

Barr Lake/Milton Reservoir Watershed Association
 BMW Board Meeting
 October 22nd, 2013 9:00am – 11:30pm
 Metro Wastewater Reclamation District, Denver, CO

MINUTES

Board Attendance:

Sarah Reeves – SPCURE
 Shelley Stanley – Big Dry Creek WA
 Laurie Rink – FRICO
 Dennis Stowe – Littleton/Englewood
 Steve Lundt – Metro
 Amy Woodis - Metro
 James Boswell – Thornton
 Chris Douglass – ECCV
 Blair Corning - SAWSD

Public Attendance:

Susan Thornton- BMW Coordinator
 Randall Erklens – Philosophy
 Karin Rutstein - Philosophy
 Nicole Muell – Browstein, Hyatt, Farber, and Schreck
 Angie Emmons – ACM, LLP
 Amy Conklin – BMW Coordinator

Laurie welcomed the group and everyone introduced themselves.

I. Updates/Action Items

- a. Chair's Report
 - i. Results of Annual Election – Laurie Rink reported that Sarah Reeves, Michelle Seubert, and Shelley Stanley were all re-elected as At-Large BMW Board members.
 - ii. Election of Executive Committee – Dennis moved to: re-elect Laurie Rink as Chair, Steve Lundt as Vice Chair, and Blair Corning, Treasurer; and elect James Boswell as the new secretary. Sarah Reeves seconded the motion. It passed with a unanimous thumbs up.
 - iii. Temporary Modification (TM) Testimony – Laurie reviewed the draft testimony that was prepared by Amy Woodis. The draft was approved and will be mailed via USPS by Amy in time for the Thursday deadline.. The pH TM expires in 2015. Two years before the TM expires, the Water Quality Control Commission (Commission) reviews the TM. The Water Quality Control Division (Division) prepares a recommendation for the Commission's review. The Division recommended that the Commission take no action, the TM to be reviewed in the Basin hearing.. BMW is filing for party status to support the Division's recommendation. We had hoped to make a presentation to the Commission about our TMDL and maybe include some information in this testimony but decided against it. **Laurie** will follow up and let the Commission know that we are still interested in making a presentation and would like to get on the waiting list. There was a thumbs' up vote to submit testimony.
- b. Treasurer's Report - Blair commented that BMW is in pretty good shape financially. A budget committee meeting was held ter today's the Board meeting.
 - i. As of July 31st we had **\$177,558.78**.
 - ii. EPA Grant – Amy reported that BMW has been selected by EPA for post-award monitoring. She will have a conference call on Wednesday with the EPA grant manager. She will ask about moving money around in the grant to fund focus groups to test the messages.
 - iii. Mini-grant – We're waiting for EPA to let us know if we can move money from the mini-grant to fund focus groups before asking CDPHE if we can also use the mini grant money for focus groups.

c. Coordinator Updates (Amy C.)

- i. Accountant Angie Emmons, from Anton Collins Mitchell, LLP, reported on the process of filing taxes and areas that may be of particular concern. In the future, we'll plan want to have the Board review Form 990 before filing. **Amy** will work with Angie to have the Board review the tax return at the **December 10th meeting**. Angie went over key IRS concerns. They fall generally into two categories: Non-independence and Policy. It is important to report if any Board member or a relative of a Board member was compensated more than \$10,000 annually, and if any Board members are related. Neither are an issue. She suggested we review our Conflict of Interest policy in November and consider developing a Whistle Blower policy. **Laurie and Amy Woodis** offered to work on drafting a Whistle Blower policy. The IRS is particularly interested in what actions we would take if there ever should be a Conflict of Interest. This year we will also have to report the change in our by-laws regarding the date of the Annual Meeting.
- ii. Approval of Meeting Minutes from August was accomplished with a unanimous thumbs' up vote.
- iii. Amy reported on the October 14th brainstorming session for Barr Lake Nature Center upgrade. It is an exciting project that should be completed by the end of 2015. Amy attended a (kickoff?) meeting concerning the Barr Lake Nature Center renovation and expansion. A meeting room that will hold up to 75 people will be added and improvements made to the restroom facilities. The design will be completed in 2014, construction to begin in 2014. The renovations are being paid for with Department of Parks and Wildlife and grant funds.

II. Presentation of Phosphorus-Free Fertilizer Ads- Philosophy Communication presented ads encouraging people to use phosphorus-free fertilizers. The Board discussed which ads to present to our grant partners on October 24th 1:15 – 3:00, at Metro. Amy and Karin provided the background information, noting that the grant partners had identified two behaviors we wanted to target, picking up after pets, and encouraging the public to buy phosphorus-free fertilizer. The Board previously approved use of the logo and tagline and the ads with the dog butts We need direction on which of the phosphorus-free fertilizer ads to present to the grant partners. After the grant partners review the messages, it is our intent to conduct focus groups to test the messages as well as make presentations to our neighboring watershed groups. After all the feedback is collected, we will be ready for Philosophy to finalize the ads into formats that partners can use in their outreach efforts.

Seven ad concepts were presented and discussed. The Board concluded that the retro ad of 'The Attack of the Green Algae'

and the



'Don't feed the Algae' signs were the top two ads. The straw in the gutter was one the Board did not want to pursue or present to the grant partners. The Board liked the concept of the clear ad with algae on one side but thought it should be a later part of the

campaign. The fellow fertilizing his lawn was also liked. This concept could be utilized in the straw in the gutter frame with fertilizer being applied to the roadway. The straw would not be included in the message. The Algae Monster lends itself to both the kids coloring book concept and social media - report algae sitings.

- III. EPA soliciting Proposals for Urban Waters Grants**- The Board discussed applying for a second Urban Waters grant to implement the messaging campaign. The deadline for the second round of grant proposals has been pushed back to December 16th because of the government shut down. The Board would prefer to have one of the other partners take the lead on the proposal, however, BMW will consider being the lead if no one else steps forward. The Board voted thumbs' up to authorize Susan and Amy to prepare a grant proposal, and to having BMW provide the \$4,000 match money. James Boswell and Shelley Stanley volunteered to assist with the grant application.
- IV. Temporary Modification Testimony** - The testimony item is discussed above under Chair's Report.
- V. Implementation Plan** –Laurie provided context for how the group has been working to keep the IP updated. We have reached the point where we need to decide which pieces of the IP need to move forward. Sarah has some good ideas for moving through the effort and will be leading the conversation. We need to re-prioritize parts of the IP since it's been about 5 years since it was drafted. The review of the IP should provide direction to the Technical Committee and they can help fill in details to help refine the vision. There was consensus for the Board to review the IP now by including it as the main agenda item for the next 2 meetings. The Board will start by reviewing Table A-1 first, then change the narrative to reflect the changes in the table.
- VI. Technical Committee Report** - The Technical Committee had a conference call with ERD about their proposal to evaluate in-canal treatment options. The Technical Committee requested that ERD revise their proposal to expand the consideration of other treatment options besides alum. Laurie reported that ERD's revised proposal increased the cost of the contract to \$52,187. The Board voted thumbs' up to proceed getting ERD under contract.
- VII. Next Meeting**
- The next BMW Board meeting is scheduled for **December 10th**, venue to be determined. The December 10th meeting will be a 3 ½ hour meeting with the main agenda item the review of the IP, along with discussion of the Bear Creek Watershed Association issues, review of the tax return and Conflict of Interest Policy and, possibly, review of a Whistle Blower policy.