

**MINUTES**  
**NFRWQPA September 28, 2006 Meeting**

**1. Roll Call**

The meeting was called to order at 3:00 p.m. by Chair Ed Schemm at the offices of the Northern Colorado Water Conservancy District. Roll was called and the following members were in attendance:

Randy Siddens – Boxelder S.D.	Larry Wyeno – Longmont
Ravi Srivastava – Boxelder S.D.	Steve Adams – Loveland
Shonnie Cline - Brighton	Fred Meine – Mead
Les Morgan – Dacono S.D.	Mike Friesen – Mead
Gary Behlen - Erie	David Allen – Northglenn
Jim Duell – Estes Park S.D.	Karl Heil - Northglenn
Carol Webb – Ft. Collins	Terry Farrill – South Ft. Collins S.D.
Claude Hanes – Ft. Lupton	Eric Doering – St. Vrain S.D.
Dick Leffler - Frederick	Rob Fleck – St. Vrain S.D.
Wendy Daughtry – Greeley	Jeff Hodge – Upper Thompson S.D.
Dave Pusey – Kodak	David Brand – Upper Thompson S.D.
Ed Schemm – Larimer County	Mike Geile – Weld County
Cindy Titus – Lochbuie	

Also present were Connie O’Neill, Manager for the Association, Jane Fisher, Trisha Culp, Jim Wright, Richard Kraemer, Suzette Schaff, Lauren Benton, Nicole Adams, Brad Simons, and Brad Sorenson.

**2. Minutes**

Minutes of the August 24, 2006 meeting were considered. Mr. Hodge made a motion to approve the minutes. Mr. Doering seconded the motion and it passed.

**3. Financial Reports**

Ms. O’Neill summarized the August financial report. Mr. Geile made a motion to accept the financial report. Mr. Farrill seconded the motion and it passed.

**4. Decision Item: Site Application, Interceptor – St. Vrain Sanitation District**

Ms. O’Neill introduced the application indicating that only a portion of the proposed line is greater than 24 inches. This portion of the line will be in both Weld County and the Town of Mead. Ms. Schaff presented additional information on the application. She outlined two corrections for the application, the first on page one to list the line in the Town of Mead and the second on page three which should list that the flows will be increased by 18% with the addition of this line. She indicated the peak flows coming from the Liberty PUD would be approximately 0.5 MGD. Ms. Schaff also indicated that the Town of Mead is prepared to sign the application and Weld County has already signed off. She indicated that easement acquisition is also moving forward. Mr. Pusey questioned the need for easement approval prior to approving the site application. He also had a question regarding the letter of financial assurance. Mr. Fleck indicated that the policy with St. Vrain Sanitation District would be to require a line extension agreement with the developer and the district would not move forward on construction of the line until the funds are received from the developer. Mr. Friesen indicated that Mead is not associated with this project. The project however runs through area that has been annexed. Mr. Farrill made a motion to recommend for approval of the application. Mr. Adams seconded the motion and it passed.

**5. Public Hearing: Plan Amendment – St. Vrain and Dacono Sanitation Districts**

Mr. Schemm then opened the Public Hearing portion of the meeting. Ms. O'Neill reviewed the process for a plan amendment and the hearing. She then presented a review the comments received since the review at the August meeting. Those included a letter which was part in the agenda packet from FS Land Development and a letter received from the Town of Dacono which was handed out at the meeting. Ms. O'Neill also indicated that she had spoke with the Town of Ft. Lupton who indicated that they would work out any potential overlap issues from the Todd Creek Development with St. Vrain Sanitation District and had no concerns with the approval of the amendment. A map was also posted of the revised service area. Mr. Doering also indicated that he felt the issues with FS Land had been addressed. Mr. Schemm then asked for comments from the public. Seeing none, he moved to discussion or questions from the members. Mr. Allen indicted that Northglenn had also had conversations with the developers in the area. However, since the two districts have worked out a plan for service in the area the City of Northglenn would not object to the amendment. He also indicated that due to a potential conflict of interest, the City would abstain from the vote. Mr. Morgan also indicated that Dacono Sanitation District recognized the need to identify a long term solution for service to the area. Mr. Geile made a motion to approve the plan amendment. Mr. Duell seconded the motion and it passed.

**6. Public Hearing: Plan Amendment – Town of LaSalle**

Mr. Schemm then opened the Public Hearing for the plan amendment requested by the Town of LaSalle. Ms. O'Neill stated that the same process for a public hearing would be followed. She then summarized the proposal from LaSalle and indicted that this request was missed as part of the 2005 update. A map was then posted of the revised service area. Mr. Schemm then asked for comments from the public. Seeing none, he moved to discussion or questions from the members. Mr. Doering made a motion to approve the plan amendment. Mr. Morgan seconded the motion and the motion passed.

**7. Decision Item: Utility Plan – Regional Wastewater Treatment Plant Authority**

Ms. O'Neill stated that the Authority had presented their Utility Plan to the Association at the July meeting prior to submitting the plan for review. The Utility Plan Review Committee has now met with the Authority and has prepared a recommendation to the Association. Mr. Adams presented the Committee review and recommendations for two areas.

The first was a request for clarification in Chapter 7 – Management and Financial Plans. The Committee requested that additional information be submitted regarding the projected costs including capital costs for the plant and collection system as well as operation and maintenance costs. Also requested was projected revenue information to meet those projected capital and O&M costs. In follow up to this request the Authority submitted information including a spreadsheet of the updated projections for all costs. In addition, the Authority has indicated that additional information regarding the updated revenue projects, financial model, and cost allocations would be available once they have been approved by the Board of Directors. This information is expected in the next few months.

The second request of the Authority was the need for an amendment to the 2005 Update to the Areawide Water Quality Management Plan. There were three areas identified as needing revision in order for the utility plan to be consistent with the Update. Those include:

- The designation of the Authority as a Management / Operating Agency.

- Minor language changes to reflect the location of the plant in Weld County.
- Changes to the City of Brighton service area to reflect the Authority's Common Service Area (CSA).

As a result the Authority worked with the Association to develop a proposed map and language. That information was sent out on September 14<sup>th</sup> to begin the 60 comment period required for a plan amendment. That amendment will be scheduled for review at the November Association meeting.

Given the status of these two items Mr. Adams stated that the Committee would make a recommendation to the Association to consider approval of the Utility Plan presented by the Authority with two conditions that the Authority has agreed to:

1. Approval is contingent on the proposed plan amendments being approved.
2. Approval is contingent on additional financial information, necessary to meet the requirements of a utility plan (specifically regarding revenue projections and how those will meet identified cost allocations), be provided once that information has been approved by the Authority's Board of Directors. The NFRWQPA will then review this new information to determine its compliance with the condition above and as necessary seek additional information until this condition is satisfied.

Mr. Geile also indicated that Weld County had met with the Authority and he felt that all their issues had been addressed. Ms. Cline indicated that there is not a plan to annex or serve the Sylmar Manor Mobile Home Park at this time which is the adjacent property. Mr. Schemm questioned whether the plant serving the mobile home park had any existing problems. Ms. Cline indicated that she did not know of any. Mr. Geile also discussed the issue of potential displacement of the residents at the mobile home park. Mr. Allen indicated that the plan has also been reviewed and approved by the Denver Regional Council of Governments. Mr. Schemm stated that the plan submitted by the Authority was very thorough, demonstrated much cooperation, and congratulated the participants on their work. Mr. Geile then made a motion to approve the utility plan with the suggested conditions from the Committee. Ms. Titus seconded the motion and it passed.

#### **8. Other Business**

- A. Water Quality Control Commission: Ms. O'Neill indicated that the Commission held their retreat in September so there was not a regular Commission meeting.
- B. Other Items / Reports: Ms. O'Neill asked the membership about their preference for the meeting dates in October and November given the overlap of the regular meeting time with the South Platte Forum and the Thanksgiving holiday. Mr. Morgan made a motion to hold the October meeting on the 19<sup>th</sup> and the November meeting on the 16<sup>th</sup>. Ms. Daughtry seconded the motion and it passed.

#### **9. Presentation: Ammonia Standards**

Eric Oppelt with the Colorado Department of Public Health and Environment, Water Quality Control Division (WQCD) was then introduced as an invited speaker to provide the Association with information about the upcoming change to the ammonia standards. Mr. Oppelt indicated that the new standards, which were adopted into the basic standards regulation in June 2005, are based on the EPA 1999 criteria. These new standards are based on both

unionized and ionized ammonia as opposed to the old state standards which were based only on the unionized portion.

These new standard were adopted into two of the basin regulation in June 2006 and will be considered as part of the other 5 basin regulations at a hearing in March of 2007. These standards would then be effective in October 2007 at which time they would begin to affect the limits written into permits. Mr. Oppelt indicated that the main constituents effecting ammonia are pH, temperature, and flow or dilution. He indicated that the unionized ammonia is more toxic and that the pH and temperature levels affect the amount of unionized ammonia.

Mr. Oppelt indicated that in general there is the potential for more stringent effluent limits in warm streams. In these streams the permit holders will probable see the most change to those with dilutions between 5:1 and 25:1. He indicated that the state will be using a model called the AMMTOX and may be providing additional training on the use of that model in the next few months. He then discussed the hearing process for considering these new standards. The WQCD will propose temporary modification for five years on warm water streams which have dischargers present. When the permit expires will determine how this will affect the limits. Mr. Oppelt suggested calling him or Andrew Ross with the Division if you have questions or are concerned with how the standards may affect a permit. He also suggested beginning to collect data. There is a need for permit holders to be proactive in order for the state to work with them. Permit holders can also contact Dick Parachini with questions on financial assistance. Mr. Srivastava questioned the use of drought data in the calculations. Mr. Oppelt indicated that this data would be used.

**10. Adjourn**

There being no further business, the meeting was adjourned at 4:50 p.m.