

**Fountain Creek Watershed, Flood Control, and Greenway District
Board of Directors
&
Board of Directors
Fountain Creek Watershed Water Activity Enterprise Only for Agenda Item
No. 9.A**

MEETING MINUTES

September 25, 2015

This 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

Chair Hisey called the meeting to order at 1:05 pm. In attendance were the following duly designated members of the Board of Directors of the District:

Name:

Terry Hart	Pueblo County
Richard Skorman	CAG Liaison
Jane Rhodes	Fountain Creek Land Owner
Dennis Hisey	El Paso County
Greg Lauer	City of Fountain

Excused:

Dennis Flores	City of Pueblo
Melissa Esquibel	Lower Arkansas
Coreen Toll	EPC Small Municipalities
Jill Gaebler	City of Colorado Springs

A quorum was noted. Also present was Larry Small, Executive Director.

2. APPROVAL OF AGENDA

Larry Small recommended that an item be added as item 9.C, appointment of Jeff Besse to the TAC as the regular member representing Colorado Springs and appointment of Tim Mitros as the alternate representing Colorado Springs.

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

3. APPROVAL OF THE MINUTES OF THE AUGUST 28, 2015 BOARD MEETING

Upon motion duly made, seconded, and unanimously carried, the minutes were approved.

4. PRESENTATION - None

5. BOARD MEMBER COMMENTS

Director Hart stated that, at PACOG's request, Pueblo County would ask Wright Water Engineering to give another presentation of their report on Fountain Creek. He stated that the date and time would be set in the future and that he would advise the Board so they would have the opportunity to attend.

Director Skorman reported that Governor Hickenlooper had asked the State Trails Commission to develop a program for critical trail extensions and that Bill Koerner, representing El Paso County, was recommending the extension of the Front range Trail to complete the missing segments between Colorado Springs and pueblo.

Alternate Director Frost stated that Jane Green and Dave Kinesky, residents of El Paso County on Fountain Creek, applied for an NRCS grant to restore the east side of Fountain Creek on their property that was further damaged by the May and June 2015 storms. She stated that the grant was denied and they were still looking for help.

6. PUBLIC COMMENT

Jerry Martin, resident of Pueblo West and owner of land on Fountain Creek, stated that he did loose land to the May and June 2015 storms but was not impacted since his property is not a productive farm. He recommended a greenway system with a bike and hiking trail between Colorado Springs and Pueblo to promote recreational use between the two communities. Larry Small thanked Mr. Martin for his comments and responded that the completion of the Front Range Trail between Colorado Springs and Pueblo is in the District's Fountain Creek Corridor Restoration Master Plan and that a four and one half mile portion has been completed at Clear Spring Ranch, leaving twenty-six miles to yet complete.

7. REGULAR REPORTS

7. A TECHNICAL ADVISORY COMMITTEE REPORT

Nancy Keller reported that the TAC met September 2, 2015 at 1:00 pm at the Fountain City Hall. She reported that the land use application check list has been completed by the TAC and will come to the Board for review and approval. She reported that the Design Criteria Subcommittee is continuing work on the scope of work to tailor the Colorado Springs Design Criteria Manual and the SOW will be given to the Executive Director to get quotes so a recommendation could be made to the Board on scope and funding requirements. She reported that Keith Curtis, El Paso County Floodplain Administrator will give a presentation to the TAC at the October meeting on the FEMA revised floodplain maps and that FEMA will present the maps at a public meeting at 2880 International Circle, Colorado Springs at 5:30 pm, October 6, 2015.

The next TAC meeting will be October 7, 2015 at 1:00 pm at the Fountain City Hall.

7. B CITIZENS ADVISORY GROUP REPORT

Irene Kornelly reported that the CAG meet September 11, 2015 at 9:30 am at the Fountain City Hall. She reported that Larry Small gave a presentation on the Upper Fountain Creek/Cheyenne Creek Flood restoration Master Plan completed June 30, 2015. She reported that the CAG reviewed the TAC land use application checklist. She reported that Creekweek begins September 26. She reported that significantly more people have signed up to participate this year than last year. She reported that nearly \$10,000 contributions had been received to date from businesses and organizations.

Director Rhodes commented that she supported the booth at the State Fair and suggested that next year have a location away from the restrooms and chickens because few people stopped at the booth. She also stated that the Turkey Creek Conservation District has a trailer with a model of Fountain Creek that could be loaned to the district for future public events.

The next CAG meeting will be October 9, 2015 at 9:30 am at the Fountain City Hall.

7. C FINANCIAL REPORT

Larry Small presented the Fountain Creek District Balance Sheet as of August 31, 2015. The District had total assets of \$363,660.04 and no liabilities. Profit and Loss Budget vs. Actual report for the period January 1, 2015 through August 31, 2015 indicated total revenues were \$381,839.56 and total expenses were \$228,393.05 for a net positive income of \$153,446.51 resulting in a District total equity of \$363,660.04. The General Fund cash on hand as of August 31, 2015 was \$112,546 and the Restricted Fund cash on hand was \$50,864. The total cash on hand was \$163,410.

7. D LEGAL REPORT - None

7. E EXECUTIVE DIRECTOR'S REPORT

Larry Small reported that he conducted the kickoff meeting for the Monument Creek Watershed Master Plan at Matrix Design group on September 10, 2015. He reported that he attended the Regional recovery group meeting on September 14, 2015. He reported that he attended the Green Mountain Falls Board of Trustees meeting on September 15, 2015 to present them their copy of the Upper Fountain Creek/Cheyenne Creek Flood Restoration Master Plan and remind them that Creek Week was commencing September 26, 2015. He reported that he also attended the Manitou Springs Council meeting on September 15, 2015 for the Creek Week Proclamation. He reported that he attended the El Paso Board of County Commissioners meeting and the Colorado Springs City Council meeting on September 22, 2015 for their Creek Week Proclamations.

7. F MONETARY MITIGATION FUND ADVISORY COMMITTEE REPORT

Larry Small reported that the Monetary Mitigation Fund Advisory Committee met September 17, 2015 at 1:00 pm at the Pueblo County Public Works Facility, 33601 United Way, Pueblo,

Colorado. He reported that Mark Shea was elected Secretary. He reported that the Committee reviewed the proposed 2016 budgets for both the District and the Water Activity Enterprise and made suggestions on the proposed expenses. The committee voted to make a recommendation to the Board on the proposed budget and asked Irene Kornelly to present the recommendation to the Board when the proposed budget is presented at the September 25, 2015 Board meeting.

The next Committee meeting will be October 15, 2015, 1:00 pm at the Pueblo County Public Works Facility, 33601 United Way, Pueblo, Co.

8. OLD BUSINESS (Board Action May Be Required) - None

9. NEW BUSINESS (Board Action Required)

9. A PROPOSED 2016 DISTRICT BUDGET (PRESENTATION TO THE JOINT MEETING OF THE DISTRICT BOARD AND THE WATER ACTIVITY ENTERPRISE BOARD)

Larry Small presented the proposed 2016 District Budget that reflected both the District budget and the Fountain Creek Watershed Water Activity Enterprise budget since he expected to receive the first payment of the Monetary Mitigation funds in January 2015. He stated that a ground rule for the budget was that the district must be self-sustaining and that the 1041 permit Monetary Mitigation funds could only be used by the enterprise as required in the 1041 permit. He presented two options for the budgets. Option 1 reflected the standing up of a District office and staff in 2016. This option reflected a District deficit of \$129,496 and a Water Activity Enterprise surplus of \$6,545,713. Option 2 reflected continuing District operations as they are and not standing up a District office and staff in 2016. This option reflected a District deficit of \$29,225 and a Water Activity Enterprise surplus of \$6,867,436. Irene Kornelly reported that the Monetary Mitigation Fund Advisory Committee had voted to recommend the Board direct that the 2016 budget be based on Option 2. She reported the Committee agreed with the allocations made to the Water Activity Enterprise and felt they reflected the use of funds consistent with the requirements of the SDS 1041 permit. Larry Small stated that he could cover the District deficit in the final budget recommendation.

The Board, by consensus, directed the Executive Director to present a 2016 District and Water Activity Enterprise budget at the December 2016 meeting based on option 2.

9. B FOUNTAIN CREEK CORRIDOR WATERSHED ASSESSMENT OF RIVER STABILITY AND SEDIMENT SUPPLY (WARSSS) GRANT APPLICATION

Larry Small presented the proposed Fountain Creek Corridor Watershed Assessment of River Stability and Sediment Supply (WARSSS) Grant Application. He stated that this was a resubmission of the application made on September 23, 2013 that could not be funded that year because of funds being diverted to cover planning grants associated with the September 2013 floods. He stated the application requests \$30,000 from CWCB matched by \$30,000 from the District and \$34,180 in-kind contributions. He stated that the purpose of the project was to assess the specific locations of erosion and sediment supply in the Fountain Creek corridor

between Colorado Springs and the confluence with the Arkansas River to identify specific loading that would require future mitigation. He asked the Board's permission to submit the grant application to CWCB by the October 15, 2015 deadline.

Upon motion duly made, seconded, and unanimously carried, permission was granted to submit the proposed grant application.

9.C APPOINTMENT TO THE TAC OF JEFF BESSE AS THE REGULAR MEMBER AND TIM METROS AS THE ALTERNATE MEMBER REPRESENTING COLORADO SPRINGS

Larry Small stated that the TAC had voted to request the Board appoint Jeff Besse the regular member to the TAC representing Colorado Springs replacing Steve Gardner, who had left Colorado Springs, and appoint Tim Mitros the alternate member, replacing Jeff Besse.

Upon motion duly made, seconded, and unanimously carried, the appointments to the TAC were made as requested.

10. OTHER BUSINESS

10. A APPROVAL OF INVOICES

**Presented for Payment
9/25/2015**

General Fund				
<u>Vendor</u>	<u>Date</u>	<u>Num</u>	<u>Amount</u>	<u>For</u>
Larry Small	09/09/15	145	\$2,500.00	Monument Ck Grant Proj Mgmt
D. Helton Consulting LLC	09/17/15		\$5,516.16	Water Rights Protection Task
TOTAL - General Fund			\$8,016.16	

Master Plan Fund				
<u>Vendor</u>	<u>Date</u>	<u>Num</u>	<u>Amount</u>	<u>For</u>
Berg,Hill,Greenleaf,Ruscitti LLP	08/01/15	73044	\$480.74	Greenview Trust Due Diligence
TOTAL - Master Plan Fund			\$480.74	

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

11. EXECUTIVE SESSION (IF REQUIRED) - None

12. CONFIRM NEXT MEETING TIME AND LOCATION

The next Board meeting will be held October 23, 2015 at 1:00 pm at the City of Fountain City Hall, 116 S. Main Street, 2nd Floor, Fountain, CO 80817.

13. ADJOURN

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