



521 Drainage Authority
Minutes Of The Annual Board
March 24, 2010

Mesa County Courthouse
544 Rood Avenue, Multi-Purpose Room, Grand Junction, Colorado

Board Members Present:

Dave Walker, Chairman
Richard Bowman, Secretary
Mel Mulder, Vice-Chairman
Craig Meis, Treasurer
Tom Kenyon, Director

Board Member Absent:

Linda Romer Todd, Assistant Secretary

Technical and Authority Staff Present:

John Ballagh	Grand Valley Drainage District, Manager
Julie Constan	Mesa County, Senior Engineer
Trent Prall	City of Grand Junction, Engineering Manager
Bud Thompson	Mesa County, Project Manager
Jim Shanks	5-2-1 Drainage Authority Manager
Ken Haley	City of Fruita, City Engineer

Guests Present:

Eric Mende	EWM Consulting
Vohnnie Pearson	Citizen, 630 Broken Spoke, Grand Junction, Colorado
Sam Susuras	City of Grand Junction, Council Member
Kristi Adams	American National Bank, Representative

ANNUAL MEETING

Called to Order

Director Walker called the meeting to order at 3:10 p.m. Roll was called, with Tom Kenyon appointed the new council member representing the City of Grand Junction, replacing Linda Romer Todd.

Introduction of Visitors and Guests

Director Walker asked everyone around the room introduce themselves.

Review and Adoption of the Annual Meeting Agenda

Manager Shanks asked to add Kristi Adams, American National Bank representative, to the agenda for bank signature authorization from board members after election of officers.

Motion to adopt the amended agenda: Chairman Walker
Seconded: Director Meis

In favor: All
Opposed: None
Motion passed with voice vote 4-0

Annual Meeting Agenda Item 1 – Swearing in of Tom Kenyon

Administrative Assistant Mary Sparks administered the Oath of Office for Mr. Kenyon.

Annual Meeting Agenda Item 2 – Recognition of former Board Member Linda Romer Todd

Linda Romer Todd was not present to receive the wood stave plaque in recognition of her service on the Board of the 5-2-1 Drainage Authority. Tom Kenyon stated she would be following the 5-2-1 Drainage Authority progress and appreciated the opportunity to serve on the Authority's board.

Annual Meeting Agenda Item 3 – Election of Officers

This will be Chairman Walker's last meeting. He will be replaced by someone from the Town of Palisade. Director Walker thanked everyone for the opportunities. He said that he learned a tremendous amount and met some wonderful people while serving on the 5-2-1 Drainage Authority Board.

Director Meis nominated Director Bowman for Chairman of the 5-2-1 Drainage Authority.

Motion for Chairman Nomination: Director Meis
Seconded: Director Mulder
In favor: All
Opposed: None
Motion passed with voice vote 4-0

Director Walker nominated Craig Meis as Vice-Chairman of the 5-2-1 Drainage Authority.

Motion for Chairman Nomination: Director Walker
Seconded: Director Mulder
In favor: All
Opposed: None
Motion passed with voice vote 4-0

Director Meis nominated Mul Mulder as Secretary of the 5-2-1 Drainage Authority.

Motion for Chairman Nomination: Director Walker
Seconded: Director Meis
In favor: All
Opposed: None
Motion passed with voice vote 4-0

Director Meis nominated Tom Kenyon as Treasurer of the 5-2-1 Drainage Authority.

Motion for Chairman Nomination: Director Walker
Seconded: Director Meis
In favor: All

Opposed: None
Motion passed with voice vote 4-0

American National Bank Representative Kristi Adams

Corporate Resolution – Ms Adams recommended that the Board make the need for two signers an internal rule so the bank is not obligated to monitor and therefore charging for this service. All board members will be eligible to sign checks and the Chairman’s signature will be required to open any new accounts. The bank will now only verify one signature.

Director Meis made motion that American National Bank only needs to verify one signature for authorization.

Motion for Chairman Nomination: Director Meis
Seconded: Director Kenyon
In favor: All
Opposed: None
Motion passed with voice vote 5-0

Annual Meeting Agenda Item 4 – Presentation of Video “Enforcing your NPDES Permit”

Manager Shanks presented this 13 minute video produced by the City of Lakewood and the Colorado State Health Department that he received from the Colorado Stormwater Council.

This video highlighted the local entity’s responsibility to enforce stormwater regulations. Violations may result in fines or substitute environmental projects.

A local example of a substitute environmental project in lieu of a fine was SEMA Construction’s violation for stormwater issues with the Riverside Parkway project. They had to restore the old Clymer Dairy site west of the City Cemetery in lieu of paying a \$74,000 fine.

Tom Kenyon asked if the City have any similar types of environmental projects that were ready. Jim Shanks replied that he was not aware of any. Examples of projects that could be used include the development of a wetlands bank to be used when wetlands mitigation is required on other local projects.

Director Walker asked for a copy of the video presentation.

Motion to adjourn Annual Meeting-Director Mulder
Seconded: Director Meis
In favor: All
Opposed: None
Motion passed with voice vote 5-0

Chairman Bowman adjourned the Annual Meeting at 3:50 p.m.

REGULAR MEETING

Called to Order

Chairman Bowman called the meeting to order at 3:50 p.m. Roll was called.

Consent Agenda:

1. Agenda Item 1 – Review and adopt minutes of the February 24, 2010, Regular Meeting of the 5-2-1 Drainage Authority Board Meeting
2. Agenda Item 2 – Financial Reports

Financial Reports

Overview of Financials – Jim Shanks

1. Beckner, Achziger, Shaver & Stanley, LLC-legal services - \$87.50
2. Westcrete Cache, LLC - February lease and utilities - \$2,425.11
3. American National Bank-savings and checking accounts reconciled with last month statements
4. City of Grand Junction – reimbursement for Qwest final phone bill - \$293.43
5. Colorado Department of Public Health – Stormwater permit - \$842.00
6. Deposit for Stormwater Permits - \$1,500.00

Motion to approve Consent Agenda: Director Kenyon

Seconded: Director Walker

Director Meis commented he would like to see on the next financial report Budget vs Actual.

Add one item to the Agenda: CDPHE interpretation of the re-vegetation standards.

Director Meis asked that in the next financial reports that there is an item showing year to date expenditures versus budget.

Motion Passed with voice vote of 5-0

End of Consent Agenda

Discussion Items

3. Summary of Construction Stormwater Permits

The 5-2-1 staff is in the process of consolidating all of the permit information in order to be able to upload all of this information into a GIS-based data management system. A spreadsheet of all projects was provided to the Board which showed the projects status:

- Red: Follow-up Inspection (have violations)
- Blue: Screening Inspection (need inspections)
- Green: Close-out Inspection (need closed out)

There are still more City records to research to get all information in one place and most projects have had at least one site visit. The Board is mainly concerned about the active permits and their status, not the inactive ones.

The current permit system works as follows: The 5-2-1 receives the development file from the City or County; it is logged in to the system and given a 521 permit number. The CDPHE permit number is cross-referenced. The Board asked what happens to projects that do not go forward. Jim Shanks responded that both the City and County have time limits on how long a project can remain approved if no action is taken. We will need to work with the City and County to identify when projects expire and remove the stormwater permit from the system. The CDPHE permit continues and has an annual payment until the permit is closed out. The 5-2-1 permit has a onetime fee.

Director Meis stated that having both a State and local permit is inefficient. He would like to see the process consolidated and have the 5-2-1 Drainage Authority become qualified to issue all permits less than 5 acres in size.

4. Manager's Report - TAC Report – Jim Shanks

Director Meis referred to an email that he had send out that indicated that CDPHE was considering making the 70% revegetation standard means that 70% of the area had to be revegetated rather than 70% of the site condition prior to construction. If the former standard is used it would be impossible to meet given the local arid climate and soil conditions. Jim Shanks indicated that he had posed this issue to the Colorado Stormwater Council and that it was scheduled for discussion at their 3/24 meeting. However the Stormwater Council meeting was canceled due to heavy snow in Denver. Jim will continue to work with the Stormwater Council which consists of local entities such as the 5-2-1 to get some resolution from the State.

4. Managers Report

Jim Shanks provided a report that showed the projects that the 5-2-1 had reviewed in the last month. He said that it appears that there is an increase in construction activity. He also indicated that we are trying to turn review times around in a couple of days.

The report also showed several complaints that were received in the last month including: Ranchmen's Ditch 25 ½ Rd & Patterson-Visitors to Calahan-Edfast Funeral Home were parking on disturbed construction area; Tiara Rado Golf Course-tracking of mud on an adjacent street; and 3583 Grand Valley Canal Road-complaint from CDPHE that a property owner washed out a livestock trailer into the Grand Valley Canal. CDPHE sent a letter to the 5-2-1 but sent it to the old address. We received the letter on the same date that we were required to respond. Jim said that we had sent the CDPHE the change in contact information in January but they had not updated their database. GVDD investigated the complaint and found that the property owner in question was not dumping into the canal but was instead using an on-site retention pond and reapplying the wash out material to his land.

Impact Promotions sent a bill dated March of 2009 for 3000 pencils that have never been paid.

The Auditor Paul Miller came Monday, March 22 and finished Wednesday, March 24, 2010. The auditor provided a representation letter that provides information to the auditor. This letter needs two signatures, Chairman and Secretary.

We are now taking registrations for the April 6-9, 2010 Stormwater Training. We have 35 registered to date.

Motion to authorize the Chairman to sign the summary audit report: Director Mulder
Seconded: Director Walker
In favor: All
Opposed: None
Motion passed with voice vote 5-0

Meeting Calendar: Table April Meeting-Audit is the only outstanding item. If the Bosley Wash redesign is near completion, a meeting with TAC will be called.

Send minutes from Annual Meeting to congressional delegation reminding them that we are meeting their unfunded mandate.

Discussion item for May agenda- Determine how the Board will move forward with the funding and operation of the 5-2-1 Drainage Authority.

No April meeting, next meeting is scheduled for Wednesday, May 26, 2010 at 3:00 p.m.

Meeting adjourned 4:40 p.m.



Craig Meis, Vice-Chairman