

Fountain Creek Watershed, Flood Control and Greenway District
BOARD OF DIRECTORS MEETING
MINUTES

October 28, 2011

The meeting was held at:

City of Fountain City Hall, 116 S. Main Street, 2nd Floor
Fountain, CO 80817

1. CALL TO ORDER AND ESTABLISHMENT OF A QUORUM

Chairman Hisey called the meeting to order at 1:00 pm. In attendance were the following duly designated members of the Board of Directors of the District:

Name

Dennis Hisey	El Paso County
Jeff Chostner	Pueblo County
Gabe Ortega	City of Fountain
Max Stafford	EPC Small Municipalities
Leroy Mauch	Lower Arkansas
Richard Skorman	CAG Liaison
Jane Rhodes	Fountain Creek Land Owner
Brandy Williams	City of Colorado Springs

Excused:

Larry Atencio	City of Pueblo
---------------	----------------

A quorum was noted. Also present were Dan Kogovsek, Legal Counsel, Cole Emmons, Legal Counsel and Larry Small, Executive Director.

2. APPROVAL OF THE AGENDA

Upon motion duly made, seconded, and unanimously carried, the agenda was approved.

3. APPROVE MINUTES OF PRIOR BOARD MEETING

Upon motion duly made, seconded, and unanimously carried, the minutes of the board meeting of September 23, 2011 were approved.

4. PUBLIC COMMENT

Jane Green, a resident of El Paso County and owner of land South of the City of Fountain along Old Pueblo Road along both sides of Fountain Creek reported that the Venicia Propertys were sold to the Woodmoor District for its water rights. She said that the drainage of Woodmoor leaves the basin. She inquired if the Board was aware of this. Director Chostner confirmed that most of the water from Woodmoor does drain north to the South Platte basin.

Larry Howe-Kerr stated Better Pueblo had a water quality project and was confused about an article in

the Chieftain about the Master Plan being complete and wanted to know if there was a public process. Executive Director Small stated that there had been advertising of the plan being placed on the web site and it has been open for public comments for over two months. He stated that the plan will remain on the website and will be open for public comment even after it is finalized. It is a living document and will under go future revisions as other watershed projects are identified. Chair Hisey stated that the Plan was on today's agenda for presentation, discussion and comment.

5. REGULAR REPORTS

5.A. TAC UPDATE – Dennis Maroney

Executive Director Small reported that the TAC met October 5, 2011 and completed the Public Process Procedure.

He stated that the TAC would like Board Direction to permit it to undertake a review of Storm Water Management and the interrelation with Water Rights. This issue was important to future consideration of Side Detention Facilities The Board gave consensus approval for the TAC to proceed with the review.

Mary Blickhahn, a resident of Pueblo, asked if Marsha Looper had sponsored legislation to permit land owners to retain runoff. Executive Director Small clarified that representative Looper's bill only pertained to roof runoff and would permit property owners to capture this runoff from downspouts for use in landscape irrigation on their lot. It did not pertain to any other runoff from impervious surfaces.

Mr. Small reported that the next TAC meeting would be Wednesday, November 2, 2011 at 1:00 pm in Fountain City Hall.

5.B. CAG UPDATE – Terry Hart

Mr. Hart reported that the CAG met October 14, 2011. He reported that the CAG had decided to have its winter meetings in Fountain and would schedule the other months meetings and locations throughout the District. He stated that they contemplate a summer meeting in the Avondale area to be in conjunction with an Ag tour.

Mr. Hart reported that the CAG wanted to expand its discussions with the the Air Force Academy representation and to have better involvement with Ft. Carson.

Mr. Hart reported that the CAG continued to work on improving the District web site. The site is up and running and greatly improved. Further improvements will be made and additional content will be added as it becomes available.

Mr. Hart reported that the CAG discussed the Master Plan and how to get better public input and comment for future plans.

Mr. Hart reported that the Outreach Subcommittee met and discussed future citizen involvement projects such as an Adopt a Creek program. He reported the committee would continue work on the College involvement program

The next meeting of the CAG will be 9:30 am, November 4, 2011 at the Fountain City Hall.

5.C. FINANCIALS AND APPROVAL OF INVOICES

Larry Small presented the Fountain Creek District Balance Sheet as of September 30, 2011. The District has total assets of \$683,454.45 and total liabilities of \$122,550.42. Profit and Loss Budget vs. Actual report for the period January thru August 2011 indicated total revenues were \$444,999 and total expenses were \$332,450 for a net positive income of \$112,549 resulting in a District total equity of \$560,904.03. The General Fund cash on hand as of August 31, 2011 was \$181,755.36 and the Restricted Fund cash on hand was \$330,011.94. The Flood Control Study 12-month CD value was \$102,835.04. The total cash on hand was \$614,602.34.

Invoices presented for payment were:

Master Plan Fund

THK	Invoice #3408	\$ 1,906.48	Master Plan development
City of Colorado Springs		\$16,000.00	Grant

Flood Control Study

USGS	90045840	\$30,000.00	Flood Control Study
------	----------	-------------	---------------------

General Fund

Larry Small	Invoice 3	\$ 150.00	Demo Project Mgmt
Larry Small	Invoice 7	\$ 300.00	Demo Project Mgmt
Larry Small	Invoice 9	\$ 150.00	Demo Project Mgmt
Larry Small	Invoice 7	\$ 1,900.00	Executive Director
CSU Pueblo	Invoice 11-05-0035	\$ 3,010.00	Demo Project Testing

Upon motion duly made, seconded, and unanimously passed, payment of the invoices as presented was authorized.

5.D. LEGAL REPORT

Cole Emmons advised the Board that the Master Plan presentation should include public comments and either take action to accept the Master Plan at this meeting or determine at what meeting the action would be taken.

5.E. EXECUTIVE DIRECTOR'S REPORT

Larry Small reported that there were two good articles in the papers relating to the District. The first in the Chieftain relating to the Master plan and the second in the Independent relating to the Storm water Management Study. He reported that he had accompanied a group of citizens and business people to Denver to visit the Greenway Foundation and Confluence Park to get ideas on how Monument Creek could be improved in downtown Colorado Springs.

Carol Baker reported on behalf of the IGA Steering Committee that a concept paper had been submitted to GOCO in response to their 2012 River Corridor Initiative Grant Program. She stated the paper represented \$15 million in projects throughout the District and we would hear from GOCO on December 6 which projects they would like to receive grant applications for. The IGA Steering Committee was recommending to the Board that the District fund the submission of the grants. The Chair asked what funds would be used to pay for the Grant submissions. Executive Director Small responded that there was approximately \$200,000 remaining in the Master Plan Fund and those funds were available to support projects in the Watershed. The Board agreed that when the GOCO request for applications was received, bring the request for specific funding to the Board.

6. OLD BUSINESS

6.A UPDATE ON DISTRICT INSURANCE

Executive Director Small advised the Board that he had looked into District insurance and had looked for a source for Directors Insurance and had not yet found a source. The issue had to do with the fact that the District had no income or assets. He stated that Contractor's liability insurance would not be required because the District was a governmental entity under Colorado Revised Statutes and therefore was self insured.

7. NEW BUSINESS - None

8. OTHER BUSINESS

8.A PRESENTATION ON THE FOUNTAIN CREEK CORRIDOR RESTORATION MASTER PLAN

Representatives from THK and Matrix presented the Fountain Creek Corridor Restoration Master Plan. The presentation covered each section of the Master plan, identifying its purpose and content. Chair Hisey opened the floor for public comment.

Victoria Stolp commented that she liked the Master Plan but it was a very large document. How could she find in the document what a citizen could do to help improve the creek without reading the whole document. Kevin Shanks, THK, responded that she should start with the annotated table of contents to find a specific subject of interest then look at the projects that deal with that interest.

Larry Howe-Kerr asked how are water quality issues being addressed in the projects and how are flood control projects being addressed. He asked should we first clean the creek to get people to come to the creek or should we first get people to the creek to understand the problems. Kevin Shanks responded that we should get people to the creek as soon as possible to get an appreciation of the problems and develop an interest in improving the creek. He stated that the sediment removal and side detention projects, as well as creek sinuosity, bank stabilization and wetlands all contributed to flood control. He stated that each project discussed in the master plan described what areas of the strategic plan was addressed by the project and that water quality was one of those areas.

The Board decided to leave the Master Plan open for additional public input and asked it be put on the December agenda for action.

8.B STATUS BRIEFING ON THE FLOOD CONTROL STUDY

Dave Mau, USGS, advised the Board that the Flood Control Study was in progress. The study is building on the Corp of Engineers models and is directed toward management of peak flows, high discharges and sediment. The Project started in 2011 and will be complete in 2013. The will be a watershed wide study and fourteen scenarios will be evaluated, included a dam on the main stem of Fountain Creek, dams on tributaries, side detention projects, diversions and a combination of all those flood control methods. The modeling will be based on data acquired from major events including the September 14, 2011 event. A draft report will be available in December 2012.

Jane Rawlings, Pueblo Chieftain, stated that she appreciated the work being done but was frustrated by

the time being taken. She is concerned that there is going to be another large event on the Creek and we need to be ready to deal with it.

Mary Barber, Sustainability Director at Ft. Carson. She stated she appreciates the work that is being done but we need to remember that storm water is a development problem and we need to find ways to improve those areas already developed as well as make sure new development uses best management practices.

9. EXECUTIVE SESSION – None was required.

10. CONFIRM NEXT MEETING TIME AND LOCATION

The next meeting will be held December 16, 2011 at 1:00 pm at the Pueblo County Court House, Commissioners Meeting Room, Pueblo, Co.

12. ADJOURNMENT

Upon motion duly made, seconded, and unanimously passed, the meeting was adjourned.