

**5-2-1 DRAINAGE AUTHORITY  
MINUTES OF THE BOARD  
August 23, 2006  
Mesa County Courthouse Annex  
Grand Junction, Colorado**

**Chairman Karisny opened the meeting at 3:35 p.m.**

**Chairman Karisny called roll of the Board Members**

**Board Members Present:**

<b>Dave Walker</b>	<b>Board Member, Town of Palisade</b>
<b>Dave Karisny, Chairman</b>	<b>Council Member, City of Fruita</b>
<b>Jim Doody</b>	<b>Council Member, of City of Grand Junction</b>
<b>Tilman Bishop</b>	<b>Mesa County Commissioner</b>
<b>Dick Bowman</b>	<b>Grand Junction Drainage District</b>

**Also Present:**

**John Ballagh** (Grand Junction Drainage District Manager), **Eric Mende** (Fruita, City Engineer), **Tim Moore** (City of Grand Junction, Public Works Manager), **Larry Beckner** (Attorney), **Greg Tranior** (City of Grand Junction, Utility Manager), **Kate Hofius** (recording secretary)

**Adopt Agenda:**

- Chairman Karisny asked for changes or acceptance of the agenda. Dick Bowman moved to accept the agenda. Tilman Bishop seconded the motion. Chairman Karisny polled the Board.

The roll call vote result:	Contracting Party	Vote
	Palisade	aye
	Fruita	aye
	City of Grand Junction	aye
	Grand Junction Drainage District	aye
	Mesa County	aye

The Agenda was accepted.

**Questions from the Audience**

- There were no questions from the audience.

**5-2-1 DRAINAGE DISTRICT**  
**Minutes of The Board Meeting**  
**August 23, 2006**

**MINUTES**

Chairman Karisny asked for a motion on the Minutes of June 28, 2006. Tilman Bishop moved to accept the minutes as written with changes in Tilman Bishop's name and correction of the next meeting date. Dave Walker seconded the motion. Dave Karisny polled the Board to accept the minutes with the changes.

The roll call vote results:	Contracting Party	Vote
	Palisade	aye
	Fruita	aye
	City of Grand Junction	aye
	Grand Junction Drainage District	aye
	Mesa County	aye

The minutes were accepted with the noted changes.

**Financial Report**

- John Ballagh explained the Financial statements for June and July 2006.
- Tilman Bishop asked if money had been planned for the StormCon Conference and if we were over budget. John Ballagh said that it had been budgeted and we did not go over budget and to keep in mind not all the travel expenses are in, however there is more than enough in the budget line item to cover the travel expenses still outstanding.

Tilman Bishop moved to approve the Financial Report for the Months of June and July 2006 as reported. Jim Doody seconded the motion with understanding that not all travel expenses have been turned in.

Chairman Karisny polled the Board:

The roll call vote result:	Contracting Party	Vote
	Palisade	aye
	Fruita	aye
	City of Grand Junction	aye
	Grand Junction Drainage District	aye
	Mesa County	aye

The Financial Statements for June and July 2006 were accepted with noted changes.

**Qwest Telephone Statements**

- Kate Hofius answered the questions about the Qwest account being "slammed" and steps that have been taken to correct the problem and the original service from December 2005 re-established giving the 5-2-1 Drainage Authority the best services for the cost associated with having phone service and a long distance carrier.

**Events Attended by the 5-2-1 Drainage Authority**

- Kate Hofius gave a short explanation of the events attended and how the reports are prepared for each event.
- Tilman Bishop stated that he attended the Palisade Peach Festival early and there seemed to be a lot of people and interest.

5-2-1 DRAINAGE DISTRICT  
Minutes of The Board Meeting  
August 23, 2006

- There was general discussion on the events attended and it was agreed to include a report for each future event attended for all entities to use as credit for Public Education with NPDES.
- Tilman Bishop asked why StormCon was not listed as an event attended.
- John Ballagh explained that Kate Hofius did not attend and the report was to be given by Staff and Board Members today for those who did attend.
- Tilman Bishop said, “We need to be setting goals and looking for a way to measure the effect of the education we are doing.”
- Dave Karisny asked that we try and get “feed-back” from the public on how useful the information they received is for them.
- Greg Trainor said that with DRIP they do have goals and measure their systems to see if the goal is being reached. If they are or are not, why.
- Greg Trainor said that we should also look at internal education for each entity to get everyone on board and up to speed.
- Dick Bowman inquired if there were pictures and that Bosley Wash Flood be included in present education.
- John Ballagh agreed, and stated that there were pictures taken and that they would be included in presentations.
- Dick Bowman stated we need to find more ways to make the community partner with us on events.
- Greg Trainor mentioned the Power Points should be updated with Bosley Wash and then the historical events.
- Dick Bowman suggested we should also use the pictures at the booths during events to show people the damage, the need for the 5-2-1 Drainage Authority and what it can do for the community.
- Eric Mende suggested that staff take turns and give a presentation to all the Boards and Councils that are represented by the Board and Staff of the 5-2-1 Drainage Authority to keep them informed of the Rate Study and the progress being made.
- Tilman Bishop would like to see the Rate Study discussed at a joint hearing to avoid a collision when fees are announced to the public.
- Tilman Bishop felt the Web Cast he attended was very well done and informative. Technical Staff were able to ask questions.
- Tim Moore asked that the Construction Workshops (and the up coming one) be included on the Events Attended Report.
- There was considerable discussion on the Bosley Wash Flood, what can and is being presently, and how will the 5-2-1 Drainage Authority be able to help these situations from reoccurring.
- Dave Walker asked about a gentleman on TV quoting that there is a new entity and neither they nor the GJ Drainage District has done anything about the drain that flooded.
- John Ballagh responded the flood waters go into an irrigation ditch, GJDD has offered to clean the ditch but need signed easements and permission to clean the ditch. The gentleman on TV does not want his ditch to become a drainage ditch and neither he nor his neighbor will sign the required documents.
- Tilman Bishop asked if this would be a situation that they should be required to sign for the best interest of the public.
- John Ballagh stated in light of recent events, it might be.

5-2-1 DRAINAGE DISTRICT  
Minutes of The Board Meeting  
August 23, 2006

- Dave Karisny asked that we appoint someone to prepare a *purposed budget for 2007*.

## **ACTION ITEMS**

### **Appoint Budget Preparer for 2007 Budget**

- Dave Walker moved that we appoint John Ballagh to prepare the 2007 budget with Technical Staff's assistance.
- Attorney Beckner said only one person can be appointed and that person will enlist help with preparation.
- Dave Walker moved to appoint John Ballagh to prepare the 2007 budget.
- Jim Doody seconded the motion.

Chairman Karisny polled the Board:

The roll call vote result:	Contracting Party	Vote
	Palisade	aye
	Fruita	aye
	City of Grand Junction	aye
	Grand Junction Drainage District	aye
	Mesa County	aye

The motion was passed to appoint John Ballagh to prepare the 2007 budget.

### **Capital Projects Policy & Draft Resolution**

- John Ballagh handed out the newest revision of the Policy.
- There was discussion on the number of time they have reviewed the Resolution, and it has been three times.
- Dick Bowman asked about the wording for only Phase II or should it include future requirements.
- John Ballagh explained Phase I was for larger cities and that Phase II are for 100,000 or more people.
- Greg Trainor said he did believe that there would be future Phase's.
- Attorney Beckner explained the resolution is the "goal" and the approach to fund.
- Jim Doody asked what they were doing with Resolution-04. He stated it seemed pretty straightforward to him, things were not set in stone, and it was a resolution that would get things moving forward.
- Dave Karisny said they were "word smithing." Making it more formal, that is just what we do.
- Jim Doody said he felt it was fine as it is.
- Tilman Bishop asked, "Jim is the question who does this go too?"
- Jim Doody stated, "I have read it and understand it. Why do we have to "word smith" it?"
- Dave Karisny explained that different boards like wording different ways. We have looked at it several times and are just refining the wording.
- Dave Walker said, "It is fine like it is."

5-2-1 DRAINAGE DISTRICT  
Minutes of The Board Meeting  
August 23, 2006

- Dave Karisny asked if he wanted to make a motion.
- Tilman Bishop asked if they felt they would be able to live with this in a year.
- Jim Doody stated it is a resolution, it can be changed.
- Eric Mende said, “It is to establish guidelines, not specifics for the consultants.”
- Attorney Beckner informed you have to have specific projects and a general concept to be able to fund it.
- Eric Mende stated it goes back to the “shopping list” you will see in a few months, this resolution does not lock anything, these Board Members may not be here in the future and it gives some historical guidelines to future Board Members and the consultants.

Tilman Bishop made a motion to accept Resolution-04 with out locking into it and a few minor changes. Paragraph 3; change wording from “multiple” to “three times.” Paragraph 6; change the wording to “for the present and for the near future.” Dick Bowman seconded the motion.

Chairman Karisny polled the Board:

The roll call vote result:	Contracting Party	Vote
	Palisade	aye
	Fruita	aye
	City of Grand Junction	aye
	Grand Junction Drainage District	aye
	Mesa County	aye

### **Discussion Items**

John Ballagh asked if he might address the questions of Jim Doody and Dave Walker and give a short presentation.

- Jim Doody had questions concerning the November ballot issue asking for an increase in Grand Junction Drainage District (GJDD) mill levy. He also asked if the names of “Drainage Authority” and “Drainage District “ are too similar.
- Dave Walker had asked the question about Bosley Wash and would that be a GJDD project or a 5-2-1 Drainage Authority project.
- John handed out a paper concerning the requested mill levy increase and demonstrated on three maps, the areas and projects, that directly affect the Grand Junction Drainage District and it’s responsibility to the public inside their boundaries. He further explained that the increase has a six-year limit and that projects will be prioritized by need if they receive additional funding.
- John explained at the state level the 5-2-1 Drainage Authority had to be called a “Water Authority” or Drainage Authority.” There is some confusion on the names between the GJDD and the 5-2-1 Drainage Authority and the responsibility of each. That is why Public Education and participation are so important.
- There was discussion on the differences between the two entities, their legal requirements, their funding, positions on projects, and their responsibilities.
- Tilman Bishop stated that the Drainage District comes under different rules and requirements than Home Rule cities and towns and can be fined for projects not maintained or improved as needed.
- Dave Walker asked about the GJDD absorbing the 5-2-1 Drainage Authority.

5-2-1 DRAINAGE DISTRICT  
Minutes of The Board Meeting  
August 23, 2006

- Dave Walker asked about the name change from *Grand Junction Drainage District* to *Lower Valley Drainage District*.
- John Ballagh explained there is some confusion on the public's part that the GJDD is part of the City or County and receives funds from them, which is incorrect. The only revenue that the GJDD receives is 2.0350 mills from the taxpayers in their boundaries. Because of TABOR laws GJDD is unable to obtain grants or other types of income or revenue. Under the present laws, new or extra revenue will have to be returned to the taxpayers even though growth has continued to go up, demanding more from the GJDD in protection from drainage, and in requiring new and improved facilities to protect the growth in the valley.
- By changing the name of the GJDD it may lessen confusion of the GJDD being a part of the city or county and help understanding of their funding.
- Jim Doody is concerned that there will be considerable confusion for the public determining the differences between the Drainage Authority and the Drainage District and their responsibilities and how they are being taxed.
- Dave Walker had similar concerns that the public will not see the separation.
- Tilman Bishop agreed, in part, because they have not attended the public meetings or been informed as the Board and Staff has learned this new process. More reason for educating the Boards and Councils of all the entities, so they may in turn educate their communities.
- John Ballagh agreed and expressed the need for *public education and participation* for the public to see and understand the needs of each entity and the benefit for the public that Each entity has a place and need to protect the community the more it becomes urbanized, creating flooding or need for drainage improvements from new development and over taxed drainage ditches. He also reminded that the creation of a stormwater management authority is "federally mandated" by the government even though they have not provided funding.

**Second Board Meeting Each Month**

Chairman Karisny asked that we address the additional Board Meeting item on the Agenda as time is running out.

- Chairman Karisny asked if the would like to add an additional meeting day or extend the time of the current meetings.
- Tim Moore expressed that we should have an extra meeting to address *financial* and *action items* and the second meeting to address *discussion* and *reports*.
- Dick Bowman inquired about AMEC and their presentation.
- John Ballagh answered with the date of September 27<sup>th</sup> , but can change it if need be.
- Dave Karisny and Dave Walker stated that to extend the time works better for their schedules.
- It was agreed to add September 13 and October 11, 2006 to the additional scheduled meetings and extend the time to 3-5 pm.

**5-2-1 DRAINAGE DISTRICT**  
**Minutes of The Board Meeting**  
**August 23, 2006**

**NEXT MEETING DATE**

- The next meeting is scheduled for September 13, 2006, 3:00 – 5:00 p.m.
- Mesa County Courthouse Annex, Training RoomA
- Forecast meeting dates are as follows:

September 13<sup>th</sup>

September 27<sup>th</sup>

October 11<sup>th</sup>

October 25<sup>th</sup>

November 22<sup>nd</sup>

December 27<sup>th</sup>

There being no further business to come before the Board, the meeting was adjourned at 5:20 p.m.

---

Dave Karisny, Chairman