Board Members Present:

Mike Anderson Professional Engineer

Lynn Baca Commissioner, Adams County
Guyleen Castriotta Mayor, City/County of Broomfield
Jolon Clark Council Member, City/County of Denver

Rachel Friend Mayor Pro Tem, City of Boulder*
Happy Haynes Deputy Mayor, City/County of Denver

Mark Hunter Professional Engineer

Matt Jones Commissioner, Boulder County

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*

Nancy Sharpe Commissioner, Arapahoe County*

Bud Starker Mayor, City of Wheat Ridge
Ashley Stolzmann Mayor, City of Louisville
Marc Williams Mayor, City of Arvada

* Indicates virtual attendee

Board Members Absent:

Françoise Bergan Mayor Pro Tem, City of Aurora

Stacie Gilmore Council Member, City/County of Denver

Lora Thomas Commissioner, Douglas County

MHFD Staff Present:

Executive Director Keiko Ohtake-Gordon **GIS Technician** Laura Kroeger Will Barkman **Project Engineer** Charlie Pajares Project Engineer Jeff Battiste Staff Engineer Teresa Patterson Watershed Manager **David Bennetts Government Relations Director** Ellie Paulsen Senior Administrative Assistant Darren Bradshaw Senior Construction Manager Holly Piza Research and Development Shannon Carscallen Director **Administrative Assistant Bao Chongtoua Development Services Director** Kiersten Rasmussen Intern Abbie Culbertson Bruce Rindahl Flood Warning Manager Intern Amelia Deleon **Human Resources Director Drew Roberts** Staff Engineer Sara DeGroot **Project Manager** Rachel Rodriguez Administrative Assistant **Katie Evers GIS Administrator** Wanda Salazar Accountant Colin Haggerty Watershed Manager Terri Schafer Finance Director Dan Hill Watershed Manager **Brooke Seymour** Planning & Floodplain Laura Hinds **Project Engineer** Management Director Hung-Teng Ho Hydraulic Modeler **Dave Skuodas** Design, Construction, & Bryan Kohlenberg Watershed Manager Maintenance Director **Haley Koesters** Staff Engineer **Andy Stewart** Watershed Manager Chad Kudym IT Director Stacey Thompson Floodplain Manager Teddy Larkin GIS Technician Pieter Van Leeuwen Intern Jon Villines Kelsey Mehan Office Coordinator Watershed Manager

Jim Watt Watershed Manager Jackson Winterrowd Intern

Joe Williams Senior Construction Manager Brik Zivkovich Staff Engineer

Others Present:

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

How the District Works: Research to Criteria

Ms. Holly Piza, Research and Development Director, gave a presentation on the District's recent research on safety grates.

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. Swearing in of New Board Member

i. Deputy Mayor Happy Haynes, City and County of Denver

Deputy Mayor Haynes was sworn in by Mr. Ed Krisor. Ms. Laura Kroeger and the Board welcomed her back to the District.

b. 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 Arvada.

c. Awards/Recognitions

Innovative Project of the Year Award with River Run – National Association of Flood and Stormwater Management Agencies (NAFSMA)

Ms. Kroeger recognized the River Run Project for winning the NAFSMA Innovative Project of the Year Award. This is a new award program launched by NAFSMA to recognize innovative and multibenefit projects. The District and its partners are honored to be the first to receive this national award.

ii. Director of Communications, OnBase Solution Experts Group (OSEG) Board of Directors - Chad Kudym

Ms. Kroeger recognized Mr. Chad Kudym, IT Director, for being appointed Director of Communications, OnBase Solution Experts Group (OSEG) Board of Directors.

3. Roll Call - Determination of Quorum

Roll was called and a quorum was declared present.

4. Approval of July 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 July 21, 2022 Meeting Minutes. Hearing none, the minutes were approved as submitted.

5. Committee Reports

a. Executive Committee

Mayor Paul noted that while there was not a formal Executive Committee meeting that took place, the committee has been in correspondence with Ms. Kroeger regarding a recent incident in which the District was victim to a social engineering attack.

Ms. Kroeger gave a presentation on the Social Engineering attack that included background, what happened, initial response, and action plan. The District fell victim to a fraud resulting in potential loss of \$130,632 when an email from a trusted vendor was hacked, requesting a change in payment method. Upon realizing the transaction was fraudulent, it was first confirmed that the District's system was secure, notified the banks, FBI, and Denver Police Department, and contacted the District's Liability Insurance to determine what the total liability was. In addition, a detailed timeline was created to

understand what vulnerabilities exist and where the improvements need to be made. Mayor Paul, Mr. Ed Krisor, and the Executive Committee were notified.

Ms. Kroeger explained that the District feels a responsibility to share what happened with the community as a way to educate and help others be on guard for similar attacks. The District plans to put regular employee training and awareness in place to prevent such attacks from happening again. A risk assessment will also be performed to explore other possible protective measures. Lastly, the District's cyber security measures are increasing and on the right track, with increasing staff and partner training and awareness. Ms. Kroeger informed the board that if anyone had additional questions on the incident that they could reach out to her.

b. Audit and Finance Committee

Mayor Stephanie Piko provided an update on the Audit and Finance Committee meeting that took place on Monday, August 1 at 11 am. The committee met in person to review potential accounting firms to select as auditor. Committee members in attendance included: Commissioner Lora Thomas (Chair), Mayor Stephanie Piko, and Mr. Mike Anderson. Also in attendance were Ms. Kroeger and Accounting Director, Ms. Terri Schafer.

Mayor Piko stated that the District put out a Request for Proposal (RFP) and received two submissions, including the District's current auditor, Eide Bailly LLP. In the past, the Audit and Finance Committee has recommended a change in auditing firms every five years. However, after reviewing both firms, and in consideration of the District's growth, including the purchase the District's new building, the Audit and Finance Committee recommended a new contract with Eide Bailly with the potential for a second year if District is satisfied with their performance. The benefit is consistency while we are currently managing a lot of change with the recent purchase of a new headquarters, social engineering attack, and risk assessment initiatives.

6. 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. Continuing to Retain Eide Bailly as an Independent Auditor for the 2022/2023 Audit (Resolution No. 67, Series of 2022)

Resolution No. 67, Series of 2022 was discussed during agenda item No. 5 Committee Reports.

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

b. Recognition of the Contributions of Bryan Kohlenberg (Resolution No. 68, Series of 2022)

Ms. Kroeger gave a presentation on the contributions and projects that Mr. Bryan Kohlenberg, Southwest Watershed Manager has done over his 28 years at the District. Mr. Kohlenberg will retire from the District on September 12, 2022.

Mayor Paul and the entire Board of Directors thanked Mr. Kohlenberg for his many years of dedication to the District.

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

c. Authorization to Convey to Adams County Real Property Described as Plot 25, Rosebud Gardens and Part of Lot 1, Block 1, Gran-Pal Gardens, Adams County (Resolution No. 69, Series of 2022)

This is a resolution to convey property that the District currently owns back to Adams County. In working with our Local Government partners, the District has acquired properties in the past and would now like to convey these properties back to the local government for their use.

The first site, described as Plot 25 in Rosebud Gardens, was purchased in 1982 as part of capital improvement project with Adams County on the Clear Creek Bridge. During an environmental site

assessment it was discovered that contaminants existed and mitigation was required. Mitigation and revegetation were completed, and the parcel is ready to be transferred back to Adams County.

The second site, Part of Lot 1, Block 1 Gran-Pal Gardens, was purchased by the District in 1993 as part of a capital improvement project with Adams County along Little Dry Creek. After an environmental assessment, it was determined no mitigation or revegetation was required on this parcel.

Adams County has agreed to accept the transfer of both properties and the District's conditions for future use.

Resolution No. 69 authorizes the District to convey these two parcels back to Adams County on the condition that they will use the property to preserve the floodplain.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 69 on the Consent Agenda.

d. Authorization to Agree in Writing to Accept the Use of Property Tax Increment Financing for the Proposed Sun Valley Homes Urban Redevelopment Area (Resolution No. 70, Series of 2022)

In 2020, the Board adopted a resolution (Resolution No. 55, Series of 2020) that revised the District's policy for requests by Local Governing Bodies and/or Urban Renewal Authorities asking the District to allow the tax increment derived from the District's mill levy to instead be allocated to the requesting Governing Bodies and/or Urban Renewal Authorities. Resolution No. 55, Series of 2020 requires the Executive Director to allocate the reduced revenue associated with the tax increment to only those counties in which the revenue is being diverted; and additionally affirms that, barring extraordinary circumstances brought to the attention of the Board by a Director of the District, the Board shall approve the Requesting Entity's request.

The District received a written request from the Denver Urban Renewal Authority (DURA) and the City and County of Denver to accept the use of property tax increment financing (TIF) for the proposed Sun Valley Homes Urban Redevelopment Area. The site in Denver is about 39 acres in size, and the proposed plan for the area is to provide new civil infrastructure and housing throughout the neighborhood.

The fiscal impact to the District resulting from this resolution is a property tax revenue reduction of approximately \$459,147 (under the current revenue projections) over the 25-year term of the property TIF.

Resolution No. 70 accepts the use of property TIF for the Sun Valley Homes Urban Redevelopment Area and authorizes the Executive Director to enter into an agreement with DURA to that effect.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 70 on the Consent Agenda.

e. Authorization to Participate in Drainage and Flood Control Improvements on Walnut Creek and North Branch Walnut Creek, City and County of Broomfield (Resolution No. 71, Series of 2022)

The City and County of Broomfield and the District cooperated in the preparation of "Outfall Systems Planning – Big Dry Creek (ADCO) and Tributaries," dated January 1989; which recommends improvements on Walnut Creek and North Branch Walnut Creek. St. John Properties, Inc. is developing the area along Walnut Creek and North Branch Walnut Creek upstream of Simms Street in Broomfield. The development is called Simms Tech Park and consists of approximately 80 acres. The site is being developed for commercial use.

The county requires the master planned improvements to be implemented as part of their land development approval process. The improvements include stream stabilization and a new crossing of Simms Street at North Branch Walnut Creek. Broomfield and St. John Properties, Inc. have requested that the District manage the design and construction of improvements required by Broomfield as a result of a development in lieu of St. John Properties, Inc. designing and constructing those

improvements along Walnut Creek and North Branch Walnut Creek. Preliminary project costs are estimated to be \$10,500,000.

Resolution No. 71 authorizes the District to collect funds from St. John Properties, Inc. 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. 71 on the Consent Agenda.

f. Authorization to Participate in Drainage and Flood Control Improvements on Goldsmith Gulch Downstream of Berry Avenue, City of Greenwood Village, Arapahoe County (Resolution No. 72, Series of 2022)

This is a joint project with the City of Greenwood Village. The City of Greenwood Village desires to design, acquire right-of-way, and construct improvements along Goldsmith Gulch downstream of Berry Avenue in accordance with the "Upper Goldsmith Gulch Outfall Systems Planning Conceptual Design Report," dated November 2005. The project includes channel improvements to Goldsmith Gulch downstream of Berry Avenue. The primary goal of the improvements is to prevent bank erosion from migrating into the adjacent pedestrian trail. Alternative channel alignments will be considered with the goal of providing protection for a sanitary sewer mainline that shares the channel corridor. Easement and right-of-way acquisition will be included in the project costs. The District will be administering the design once a consulting engineering firm is selected.

The District and the City of Greenwood Village desire to construct the improvements which will be managed by the District. Construction is anticipated in 2024.

The District and the City of Greenwood Village have identified \$260,000 in initial project costs for the design, right-of-way acquisition, and partial funding of construction with the District's participation being \$130,000 in 2022 funds. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 72 authorizes \$130,000 of District funds from the Special Revenue Fund - Construction to be at least matched by the City of Greenwood Village 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. 72 on the Consent Agenda.

g. Authorization to Participate in Drainage and Flood Control Improvements on Lemon Gulch Reach 1 Downstream of Crowfoot Valley Road, Town of Parker, Douglas County (Resolution No. 73, Series of 2022)

The Town of Parker and the District cooperated in the preparation of "Scott and Lemon Gulch Watersheds Outfall Systems Plan Preliminary Design Report," dated July 2006; which recommends improvements on Lemon Gulch Reach 1 downstream of Crowfoot Valley Road. AvalonBay Communities, Inc. is developing the area along Lemon Gulch Reach 1 downstream of Crowfoot Valley Road in the Town of Parker. The development is not yet named but is planned for the Coyle Property and consists of approximately 40 acres. The site is being developed for residential use.

The Town of Parker, as part of their land development approval process, requires the master planned improvements to be implemented. The improvements include constructing and stabilizing a channel to convey anticipated future flood flows. The Town of Parker and AvalonBay Communities, Inc. have requested that the District manage the design and construction of improvements required by the Town of Parker as a result of a development in lieu of AvalonBay Communities, Inc. designing and constructing those improvements along Lemon Gulch Reach 1 downstream of Crowfoot Valley Road. Preliminary project costs are estimated to be \$3,600,000.

Resolution No. 73 authorizes the District to collect funds from AvalonBay Communities, Inc. 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. 73 on the Consent Agenda.

7. Consent Agenda

Ms. Kroeger reminded the board that the additional authorizations on the consent agenda have summary sheets that provide a brief update of each project 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 June, July, and August 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 on Ralston Creek at Croke Canal, City of Arvada, Jefferson County (Resolution No. 74, Series of 2022)
- c. Additional Authorization to Participate in Drainage and Flood Control Improvements on Ralston Creek at Ward Road, City of Arvada, Jefferson County (Resolution No. 75, Series of 2022)
- d. Additional Authorization to Participate in Drainage and Flood Control Improvements on Goldsmith Gulch at Orchard Road, City of Greenwood Village, Arapahoe County (Resolution No. 76, Series of 2022)
- e. Additional Authorization to Participate in Drainage and Flood Control Improvements on Big Dry Creek (ADCO) and South and Middle Branches Hylands Creek Upstream of Sheridan Boulevard, City of Westminster, Jefferson County (Resolution No. 77, Series of 2022)

8. Vote on Approval of the Consent Agenda

Mayor Marc Williams moved and Mayor Nancy McNally seconded the motion to adopt the Consent Agenda. Upon a roll call vote, the motion was passed unanimously.

9. Reports/Discussions

a. Executive Director's Report

Employee Benefits Committee

The District is seeking volunteers to participate in the Employee Benefits Committee. The committee will hold its first meeting in October and is anticipated to hold three to four meetings within a 6 to 8 month span. Ms. Kroeger encouraged any Board members interested to reach out.

Budget Update

Mrs. Kroeger provided an overview of the District's budget ending July 31, 2022. Mrs. Kroeger noted that the District has collected to date \$74,498,967 of the anticipated \$92,722,283.

State Legislative and Agency Update

The Colorado Water Congress is meeting the week of August 22, 2022 and from that there could be legislation that the District and the Board may be interested in following.

Federal Legislative and Agency Update

The Water Resource Development Act (WRDA) has passed the House and Senate so there should be a Bill signed soon.

Ms. Kroeger and Ms. Brooke Seymour will attend a Federal Partnering session December 1 with the U.S Army Corps of Engineers. At which they will be discussing 408 permissions process to modify existing USACE funded projects.

Bayaud Building

The Design team put together 3D renderings of the building that were shared with the Board. Ms. Kroeger provided a timeline showing the District is on schedule for moving in April 2023. Construction

drawings, permitting, and ordering lead items will begin next month. The proposed budget is \$7.77 million with \$5.3 million approved to date and the additional \$2.5 million will be in the 2023 budget.

<u>District Response to Recent Rain</u>

Lead by Flood Warning Manager, Mr. Bruce Rindahl, the District shares vital data and information with staff, local government partners, and the media. After significant rain events, District staff visit and assess project sites, to determine how the site has functioned through the storm and what might be needed.

Farewell and Thank you to Ms. Kelsey Mehan

Ms. Kelsey Mehan, Office Coordinator, is leaving the District after 5 years of service. Ms. Kroeger and the Board recognized and thanks Ms. Mehan for her contributions and dedication to the District the last 5 years.

10. Announcements

a. Next Meeting: Thursday, October 20, 2022 (Meeting Cancelled in September)

11. Adjournment

Mayor Paul adjourned the meeting at 1:53 pm.

MHFD Board Meeting

October 20th, 2022

Resolutions by County:

<u>Adams</u>

- Acceptance of Flood Hazard Area Delineation for Second Creek (Lower) and Third Creek (Lower)
 Resolution No. 82, Series of 2022
- Acceptance of Flood Hazard Area Delineation Report for Clear Creek Resolution No. 83, Series of 2022

Arapahoe

- Authorization to Participate in a Planning Study of Little's Creek Resolution No. 80, Series of 2022
- Additional Authorization to Participate in Drainage and Flood Control Improvements on Yale Avenue to University Boulevard, City of Englewood Resolution No. 86, Series of 2022
- Additional Authorization to Participate in Drainage and Flood Control Improvements on Big Dry Creek Between County Line Road and East Orchard Road
 - Resolution No. 87, Series of 2022
- Additional Authorization to Participate in Drainage and Flood Control Improvements on South Englewood Basin, City of Englewood Resolution No. 88, Series of 2022

Boulder

 Authorization to Participate in a Planning Study of Bear Canyon Creek Resolution No. 81, Series of 2022

Denver

- Authorization to Agree in Writing to Accept the Use of Property Tax Increment Financing for the Proposed 27th and Larimer Urban Redevelopment Area Resolution No. 78, Series of 2022
- Authorization to Purchase Property at 2607 South Adams Street Resolution No. 79, Series of 2022
- Acceptance of Flood Hazard Area Delineation Report for Clear Creek Resolution No. 83, Series of 2022

Douglas

 Authorization to Drainage and Flood Control Improvements on West Fork Big Dry Creek at Cresthill Lane, Highlands Ranch Metro District Resolution No. 85, Series of 2022

Jefferson

- Acceptance of Flood Hazard Area Delineation Report for Clear Creek Resolution No. 83, Series of 2022
- Authorization to Participate in Drainage and Flood Control Improvements on Kenneys Run from 14th Street to 16th Street, City of Golden Resolution No. 84, Series of 2022

RESOLUTION NO. 78. SERIES OF 2022

(Authorization to Agree in Writing to Accept the Use of Property Tax Increment Financing for the Proposed 27th and Larimer Urban Redevelopment Area)

WHEREAS, the Board of Directors of the Urban Drainage and Flood Control District d/b/a Mile High Flood District amended Resolution No. 38, Series of 2011 with Resolution No. 55, Series of 2020 to expand its policy in regard to its agreement to accept the use of property tax increment financing (TIF) to include urban redevelopment areas; and

WHEREAS, this policy set forth in Resolution No. 55, Series of 2020 additionally requires that, barring extraordinary circumstances brought to the attention of the Board by a Director of the District, the Board approve each property TIF request; and

WHEREAS, the Denver Urban Renewal Authority (DURA) has made a written request of the District to use property TIF for an urban renewal project known as the 27th and Larimer Urban Redevelopment Plan (Exhibit A), and for the District to additionally accept the use of property TIF for the 27th and Larimer Urban Renewal Area consisting now of approximately 5.0 acres; and

WHEREAS, an aerial image outlining the location of the 27th and Larimer Urban Redevelopment Area is attached hereto as Exhibit B; and

WHEREAS, DURA has fully complied with all requirements of the District that are contained in amended Resolution No. 38, Series 2011; and

WHEREAS, no extraordinary circumstances have been brought to the attention of the Board of Directors of the District by a Board Member that would prevent the District agreeing in writing to accept the use of property TIF for the proposed 27th and Larimer Urban Renewal Area; and

WHEREAS, the fiscal impact to the District resulting from this resolution is a property tax revenue reduction of approximately \$418,682 over the 25-year term of the property TIF; and

WHEREAS, the District has prepared a letter agreement setting forth the terms for the District to accept the use of property TIF for the 27th and Larimer Urban Renewal Area, which agreement is attached hereto as Exhibit B: and

WHEREAS, the attached Exhibit B agreement, in order for the District's approval to be binding, requires the execution by both the District and DURA; and

WHEREAS, the legal description of such redevelopment area is attached hereto as Exhibit C.

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 agrees to accept the use of property tax increment financing (TIF) for the proposed 27th and Larimer Urban Renewal Area.
- 2. The Executive Director of the District is authorized to execute the attached Exhibit B letter agreement and forward it to Denver Urban Renewal Authority (DURA).
- 3. The Exhibit B letter agreement will become effective upon the District's receipt of a copy of the letter bearing the signature of Tracy Huggins, Executive Director of DURA acknowledging and agreeing to the terms therein.
- 4. The Exhibit B letter agreement will expire by its own terms if the 27th and Larimer Urban Renewal Area is not commenced by December 31, 2024.

	URBAN DRAINAGE AND FLOOD CONTROL DISTRICT d/b/a MILE HIGH FLOOD DISTRICT
	Date:
ATTEST:	
Secretary	Chairperson

RESOLUTION NO. 78. SERIES OF 2022

(Authorization to Agree In Writing to Accept the Use of Property Tax Increment Financing for the Proposed 27th and Larimer Urban Redevelopment Area)

EXHIBIT A: DURA Request Letter



September 16, 2022

Mile High Flood District 2480 W. 26th Ave., Suite 156-B Denver, Colorado 80211 Attn: Laura A Kroeger, Executive Director

Dear Ms. Kroeger:

The Denver Urban Renewal Authority ("DURA") is currently working with the City and County of Denver (the "City") to approve an Urban Redevelopment Plan to support the redevelopment of several properties in the Five Points neighborhood. The 27th & Larimer Urban Redevelopment Plan ("Plan") would create the 27th & Larimer Urban Redevelopment Area ("Area") and a sales and property tax increment area coterminous with the Area.

Under Colorado Revised Statutes C.R.S. 31-25-101 (Urban Renewal Law), DURA is required to notify Mile High Flood District ("Flood District") on the establishment of any tax increment areas and enter into an agreement regarding the use of property tax increment.

Pursuant to C.R.S. 31-25-107(9.5)(a), before any urban renewal plan utilizing property tax increment may be approved by the Denver City Council, the governing boards of each other public body whose property tax revenues would be allocated through the use of tax increment financing must be notified. Following this notification, representatives of DURA and the Flood District will meet to negotiate an agreement governing the types and limits of tax revenues to be allocated to the Project. The agreement must address, without limitation, estimated impacts of the Project on Flood District services associated solely with the urban renewal plan.

Therefore, please accept this letter as notification of our intent to request the Denver City Council to approve the 27th & Larimer Urban Redevelopment Plan and to establish a sale and property tax increment area.

Proposed Urban Redevelopment Plan

The proposed Plan defines the objectives for blight elimination, redevelopment, and revitalization within the Area. The Plan would authorize the use of tax increment financing to achieve the Plan objectives and create a property tax increment and sales tax increment area coterminous with the Area. A general overview of the Plan follows.

(303) 534-3872 FAX (303) 534-7303 1555 California Street Suite 200 Denver, CO 80202

RENEWDENVER.ORG

Conditions (Blight) Study Findings

Following notification of the property owners, a Conditions Study was conducted. Within the study area, 4 of the 11 possible blight factors were identified as being present. Those factors include:

- deteriorated or deteriorating structures;
- deterioration of site or other improvements;
- environmental contamination of buildings or property; and
- existence of health, safety or welfare factors requiring high levels of municipal services or substantial physical underutilization or vacancy of sites, buildings, or other improvements.

Plan Objectives

The proposed Plan seeks to eliminate blight through the creation of the Area. The main objectives of the Plan are to reduce or eliminate blighted conditions and to stimulate growth and development of the Area. The Plan will seek to promote the following objectives:

- Eliminate blight;
- Renew and improve the character and environment of the Area and its surroundings by preventing or ameliorating economic, physical and environmental deterioration;
- More effectively use underdeveloped land within the Area;
- Promote a diverse, sustainable neighborhood economy, including mixed use and commercial development opportunities within the Area;
- Encourage land use patterns that result in a more environmentally sustainable city;
- Assist the City in cultivating complete and inclusive neighborhoods;
- Encourage land use patterns where pedestrians are safe and welcome;
- Improve the economy of the City by stabilizing and upgrading property values;
- Encourage high and moderate density development where appropriate; and
- Achieve goals as outlined in adopted City Plans

Proposed Urban Redevelopment Area

The Area is a contiguous area containing fifteen real property parcels located in the Five Points statistical neighborhood. The majority of the property in the Urban Redevelopment Area is located within a full city block formed by Larimer Street, 27th Street, Lawrence Street and 26th Street and a smaller portion of the Urban Redevelopment Area is located south of 26th Street along the northeast side of the 2500 block of Larimer Street. The context surrounding the Area is comprised predominately of a mix of retail and residential land uses. The land use within the Area includes the office headquarters of the non-profit Volunteers of America ("VOA") owned by the VOA, a commissary kitchen and food distribution facilities operated by the VOA but owned by Edens (the "Redeveloper"), a liquor store, and several vacant properties. The VOA will soon vacate the commissary kitchen and food distribution warehouse for new facilities outside the Area that can better accommodate the non-profit.



Figure 1: 27th & Larimer Urban Redevelopment Area Boundary

Description of the Urban Redevelopment Project

The proposed Project includes the revitalization of the Area through the development of several multi-story buildings that will create a mix of uses contemplated to include retail; residential, a portion of which will be affordable to low-income households; a publicly accessible outdoor plaza; and below-grade parking. Additionally, the redeveloper is undertaking the rehabilitation of the VOA headquarters within the Area that will maintain the non-profit's presence in the neighborhood. Below is a summary of the proposed development to occur within the Area.

Project Use Mix	Quantity Measurement
Residential	390 Units
Market Rate	351 Units
Affordable (60% AMI)	39 Units
Retail	101,113 sf
Retail	53,250 sf
Restaurant	22,863 sf
Grocer	25,000 sf
Office (VOA)	21,706 sf
Open Space	10,000 sf
Subgrade Parking	565 Spaces
Residential	293 Spaces
Retail	242 Spaces
VOA	30 Spaces

Table 1: Project Development Program

Residential Component Unit Mix

Unit Types	Market-Rate Affo	rdable	Total
Studio	107	12	119
1BR	142	16	158
2BR	102	11	113
Total	351	39	390

Table 2: Anticipated Project Residential Unit Mix

Construction of the Project is anticipated to commence in early 2023 with completion of the retail component of the Project in summer of 2024 and the residential component in early 2025.

TIF Capacity

Please see the attached schedule which summarizes the projected sales and property tax increment to be generated by the Project.

Timing and Next Steps

The Plan is expected to be considered by the DURA Board of Commissioners in advance of a public hearing before Denver City Council, currently expected to occur on November 21st, 2022.

Upon review of the information provided herein, please provide a Tax Increment Impact Analysis or other documentation to allow for the negotiation of an agreement governing the types and limits of tax revenues to be allocated to the Project. Please provide the requested documentation at your earliest convenience but no later than 30 days from receipt of this notification.

Thank you for your assistance as we work to implement the statutory requirements and please do not hesitate to contact me for any additional information you may require.

Sincerely,

Tracy Huggins
Executive Director

Denver Urban Renewal Authority Projected Tax Increment generated in 27th & Larimer Urban Redevelopment Area ("URA")

				All Den	All Denver Taxing Entities	ties	Flood	Flood District Mills Only	Only				
					Annual Tax	Cumulative		Annual Tax	Cumulative	Annual Sales	Cumulative Sales	Total	Total Cumulative
Collection	Assessed Value	Less: Base	Incremental	Total Mill Levy	Increment T	ax Increment	Increment Tax Increment Total Mill Levy	Increment	Increment Tax Increment	Tax Increment	Tax Increment	Tax Increment Incremental Taxes Incremental Taxes	Incremental Taxes
Year TIF Year	ar URA	Assessed Value	Assessed Value	URA**	Collected*	Collected	URA	Collected	Collected	Collected***	Collected	Collected*	Collected
2022	0 2,458,370	2,458,370	iš	73.609	æ	ý	1.000	×	*	(8)	(3)		(8)
2023	1 6,586,744	2,458,370	4,128,374	73.609	300,847	300,847	1.000	4,128	4,128	01	ric .	300,847	300,847
2024	2 6,718,478	2,556,705	4,161,773	73.609	303,281	604,127	1.000	4,162	8,290	309,758	309,758	613,039	913,885
2025	3 12,850,281	2,556,705	10,293,576	73.609	750,123	1,354,250	1.000	10,294	18,584	1,390,233	1,699,991	2,140,356	3,054,241
7 2026 7	4 18,089,208	2,658,973	15,430,235	73.609	1,124,446	2,478,696	1.000	15,430	34,014	1,419,046	3,119,037	2,543,492	5,597,733
2027	5 18,208,033	2,658,973	15,549,060	73.609	1,133,105	3,611,801	1.000	15,549	49,563	1,448,435	4,567,472	2,581,540	8,179,273
2028	6 18,936,354	2,765,332	16,171,022	73.609	1,178,429	4,790,231	1.000	16,171	65,734	1,478,412	6,045,884	2,656,841	10,836,115
2029	7 18,936,354	2,765,332	16,171,022	73.609	1,178,429	5,968,660	1.000	16,171	81,905	1,508,988	7,554,872	2,687,417	13,523,532
2030	8 19,693,808	2,875,945	16,817,863	73.609	1,225,567	7,194,227	1.000	16,818	98,723	1,540,176	9,095,048	2,765,743	16,289,275
2031	9 19,693,808	2,875,945	16,817,863	73.609	1,225,567	8,419,793	1.000	16,818	115,541	1,571,987	10,667,035	2,797,554	19,086,828
2032 10	.0 20,481,561	2,990,983	17,490,578	73.609	1,274,589	9,694,383	1.000	17,491	133,031	1,604,435	12,271,470	2,879,024	21,965,853
2033 11	1 20,481,561	2,990,983	17,490,578	73.609	1,274,589	10,968,972	1.000	17,491	150,522	1,637,531	13,909,001	2,912,120	24,877,973
2034 12	12 21,300,823	3,110,622	18,190,201	73.609	1,325,573	12,294,545	1.000	18,190	168,712	1,671,290	15,580,291	2,996,863	27,874,836
2035 13	13 21,300,823	3,110,622	18,190,201	73.609	1,325,573	13,620,118	1.000	18,190	186,902	1,705,724	17,286,015	3,031,297	30,906,133
2036 12	14 22,152,856	3,235,047	18,917,809	73.609	1,378,596	14,998,714	1.000	18,918	205,820	1,740,846	19,026,861	3,119,442	34,025,575
2037 15	15 22,152,856	3,235,047	18,917,809	73.609	1,378,596	16,377,309	1.000	18,918	224,738	1,740,846	20,767,707	3,119,442	37,145,016
2038 16	16 23,038,970	3,364,449	19,674,521	73.609	1,433,740	17,811,049	1.000	19,675	244,412	1,740,846	22,508,553	3,174,586	40,319,602
2039 17	7 23,038,970	3,364,449	19,674,521	73,609	1,433,740	19,244,789	1.000	19,675	264,087	1,740,846	24,249,399	3,174,586	43,494,188
2040 18	18 23,038,970	3,499,027	19,539,943	73.609	1,423,933	20,668,721	1.000	19,540	283,627	1,740,846	25,990,245	3,164,779	46,658,966
2041 15	19 23,038,970	3,499,027	19,539,943	73,609	1,423,933	22,092,654	1.000	19,540	303,167	1,740,846	27,731,091	3,164,779	49,823,745
2042 20	23,038,970	3,638,988	19,399,982	73.609	1,413,733	23,506,387	1.000	19,400	322,567	1,740,846	29,471,937	3,154,579	52,978,324
2043 2:	23,038,970	3,638,988	19,399,982	73.609	1,413,733	24,920,120	1.000	19,400	341,967	1,740,846	31,212,783	3,154,579	56,132,903
2044 22	23,038,970	3,784,548	19,254,422	73.609	1,403,126	26,323,246	1.000	19,254	361,221	1,740,846	32,953,629	3,143,972	59,276,875
2045 23	23 23,038,970	3,784,548	19,254,422	73.609	1,403,126	27,726,371	1.000	19,254	380,476	1,740,846	34,694,475	3,143,972	62,420,846
2046 24	24 23,038,970	3,935,930	19,103,040	73.609	1,392,094	29,118,466	1.000	19,103	399,579	1,740,846	36,435,321	3,132,940	65,553,787
2047 25	25 23,038,970	3,935,930	19,103,040	73.609	1,392,094	30,510,560	1.000	19,103	418,682	1,740,846	38,176,167	3,132,940	68,686,727

* Net of City Collection Fee

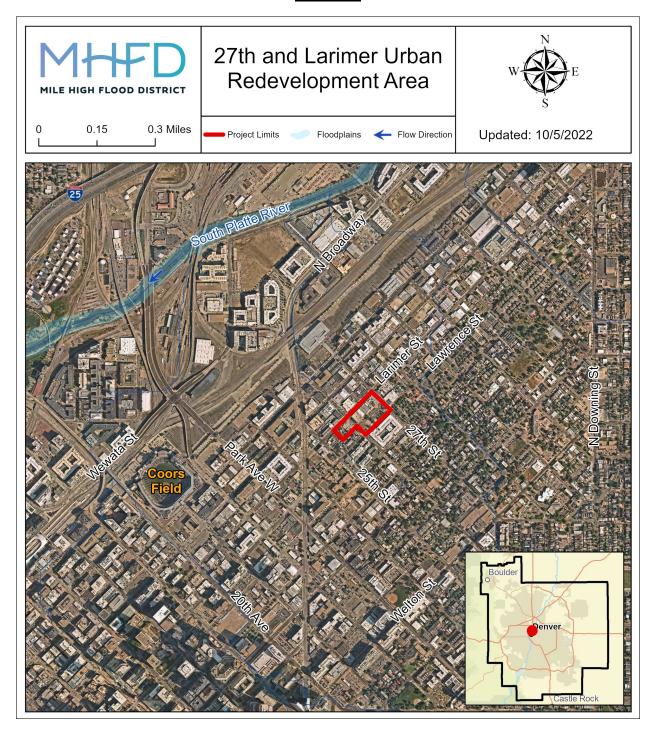
** Excludes Developmentally Disabled Mill

*** Net of estimated Base Sales Tax of \$50,400

RESOLUTION NO. 78, SERIES OF 2022

(Authorization to Agree In Writing to Accept the Use of Property Tax Increment Financing for the Proposed 27th and Larimer Urban Redevelopment Area)

EXHIBIT B



RESOLUTION NO. 78, SERIES OF 2022

(Authorization to Agree In Writing to Accept the Use of Property Tax Increment Financing for the Proposed 27th and Larimer Urban Redevelopment Area)

EXHIBIT C



2480 W. 26th Ave Suite 156-B | Denver, CO 80211 TEL 303 455 6277 | FAX 303 455 7880



October 4, 2022

Tracy Huggins, Executive Director Denver Urban Renewal Authority 1555 California Street, Suite 200 Denver, CO 80202

Re: 27th and Larimer Urban Redevelopment Plan

Dear Ms. Huggins:

This letter agreement ("Agreement") is entered into pursuant to Section 31-25-107(9.5), C.R.S. The Urban Drainage and Flood Control District d/b/a Mile High Flood District ("District") understands that the Denver Urban Renewal Authority ("Authority") and the City and County of Denver ("Denver") intend to adopt the 27th and Larimer Urban Redevelopment Plan (the "Plan") and to create the 27th and Larimer Property Tax Increment and Sales Tax Increment Area (the "Tax Increment Area").

The District is in receipt of the proposed Plan creating the 27th and Larimer Urban Redevelopment Area as proposed to the City Council of Denver and, the proposed Ordinance establishing the Tax Increment Area and authorizing the use of property tax increment and sales tax increment for redevelopment of the Urban Redevelopment Area.

The District agrees that in accordance with C.R.S. § 31-25-107(9.5), that the District has received proper notice of the proposed Plan and that the Authority and the District are entering into this agreement to address the estimated impacts of the Plan on District services associated solely with the Plan. The District has determined that there are no material impacts to District services caused by the proposed Plan and the creation of the Tax Increment Area and therefore the tax increment derived from the District's mill levy shall be allocated to the Authority. The parties agree that this Agreement satisfies the requirements of C.R.S. § 31-25-107(9.5)(a).

The District further agrees that, as permitted under C.R.S. § 31-25-107(9.5)(b)(i), the District waives the requirements of (i) any future notice, except for substantial modifications or amendments to the Plan, including the addition of a project or regarding the modification of the Tax Increment Area under the Plan, (ii) any future filings with or by the District, (iii) any requirement for future consent by the District, except consent to any substantial modifications or amendments to the Plan, including the addition of a project or regarding the modification of the Tax Increment Area under the Plan and (iv) any enforcement right regarding the Plan, or matters contemplated under the Plan, except that the District shall have the right to take any actions necessary to enforce this Agreement.

Protecting People, Property and Our Environment.



If the City and County of Denver and the Authority desire that the drainage and flood control facilities constructed as part of the Plan be eligible for future District maintenance assistance, they shall comply with all terms and conditions of Amended Resolution No. 38, Series of 2011 as amended by Resolution 21, Series of 2016, including but not limited to Resolution No. 26, Series of 1983 of the District.

The consent of the District to the Plan will expire and be of no force and effect unless the Project is under construction by [December 31, 2024].

If this letter correctly reflects our agreement, please sign below and return a fully-executed original to me.

Respectfully,

Laura A. Kroeger Executive Director Mile High Flood District

ACKNOWLEDGED AND AGREED:

DENVER URBAN RENEWAL AUTHORITY

By:_______
Tracy Huggins
Executive Director

Date:______

RESOLUTION NO. 79, SERIES OF 2022

(Authorization to Purchase the Property at 2607 South Adams Street, 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 "Flood Hazard Area Delineation; Harvard Gulch and Dry Gulch," dated 2017; which identified the floodplain on Harvard Gulch, and

WHEREAS, the City and County of Denver and the District as part of the stream restoration project on Harvard Gulch has identified the need to purchase the property located at 2607 South Adams Street to; and

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

WHEREAS, once the purchase has been completed, the existing building 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 \$625,000; and

WHEREAS, the District has negotiated the acquisition of the property for a purchase price of \$625,000, 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 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 property in imminent danger of flood or flood-related damage and

WHEREAS, the District has adopted, subsequent to a public hearing, a Special Revenue Fund – Maintenance Budget (Resolution No. 76, Series of 2021) for calendar year 2022, which includes acquisition of right-of-way for the construction of the Harvard Gulch downstream of Colorado Boulevard project; and

WHEREAS, the District has adopted and authorized expenditure of the 2022 Work Plans (Resolution No. 78, Series of 2021) that includes Maintenance Services and the Harvard Gulch downstream of Colorado Boulevard project.

NOW, THEREFORE, BE IT RESOLVED THAT:

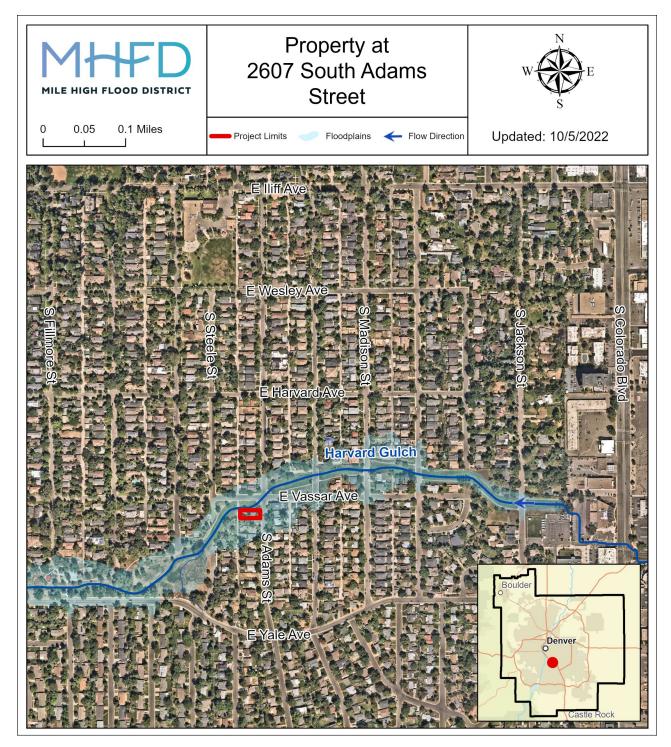
- 1. The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to close the agreement with IH Holdings Twenty One, LLC for the purchase of the property at 2607 South Adams Street for an amount of \$625,000 plus usual and normal closing expenses.
- 2. Upon closing on the purchase of the property, 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.
- The deed from the District to the City and County of Denver regarding the property at 2607 South Adams Street 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

RESOLUTION NO. 79, SERIES OF 2022

(Authorization to Purchase the Property at 2607 South Adams Avenue, City and County of Denver)

EXHIBIT A



RESOLUTION NO. 80, SERIES OF 2022 (Authorization to Participate in a Planning Study of Little's 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 Littleton, City of Centennial, Arapahoe County have enacted floodplain regulations; and

WHEREAS, the City of Centennial (and/or) Arapahoe County has assigned and transferred to the Southeast Metro Stormwater Authority (SEMSWA) its rights and obligations for the Little's Creek planning study; and

WHEREAS, the Board has previously established a Work Program for 2022 (Resolution No. 78, Series of 2021) which includes master planning; and

WHEREAS, the Board previously cooperated with the City of Littleton in the preparation of "Little's Creek Major Drainageway Plan," dated July 2012; and

WHEREAS, the City of Littleton and SEMSWA have expressed a desire to participate in a new study leading to a major drainageway plan for Little's Creek; and

WHEREAS, the Board wishes to cooperate with the City of Littleton and SEMSWA in the identification of solutions to stormwater drainage and flood control management problems for Little's Creek (Exhibit A); and

WHEREAS, the cost of engineering and mapping services for the study is estimated to be \$200,000 and is expected to be divided among participating entities as follows:

Sponsor	Master Plan Contribution
MHFD	\$100,000
SEMSWA	\$75,000
City of Littleton	\$25,000
TOTAL	\$200,000

NOW, THEREFORE, BE IT RESOLVED THAT:

- 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 the Southeast Stormwater Metro
 Authority(SEMSWA) and the City of Littleton, to fund the required engineering and mapping
 services for the Little's Creek planning study.
- 2. The Executive Director is authorized to enter into agreements with qualified engineers, surveyors, and others as necessary for preparation of the study.
- 3. The expenditures for the engineering and mapping services are estimated to be \$200,000 and the District's share of total costs shall not exceed \$100,000 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 SEMSWA and the City of Littleton.

	URBAN DRAINAGE AND FLOOD CONTROL DISTRICT d/b/a MILE HIGH FLOOD DISTRICT
	Date:
ATTEST:	
Secretary	Chairperson

RESOLUTION NO. 80, SERIES OF 2022 (Authorization to Participate in a Planning Study of Little's Creek)

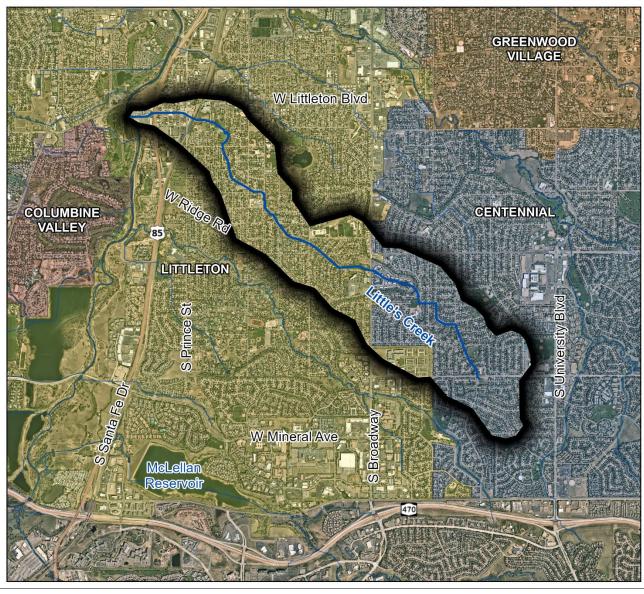
Exhibit A



Planning Study of Little's Creek



Updated: 10/13/2022



RESOLUTION NO. 81, SERIES OF 2022

(Authorization to Participate in a Flood Hazard Area Delineation for Bear 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 has enacted floodplain regulations; and

WHEREAS, the Board has previously established a Work Program for 2022 (Resolution No. 78, Series of 2021) which includes floodplain mapping; and

WHEREAS, the Board wishes to prepare a Flood Hazard Area Delineation (FHAD) for Bear Canyon Creek from the City of Boulder limits on the west to the confluence with Boulder Creek (Exhibit A); and

WHEREAS, the cost of engineering and mapping services for the study is estimated to be \$150,000 and is expected to be divided among participating entities as follows:

Sponsor	FHAD Contribution
MHFD	\$75,000
Boulder	\$75,000
TOTAL	\$150,000

NOW, THEREFORE, BE IT RESOLVED THAT:

- 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 the City of Boulder, to fund the required
 engineering and mapping services for the Bear Canyon Creek Flood Hazard Area Delineation
 study.
- 2. The Executive Director is authorized to enter into agreements with qualified engineers, surveyors, and others as necessary for preparation of the study.
- 3. The expenditures for the engineering and mapping services are estimated to be \$150,000 and the District's share of total costs shall not exceed \$75,000 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.

	URBAN DRAINAGE AND FLOOD CONTROL DISTRICT d/b/a MILE HIGH FLOOD DISTRICT
	Date:
ATTEST:	
Secretary	Chairperson

RESOLUTION NO. 81, SERIES OF 2022 (Authorization to Participate in a Flood Hazard Area Delineation of Bear Canyon Creek)

Exhibit A

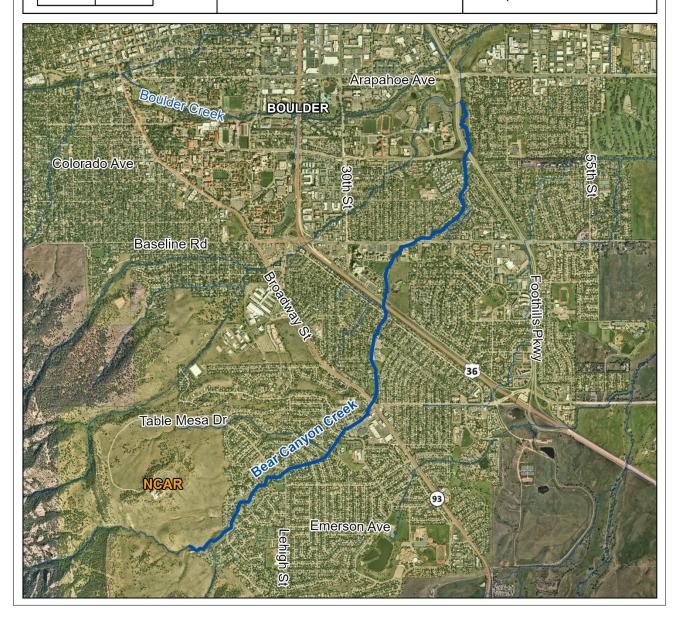


0 0.17 0.35 0.7 Miles

Flood Hazard Area Delineation for Bear Canyon Creek



Updated: 10/13/2022



RESOLUTION NO. 82, SERIES OF 2022

(Acceptance of Flood Hazard Area Delineation Report for Second Creek [Lower] and Third Creek [Lower])

WHEREAS, the District cooperated with Adams County, the City of Brighton, and the City of Commerce City in the preparation of a flood hazard area delineation (FHAD) report for Second Creek (Lower) and Third Creek (Lower) (Resolution No. 08, Series of 2016); and

WHEREAS, the Executive Director executed an agreement for engineering services with the consulting firm RESPEC Consulting & Services to conduct studies and prepare a FHAD study for Second Creek (Lower) and Third Creek (Lower); and

WHEREAS, RESPEC Consulting & Service has completed the study and submitted to the District the report titled "Flood Hazard Area Delineation Second Creek (Lower) and Third Creek (Lower)," dated October 2022; and

WHEREAS, the Board has previously indicated its desire that the results of such studies be provided to the local governments so as to assist such local governments in meeting the requirements of 24-65.1-101, et seq. CRS.

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 "Flood Hazard Area Delineation Second Creek (Lower) and Third Creek (Lower)," dated October 2022, and recommends its use as a guide in future planning related to the floodplains contained therein.
- 2. The Board of Directors of the Mile High Flood District recommends that Adams County, the City of Brighton, and the City of Commerce City adopt the report and regulate the 100-year floodplains defined in the report.
- 3. The Board of Directors of the Mile High Flood District submit the report for designation and approval by the Colorado Water Conservation Board as stated in 37-60-106(1)(c) CRS, as flood hazard areas, those areas described as being inundated by the 100-year flood.

	URBAN DRAINAGE AND FLOOD CONTROL DISTRICT d/b/a MILE HIGH FLOOD DISTRICT
	Date:
ATTEST:	
Secretary	Chairperson

RESOLUTION NO. 82, SERIES OF 2022

(Acceptance of Flood Hazard Area Delineation Report for Second Creek [Lower] and Third Creek [Lower])

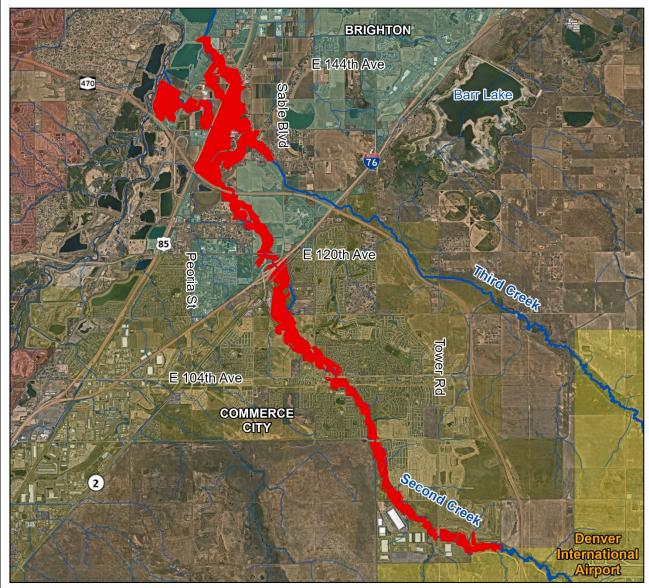
EXHIBIT A



Flood Hazard Area Delineation Report for Second Creek (Lower) and Third Creek (Lower)



Updated: 10/18/2022



RESOLUTION NO. 83, SERIES OF 2022 (Acceptance of Flood Hazard Area Delineation Report for Clear Creek)

WHEREAS, the District cooperated with the City of Golden, City of Wheat Ridge, City of Arvada, City and County of Denver, Jefferson County, and Adams County in the preparation of a flood hazard area delineation (FHAD) report for Clear Creek (Resolution No. 75, Series of 2015); and

WHEREAS, the Executive Director executed an agreement for engineering services with the consulting firm ICON Engineering to conduct studies and prepare a flood hazard area delineation study for Clear Creek; and

WHEREAS, ICON Engineering has completed the study and submitted to the District the report titled "Flood Hazard Area Delineation of Clear Creek," dated September 2022; and

WHEREAS, the Board has previously indicated its desire that the results of such studies be provided to the local governments so as to assist such local governments in meeting the requirements of 24-65.1-101, et seq. CRS.

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 "Flood Hazard Area Delineation of Clear Creek," dated September 2022, and recommends its use as a guide in future planning related to the floodplains contained therein.
- The Board of Directors of the Urban Drainage and Flood Control District recommends that the City of Golden, City of Wheat Ridge, City of Arvada, City and County of Denver, Jefferson County, and Adams County adopt the report and regulate the 100-year floodplains defined in the report.
- 3. The Board of Directors of the Urban Drainage and Flood Control District submit the report for designation and approval by the Colorado Water Conservation Board as stated in 37-60-106(1)(c) CRS, as flood hazard areas, those areas described as being inundated by the 100-year flood.

	URBAN DRAINAGE AND FLOOD CONTROL DISTRICT d/b/a MILE HIGH FLOOD DISTRICT
	Date:
ATTEST:	
Secretary	Chairperson

RESOLUTION NO. 83, SERIES OF 2022 (Acceptance of Flood Hazard Area Delineation Report for Clear Creek)

EXHIBIT A

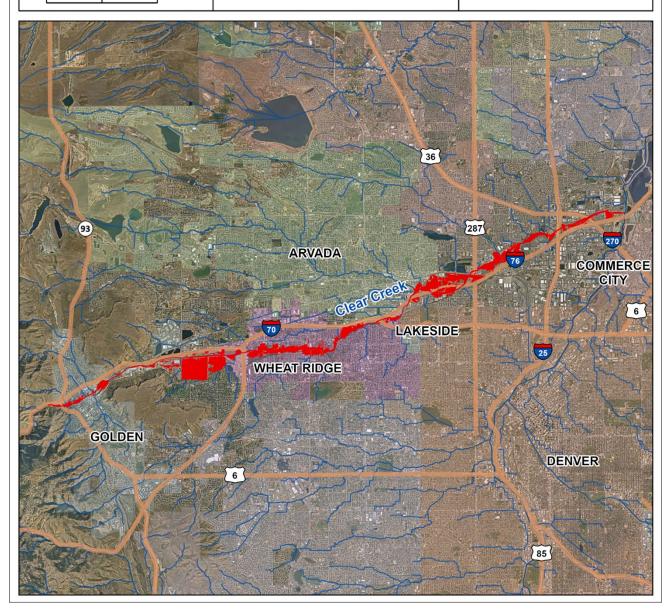


0 0.75 1.5 3 Miles

Flood Hazard Area Delineation Report for Clear Creek



Updated: 11/2/2021



RESOLUTION NO. 84, SERIES OF 2022

(Authorization to Participate in Drainage and Flood Control Improvements on Kenneys Run from 14th Street to 16th Street, City of Golden, 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 Golden has enacted floodplain regulations; and

WHEREAS, the City of Golden, Jefferson County and the District cooperated in the preparation of "Tucker Gulch & Kenneys Run Master Drainageway Plan," dated September 1983; which recommends improvements on Kenneys Run; and

WHEREAS, the City of Golden has requested District participation in the alternatives analysis and final design of improvements to Kenneys Run from 14th Street to 16th Street (Exhibit A); and

WHEREAS, the City of Golden has estimated the initial project costs to be \$200,000; and

WHEREAS, the District's participation being authorized by this resolution is \$100,000 to be at least matched by the City of Golden; 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. 76, Series of 2021) for calendar year 2022, which includes funds for design, acquisition of right-of-way, and construction of drainage and flood control improvements along Kenneys Run from 14th Street to 16th Street; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 79, Series of 2021) which includes funds for the improvements along Kenneys Run from 14th Street to 16th Street.

NOW, THEREFORE, BE IT RESOLVED THAT:

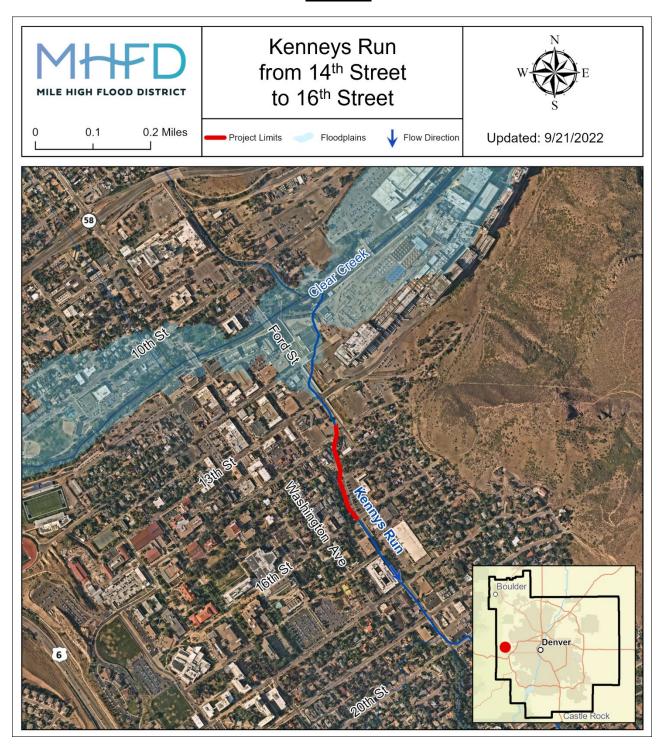
- 1. The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to execute the necessary agreements with the City of Golden for the design, acquisition of right-of-way, and construction of drainage and flood control improvements on Kenneys Run from 14th Street to 16th 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 Kenneys Run from 14th Street to 16th Street.
- 3. The District's maximum contribution to the Kenneys Run from 14th Street to 16th Street 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 the City of Golden.
- 4. Such approval for expenditure of District funds is contingent upon the City of Golden agreeing to regulate and control any defined floodplain in the Kenneys Run from 14th Street to 16th 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.

	DISTRICT d/b/a MILE HIGH FLOOD DISTRICT
	Date:
ATTEST:	
Secretary	Chairperson

RESOLUTION NO. 84, SERIES OF 2022

(Authorization to Participate in Drainage and Flood Control Improvements on Kenneys Run from 14th Street to 16th Street, City of Golden, Jefferson County)

EXHIBIT A



RESOLUTION NO. 85, SERIES OF 2022

(Authorization to Participate in Drainage and Flood Control Improvements on West Fork Big Dry Creek at Cresthill Lane, Highlands Ranch Metro District, 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, the Highlands Ranch Metro District (HRMD) has enacted floodplain regulations; and

WHEREAS, HRMD and the District cooperated in the preparation of "Big Dry Creek (ArapCo) Major Drainageway Plan," dated 2015; which recommends improvements on West Fork Big Dry Creek at Cresthill Lane; and

WHEREAS, HRMD has requested District participation in the design, acquisition of right-of-way, and construction of improvements to the West Fork Big Dry Creek at Cresthill Lane project (Exhibit A); and

WHEREAS, HRMD has estimated the initial project costs to be \$600,000; and

WHEREAS, the District's participation being authorized by this resolution is \$300,000 to be at least matched by HRMD; 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. 76, Series of 2021) for calendar year 2022, which includes funds for design, acquisition of right-of-way, and construction of drainage and flood control improvements along West Fork Big Dry Creek at Cresthill Lane; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 79, Series of 2021) which includes funds for the improvements along West Fork Big Dry Creek at Cresthill Lane.

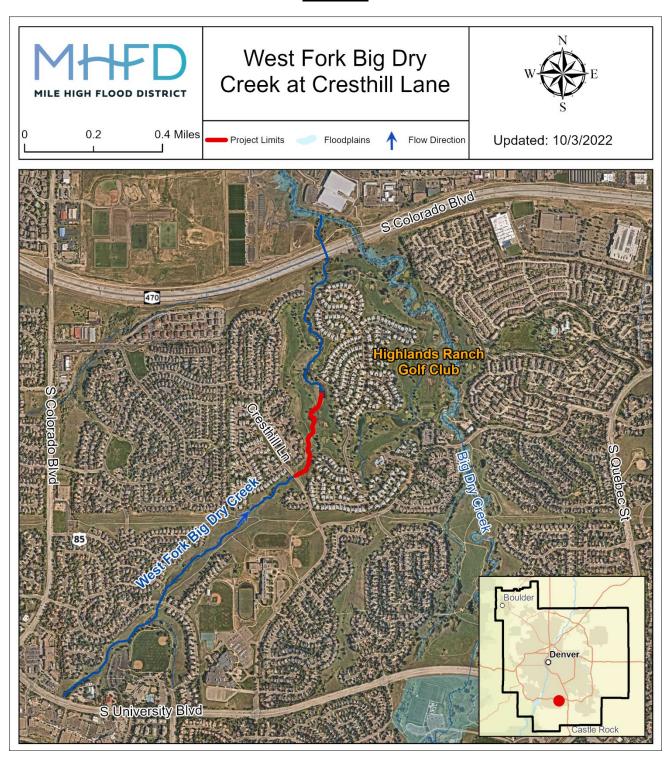
- 1. The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to execute the necessary agreements with the Highlands Ranch Metro District (HRMD) for the design, acquisition of right-of-way, and construction of drainage and flood control improvements on West Fork Big Dry Creek at Cresthill Lane.
- 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 West Fork Big Dry Creek at Cresthill Lane.
- 3. The District's maximum contribution to the West Fork Big Dry Creek at Cresthill Lane project, without prior approval of the Board, shall be \$300,000 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by HRMD.
- 4. Such approval for expenditure of District funds is contingent upon HRMD agreeing to regulate and control any defined floodplain in the West Fork Big Dry Creek at Cresthill Lane 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.

	DISTRICT d/b/a MILE HIGH FLOOD DISTRICT
	Date:
ATTEST:	
Secretary	Chairperson

RESOLUTION NO. 85, SERIES OF 2022

(Authorization to Participate in Drainage and Flood Control Improvements on West Fork Big Dry Creek at Cresthill Lane, Highlands Ranch Metro District, Douglas County)

EXHIBIT A



RESOLUTION NO. 86, SERIES OF 2022

(Additional Authorization to Participate in Drainage and Flood Control Improvements on Dry Gulch from Yale Avenue to University Boulevard, City of Englewood, Arapahoe 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 Englewood has enacted floodplain regulations; and

WHEREAS, the City of Englewood and the District cooperated in the preparation of "Harvard Gulch and Dry Gulch Major Drainageway Plan," dated December 2016; which recommends improvements on Dry Gulch from Yale Avenue to University Boulevard; and

WHEREAS, the Board previously authorized \$100,000 for the Dry Gulch from Yale Avenue to University Boulevard project; and

WHEREAS, \$100,000 that was previously authorized by Resolution No. 68, Series of 2021 for the Dry Gulch from Yale Avenue to University Boulevard project was reappropriated by Resolution No. 97, Series of 2021 to the South Englewood Basin project; and

WHEREAS, the City of Englewood and the District now desire to construct improvements along Dry Gulch from Yale Avenue to University Boulevard (Exhibit A); and

WHEREAS, the District's additional participation being authorized by this resolution is \$275,000 to be at least matched by the City of Englewood; 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. 76, Series of 2021) for calendar year 2022 which includes funds for construction of drainage and flood control improvements along Dry Gulch from Yale Avenue to University Boulevard; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 79, Series of 2021) which includes funds for the improvements along Dry Gulch from Yale Avenue to University Boulevard.

- Resolution No. 68, Series of 2021, Paragraph 3, is amended as follows:
 "The District's maximum contribution to the Dry Gulch from Yale Avenue to University Boulevard project without prior approval of the Board shall be \$100,000-\$275,000 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City of Englewood."
- 2. All other conditions and authorizations remain as stated in Resolution No. 68, Series of 2021.

	URBAN DRAINAGE AND FLOOD CONTROL DISTRICT d/b/a MILE HIGH FLOOD DISTRICT	
	Date:	
ATTEST:		
Secretary	Chairperson	

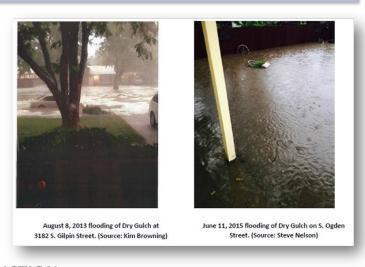
RESOLUTION NO. 86, SERIES OF 2022

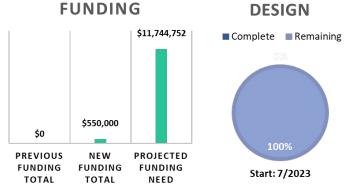
(Additional Authorization to Participate in Drainage and Flood Control Improvements on Dry Gulch from Yale Avenue to University Boulevard, City of Englewood, Arapahoe County)

EXHIBIT A

Dry Gulch from Yale Avenue to University Boulevard









GOALS

- Address urban flooding by upsizing existing open channel and providing 100-year storm sewer capacity
- Improvements can prevent up to \$42.5M in damages in 100-year event

RESOLUTION NO.87, SERIES OF 2022

(Additional Authorization to Participate in Drainage and Flood Control Improvements on Big Dry Creek Between County Line Road and East Orchard Road, Arapahoe 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, Arapahoe County has enacted floodplain regulations; and

WHEREAS, Arapahoe County has assigned and transferred to the Southeast Metro Stormwater Authority (SEMSWA) its rights and obligations for the Big Dry Creek between County Line Road and East Orchard Road project; and

WHEREAS, SEMSWA and the District cooperated in the preparation of "Big Dry Creek (Downstream of County Line Road) Major Drainageway Plan," dated June 2015; which recommends improvements on Big Dry Creek between County Line Road and East Orchard Road; and

WHEREAS, the Board previously authorized \$1,050,000 for the Big Dry Creek between County Line Road and East Orchard Road project; and

WHEREAS, the South Suburban Parks and Recreation District (SSPRD) has requested to become a financial sponsor of improvements along Big Dry Creek between County Line Road and East Orchard Road; and

WHEREAS, SEMSWA, SSPRD, and the District now desire to construct improvements along Big Dry Creek between County Line Road and East Orchard Road (Exhibit A); and

WHEREAS, the District's additional participation being authorized by this resolution is \$100,000 to be at least matched by SEMSWA and SSPRD; 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. 76, Series of 2021) for calendar year 2022, which includes funds for construction of drainage and flood control improvements along Big Dry Creek between County Line Road and East Orchard Road; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 79, Series of 2021) which includes funds for the improvements along Big Dry Creek between County Line Road and East Orchard Road.

- 1. Resolution No. 57, Series of 2018, Paragraph 3, is further amended as follows: "The District's maximum contribution to the Big Dry Creek between County Line Road and East Orchard Road project without prior approval of the Board shall be \$1050,000 \$1,150,000 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the Southwest Metro Stormwater Authority (SEMSWA) and South Suburban Parks and Recreation District (SSPRD)."
- 2. All other conditions and authorizations remain as stated in Resolution No. 57, Series of 2018.

	URBAN DRAINAGE AND FLOOD CONTROL DISTRICT d/b/a MILE HIGH FLOOD DISTRICT	
	Date:	
ATTEST:		
Secretary	Chairperson	

RESOLUTION NO. 87, SERIES OF 2022

(Additional Authorization to Participate in Drainage and Flood Control Improvements on Big Dry Creek Between County Line Road and East Orchard Road, Arapahoe County)

EXHIBIT A

Big Dry Creek Between County Line Road and East Orchard Road, Arapahoe County



August 16, 2022 Storm Damage:

\$2,400,000 \$3,000,000 \$2,400,000 PREVIOUS NEW PROJECTED FUNDING FUNDING TOTAL NEED





GOALS

- Improve several cart path and pedestrian crossings
- Stabilize several unsafe eroding banks
- Improve overall stream function

RESOLUTION NO.88, SERIES OF 2022

(Additional Authorization to Participate in Drainage and Flood Control Improvements on South Englewood Basin, City of Englewood, Arapahoe 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 Englewood has enacted floodplain regulations; and

WHEREAS, the City of Englewood and the District are cooperating in the ongoing preparation of "City of Englewood Major Drainageway Plan," which recommends improvements on South Englewood Basin; and

WHEREAS, the Board previously authorized \$825,000 for the South Englewood Basin project; and

WHEREAS, the City of Englewood and the District now desire to construct improvements along South Englewood Basin (Exhibit A); and

WHEREAS, the District's additional participation being authorized by this resolution is \$500,000 to be at least matched by the City of Englewood; 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. 76, Series of 2021) for calendar year 2021 which includes funds for construction of drainage and flood control improvements along South Englewood Basin; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 79, Series of 2021) which includes funds for the improvements along South Englewood Basin.

- 1. Resolution No. 69, Series of 2021, Paragraph 3, is amended as follows: "The District's maximum contribution to the South Englewood Basin project without prior approval of the Board shall be \$825,000 \$1,325,000 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City of Englewood."
- 2. All other conditions and authorizations remain as stated in Resolution No. 69. Series of 2021.

	URBAN DRAINAGE AND FLOOD CONTROL DISTRICT d/b/a MILE HIGH FLOOD DISTRICT
	Date:
ATTEST:	
Secretary	Chairperson

RESOLUTION NO. 88, SERIES OF 2022 (Additional Authorization to Participate in Drainage and Flood Control Improvements on South Englewood Basin, City of Englewood, Arapahoe County)

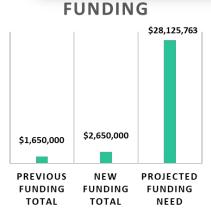
EXHIBIT A

South Englewood Basin



July 2018 Rotolo Park Detention Spillway Flows







■ Complete ■ Remaining 100% Construction Start Date: 12/2026+

CONSTRUCTION

GOALS

- Address severe urban flooding from pluvial and fluvial sources that resulted in a flooding death in 2018
- Reduce nuisance flooding where possible

MILE HIGH FLOOD DISTRICT

2022 BUDGET STATUS

BUDGET ITEM:	2022 Budget	Actual as of 09/30/2022	Balance Remaining
Beginning Fund Balance:			
TABOR Emergency Reserve	2,041,500	-	
Floodplain Property Acquisition Reserve	2,000,000	-	
Future Base of Operations Reserve	2,500,000	-	
Future Operations Unrestricted Reserve	9,721,683	-	
Revenue:			
Property Taxes	68,313,283	67,247,531	1,065,752
Land Development Revenues	20,200,000	6,747,379	13,452,621
Specific Ownership Taxes	4,020,000	2,933,138	1,086,862
Delinquent Property Tax Interest	-	31,487	(31,487)
Investment Interest	149,000	395,644	(246,644)
Project Participation Funds Returned	· -	-	-
Project Participation Interest Returned	-	-	-
Miscellaneous Income	40,000	64,052	(24,052)
Total Revenue	92,722,283	77,419,230	15,303,053
Transfers from other Funds	-	-	-
Total Funds Available	104,443,966	77,419,230	27,024,736
Expenditures:			
Construction Projects	24,760,000	9,520,000	15,240,000
Maintenance Services	22,451,000	9,819,819	12,631,181
Land Develop. Flood Improv.	20,500,000	3,009,438	17,490,563
Payroll and Benefits	8,377,235	5,627,357	2,749,878
South Platte River	6,270,000	4,241,275	2,028,725
Future Base of Operations Reserve	5,300,000	4,093,968	1,206,032
Operations and Development	3,988,000	3,307,437	680,563
Operating Costs	2,777,000	1,767,356	1,009,644
Floodplain Preservation	2,000,000	1,276,364	723,636
Floodplain Management	1,500,000	375,989	1,124,011
Watershed Planning Studies	1,450,000	271,600	1,178,400
Flood Warning	1,200,000	945,026	254,974
Contract Services	166,000	63,672	102,328
Total Expenditures	100,739,235	44,319,300	56,419,935
Revenue minus Expenditures	(8,016,952)		
Ending Fund Balance:			
Transfers to other Funds	11,000		
TABOR Emergency Reserve	2,140,900		
Floodplain Property Acquisition Reserve	2,000,000		
Future Base of Operations Reserve	4,000,000		
Future Operations Unrestricted Reserve	2,141,319		

MILE HIGH FLOOD DISTRICT

2022 BUDGET STATUS

Revenues and Expenditures as of 09/30/2022

