

**MINUTES**  
**NFRWQPA**  
**July 28, 2011**

**1. Roll Call**

The meeting was called to order by Jon Mays at Northern Colorado Water Conservancy District. Roll was called and the following members were in attendance.

Randy Siddens - Boxelder S.D.	Michael McCrary - Loveland
Ed Burke – Brighton	Amy Woodis – Metro WW Rec. Dist.
Jon Mays – Erie	Steve House - Milliken
Earl Smith – Evans	Ray Reling - Northglenn
Carol Webb – Ft. Collins	David Brand - Platteville
Thom Vinson – Ft. Lupton	John Holdren - Severance
Dennis Schump – Greeley	Terry Farrill – South Ft. Collins S.D.
Thomas Satchell – Lochbuie	Chris Bieker – Upper Thompson S.D.
Larry Wyeno - Longmont	Mark Thomas – Weld County

Also present was Connie O’Neill, Manager for NFRWQPA; and Matt Gough with HDR.

**2. Approval of Agenda**

Mr. McCrary made a motion to approve the agenda as presented. Mr. Smith seconded the motion and it was approved.

**3. Minutes**

Minutes from the May 26, 2011 meeting were considered. Ms. O’Neill pointed out three typographical errors. Mr. Holdren made a motion to approve the minutes as corrected. Mr. Farrill seconded the motion and it was approved.

**4. Financial Report**

Financial reports for May and June were presented for review and consideration. Ms. O’Neill stated that there were normal monthly expenses for May and June and all dues have been received for the year. Mr. Holdren made a motion to approve the May and June financial reports. Mr. Bieker seconded the motion and it was approved.

**5. Decision Item: City of Evans, Utility Plan**

Ms. O’Neill explained that the City of Evans has submitted a Utility Plan for review and consideration. Ms. O’Neill stated that the Utility Plan Review Committee has evaluated the plan and has met with representatives from the City. Mr. Gough with HDR explained that the city has two waste water treatment plants, both are lagoon facilities. He explained that both plants will move to mechanical plants. The Evans plant will be updated first followed by Hill-N-Park. Ms. O’Neill explained that the committee met with the City in April and the main area of discussion was the proposed 208 WUSA. At that time there was not agreement between Evans & Milliken on the boundary. Those issues have now been resolved. Mr. House confirmed that the issues have been resolved. Weld County Health is the referral agency and they have recommended approval. Mr. Farrill made a motion to approve the City of Evans Utility Plan. Mr. Holdren seconded the motion and it was approved.

**6. Review Session – 2011 Update to the 208 Plan**

Ms. O'Neill explained that NFRWQPA is in the process of updating the Areawide Water Quality Management Plan (208 Plan). The draft changes to the 208 Plan were posted on the website on May 27, 2011. This began a 60 day comment period as required by the NFRWQPA Plan Amendment Process and extended through July 26, 2011. Ms. O'Neill explained that a public hearing to consider the 2011 Update will be held at the August meeting. Ms. O'Neill provided a handout with the summary of comments received and changes made to the draft documents. Ms. O'Neill explained that she is not aware of any controversial issues with the draft. The drafts, in track change form, will remain posted through next month's meeting when a public hearing is scheduled to consider the changes. Ms. O'Neill explained that she will continue to follow up with some people to make sure we have the correct information. Ms. O'Neill explained that we have received several Utility Plans in the last couple of weeks so she will be checking the information we have against those for any necessary changes. Ms. O'Neill will also be following up with CDPHE to have them review the statewide information. Ms. O'Neill explained that once approved, the plan will be posted in the final clean version and electronic copies will be sent to all members. She will be following up with members to find out who wants hard copies as well. Ms. O'Neill thanked the Utility Plan Committee for all of the extra work they do for the Association. Mr. Mays also stated that the Utility Plan Committee really deserves the appreciation of the membership.

**7. Decision Item: Nutrient Standards**

Ms. O'Neill explained that an update was provided as an attachment to the agenda. Since the summary went out, the Colorado Nutrient Coalition (CNC) did have a meeting and that things are changing very quickly. We are at a point where need to be suggesting specific language to the regulations and the statement of basis and purpose and this may require specific negotiation meetings on issues with the Division outside of the workgroup meeting. Ms. O'Neill stated that in order to retain Tad Foster and John Hall to develop this for us additional funding will be needed. Ms. O'Neill stated that her recommendation would be to continue supporting the CNC at an amount not to exceed \$10,000 at this time.

Ms. Webb stated that she felt it was important to focus on the areas where there is the potential to influence change. She also stated that some of the past argument that were dismissed should be dropped. Mr. Siddens stated that he felt Reg. 85 did not look that bad. Ms. Webb added that the proposed standards in Reg. 31 are not what the subgroup recommended so there may still be some discussion in that area.

Ms. Woodis suggested that NFRWQPA determine what issues they feel should be focused on and added that the narrative translator issue is not going to get resolved before the hearing. Ms. O'Neill explained that the Public Water Supply language in Reg. 31 has improved. There was also discussion about a suggestion in the CNC meeting to recommend for a delay in Reg. 31 which Ms. O'Neill did not feel was a good idea and shared that with the CNC. Ms. Webb suggested that the Association not contribute the full \$10,000 at this time and formalize in writing what we feel should be the focus. Ms. O'Neill stated that the reserved fund balance at the end of 2011 would be a little over

\$340,000. Mr. Siddens suggested that reducing the contribution would also help send the message that we need to prioritize. Mr. McCrary suggests \$5,000 - \$7,500 contribution. Mr. Siddens made a motion to approve a contribution of \$5,000 for the next effort of the CNC. Mr. Holdren seconded the motion. Ms. Webb suggested adding to the motion that a letter regarding the NFRWQPA priorities be sent. Mr. Siddens amended the motion to include a list of items that we would like to be the focus of the CNC's efforts. Mr. Holdren accepted the amendment to the motion and the motion was approved. Ms. Woodis, Ms. Webb, and Mr. Siddens agreed to help Ms. O'Neill in preparing this list.

8. **Discussion Item: Policy 96-1, Design Criteria for Domestic Wastewater Treatment Works**

Ms. O'Neill stated that the WQCD has proposed revisions to the existing Policy 96-1. This draft document was emailed out to NFRWQPA members and is also posted on the Water Quality Forum website. Ms. O'Neill explained that she is serving as coordinator for the workgroup. They met last fall to discuss issues that people had with the current policy and the direction the Division wanted to take with a rewrite. The WQCD was supposed to have a draft out in March but it came out at the end of June. Ms. O'Neill stated that she received a lot of initial comments that the policy was too prescriptive, too detailed, and outdated. WQCD sent out a message stating that they would reconsider their approach and provide more time for input from stakeholders. The August 1, 2011 workgroup meeting was canceled. The next meeting will be scheduled for August 24, 2011. Ms. O'Neill asked if there were any specific comments that NFRWQPA should submit to the Division?

Mr. Farrill stated that some of the other states standards don't apply in Colorado. It appears the state was cutting and pasting criteria together and it did not result in a workable document. He stated that design engineers should be involved in the drafting. It appears that a lot of time was spent on a product that is no better than the existing document. Mr. Gough stated that there are conflicts in the policy with Reg. 31 and 85 proposals. Mr. Mays stated that it does not make sense for the state to repeat what a design engineer has been paid to do. Mr. Farrill stated that it would be good to have a statement of intent included. Ms. Webb agreed that design professionals should be involved in the review and development of the draft. Mr. Gough stated that the draft is a step backwards from the intent of self-certification developed in Reg. 22. Mr. Siddens added that the state should hire a design consultant to draft the document. Mr. Farrill stated that they need to get the process slowed down with additional time for review. Mr. Reling asked if they were trying to create a partnership similar to the drinking water process? Mr. Mays stated that he did not believe so. It was determined that NFRWQPA would submit general comments that includes the following three main issues:

1. Design professionals should be involved in drafting of the policy.
2. The policy should align with the self-certification process in Reg. 22
3. The comment period should be extended to allow for additional reviews once the Division determines their approach.

9. **Update Item: City of Greeley, Lift Station Site Application**

Ms. O'Neill stated that the City of Greeley has submitted a Site Application for the expansion of a lift station located at the Greeley Airport. This application was reviewed for consistency with the 208 Plan and the City's approved Utility Plan. The application was found to be in agreement with these two plans and no other concerns were identified. The Site application was given staff approval.

10. **Other Business**

**a. Water Quality Control Commission:**

Ms. O'Neill explained that there was no July meeting.

**b. Water Quality Forum and Workgroups:**

Ms. O'Neill stated that the retreat will be next week in Keystone. She also stated that the Permits Issues workgroup met on June 28, 2011 and discussed reasonable potential guidance and alternate flow allowances. They also discussed the PQL workgroup, and the public notice period for permits. Ms. O'Neill stated that ISDS and Reg. 84 workgroups have not met recently.

**c. Barr-Milton TMDL Update**

Ms. O'Neill stated that the Watershed Association completed the draft TMDL and submitted it to WQCD in December. The WQCD published draft looked substantially different in some areas. The group met on June 28, 2011 to discuss the draft and the state was there to participate in the discussion. The biggest issue was a change in the allocation table which set end of pipe requirements and no flexibility. The state seemed to be open to discussion on this issue. They agreed to extend the comment period and to meet further to discuss the issues and look further at the support data. Ms. Woodis stated that the allocation table was revised at a meeting this week. Ms. O'Neill stated that the group is meeting again next week to discuss the DO TMDL.

**d. Other**

Mr. Mays stated that the Executive Committee meeting was canceled in June. The next Executive Committee meeting will be in September.

11. **Adjourn**

There being no further business Mr. Farrill made a motion to adjourn the meeting Mr. Holdren seconded the motion and the meeting was adjourned.