



Barr Lake/Milton Reservoir Watershed Association
BMW Board Meeting
March 26th, 2024, 9:00 am to 11:00 am
Hybrid (Brown & Caldwell - Lakewood)

Board Meeting Minutes

Board Attendance:

Brad Cox – City/County of Denver
Caleb Owen – City of Thornton
Chris Newton – ECCV
Curt Bauers – FRICO
Gary Smith - SACWSD
Gary Smith - SACWSD

Lisa Gill – CPW

Sarah Reeves – SPCURE
Brent Schantz – ECCV

Public Attendance:

Sami Miller – BMW Coordinator

Introductions – Caleb led introductions.

Budget Check In – The board discussed getting the budget up to date for a review by everyone. Following the Treasurer change, the board would like to review together and approve the most updated version.

Actions:

- **Curt** will set up a meeting with Sami and Steve to review the budget.
- **Sami** or Caleb will send Curt the most updated versions they have from Michelle.

Scenario Planning Continuation – The board continued the discussion on decision making for future scenarios as a follow up to the 2023 retreat and Jan/Feb board meetings.

A. **Chris Newton** presented his review of the bylaws in regard to board substantive decision making and the voting process on those decisions.

- Active/Sustaining members are members who make a financial contribution, and they receive 1 vote on all substantive decisions.
- Supporting members have a suggested contribution of \$100; the language says it can be a person OR organization (meaning it could be an individual).
- To make substantive decisions the board has to bring it to the general membership for a vote (at our Stakeholder meetings throughout the year); if there's a 90% consensus of the general membership, the board has to adopt the decision
- Per the bylaws, the board could theoretically still adopt decisions that aren't voted on up to 90%
- Voting members can pass a decision with a 2/3 vote
- Step 1: The issue is that with our current wording, if an organization wanted to bring several individuals to a general membership meeting to vote a particular way, they could sway a vote to 90% approval, even with the other 10% voting against it – as voting members of BMW (for example, Metro, a large organization, could bring several people representing Metro's interests to vote as individual at a general membership meeting)
- Per the bylaws: BMW has to have the annual membership meeting (September), then BMW can hold optional, additional annual membership meetings
 - 15 days' notice for general membership meetings required
 - Substantive decisions are brought to general membership meetings
 - Board meetings are supposed to regular – bi-monthly at least (can be more frequent if needed)
- Substantive decision consensus issues:
 - Have to be a member for 30 days prior (except Supporting members)

- No money required to change hands to be Supporting member
 - Friends of Barr Lake – do we want to create a hurdle of money
- Possible solution: add language that says you must be a Supporting member for 60 days (longer than notice of meeting) before date of consensus discussion/decision
- Ex Officio can't be Supporting members; if they're in a position to be this kind of member, can't be Supporting
- Something to note from bylaws: The board/voting membership has the ability to override a no decision; the board/voting membership doesn't have the ability to override a yes decision
 - 90% general member vote means we HAVE to do it
 - Less than 90% general member vote doesn't mean we have to
- The concern was brought up that we can't/shouldn't take a substantive vote on something that would exceed our budget
 - Some things would require us to vote on it in order to get the money though
 - This would end up being a vote committing BMW to try to get funding for whatever is on the table
- Do we want to add the ability for the board to overturn a substantive decision, by a certain percentage?
- **The main three changes the board agreed upon:**
 - Ex officio – can't be supporting; this is primary status
 - Issue w/ general membership – 90% of vote
 - Must be member 60 days before date of general meeting w/ consensus decision
 - Add ability the overturn 90% agreement on substantive decision (80%)?
- The board's conclusion was to take more time to think about this and decide at a later date before bringing the above list to the law firm for changes

Actions:

- **Sami** will add to the April agenda a discussion for what the number for overturning a substantive decision might look like (90%, 80%, etc.)

Data Link for BMW website – We now have a link to our raw data that we can post to the BMW website. The board discussed a disclaimer to include so anyone visiting the site and seeing the data understands it has not been QA/QC checked and may contain errors.

- B. Question brought up as to why we are putting it up? Our "why" would tell us what to do here.
 - For people to see what the various nutrient levels are at the lake, recreation, interest, etc.
- C. The board concluded that we need to get more official legal language for the disclaimer for the link so BMW can't be held accountable for any errors in data or misrepresentation of nutrient levels (example: dogs getting sick from recreation at the lake or older/incorrect data online)

Brown & Caldwell contract renewal

- D. The board has already approved renewing our contract for this year. BMW wants to retain the option to outsource reviews and stay aware of what projects are going on - even if BMW is not the approval agency.
- E. *The board unanimously approved the renewal of the 2024 contract with Brown & Caldwell.*

Actions:

- **Sami** will reach out to Jake to get a new contract drafted and signed.

I&E Committee Update – Sami reported on I&E Committee updates.

- F. BMW has interviews scheduled for 3 candidates on April 1 & April 4. Steve and Donny will conduct these.
- G. Sami is working on getting calendar of events for the year nailed down to include in future agendas, so everyone has the info.
- H. Donny will utilize the BMW intern for a few different projects/events in light of budget restraints.
- I. One of Lisa's volunteers is taking over Education which is exciting
 - Carp tournament is June 1

- Opening up for boating and inspections on April 1

Technical Committee Meeting – Members of the committee reported on updates.

- J. The TC recently had GEI/Craig Wolf attend the meeting and give updates on their work with City and County of Denver for load reductions.
 - The slides will be shared
- K. Noel & team got probes installed and were able to do side by side testing with Steve which helped with calibration.
 - Noel's team were a little short on installing the probes at first because the lake is at full pool. Issue should be resolved by now.
 - The TC recommends to the board to allow flexibility for CO Pond & Lake to visit the site more regularly as needed in order to do side by side testing with Steve which ensures a more accurate data set
- L. It was suggested to add emergency contact signs over bridges considering the recent semi-truck accident
 - The board doesn't see additional value of the signs because there's a statewide process in place; the responder should already know who to contact; this happens with surprising frequency actually...and it's usually not a huge deal

Actions:

- **Sami** will send the GEI slides with the meeting minutes.

Updates/Action Items

- Chair's Report – Caleb
 - Suncor discharge permit: - the state released final permit & there's a requirement for Suncor to study the Burlington ditch to check for seepages and other potential contaminations; if they find a seepage to treat it as a point source discharge or they can line the ditch through their property
- Treasurer's Report – As of March 19, the balance is \$325,724.52
 - All expenses since the last meeting are within budget and will be recorded as part of the minutes.

Checks for signature in March 2024	Amount	Notes
2310 - Sami Miller	\$ 1,650.00	Feb. coordinator services

- Coordinator Updates (Sami)
 - Review & **vote/approval** of Jan & Feb board meeting minutes
 - Sami will clean up and format the minutes then send to Caleb for review. We'll vote to approve them in April.
 - April newsletter brainstorm
 - Chair introduction – Caleb send to Sami
 - Intern introduction – Sami to get when hired
 - Continuous monitoring update + 2023 data + link to data portal – Steve; identify what it could be useful for.
 - Carp tournament – Steve
 - Lisa's role - reminder?
 - Milton data/dredging – Usage data, Derek might have stats about that; ask Derek; include a note that there is dredging – is there a message, is it ongoing, is there anything to say about it and the why? Education about why, what are the benefits and is there a longer term message we want to send? Maybe not this time, but we'll see.
 - Curt can ask Derek about this?
 - June stakeholder meeting discussion: Barr Lake?, time, speakers, tour, food?
 - Milton could be a good spot this year – farther away; talk to Derek about possibly hosting
 - Consider showcasing what the WWTP have done for Reg 85 compliance – for a tour; keep it engaging for stakeholders/supporting members
 - Invoicing process will begin this month. The goal is to have all invoices sent by May 1.
 - Address change coming up – Sami is moving; we still have PO Box managed by Steve

- Periodic report filed 3/24/24
- Location of May board meeting will be at B&C again – thank you Sarah!

Actions:

- **Sami** will follow up with April newsletter contributors based on our discussion.
- **Sami** will reach out to Derek about possibility of hosting June meeting at Milton

Next Meetings

- I&E meeting – May 2ND, time 9-10am (virtual)
- Board meeting – April 23rd, 9-11am (virtual)
- TC meeting – May 23rd, 9-10am (virtual)

Standing(-ish) Agenda Items

- P Free Lawn Fertilizer coalition
- I&E Committee
- TC Committee
- Chair, Treasurer, and Coordinator reports
- Modeling effort/watersheds coordination
- 2023 Hearing preparation

BMW 2024 Board Calenda: Coming Soon

**Meeting dates and topics may change*

BMW I/E Events for 2024: Coming Soon

**Schedule of events, times & locations may change!*