

## MINUTES

### NFRWQPA November 16, 2006 Meeting

1. **Roll Call**

The meeting was called to order at 3:00 p.m. by the Vice Chair, Terry Farrill at the St. Vrain Sanitation District offices. Roll was called the following members were in attendance:

Tony Huerta – Berthoud	Steve Adams – Loveland
Randy Siddens – Boxelder Sanitation District	Fred Meine – Mead
Ravi Srivastava – Boxelder Sanitation District	Mike Friesen – Mead
Les Morgan – Dacono Sanitation District	David Allen – Northglenn
Gary Behlen – Erie	Terry Farrill – South Ft. Collins Sanitation District
Jim Duell – Estes Park Sanitation District	Eric Doering – St. Vrain Sanitation District
Carol Webb – Ft. Collins	Jeff Hodge – Upper Thompson Sanitation District
Dick Leffler - Fredrick	David Brand – Upper Thompson Sanitation District
Wendy Daughtry – Greeley	Mike Geile – Weld County
Karen Frarck – Lochbuie	Rob Masden – Weld County
Cindy Titus – Lochbuie	Wayne Ramey – Weld County Tri-Area Sanitation District
Larry Wyeno – Longmont	

Also present were Connie O’Neill, Manager for the Association, Richard Kraemer, Richard Macomber, Gary Woods, Nick Sekich, Matt Benak, Nicole Adams, Tom Satchell, Lauren Benton, Jim Wright, Kevin Tone, John Heard, and Trish Culp.

2. **Minutes**

The minutes of the October 19, 2006 meeting were considered. Mr. Adams made a motion to approve the minutes. Mr. Meine seconded the motion and it passed.

3. **Financial Report**

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

4. **Decision Item: Site Application - St. Vrain Sanitation District E. WCR 26 Interceptor**

Ms. O’Neill summarized the site application for the St. Vrain Sanitation District. She indicated the interceptor would be in both Weld County and Firestone and the Association has received the signatures from both entities. Mr. Morgan made a motion to recommend approval of the site application. Mr. Geile seconded the motion and it passed.

5. **Decision Item: Town of Mead Utility Plan**

Ms. O’Neill introduced the item and indicated that the Utility Plan Review Committee had been working with the Town for the last few months. She indicated that the Town would make a presentation for the Utility Plan and the Review Committee would then present their recommendation. Mr. Wright gave some background on the Utility Plan. Mr. Tone reviewed the compliance and growth issues driving the need for a new facility as well as the service area, the alternatives, and the chosen process. Mr. Friesen reviewed the financial status for the new facility. He also pointed out that the Town had elected to prepare a Utility Plan at this time because they felt it was a better planning process.

Mr. Duell questioned the areas on septic. Mr. Tone indicated that there are lots going in with septic but that the intent of the Town was to get lines out to those areas. He indicated

that the plan was to show trunk lines extended to serve those area. Mr. Adams then presented the recommendation of the Utility Plan Review Committee. The Committee recommended approval of the plan with the condition that at the time there is final resolution to the litigation involving the proposed East I-25 group and the land area on the east side of I-25 within the Town's current 208 service area, the Town must resubmit the utility plan for consideration of any necessary changes. Mr. Farrill then asked for comments from the public. Mr. Macomber, Mayor of the Town of Mead, pointed out that the need for a new plant comes from the Town being under a mandate from the state and due to growth. Mr. Woods and Ms. Culp then presented a letter to the Association from the representatives of the East I-25 group. Mr. Woods indicated that the area is still under litigation and therefore he felt the utility plan should be tabled until the litigation is resolved and the interest of the East I-25 group is considered. Mr. Kraemer then stated that the Town of Mead had followed the NFRWQPA process. John Heard, Trustee for the Town of Mead, indicated that the Town gave much consideration to this decision and felt they had made the best decision.

Ms. O'Neill then reviewed the NFRWQPA processes for a plan amendment, site application, and utility plan approval. Mr. Farrill then asked for member comments. Mr. Allen questioned the interceptor that would connect the old to the new plant and the cost for that. Mr. Tone indicated that was part of the plant site application to be considered next. Mr. Doering then stated that the St. Vrain Sanitation Board had voted to oppose the Utility Plan and the site application for Mead. They felt these were not consistent with the regional approach encouraged by NFRWQPA and the state, and believed the Town's cost estimates were flawed. St. Vrain Sanitation District (SVSD) had submitted a proposal to Mead which showed a lower tap and monthly fee. Mr. Geile questioned whether the fees were comparable. Mr. Doering indicated they were. Ms. Webb asked if this alternative was discussed by the committee. Mr. Adams indicated it was. He indicated the committee requested additional information and then based their decision on that information and the decision of the Town Board. Mr. Farrill indicated the committee does not have any way of verifying the costs submitted in a plan. Mr. Geile indicated that the Town presented to Weld County that the new plant was the cheaper alternative. Mr. Friesen indicated that a consolidation review has been done and the Town does not feel the SVSD alternative is cheaper. Mr. Geile questioned whether there would be a different charge for new versus old customers. Mr. Friesen indicated no. Mr. Wright added that the Town had not addressed an out of district/town fee yet. Mr. Woods stated that the Town will not extend service out of Town and it is premature for the NFRWQPA to approve this plan. Mr. Brand added that the Utility Plan states the Town will serve all the 208 boundary area. Mr. Ramey then made a motion to accept the Utility Plan. Mr. Hodge seconded the motion and the motion passed by a vote of 12 to 4.

**6. Decision Item: Site Application – Town of Mead New Wastewater Treatment Facility**

Ms. O'Neill introduced the site application and indicated that comments received from the Weld County Department of Public Health and Environment had been included in the agenda packet. Mr. Geile questioned the cost for the plant site and how the \$1.5 million in the bank would be used. Mr. Friesen indicated that the Town would not need to bond; low interest loans and cash will fund the plant. Mr. Woods asked that the Association consider the same comments that the East I-25 group made earlier with this application and that the letter submitted by the group be part of the record. Mr. Kraemer indicated that the goal of the Town was to be able to serve the entire 208 area. Mr. Geile questioned whether there would be a different cost for in town or out of town customers. Mr. Friesen indicated that

the Town would have a consistent cost if they are in the 208 boundary. There was then further discussion on tap fees within the area. Mr. Woods then asked for the record to be made straight about whether the Town would serve his property without requiring annexation. Mr. Farrill stated that he did not feel that was the purpose of the organization. Mr. Farrill indicated that typically with a district or a municipality you must petition or annex in or pay out of district/city fees. He indicated Town has shown a willingness to serve.

Mr. Geile then asked that the Utility Plan Committee re-read their recommendation. Mr. Adams read the recommendation as stated earlier. Mr. Geile stated that he felt it would be appropriate to amend the previous motion of approval of the Utility Plan to include that condition. Mr. Friesen then clarified that the land east of I-25 included in the condition was that land associated with the East I-25 group. Mr. Geile then made a motion to amend the previous motion of approval to include the condition. Mr. Duell seconded the motion. Mr. Adams then restated the condition which read; at the time there is final resolution to the litigation involving the proposed East I-25 group and the land area on the east side of I-25 within the Town's current 208 service territory and contained within the East I-25 group's proposed area, the Town must resubmit the utility plan for consideration and any necessary changes. The motion passed by a vote of 14 to 0.

Mr. Farrill then asked to return the discussion to the site application. Ms. Webb then asked for clarification on the Town's willingness to serve everyone in the 208 area at a consistent rate. Mr. Farrill indicated that he understood the Town was willing to serve, but if the property owner was not willing to annex, the Town should have the right to charge an out of city rate, which is standard practice. Mr. Friesen indicated that was a fair evaluation. Mr. Ramey then made a motion to recommend for approval of the site application. Mr. Behlen seconded the motion and it passed by a vote of 14 to 3.

7. **Presentation: Resource Colorado Utility Plan and Site Application**

Ms. O'Neill introduced Ms. Adams, Mr. Benak, and Ms. Benton with Resource Colorado to present the District's Utility Plan and site application. Ms. Adams indicated that the District was approved in 2004 by Weld County and will initially serve the Pioneer Communities. Mr. Benak indicated that the facility will eventually serve 10,000 units and could possibly work with Keenesburg and Hudson. The District has looked at several options for treatment and has selected a membrane bioreactor (MBR). Ms. Benton indicated that this option was chosen because of the higher quality water for reuse and the smaller footprint. Mr. Benak indicated the cost for the first phase 0.3 MGD facility would be \$7 million.

Mr. Meine questioned the treatment of the membrane waste. Mr. Benak indicated that it will be beneficially reused. Mr. Ramey questioned the proximity of the facility to A-1 Organics. Ms. Adams indicated that they had not looked into that yet, however, there is a plan for passive odor control with additional phases. Mr. Adams asked if the District had contacted the communities and they indicated they had. Mr. Duell asked about the cost of operation for a MBR facility versus other facilities and they indicated it was comparable. Ms. Frarck questioned whether this area could be served by the regional plant in Lochbuie. The representatives indicated that consolidation with that plant would not be economically feasible and would not allow for reuse of the water.

8. **Plan Amendment Review: Regional Wastewater Treatment Plant Authority**

Ms. O'Neill reviewed the plan amendment request for the Regional Wastewater Treatment Plant Authority. She indicated that the utility plan was approved with the condition that these plan amendments be approved. She indicated that the only comments received were from the Weld County Department of Public Health & Environment regarding the Sylmar Manor Mobile Home Park. She indicated that the Association had dealt with this issue for the site application by adding an additional condition. She questioned whether the membership would like to see that same language added to the plan amendment language. The membership indicated they would and Ms. O'Neill said that she would include that for consideration at next months meeting.

**9. Other Business**

**WQCC Report:** Ms. O'Neill indicated that the WQCC met in Alamosa so she did not attend. There will be a discussion regarding 208 planning in the state at the upcoming Water Quality Forum meeting.

**Other Reports:** Mr. Doering welcomed everyone to the St. Vrain Sanitation District office. Mr. Geile then announced that he will be going off the Board of County Commissioners and Mr. Masden will be replacing him as the Weld County representative.

**10. Adjourn**

There being no further business the meeting adjourned at 4:40 p.m.