



DOCUMENT ROUTING MEMORANDUM

The purpose of this memorandum is to provide information regarding the attached document routed to you for your signature.

TO: Harold Evans, Water and Sewer Board Chairman
{Select Recipients Below - See Signature Authority Requirements}
☐ Doug Marek, City Attorney: Legal_Services@greeleygov.com
☐ John Karner, Finance Director: John.Karner@greeleygov.com
☒ Raymond Lee, City Manager: Val.Scheffer@greeleygov.com
☐ John Gates, Mayor: via CityClerk@greeleygov.com
☐ Heidi Leatherwood, City Clerk (Attest): Heidi.L Leatherwood@greeleygov.com

FROM: Gigi Allen, W&S Office Manager

ON BEHALF OF (If applicable):

Initials of above: ____ *(Must be first in signing order)*

RE: Janaury Water and Sewer Board meeting minutes

Executive Summary:

Please see W&S Board minutes approved by the Board and ready for signature.

Time Sensitivity? If yes, deadline date N/A **and reason:**

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Legal Review:

Is this a standard contract as defined by City Code Section 2-184(a)(2) ? ☐ Yes ☒ No ☐ N/A

If this is not a standard contract, and has not been reviewed by CAO, this document may not be routed for signatures.
 Please submit for Legal Review on COGI prior to routing.

If this is not a standard contract, which attorney reviewed the document?

Name: Daniel Biwer

Obtained Approvals, Reviews, or Recommendations (If applicable)

☐ City Council Ord./Res. #: _____ Date: _____	☒ Board or Commission (specify) <u>Water and Sewer</u> Date: <u>2/23/24</u>	☐ Other _____ Date: _____
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Contract Amount: N/A (if applicable)

**City of Greeley
Water and Sewer Board
Minutes of January 17, 2024
Regular Board Meeting**

Chairman Harold Evans called the Water and Sewer Board meeting to order at 2:00 p.m. on Wednesday, January 17, 2024.

1. Roll Call

The Clerk called the roll and those present included:

Board Members:

Chairman Harold Evans, Vice Chairman Mick Todd, Fred Otis, Tony Miller, Joseph Murphy, Manuel Sisneros, Cheri Witt-Brown, Mayor John Gates

Water and Sewer Department staff:

Director Sean Chambers, Deputy Director Water Resources Ty Bereskie, Deputy Director of Utility Finance and Customer Service Erik Dial, Chief Engineer Adam Prior, Office Manager Gigi Allen, Water Enterprise Financial Analyst Crystal Sanchez, Water Resource Planning Manager Kelen Dowdy, Water Conservation Manager Dena Egenhoff, Utility Finance Manager Virgil Pierce, Civil Engineer IV Jim Paulson, Water Resource Administrator III Matt Sparacino, Water Resource Administrator II Sam Harshbarger, Water Resource Operations Manager Leah Hubbard, Plans Examiner Derek Hannon

Legal Counsel:

Supervising Senior Environmental and Water Resources Attorney Jerrae Swanson, Senior Environmental and Water Resources Attorney Dan Biwer, Environmental and Water Resources Attorney I Arthur Sayre, Counsel to Water & Sewer Board Attorney Carolyn Burr

Guests:

Council Member Deb Deboutez, James Sutherland from Wingfoot, PC Specialist Alik Cummins

2. Approval of Minutes

Mr. Murphy made a motion, seconded by Mr. Sisneros to approve the December 2023 Water and Sewer Board meeting minutes. The motion carried 7-0.

3. Approval of Agenda

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There were no changes to the agenda.

4. Welcome New Employees and Promotions

Director Sean Chambers provided an introduction of new Water and Sewer Department employees starting this month.

5. Election of Officers

Mr. Miller nominated Harold Evans as Chairman of the Water and Sewer Board for 2024 and also nominated Mick Todd as Vice Chairman of the Water and Sewer Board for 2024. The motion was seconded by Mr. Otis. The motion carried 7-0.

6. Recommend City Council Adopt an Ordinance Amending the Municipal Code regarding Water and Sewer Service

Over the last several months, staff have presented to the Water and Sewer Board proposed changes to Title 20 of the Municipal Code. Most of the changes to the city code were aligning code with current practices and procedures but staff did propose a limited number of changes to fees and tap configuration that needed Board input. Staff has incorporated the Board's feedback within the code changes and fee modifications and is seeking Board approval.

Vice Chairman Todd moved that the Board recommend City Council adopt revisions to Title 20, Chapters 2, 3, and 5 of the Greeley Municipal Code regarding water and sewer service, substantially in the form of the draft ordinance included in the January 2024 Board packet. Seconded by Mr. Murphy. Motion carried 7-0.

7. Recommend City Council Adopt an Ordinance Amending the Municipal Code Regarding Domestic and Agricultural Wells

In 2020 the Colorado Division of Water Quality proposed changing the Poudre River Segment 12 classifications from recreational use to a Water Supply classification. This reclassification of the river segment below the Wastewater Treatment and Reclamation Facility (WTRF) could have required significant upgrades to the WTRF facilities and processes to meet the stringent water quality requirements. The Division said that there were 152 wells that utilized water for domestic purposes. Greeley refuted these facts and found that only one well was allowed for domestic purposes and the owner did not use it for such purposes. Greeley and Colorado Division of Water Quality agreed to resegment Segment 12 at the Hwy 85 Bridge in Greeley with only Segment 12a having the Water Supply classifications. Greeley's commitment to work closely with landowners to ensure that any future development with the LREGA will be connected to potable supply from a municipality or a water district. The proposed amended ordinance supports Greeley's commitment for development to connect to potable supplies.

Vice Chairman Todd moved that the Board recommend City Council adopt revisions to Title 20, Chapters 3 of the Greeley Municipal Code regarding domestic and agricultural wells, substantially in the form of the draft ordinance included in the January 2024 Board packet. It was seconded by Ms. Witt-Brown. The motion carried 7-0.

8. Terry Ranch Project Update

Mayor John Gates left the meeting at 2:53 pm

Jim Paulson discussed that the City of Greeley Water and Sewer Department (W&S) is constructing the Terry Ranch pipeline to connect the eventual Terry Ranch groundwater wellfield to the water supply system. The pipeline is to be built over the course of the next 10 years depending on available funding. Segment 1 is the first approximately 7 miles from the connection with the Bellvue 60" to about one-mile past Highway 14. To date, approximately 50% of this segment has been installed. The W&S department is also evaluating the groundwater resource beneath State Land Board sections located adjacent to the Terry Ranch parcels from which water rights have been purchased.

The Board asked how many wells would have to be drilled. The City stated 1 well per parcel for a total of 16.

9. Annual Water Court Update

Sam Harshbarger presented that the City of Greeley Water and Sewer Department is active in numerous Water Court matters to develop additional water supply and to protect existing water rights. In the third trimester, Greeley filed seven statements of opposition and stipulated out of three cases. During 2023, water court legal costs equaled \$378,751 and engineering costs equaled \$208,721 for a total annual cost of \$587,472

10. Legal Report

Carolyn Burr provided the Legal Report. Based on review of the November 2023 Water Division 1 Resume, staff and water counsel recommend that the Water and Sewer Board file no statements of opposition this month.

On Nov. 30, 2023, an application for diligence was filed on behalf of the City of Greeley in Case No. 23CW3158. Greeley is seeking a finding of diligence for ground water rights associated with seven wells used on park or school grounds, as well as the ground water rights associated with the Flatirons gravel pit reservoirs 3, 4 and 5. Greeley is also seeking a finding of diligence for the appropriate rights of exchange associated with the augmentation plan for these ground water rights, which allows fully consumable water to be exchanged to the reaches of the Poudre that are depleted by the ground water rights. No new claims of absolute are being filed, the remaining rights are conditional. Statements of opposition are due by the end of January.

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11. Director's Report

Sean Chambers provided the Water & Sewer Board and staff with a brief update on the following

items of water utilities policy interest;

1. City of Greeley and Colorado Water Industry Education and Advocacy Events Calendar

a. **Colorado Farm Show** – January 23 – 25th at Island Grove Regional Park, Greeley
<https://coloradofarmshow.com/> Presentation on Ag Water Transfers and

Leaseback Program

b. **Colorado Water Congress Annual Meeting & Legislative Breakfast** – Jan. 31-
Feb 2nd at Aurora-Denver Conference Center

<https://www.cowatercongress.org/advocacy/>

c. **Subsurface Water Storage Symposium by CSU Water Center** – Feb. 22nd
and 23rd, 2024 at CSU Spur Campus Confluence Theater, Denver

<https://watercenter.colostate.edu/ssws/>

Presentation on Terry Ranch Aquifer Storage & Recovery (ASR)

d. **AWWA and WEF have established The Utility Management Conference™**
- February 13 – 16th,

<https://www.awwa.org/Events-Education/Utility-Management>

2. South Platte Basin Roundtable Update

a. 2024 Election of Officers, Vacant Positions, CWCB Board Rep from South
Platte Basin

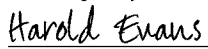
3. F-Street Property Update and New Operations and Maintenance Facility Planning
Overview

4. February W&S Board Agenda Preview

**12. Such Other Business That May Be Brought Before the Board Added to This Agenda
by Motion of the Board**

13. Adjournment

The meeting ended at 3:29 p.m.

DocuSigned by:

9A5B721D42440C Harold Evans, Chairman

City of Greeley
Water and Sewer Board

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DocuSigned by:

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Raymond Lee, Board Secretary