

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

April 27, 2012

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 Chostner 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
Brandy Williams	City of Colorado Springs
Gabe Ortega	City of Fountain
Jane Rhodes	Fountain Creek Land Owner
Eva Montoya	City of Pueblo

Excused:

Richard Skorman	CAG Liaison
Melissa Esquibel	Lower Arkansas
Max Stafford	EPC Small Municipalities

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

2. APPROVAL OF AGENDA

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

3. APPROVAL OF THE MINUTES OF PRIOR BOARD MEETING

Upon motion duly made, seconded, and unanimously carried, the Minutes of the March 23, 2012 Board meeting were approved.

4. BOARD MEMBER COMMENTS

Board Member Williams read a statement confirming Colorado Springs support for the Stormwater Management Study and City Council's commitment to pursue a solution to Stormwater Management needs in Colorado Springs.

Chair Chostner stated that Monday, April 30, 2012 will be the third anniversary of the signing of Senate Bill 09-141 establishing the District and that a birthday cake would be cut at this time in the meeting. He stated that the District had been very successful in the last three years in supporting its mission and was impressed with the projects the District had undertaken

considering the little revenue we had to work with and will be the greatest force for the improvement of Fountain Creek in the future.

Director Montoya commented on her experience with Fountain Creek as a young lady and stated she is looking forward to a great improvement in the creek in the future.

Director Rhodes stated she had good memories of Fountain Creek from the past and is impressed with the progress we are making.

Director Williams stated she did not grow up on Fountain Creek but did grow up on a ranch that had tributaries to Fountain Creek and looked forward to future improvements in the Watershed.

Director Hisey stated it was hard to believe the District had been officially in existence for three years and recognized that there had been three years of hard work before that to create the District.

Director Ortega stated that he and his family had three generations that grew up on Fountain Creek and he has fond memories of his boyhood on the creek and is enjoying exposing his children to the beauty of the creek.

The cake was then officially cut by Director Hisey, first Chair of the Board in 2009, and Director Chostner, the current Chair of the Board.

5. PUBLIC COMMENT - None

6. REGULAR REPORTS

6. A TECHNICAL ADVISORY COMMITTEE REPORT

Elaine Kleckner reported that the TAC met on April 4, 2012. Ms. Kleckner reported that the TAC received a briefing from Colorado Springs Utilities on the Sediment Management Project at Clear Spring ranch. Ms. Kleckner reported that the TAC also received a briefing from Summit Economics on the Stormwater Management Study. Both briefings were for information only and no action was taken.

Ms. Kleckner reported that the TAC continued discussion on the on the CWCB Public Policy Grant activities in support of the drainage Criteria Manual. There will be further periodic meetings to be sure the activities lead to a successful regional meeting to roll out the manual.

Ms. Kleckner reported that the TAC discussed establishing a Land Use Review Fee schedule for the District and was examining both El Paso County fees and pueblo County fees as a basis for determining appropriate district fees. She reported that the fee schedule would be finalized in May and taken to the CAG before presentation to the board at the May meeting.

Ms. Kleckner reported that the TAC is looking at other issues in support of the Board objectives, namely, the future mil levy, land use procedures and fees, and water rights and flood control.

The TAC is also going to review what other regulatory agencies have authority in the Watershed and what activities they perform so the District can better understand interfaces with these agencies.

The next TAC meeting is scheduled May 2, 2012 at 1:00 PM at Fountain City Hall.

6. B CITIZENS ADVISORY GROUP

Irene Kornelly reported that the CAG met April 13, 2012. She provided an update on the Oil & Gas Fracking Subcommittee activities and stated that the subcommittee activities are winding down. She asked if the Board would like an oral or written report on the Subcommittee findings. Chair Chostner responded that a written report would be acceptable.

Ms. Kornelly reported that the CAG received a briefing from Colorado Springs Utilities on the Sediment management Project and also received a briefing on the Stormwater Management Study from Summit Economics.

Ms. Kornelly reported that the CAG had asked Streamside Systems to brief them on the Sediment Collector and wanted to know if the Board wanted a report on the status of the collector. Chair Chostner stated that Pueblo County had contributed funds to the project and while it might be interesting to the Board it probably should be briefed to the Pueblo Board of County Commissioners. Mr. Small stated that a briefing could be provided by John McArthur if the Board so desired.

Carol Baker presented the Outreach Subcommittee report. She stated that the focus of the Outreach Subcommittee was on the Adopt a Creek event held April 21, 2012 at Clear Spring Ranch. She said the event had 95 participants who removed a large amount of trash from the creek, including old tires and even a refrigerator. She reported that after the cleanup the group enjoyed canoeing and tubing on the creek over a stretch of two miles.

Ms. Kornelly reported that the next CAG meeting would be May 13, 2012.

6. C FINANCIAL REPORT

Larry Small presented the Fountain Creek District Balance Sheet as of March 31, 2012. The District has total assets of \$456,461.80 and total liabilities of \$35,996.25. Profit and Loss Budget vs. Actual report for the period January – March 2012 indicated total revenues were \$35,671.75 and total expenses were \$145,636.61 for a net negative income of \$109,964.86 resulting in a District total equity of \$420,465.55. The General Fund cash on hand as of March 31, 2012 was \$114,526 and the Restricted Fund cash on hand was \$206,191. The Flood Control Study 12-month CD value was \$103,245.67. The total cash on hand was \$423,963.

6. D LEGAL REPORT

None

6. E EXECUTIVE DIRECTOR'S REPORT

Larry Small reported he had received a USGS contract modification for the Flood Control Study and USGS had agreed to provide an additional \$57,000 match so the District's funding requirement was reduced to \$313,000. He reported that the CWCB Fish Marking Grant had been closed and the District had received the \$35,000 to pay USGS for their work. He reported the GOCO tour for the Grant Application was conducted on April 29, 2012 and went well. He reported that the briefing for the Grant Application was presented to the GOCO Board on April 9 and also went well. He reported that he gave a lecture to a CSU-Pueblo graduate class on April 4, 2012 on the Fountain Creek Watershed. He reported that he was the guest speaker at the Turkey Creek Conservation District Annual Meeting on April 12 and talked about the District. He reported he met with the firm of Marstel-Day on April 10, 2012 and discussed the District's relationship with the U.S. Air Force Academy for their Encroachment Study. He reported that he met with the El Paso County Conservation District on April 25 to discuss their Grant Application for Tamarisk and Russian Olive control on Fountain Creek.

Mr. Small reported that he had met with Matrix Engineering on April 5 and 12, 2012 to review progress of work for the Drainage Criteria Public Policy Grant and that effort continued underway for a June 2012 completion.

Carol Baker reported that the GOCO Grant Application in an amount of \$5.04 million was submitted on March 16, 2012 was under review. The grant awards would be announced by the GOCO Board on June 18, 2012.

7. OLD BUSINESS (BOARD ACTION REQUIRED)

None

8. NEW BUSINESS (BOARD ACTION REQUIRED)

None

9. OTHER BUSINESS (BOARD ACTION REQUIRED)

9. A SDS SEDIMENT PROJECT PRESENTATION (INFORMATION ONLY – NO BOARD ACTION REQUIRED)

Allison Mosier and David Longrie presented the SDS plan to implement a sediment mitigation project on Clear Spring Ranch beginning now and continuing through 2013. The project is currently being defined by Matrix Engineering and before work begins the Board will be briefed on the actual project construction plans. The purpose of the project is to demonstrate how sediment transport can be mitigated by improving the creek channel configuration.

9. B STORMWATER MANAGEMENT STUDY PRESENTATION (INFORMATION ONLY – NO BOARD ACTION REQUIRED)

Representatives from Summit Economics presented a briefing of the Stormwater Management Study commissioned by El Paso County, Colorado Springs Utilities and the Pikes peak Regional Water Authority and managed by the District. The results of the study indicated there was \$752 million of un-met needs for stormwater management in the region with all but \$2.9 million being in El Paso County. Various various options for funding were identified in the study based on what other communities had done nationally and in Colorado..

Chair Chostner summarized the discussion by saying he appreciated the presentation but the subject of stormwater management was beyond the scope of the District and that the District must determine what level of funding would be appropriate to meet the Districts mission.

9. C APPROVAL OF INVOICES

The following invoices were presented for approval to pay:

Master Plan Fund				
<u>Vendor</u>	<u>Date</u>	<u>Num</u>	<u>Amount</u>	<u>For</u>
THK Associates, Inc.				
	04/03/12	3698	\$5,829.64	GOCO Grant Application Preparation
TOTAL – Master Plan Fund			\$5,829.64	

Flood Control Study Fund				
<u>Vendor</u>	<u>Date</u>	<u>Num</u>	<u>Amount</u>	<u>For</u>
USGS				
	04/13/12	90086644	\$34,956.00	Flood Control Study
TOTAL – Flood Control Study Fund			\$34,956.00	

General Fund				
<u>Vendor</u>	<u>Date</u>	<u>Num</u>	<u>Amount</u>	<u>For</u>
Larry Small				
	04/05/12	27	\$2,500.00	Executive Director
Summit Economics				
	04/06/12		\$12,525.00	Stormwater Management Study
USGS				

	03/15/12		\$35,000.00	Fish Marking Contract Completion (WSRA Grant)
TOTAL - General Fund			\$50,025.00	

Upon motion duly made, seconded, and unanimously carried, the invoices were approved for payment as presented.

10. EXECUTIVE SESSION (IF REQUIRED) - None

11. CONFIRM NEXT MEETING TIME AND LOCATION

The next Board Meeting will be held at the City of Fountain City Hall, second floor Council Chambers, 116 S. Main Street, Fountain, CO 80817 at 1:00 PM on May 18, 2012

12. ADJOURN

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