URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

BOARD OF DIRECTORS MEETING
Date: Thursday, November 15, 2018
Time: 1:00 pm

BOARD MEETING: BUILDING D SUITE 125

Catered Lunch – 12:15 pm
How the District Works – 12:45 – 1:00 pm

1. Call to Order and Pledge of Allegiance – 1:00 pm
2. Introductions
   a. Visitors/Guests/Staff
3. Roll Call – Determination of Quorum
4. Committee Reports
5. Approval of September 20, 2018 Meeting Minutes (If there are no corrections “Minutes stand approved”, or with corrections “Minutes stand approved as corrected”)
6. Public Hearing
   a. 2019 Budget
   b. Presentation of Proposed 2018 – 2022 Five-Year Capital Improvement Plan
   c. Floodplain Maps Adoption
7. Consent Agenda (Consent items are considered routine and will be approved by one motion unless a request is made by a Board Member for removal for further discussion or explanation.)
   a. Review of Cash Disbursements
   b. Certification of Tax Levy
      (Resolution No. 63, Series of 2018)
   c. Adoption of 2019 Budget
      (Resolution No. 64, Series of 2018)
   d. Appropriation of Funds for 2019
      (Resolution No. 65, Series of 2018)
   e. Adoption of 2019 Work Program and Authorization of Expenditures
      (Resolution No. 66, Series of 2018)
   f. Adoption of Five-Year Capital Improvement Plan (CIP) 2018 – 2022
      (Resolution No. 67, Series of 2018)
   g. Adoption of Floodplain Maps for Grange Hall Creek and Tributaries; Big Dry Creek and Tributaries in Arapahoe County Downstream of County Line Road; Rangeview Gulch Downstream of Turtle Lake
      (Resolution No. 68, Series of 2018)
   h. Authorization to Participate in Drainage and Flood Control Improvements on West Fork of Second Creek, City and County of Denver
      (Resolution No. 69, Series of 2018)
   i. Authorization to Participate in Drainage and Flood Control Improvements on West Fork Big Dry Creek Downstream of Canongate Lane, Highlands Ranch Metro District, Douglas County
      (Resolution No. 70, Series of 2018)
   j. Additional Authorization to Participate in Drainage and Flood Control Improvements on Happy Canyon Creek North of Lincoln Avenue, Douglas County
      (Resolution No. 71, Series of 2018)
k. Modifications to Bylaws and Rules of Procedure
   (Resolution No. 72, Series of 2018)

l. Protections for Consumer Data Privacy Policy
   (Resolution No. 73, Series of 2018)

8. Vote on Approval of the Consent Agenda (Motion and roll call vote required)

9. Other Business
   a. Call for Volunteers: Nominating Committee for 2019 Officers
   b. Call for Volunteers: 2019 Legislative Committee

10. Reports/Discussions
    a. Executive Director’s Report

11. Executive Session
    a. Executive Committee Report of Director’s Annual Review
       (Pursuant to 24-6-402(4)(f)(1) C.R.S)

12. Announcements
    a. Next Regularly Scheduled Meeting: Thursday, December 20, 2018

13. Adjournment
URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

BOARD OF DIRECTORS MEETING
Meeting Minutes
September 20, 2018

Board Members Present:
Herb Atchison   Mayor, City of Westminster
Debbie Brinkman Mayor, City of Littleton
Aaron Brockett  Mayor Pro Tem, City of Boulder
Deb Gardner  Commissioner, Boulder County
Brendan Hanlon  Deputy Mayor, City/County of Denver
Diane Holbert  Commissioner, Douglas County
Paul Kashmann  Council Member, City/County of Denver
Paul López  Council Member, City/County of Denver
Ken Lucas  Mayor Pro Tem, City of Centennial
John Marriott  Mayor Pro Tem, City of Arvada
Adam Paul  Mayor, City of Lakewood
Dave Sellards  Professional Engineer
Nancy Sharpe  Commissioner, Arapahoe County
Bud Starker  Mayor, City of Wheat Ridge
Libby Szabo  Commissioner, Jefferson County

Board Members Absent:
Randy Ahrens  Mayor, City/County of Broomfield
Marsha Berzins  Mayor Pro Tem, City of Aurora
Carol Dodge  Mayor, City of Northglenn
Stacie Gilmore  Council Member, City/County of Denver
Mark Hunter  Professional Engineer
Heidi Williams  Mayor, City of Thornton
Chaz Tedesco  Commissioner, Adams County

UDFCD Staff Present:
Ken MacKenzie  Executive Director
David Bennetts  Program Manager, Operations and Development
Rich Borchardt  Project Manager, Stream Services
Barbara Chongtoua  Project Manager, Stream Services
Jordan Cundiff  Records Systems Administrative Assistant
Amelia Deleon  Manager, Human Resources
Terri Fead  Floodplain Manager, Watershed Services
Morgan Lynch  Project Manager, Watershed Services
Kelsey Mehan  Receptionist
Dana Morris  Engineering Technologist, Watershed Services
Holly Piza  Standards Development Manager, Operations and Development
Brooke Seymour  Project Manager, Watershed Services
David Skuodas  Project Manager, Stream Services
Kevin Stewart  Program Manager, Flood Warning and Information Services
Shea Thomas  Program Manager, Watershed Services
Jim Watt  Project Manager, Watershed Services

Others Present:
Ed Krisor  Legal Counsel
Kevin Forgett  City of Thornton
David Rausch  Adams County
Mrs. Holly Piza gave a presentation on the MS4 Program: How We Work with our Local Governments to Assist with Permit Compliance.

1. Call to Order and Pledge of Allegiance - 1:00 p.m.
   Commissioner Chaz Tedesco was not in attendance and Commissioner Libby Szabo was asked to Chair the September Board Meeting. Commissioner Szabo called the meeting to order at 1:05 p.m.

2. Introductions
   a. Visitors/Guests/Staff
      Mr. Ken MacKenzie introduced the following guests:
      - David Rausch, Adams County
      - Kevin Forgett, Senior Management Analyst, City of Thornton
      Mr. MacKenzie introduced the following staff:
      - Jordan Cundiff, Records Systems Administrative Assistant

3. Roll Call – Determination of Quorum
   Roll was called and a quorum was declared present.

4. Approval of August 16, 2018 Meeting Minutes (If there are no corrections “Minutes stand approved”, or with corrections “Minutes stand approved as corrected”)
   Commissioner Szabo asked if there were any corrections to the August 16, 2018 minutes. Hearing none, the minutes were approved as submitted.

5. Consent Agenda (Consent items are considered routine and will be approved by one motion unless a request is made by a Board Member for removal for further discussion or explanation.)
   a. Review of Cash Disbursements
      The Cash Disbursement lists dated August and September 2018 have been distributed to the Board for review. There being no further comments or questions, it was the consensus of the Board to include approval of the Cash Disbursements on the Consent Agenda.
   b. Acceptance of Flood Hazard Area Delineation Report for Sloan’s Lake Drainageway and Tributaries (Resolution No. 56, Series of 2018)
      Resolution No. 62, Series of 2015 authorized the Work Plan for 2016 which included flood hazard area delineations (FHADs). The Sloan’s Lake Drainageway and Tributaries FHAD was developed in conjunction with the “Sloan’s Lake Drainageway and Tributaries Major Drainageway Plan,” which was authorized with Resolution No. 62, Series of 2015 and accepted with Resolution No. 14, Series of 2018.
      The District funded the FHAD fully, but partnered with the City and County of Denver, the City of Lakewood, the City of Wheat Ridge, and the City of Edgewater to prepare the study. Matrix Design Group was selected to perform the study. Sloan’s Lake Tributary is a left-bank tributary to the South Platte River, draining a watershed that is 4.89 square miles and includes the following tributaries: Pierce Street Tributary; Ashland Drainageway; and Gray Street Tributary.
      The effective floodplain map is based on the delineation produced in the “Flood Hazard Area Delineation Sloan’s Lake Basin,” (URS, 1977) along with any Letters of Map Change that have occurred since that time. This study updated the delineation using the latest topography, more detailed survey information, and the most up-to-date hydraulic modeling software. There are 243 insurable structures within the newly mapped high hazard area and 183 more structures within the shallow flooding area, which is more than the 122 structures identified on the current Federal Emergency Management Agency (FEMA) maps.
Resolution No. 56 accepts the FHAD report for Sloan’s Lake Drainageway and Tributaries. Upon acceptance, the report will be submitted to the Colorado Water Conservation Board for designation and approval. At that point, the City and County of Denver, the City of Lakewood, the City of Wheat Ridge, and the City of Edgewater will be able to regulate to the new floodplains.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 56 on the Consent Agenda.

c. Authorization to Participate in Drainage and Flood Control Improvements on Big Dry Creek Between County Line Road and East Orchard Road, Arapahoe County (Resolution No. 57, Series of 2018)

This is a joint project with the Southeast Metro Stormwater Authority (SEMSWA). SEMSWA desires to design, acquire right-of-way, and construct improvements along Big Dry Creek between County Line Road and East Orchard Road in accordance with the "Big Dry Creek (Downstream of County Line Road) Major Drainageway Plan," dated June 2015. The project includes stream bank and bed improvements. Easement and right-of-way acquisition will be included in the project costs.

The District will be administering the design once a consulting engineering firm is selected. The District and SEMSWA desire to construct the improvements which will be managed by the District. Construction is anticipated in 2020. The District and SEMSWA have identified $100,000 in initial project costs for the design, right-of-way acquisition, and partial funding of construction, with the District’s participation being $50,000 in 2018 funds. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 57 authorizes $50,000 of District funds from the Special Revenue Fund - Construction to be at least matched by SEMSWA for the design, acquisition of right-of-way, and construction of the drainage elements of the project.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 57 on the Consent Agenda.

d. Additional Authorization to Participate in Drainage and Flood Control Improvements on Happy Canyon Creek North of Lincoln Avenue, Douglas County (Resolution No. 58, Series of 2018)

This is a joint project with Douglas County. Muller Engineering Company, Inc. has been selected to design the project under contract with the District. The drainage elements of the project include improved stream crossing at Dogwood Avenue, increased stream conveyance, removing structures from the floodplain, and stream stabilization and restoration. Easement and right-of-way acquisition will be included in the project costs. The final design is 5% complete and construction is anticipated in 2021. The District and Douglas County have identified $3,100,000 in total project costs.

The District and Douglas County will increase the funding this year to $1,804,152.17, with the District’s participation being $387,500. Previous authorizations totaled $230,000 to fund design, right-of-way and construction.

Resolution No. 58 authorizes an additional $157,500 of District funds from the Special Revenue Fund - Construction to be at least matched by Douglas County for the design, acquisition of right-of-way, and construction of the drainage elements of the project.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 58 on the Consent Agenda.


e. Additional Authorization to Participate in Drainage and Flood Control Improvements on Happy Canyon Creek at Interstate 25, Douglas County (Resolution No. 59, Series of 2018)

This is a joint project with Douglas County. Muller Engineering Company, Inc. designed the project under contract with the District. The drainage elements of the project include installation of channel bank and bed improvements. Easement and right-of-way acquisition is included in the project costs. Design is 60% complete and construction is anticipated in 2019. The District and Douglas County have identified $3,000,000 in total project costs.

The District and Douglas County will increase the funding this year to $2,655,829 with the District’s participation being $1,225,000. Previous authorizations totaled $1,125,000 to fund design, right-of-way and partially construction.

Resolution No. 59 authorizes an additional $100,000 of District funds from the Special Revenue Fund - Construction to be at least matched by Douglas County for the design, acquisition of right-of-way, and construction of the drainage elements of the project.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 59 on the Consent Agenda.

f. Additional Authorization to Participate in Drainage and Flood Control Improvements on Marston Lake North Drainageway South Garrison Street to the Eastern Limit of West Stanford Avenue, City and County of Denver (Resolution No. 60, Series of 2018)

This is a joint project with the City and County of Denver. CH2M Hill (now Jacobs) designed the project under contract with the District. The drainage elements of the project include improvements to an existing detention basin and conveyance improvements, including channel improvements, modifying existing crossings and a baffle drop. As a result of these improvements, 13 homes will be removed from the 100-year floodplain.

The City and County of Denver already holds the necessary easements and right-of-way where the project will be carried out. The final design is now complete and the District and the City and County of Denver desire to construct the improvements which will be managed by the District. Construction is anticipated in November of 2018.

The District and the City and County of Denver have identified $3,000,000 in total project costs. The District and the City and County of Denver will increase the funding this year to $2,050,000, with the District’s participation being $950,000. Previous authorizations totaled $850,000 to fund design and partially construction.

Resolution No. 60 authorizes an additional $100,000 of District funds from the Special Revenue Fund - Construction to be at least matched by the City and County of Denver for the design, acquisition of right-of-way, and construction of the drainage elements of the project.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 60 on the Consent Agenda.

g. Authorization to Participate in Drainage and Flood Control Improvements on Plum Creek from Airport Road to Titan Road, Douglas County (Resolution No. 61, Series of 2018)

This is a joint project with Douglas County. Douglas County desires to design, acquire right-of-way, and construct improvements along Plum Creek from Airport Road to Titan Road in accordance with the "Plum Creek, West Plum Creek, and East Plum Creek Major Drainageway Plan," dated September 2016. The project includes stream bank and bed improvements. Easement and right-of-way acquisition will be included in the project costs. The District will be administering the design once a consulting engineering firm is selected.
The District and Douglas County have identified $60,000 in initial project costs for the design, right-of-
way acquisition, and partial funding of construction with the District's participation being $30,000 in
2018 funds. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 61 authorizes $30,000 of District funds from the Special Revenue Fund - Construction to
be at least matched by Douglas County for the design, acquisition of right-of-way, and construction of
the drainage elements of the project.

There being no further comments or questions, it was the consensus of the Board to place Resolution
No. 61 on the Consent Agenda.

h. **Additional Authorization to Participate in Drainage and Flood Control Improvements**
on the South and Middle Branches of Hylands Creek, Upstream of 104th Avenue, City of
Westminster, Jefferson County
(Resolution No. 62, Series of 2018)

This is a joint project with the City of Westminster. The City of Westminster and the District desire to
design, acquire right-of-way, and construct improvements along the South and Middle Branches of
Hylands Creek, upstream of 104th Avenue, in accordance with the "Big Dry Creek (ADCO) and

The project includes 100-year channel improvements to stabilize the eroding banks and bed, protect
utilities, and improve the pedestrian/maintenance access at 104th Avenue on the south and middle
branches of Hylands Creek, upstream of 104th Avenue. Prior to construction, stream improvement
reaches will be prioritized to allow for phased construction, based on available funding and best value.
Easement and right-of-way acquisition will be included in the project costs. The District will be
administering the design once a consulting engineering firm is selected.

The District and the City of Westminster desire to construct the improvements which will be managed
by the District. Construction is anticipated to begin in 2019. The District and the City of Westminster
have identified $2,400,000 in total project costs.

The District and the City of Westminster will increase funding this year to $1,926,000 with the District’s
participation being $963,000. Previous authorizations totaled $778,000 to fund the design, acquisition of
right-of-way, and construction. It is anticipated that additional funds may be required for this project in
the future.

Resolution No. 62 authorizes an additional $185,000 of District funds from the Special Revenue Fund -
Construction to be at least matched by the City of Westminster for the design, acquisition of right-of-
way, and construction of the drainage elements of the project.

There being no further comments or questions, it was the consensus of the Board to place Resolution
No. 62 on the Consent Agenda.

6. **Vote on Approval of the Consent Agenda**

It was the consensus of the Board that Resolutions No. 56, 57, 58, 59, 60, 61, and 62, Series of 2018, and
Review of Cash Disbursements dated August and September 2018 be placed on the Consent Agenda.
Commissioner Szabo moved to adopt the Consent Agenda. Upon a roll call vote the motion was passed
unanimously.

7. **Reports/Discussions**

a. **Executive Directors Report**

Mr. MacKenzie provided the following updates to the Board during his Executive Director’s report:

- **Local Government Survey** – As mentioned at the last Board Meeting, a survey went out to all our
  local government partners in August to solicit feedback on the District’s performance across all
  service areas. Mr. MacKenzie provided the Board with a summary of the results, including
  highlighting areas of improvement.
- **Budget Update** – Mr. MacKenzie provided a comparison of this year’s TABOR local growth factor to that of last year’s. The comparison shows that most counties experienced an increase in growth with the exception of Denver and Jefferson counties, Denver still having the highest percentage of growth amongst all the counties. A review of the 2018 budget expenditures was also presented. Mr. MacKenzie is preparing two budgets to present to the Audit & Finance Committee in October to prepare for either outcome regarding the District’s Ballot Issue 7G on the November 6 ballot.

- **Executive Director Survey** – The Board was asked to complete a survey on Mr. MacKenzie’s performance on September 12. This survey will feed into the Executive Committee’s performance evaluation for Mr. MacKenzie. The deadline to complete the survey is next Thursday, September 27.

8. **Announcements**
   a. **Next Regularly Scheduled Meeting: Thursday, October 19, 2018**
      
      The next regularly scheduled Board meeting will take place on Thursday, October 19, 2018.

9. **Adjournment**

   Commissioner Szabo adjourned the meeting at 1:43 p.m.
WHEREAS, authority for the Board of Directors to levy and cause to be collected taxes on and against all taxable property within the District by certifying to the body having authority to levy taxes within each county wherein the District has any territory, the rate so fixed with directions that such body having authority to levy taxes shall levy such taxes upon the assessed valuation of all taxable property within the District in addition to such other taxes as may be levied by such body as contained in 32-11-217(1)(c)(l) and (l.5) C.R.S.; and

WHEREAS, the net assessed valuation of all taxable property subject to taxation for the year of 2018 for all territories within the District and the individual totals for each county wherein the District has territory are as follows:

<table>
<thead>
<tr>
<th>County</th>
<th>Assessed Valuation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adams</td>
<td>$6,390,157,727</td>
</tr>
<tr>
<td>Arapahoe</td>
<td>$10,341,562,276</td>
</tr>
<tr>
<td>Boulder</td>
<td>$5,846,304,252</td>
</tr>
<tr>
<td>Broomfield</td>
<td>$1,343,402,630</td>
</tr>
<tr>
<td>Denver</td>
<td>$16,893,827,146</td>
</tr>
<tr>
<td>Douglas</td>
<td>$4,944,844,250</td>
</tr>
<tr>
<td>Jefferson</td>
<td>$8,500,843,872</td>
</tr>
</tbody>
</table>

Main Mill Levy Service Area Total $54,260,942,153

South Platte River Mill Levy Service Area Total (excludes Boulder and Broomfield Counties) $47,071,235,271

WHEREAS, authority for the Board of Directors to levy a rate not in excess of 1.0 mill for those portions of Adams, Arapahoe, Denver, Douglas, and Jefferson counties lying within the District is contained in 32-11-217(1)(c)(l) and 32-11-217(1)(c)(l.5) C.R.S., with the further provision that one-tenth of a mill shall be used for engineering and operations of the District; four-tenths of a mill shall be used for capital construction; four-tenths of a mill shall be used for maintenance and preservation of floodways and floodplains; and one-tenth of a mill shall be used for the maintenance of and improvements on that portion of the South Platte River and its tributaries, which lie within the District; and

WHEREAS, authority for the Board of Directors to levy a rate not in excess of nine-tenths of a mill for that portion of Boulder County and the City and County of Broomfield lying within the District is contained in 32-11-217(1)(c)(l) C.R.S., with the further provision that one-tenth of a mill shall be used for engineering and operations of the District, four-tenths of a mill shall be used for capital construction, and four-tenths of a mill shall be used for maintenance and preservation of floodways and floodplains.

IN ADDITION:

WHEREAS, the District, for the fiscal year 2019 (2018 taxes collected in 2019 hereinafter referred to as “fiscal year 2019”), has determined to levy 0.829 mill on all taxable property within the District in the counties of Adams, Arapahoe, Denver, Douglas, and Jefferson and levy 0.730 mill on all taxable property within the District in the County of Boulder and the City and County of Broomfield; and

WHEREAS, such levies will cause the revenues to the District for the fiscal year 2019 to exceed the limitations set forth in Section 20 of Article X of the Constitution of Colorado (The Taxpayers Bill of Rights, aka TABOR) by approximately $915,717; and
WHEREAS, the District has determined to comply with TABOR in regard to fiscal year 2019 by a temporary mill levy reduction in advance of the receipt of revenues in 2019 of 0.009 mill on all taxable property within the District in the counties of Adams, Arapahoe, Denver, Douglas, and Jefferson and by a temporary mill levy reduction in advance of the receipt of revenues in 2019 of 0.004 mill on all taxable property within the District in the County of Boulder and the City and County of Broomfield; and

WHEREAS, such temporary mill levy rate reductions in advance of the receipt of revenues in fiscal year 2019 will lower the receipt of revenues by the District to an amount that will not exceed the limitations set forth in TABOR.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Board of Directors of the District does hereby adopt the following:

SECTION 1: In Adams, Arapahoe, Denver, Douglas, and Jefferson Counties, the levy of taxes by the District shall be set at the net rate of 0.820 mill (see Exhibit A) on and against all taxable property within the District subject to taxation for the year 2019 after deducting the temporary mill levy reduction referred to above.

SECTION 2: In Boulder County and the City and County of Broomfield the levy of taxes by the District shall be set at the net rate of 0.726 mill (see Exhibit B) on and against all taxable property within the District subject to taxation for the year 2019 after deducting the temporary mill levy reduction referred to above.

SECTION 3: These levies shall be certified to the body having authority to levy taxes within each county wherein the District has any territory, to wit: the City Council of the City and County of Denver, the City Council of the City and County of Broomfield, and the separate Boards of County Commissioners of Adams, Arapahoe, Boulder, Douglas, and Jefferson Counties.

SECTION 4: The person whom the Board of Directors authorizes to receive the funds collected by the separate counties within the District shall be the Executive Director.
THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 63, SERIES OF 2018
(Certification of Tax Levy)

Exhibit A

2019 Mill levy for Adams, Arapahoe, Denver, Douglas, and Jefferson Counties:

<table>
<thead>
<tr>
<th>UDFCD Mill Levy</th>
<th>Gross Mill Levy</th>
<th>Temporary Mill Levy Reduction</th>
<th>Net Mill Levy</th>
</tr>
</thead>
<tbody>
<tr>
<td>Main Mill Levy</td>
<td>0.730</td>
<td>0.004</td>
<td>0.726</td>
</tr>
<tr>
<td>South Platte River Mill Levy</td>
<td>0.099</td>
<td>0.005</td>
<td>0.094</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>0.829</strong></td>
<td><strong>0.009</strong></td>
<td><strong>0.820</strong></td>
</tr>
</tbody>
</table>

Net Mill Levy is 0.820 Mill

Exhibit B

2019 Mill levy for Boulder and Broomfield Counties:

<table>
<thead>
<tr>
<th>UDFCD Mill Levy</th>
<th>Gross Mill Levy</th>
<th>Temporary Mill Levy Reduction</th>
<th>Net Mill Levy</th>
</tr>
</thead>
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<tr>
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</tr>
<tr>
<td>South Platte River Mill Levy</td>
<td>0.000</td>
<td>0.000</td>
<td>0.000</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>0.730</strong></td>
<td><strong>0.004</strong></td>
<td><strong>0.726</strong></td>
</tr>
</tbody>
</table>

Net Mill Levy is 0.726 Mill
WHEREAS, budgets for the following funds have been considered by the Board of Directors of the Urban Drainage and Flood Control District:

I. General Fund
II. Special Revenue Fund - Construction
III. Special Revenue Fund - Maintenance
IV. Special Revenue Fund - South Platte River
V. Development Services Enterprise

WHEREAS, the Board of Directors of the Urban Drainage and Flood Control District considers all unreserved fund balances as of January 1, 2019 and December 31, 2019 to be “reserves” for future operations or capital replacement as defined in Section 20 of Article X of the Constitution of the State of Colorado; and

WHEREAS, the District scheduled a public hearing for November 15, 2018 and published notice of same; and

WHEREAS, said hearing has been held as provided by law.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Board of Directors of the Urban Drainage and Flood Control District approves and adopts the following budgets for Fiscal (Calendar) Year 2019 as hereinafter set forth.

### I. GENERAL FUND

<table>
<thead>
<tr>
<th>A. FUND BALANCE: 1/1/2018</th>
</tr>
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<tbody>
<tr>
<td>- Restricted - TABOR Emergency Reserve</td>
</tr>
<tr>
<td>- Reserve for Future Operations</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>B. REVENUE:</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Taxes</td>
</tr>
<tr>
<td>- Investment Interest</td>
</tr>
<tr>
<td>- Seminars and Conferences</td>
</tr>
<tr>
<td>- Miscellaneous Income</td>
</tr>
<tr>
<td>- Project Participation Funds Returned</td>
</tr>
<tr>
<td>- Project Participation Interest Returned</td>
</tr>
</tbody>
</table>

**Total Revenue** 4,731,341

<table>
<thead>
<tr>
<th>C. TRANSFERS FROM OTHER FUNDS</th>
</tr>
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<tbody>
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<td>-</td>
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</table>

<table>
<thead>
<tr>
<th>D. TOTAL FUNDS AVAILABLE:</th>
</tr>
</thead>
<tbody>
<tr>
<td>4,831,341</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>E. EXPENDITURES:</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Salaries and Services</td>
</tr>
<tr>
<td>- Operating Costs</td>
</tr>
</tbody>
</table>
- Operations and Development Projects 481,000
- Flood Warning and Information Services Projects 370,000
- Drainage Master Plans 780,000
- Floodplain Management Activities 510,000

Total Expenditures 4,784,930

F. TRANSFERS TO OTHER FUNDS

G. TRANSFERS TO TABOR EMERGENCY RESERVE 42,000

H. FUND BALANCE: 12/31/2018

- Restricted - TABOR Emergency Reserve 142,000
- Reserve for Future Operations 4,411

II. SPECIAL REVENUE FUND: CONSTRUCTION

A. FUND BALANCE: 1/1/2018

- Restricted - TABOR Emergency Reserve 400,000
- Reserve for Future Operations 400,007

B. REVENUE:

- Taxes 18,840,756
- Investment Interest 57,100
- Miscellaneous Income -
- Project Participation Funds Returned -
- Project Participation Interest Returned -

Total Revenues 18,897,856

C. TRANSFERS FROM OTHER FUNDS -

D. TOTAL FUNDS AVAILABLE: 19,297,862

E. EXPENDITURES:

- Salaries and Services 1,805,858
- Operating Costs 2,262,370
- Operations and Development Projects 200,000
- Construction Projects 14,260,000

Total Expenditures 18,528,228
F. TRANSFERS TO OTHER FUNDS

G. TRANSFERS TO TABOR EMERGENCY RESERVE 166,000

H. FUND BALANCE: 12/31/2018
   - Restricted - TABOR Emergency Reserve 566,000
   - Reserve for Future Operations 603,634

III. SPECIAL REVENUE FUND: MAINTENANCE

A. FUND BALANCE: 1/1/2018
   - Restricted - TABOR Emergency Reserve 400,000
   - Restricted - Floodplain Preservation Reserve -
   - Reserve for Future Operations 740,085

B. REVENUES:
   - Taxes 18,840,756
   - Investment Interest 98,100
   - Miscellaneous Income -
   - Project Participation Funds Returned -
   - Project Participation Interest Returned -

       Total Revenues 18,938,856

C. TRANSFERS FROM OTHER FUNDS -

D. TOTAL FUNDS AVAILABLE: 19,678,941

E. EXPENDITURES:
   - Salaries and Services 1,877,098
   - Operating Costs 936,670
   - Operations and Development Projects 300,000
   - Stream Management Projects 14,540,000
   - Flood Warning Equipment Maintenance 660,000

       Total Expenditures 18,313,768

F. TRANSFERS TO OTHER FUNDS -
### IV. SPECIAL REVENUE FUND: SOUTH PLATTE RIVER

#### A. FUND BALANCE: 1/1/2018
- Restricted - TABOR Emergency Reserve 100,000
- Reserve for Future Operations 100,059

#### B. REVENUE:
- Taxes 4,756,548
- Investment Interest 11,800
- Miscellaneous Income -
- Project Participation Funds Returned -
- Project Participation Interest Returned -

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Revenues</td>
<td>4,768,348</td>
</tr>
</tbody>
</table>

#### C. TRANSFERS FROM OTHER FUNDS
- 

#### D. TOTAL FUNDS AVAILABLE:
4,868,408

#### E. EXPENDITURES:
- Salaries and Services 133,199
- Operating Costs 427,450
- Operations and Development Projects 150,000
- Maintenance and Construction Service 4,000,000

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Expenditures</td>
<td>4,710,649</td>
</tr>
</tbody>
</table>

#### F. TRANSFERS TO TABOR EMERGENCY RESERVE
44,500

#### G. TRANSFERS TO OTHER FUNDS
-
H. FUND BALANCE: 12/31/2018
   - Restricted - TABOR Emergency Reserve 144,500
   - Reserve for Future Operations 113,259

V. DEVELOPMENT SERVICES ENTERPRISE

A. FUND BALANCE: 1/1/2018
   - Reserved for Future Operations -

B. REVENUE:
   - Voluntary Developer Fees (96% of Total) 15,360,000
   - Administrative Fees (4% of Total) 640,000

Total Revenues 16,000,000

C. TOTAL FUNDS AVAILABLE: 16,000,000

D. EXPENDITURES:
   - Design and Construction of Regional Infrastructure 15,360,000
   - Transfer to other Funds 640,000

Total Expenditures 16,000,000

E. FUND BALANCE: 12/31/2018
   - Reserve for Future Operation -

(SEAL) THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
Date: ______________________

ATTEST:

Secretary Chairperson
WHEREAS, the Board has duly adopted a budget for the fiscal (calendar) year of 2019 based on 2018 property tax revenues received in 2019 (hereinafter referred to as “fiscal year 2019”) as provided by law; and

WHEREAS, the Statutes of the State of Colorado require that a resolution appropriating 2018 property tax revenue funds for use in fiscal (calendar) year 2019 be adopted prior to making expenditures; and

WHEREAS, the Board of Directors of the Urban Drainage and Flood Control District considers all unreserved fund balances as of January 1, 2019 and December 31, 2019 to be “reserves” for future operations or capital replacement as defined in Section 20 of Article X of the Constitution of the State of Colorado.

NOW, THEREFORE, BE IT RESOLVED THAT:

The following sums of money are hereby appropriated as of this date, November 15, 2018, to the uses and purposes hereinafter indicated for the operation of the Urban Drainage and Flood Control District during the Fiscal (calendar) Year 2019.

<table>
<thead>
<tr>
<th>I. GENERAL FUND</th>
<th></th>
</tr>
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<tbody>
<tr>
<td>EXPENDITURES:</td>
<td></td>
</tr>
<tr>
<td>- Salaries and Services</td>
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<tr>
<td>- Operating Costs</td>
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<td>- Operations and Development Projects</td>
<td>481,000</td>
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<tr>
<td>- Flood Warning and Information Services Projects</td>
<td>370,000</td>
</tr>
<tr>
<td>- Drainage Master Plans</td>
<td>780,000</td>
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<tr>
<td>- Floodplain Management Activities</td>
<td>510,000</td>
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<tr>
<td>Total Expenditures</td>
<td>4,784,930</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>II. SPECIAL REVENUE FUND: CONSTRUCTION</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>EXPENDITURES:</td>
<td></td>
</tr>
<tr>
<td>- Salaries and Services</td>
<td>1,805,858</td>
</tr>
<tr>
<td>- Operating Costs</td>
<td>2,262,370</td>
</tr>
<tr>
<td>- Operations and Development Projects</td>
<td>200,000</td>
</tr>
<tr>
<td>- Construction Projects</td>
<td>14,260,000</td>
</tr>
<tr>
<td>Total Expenditures</td>
<td>18,528,228</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>III. SPECIAL REVENUE FUND: MAINTENANCE</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>EXPENDITURES:</td>
<td></td>
</tr>
<tr>
<td>- Salaries and Services</td>
<td>1,877,098</td>
</tr>
<tr>
<td>- Operating Costs</td>
<td>936,670</td>
</tr>
<tr>
<td>- Operations and Development Projects</td>
<td>300,000</td>
</tr>
</tbody>
</table>
- Stream Management Projects  14,540,000  
- Flood Warning Equipment Maintenance  660,000  

Total Expenditures  18,313,768  

**IV. SPECIAL REVENUE FUND: SOUTH PLATTE RIVER**

EXPENDITURES:
- Salaries and Services  133,199  
- Operating Costs  427,450  
- Operations and Development Projects  150,000  
- Maintenance and Construction Service  4,000,000  

Total Expenditures  4,710,649  

**V. DEVELOPMENT SERVICES ENTERPRISE**

EXPENDITURES:
- Design and Construction of Regional Infrastructure  15,360,000  
- Transfer to other Funds  640,000  

Total Expenditures  16,000,000  

(SEAL)  THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT  

Date: ________________________________  

ATTEST:  

_____________________________  _______________________________  
Secretary  Chairperson
WHEREAS, the 2019 Budget anticipated a work plan emphasizing the planning, design, and construction of solutions to major drainage problems in the District; and

WHEREAS, the 2019 Budget anticipated a work plan emphasizing maintenance and preservation of major drainageways in the District; and

WHEREAS, the 2019 Budget anticipated a work plan recognizing the value of preventive and remedial master planning on developed and undeveloped floodplains; and

WHEREAS, the 2019 Budget anticipated a work plan recognizing the need for floodplain management activities; and

WHEREAS, the 2019 Budget anticipated a work plan recognizing the need for information services and local flood warning enhancements; and

WHEREAS, the 2019 Budget anticipated a work plan emphasizing the planning, design, and construction of solutions to flood control problems along the South Platte River and the maintenance of existing facilities on the River; and

WHEREAS, the 2019 Budget anticipated a work plan which includes District assistance to Denver, Lakewood, Aurora, and other local governments in complying with and applying for National Pollutant Discharge Elimination System (NPDES) storm sewer system permits and refining stormwater best management practices (BMP) technology for this semi-arid region; and

WHEREAS, the Board has considered the damage potential; local participation; work already completed by local governments, Corps of Engineers, and others; and the feasibility of defining and accomplishing solutions to drainage and flood control problems in 2019.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The following 2019 Work Programs are hereby adopted:

   A. Stream Services
      Continue the design, construction, and maintenance activities, which include work to be accomplished under the following funds:

      I. South Platte River Fund – Construction and Maintenance Services $4,000,000
         a. Construct and maintain public drainage facilities along the South Platte River pursuant to the accepted South Platte River Work Plan.
         b. Implement flood control, maintenance access, river stabilization improvements, and other measures along the South Platte River in cooperation with public and private local sponsors.
         c. Maintain and continue development of information related to facilities, right-of-way, and geomorphology that is beneficial for the management of the South Platte River and for understanding its behavior.

      II. Maintenance Fund – Maintenance Services $14,540,000
         a. Maintain public drainage facilities along drainageways in accordance with the Maintenance Work Plan.
         b. Continue floodplain and floodway preservation efforts.
         c. Cooperate with local jurisdictions in the preparation of the Maintenance Work Plan.

   B. Watershed Services
      Continue floodplain management activities, which include work to be accomplished under the following funds:

      I. General Fund – Floodplain Management Services $645,000
         a. Continue assisting local entities in preparing, adopting, and administering floodplain regulations, and implement District regulations in those local jurisdictions that do not adopt and enforce floodplain regulations.
         b. Delineate flood hazard areas.
         c. Coordinate Federal Emergency Management Agency (FEMA) efforts within the District.
d. Review drainage and flood control proposals for proposed development affecting major drainageways upon request from local entities.

e. Continue notification to property owners of flood hazards.

f. Continue the District’s program of determining maintenance eligibility of drainage and flood control facilities constructed by others.

g. Continue the District’s program to bring non-flood control reservoirs into compliance with District policy.

h. Continue development of the Cooperating Technical Partners (CTP) Program with FEMA.

i. Assist local governments and developers in the implementation of drainage and flood control master plans.

C. Operations and Development Services

Continue operations and development activities, which include work to be accomplished under the following funds:

I. General Fund – Operations and Development Projects $481,000

a. Continue efforts to improve methodologies for planning and design of drainage and flood control facilities, stormwater best management practices (BMP) and delineation of floodplains in the Denver region, and disseminate information developed to public from these efforts.


c. Provide coordination and assistance to local governments in the Denver metro area in their efforts to prepare National Pollutant Discharge Elimination System (NPDES) permit applications and to comply with issued municipal NPDES stormwater discharge permits.

d. Continue projects to establish methods and agreements for financing and implementing regional drainage and flood control facilities.

e. Develop, compile, publish, and distribute appropriate information and data to assist local jurisdictions in drainage and flood control efforts including continuation of publication of Flood Hazard News and sponsoring of seminars.

f. Continue educational and information dissemination efforts to public officials, consulting firms, and the public related to stormwater and flood management issues.

g. Continue development of District’s data and records management and geographic information system (GIS) capability.

h. Continue development, implementation, and management of external communications efforts, including the District’s website, community learning center, and annual materials such as the annual report and summary of services.

II. Construction Fund – Operations and Development Projects $200,000

a. Continue development and management of special projects to achieve the District’s strategic goals and operational objectives.

III. Maintenance Fund – Operations and Development Projects $300,000

a. Continue development and management of special projects to achieve the District’s strategic goals and operational objectives.

IV. South Platte River Fund – Operations and Development Projects $150,000

a. Continue development and management of special projects to achieve the District’s strategic goals and operational objectives.

D. Flood Warning and Information Services

Continue flood warning and information services activities, which include work to be accomplished under the following funds:

I. General Fund – Flood Warning Projects $370,000

a. Continue development of the District’s early flood warning system.

b. Continue documentation of floods.

c. Continue providing meteorological services to local governments.

d. Continue development of data and communication networks.

e. Continue developing and supporting ALERT system applications.
f. Continue training, education, and evaluation activities.
g. Review and revise, as necessary, the Standard Operating Procedure (SOP) for implementing the District's Flood Disaster and Mitigation Plan.

II. Maintenance Fund – Flood and Streamflow Monitoring Projects $660,000

a. Continue to support a rainfall/runoff data collection program including cooperative efforts with the U.S. Geology Survey (USGS) and others, and provide data analysis as appropriate.
b. Assist local governments in developing, updating, exercising, and maintaining flood detection networks and flood warning plans.
c. Continue other data collection and flood documentation activities.

2. The Executive Director is authorized to negotiate and execute necessary agreements to administer the District's 2019 Work Program.
3. The costs of these services shall not exceed those amounts listed above for each service category for calendar year 2019.

(SEAL) 
THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
Date: __________________________

ATTEST:

__________________________________  ________________________________
Secretary  Chairperson

Project No. 105939
WHEREAS, by Resolution No. 11, Series of 1973, the Board of Directors adopted a capital improvements expenditure policy; and

WHEREAS, by Title 32-11-214, C.R.S., it is stated:

"(1) The District, acting by and through the board, may acquire, improve, equip, relocate, maintain, and operate the facilities, any project, or any part thereof, for the benefit of the district and the inhabitants thereof, after the board has made such preliminary studies and otherwise taken such action as it determines to be necessary or desirable as preliminaries thereto."

"(2) When a comprehensive program for the acquisition of facilities for the district satisfactory to the board is available, such program shall be tentatively adopted. The program need only describe the proposed facilities in general terms and not in detail."

"(3) A public hearing on the proposed program shall be scheduled, and notice of the hearing shall be given by publication. After the hearing and any adjournments thereof which may be ordered, the board may either require changes to be made in the program as the board shall consider desirable, or the board may approve the program as prepared."

WHEREAS, by Resolution No. 60, Series of 2017, the Board set forth projects that were adopted as a part of the comprehensive program for the years 2017 through 2021; and

WHEREAS, the Board desires to revise the comprehensive five-year capital improvement plan (CIP) on an annual basis; and

WHEREAS, by Resolution No. 11, Series of 1973, key policies set by the Board to guide the selection of projects were considered in determining the 2018 – 2022 CIP; and

WHEREAS, the Board of Directors adopted a budget for 2019 (Resolution No. 64, Series of 2018) which includes $13,940,000 for CIP projects within the District; and

WHEREAS, a public hearing on the proposed plan was held on November 15, 2018 pursuant to published notice, and testimony was taken and data provided describing the comprehensive program in general terms to the satisfaction of the Board.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The improvements described herein are necessary for the health, comfort, safety, convenience, and welfare of all the people in the State and are of special benefit to the inhabitants of the District and the property therein.

2. The list of projects is adopted as a part of the comprehensive five-year program for the years 2018 through 2022 for the implementation of projects. Such projects are described in general, and not in detail, and individual projects and authorizations therefore shall be approved by the Board on a project-by-project basis.

3. Individual projects on the capital improvement plan (CIP) may be added, removed, or moved from one year to another in the CIP based on requests from the local governments and shifting priorities.

4. The following guidelines will be followed as the CIP is administered; or projects on the CIP are added, deleted, or moved from one year to another in the CIP:
   a. Proposed improvements must be requested by local government.
   b. Proposed projects must be master planned.
   c. Local governments must provide at least a 50 percent match to District funds.
   d. Local governments must agree to maintain the facilities.
   e. The District shall allocate funds such that revenues from counties will be spent for improvements within those counties over a five-year time period.
RESOLUTION NO. 68, SERIES OF 2018
(Adoption of Floodplain Maps for Grange Hall Creek and Tributaries; Big Dry Creek and Tributaries in Arapahoe County Downstream of County Line Road; Rangeview Gulch Downstream of Turtle Lake)

WHEREAS, the Board of Directors adopted a Floodplain Regulation (Resolution No. 11, Series of 1970); and
WHEREAS, the Board of Directors amended the Floodplain Regulation (Resolution No. 26, Series of 1974; Resolution No. 2, Series of 1979; Resolution No. 2, Series of 1980; and Resolution No. 53, Series of 2013); and
WHEREAS, floodplain maps for Grange Hall Creek and Tributaries; Big Dry Creek and Tributaries in Arapahoe County downstream of County Line Road; Rangeview Gulch downstream of Turtle Lake (Exhibit A) have been prepared by the District, but not yet adopted by the Board pursuant to public hearing; and
WHEREAS, the Floodplain Regulation is only applicable for those floodplain maps adopted by the Board of Directors after a public hearing as required by Section 32-11-218(1)(f)(II), C.R.S. 1973, as amended; and
WHEREAS, a public hearing duly noticed was held on November 15, 2018.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Board of Directors of the Urban Drainage and Flood Control District hereby adopts the maps and profiles contained in the following engineering reports as Flood Regulatory Districts and further subdivides the Flood Regulatory Districts into Floodway Districts and Flood Storage Districts by adopting all floodplain and floodway tables contained in the reports and referenced below:

1. “Flood Hazard Area Delineation Grange Hall Creek and Tributaries,” (June 2018); in the City of Northglenn, the City of Thornton, and Adams County, Colorado; by RESPEC Consulting & Services, including Appendix D, Floodplain and Floodway Data Tables for the “100-Yr Floodway (0.5-ft rise in EGL)”.

2. “Flood Hazard Area Delineation Report Big Dry Creek, Downstream of County Line Road,” (February 2018); in the City of Centennial, the City of Littleton, the City of Englewood, the City of Greenwood Village, and Arapahoe County, Colorado; by RESPEC Consulting & Services, including Appendix D, Floodplain & Floodway Data Table for the “100-Yr Floodway (0.5-ft rise in EGL)”.

3. “FHAD Update for Rangeview Gulch between South Platte River and Turtle Lake,” (January 2017); in the City of Littleton, Arapahoe County, Colorado; by Ayres Associates, including Floodplain and Floodway Data Table for the “100-Yr Floodway (0.5-ft rise in EGL)”.

These maps, profiles, and tables supersede any previously adopted maps, profiles, and tables for the same areas.

THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
Date: ______________________

ATTEST:

Secretary

Chairperson
THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 68, SERIES OF 2018
(Adoption of Floodplain Maps for Grange Hall Creek and Tributaries; Big Dry Creek and Tributaries in Arapahoe County Downstream of County Line Road; Rangeview Gulch Downstream of Turtle Lake)

EXHIBIT A
WHEREAS, the District, in a policy statement previously adopted (Resolution No. 14, Series of 1970 and Resolution No. 11, Series of 1973), expressed an intent to assist public bodies which have heretofore enacted floodplain zoning measures; and

WHEREAS, the City and County of Denver has enacted floodplain regulations; and

WHEREAS, the City and County of Denver and the District cooperated in the preparation of “Second Creek, Third Creek, DFA 0053 & Barr Lake Drainage Basin Planning,” dated January 1989; which recommends improvements on West Fork of Second Creek; and

WHEREAS, the City and County of Denver and the Denver High Point at Denver International Airport (DIA) Metropolitan District have requested that the District manage the design and construction of improvements required by the City and County of Denver as a result of a development in lieu of the Denver High Point at DIA Metropolitan District designing and constructing those improvements along West Fork of Second Creek (Exhibit A); and

WHEREAS, preliminary project costs are estimated to be $3,000,000; and

WHEREAS, the District established a water activity enterprise known as the Development Services Enterprise (DSE) (Resolution No. 38, Series of 2017) which allows the District to collect design, construction, and administration fees from the Denver High Point at DIA Metropolitan District to manage the design and construction of drainage and flood control improvements along West Fork of Second Creek; and

WHEREAS, expenditures in 2018 from the DSE have been budgeted (Resolution No. 55, Series of 2017).

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director is authorized to execute the necessary agreements with the Denver High Point at Denver International Airport (DIA) Metropolitan District for the design and construction of drainage and flood control improvements on West Fork of Second Creek.

2. The District is authorized to collect from the Denver High Point at DIA Metropolitan District sufficient fees to cover the cost of the preliminary design, the final design, and construction of the improvements, plus the District’s administrative fee and to deposit those fees in a project-specific account in a separate Development Services Enterprise (DSE) fund which shall be set apart from all other funds of the District.

3. The Executive Director is authorized to enter into agreements with qualified engineers, qualified contractors, and others as necessary for the design and construction of drainage and flood control improvements on West Fork of Second Creek.

THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

Date: ______________________

(Seal)

ATTEST:

______________________________  ________________________________
Secretary                              Chairperson
THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 69, SERIES OF 2018
(Authorization to Participate in Drainage and Flood Control Improvements on West Fork of Second Creek, City and County of Denver)

EXHIBIT A
WHEREAS, the District, in a policy statement previously adopted (Resolution No. 14, Series of 1970 and Resolution No. 11, Series of 1973), expressed an intent to assist public bodies which have heretofore enacted floodplain zoning measures; and

WHEREAS, Douglas County has enacted floodplain regulations; and

WHEREAS, Douglas County and the District cooperated in the preparation of "Big Dry Creek Arapahoe and Tributaries Master Drainageway Plan Phase B," dated 1998; and; which recommends improvements on West Fork Big Dry Creek downstream of Canongate Lane; and

WHEREAS, the Highlands Ranch Metro District (HRMD) has requested District participation in the construction of improvements to the West Fork Big Dry Creek downstream of Canongate Lane (Exhibit A); and

WHEREAS, HRMD has estimated the initial project costs to be $170,000; and

WHEREAS, the District’s participation being authorized by this resolution is $85,000 to be at least matched by HRMD; and

WHEREAS, it is anticipated that additional funds may be required for this project in the future; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Special Revenue Fund – Construction Budget (Resolution No. 55, Series of 2017) for calendar year 2018 which includes funds for construction of drainage and flood control improvements along West Fork Big Dry Creek downstream of Canongate Lane; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 60, Series of 2017) in which the improvements along West Fork Big Dry Creek downstream of Canongate Lane were included.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director is authorized to execute the necessary agreements with the Highlands Ranch Metro District (HRMD) for the construction of drainage and flood control improvements on West Fork Big Dry Creek downstream of Canongate Lane.

2. The Executive Director is authorized to enter into agreements with qualified engineers, qualified contractors, and others as necessary for the construction of drainage and flood control improvements on West Fork Big Dry Creek downstream of Canongate Lane.

3. The District’s maximum contribution to the West Fork Big Dry Creek downstream of Canongate Lane project, without prior approval of the Board, shall be $85,000 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by HRMD.

4. Such approval for expenditure of District funds is contingent upon Douglas County agreeing to regulate and control any defined floodplain in the West Fork Big Dry Creek downstream of Canongate Lane project area in accordance with the National Flood Insurance Program Regulation as a minimum; agreeing to maintain the completed facilities in a manner acceptable to the District; granting the District access to the completed improvements at all times; and agreeing not to make any changes to the improvements without the District’s approval.
(SEAL)  
THE URBAN DRAINAGE AND 
FLOOD CONTROL DISTRICT 
Date: ____________________

ATTEST:

_________________________  ____________________________
Secretary                  Chairperson
THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 70, SERIES OF 2018
(Authorization to Participate in Drainage and Flood Control Improvements on West Fork Big Dry Creek Downstream of Canongate Lane, Highlands Ranch Metro District, Douglas County)

EXHIBIT A
THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 71, SERIES OF 2018
(Additional Authorization to Participate in Drainage and Flood Control Improvements on Happy Canyon Creek North of Lincoln Avenue, Douglas County)

WHEREAS, the District, in a policy statement previously adopted (Resolution No. 14, Series of 1970 and Resolution No. 11, Series of 1973), expressed an intent to assist public bodies which have heretofore enacted floodplain zoning measures; and

WHEREAS, Douglas County has enacted floodplain regulations; and

WHEREAS, Douglas County and the District cooperated in the preparation of "Happy Canyon Creek Major Drainageway Plan," dated March 2014; and

WHEREAS, the Board previously authorized $387,500 for the Happy Canyon Creek north of Lincoln Avenue project (Table 1); and

<table>
<thead>
<tr>
<th>Resolution No.</th>
<th>Series of</th>
<th>District Authorization</th>
<th>Local Share</th>
<th>Work Elements</th>
</tr>
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<tbody>
<tr>
<td>54</td>
<td>2015</td>
<td>$62,500</td>
<td>$344,073</td>
<td>Design and Construction Funding</td>
</tr>
<tr>
<td>33</td>
<td>2016</td>
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<td>Construction Funding</td>
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<td>58</td>
<td>2018</td>
<td>$157,500</td>
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<td>Construction Funding</td>
</tr>
<tr>
<td>TOTAL</td>
<td></td>
<td>$387,500</td>
<td>$1,416,651</td>
<td></td>
</tr>
</tbody>
</table>

WHEREAS, Douglas County and the District now desire to construct improvements along Happy Canyon Creek north of Lincoln Avenue (Exhibit A); and

WHEREAS, the District’s additional participation being authorized by this resolution is $30,000 to be at least matched by Douglas County; and

WHEREAS, it is anticipated that additional funds may be required for this project in the future; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Special Revenue Fund – Construction Budget (Resolution No. 55, Series of 2017) for calendar year 2018 which includes funds for construction of drainage and flood control improvements along Happy Canyon Creek north of Lincoln Avenue; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 60, Series of 2017) in which the improvements along Happy Canyon Creek north of Lincoln Avenue were included.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 54, Series of 2015, Paragraph 3, is further amended as follows:
   “The District's maximum contribution to the Happy Canyon Creek north of Lincoln Avenue project without prior approval of the Board shall be $387,500 $417,500 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by Douglas County."

2. All other conditions and authorizations remain as stated in Resolution No. 54, Series of 2015.
(SEAL)

THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

Date: ______________________

ATTEST:

__________________________________  ____________________________________
Secretary                                      Chairperson
THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

RESOLUTION NO. 71, SERIES OF 2018
(Additional Authorization to Participate in Drainage and Flood Control Improvements on Happy Canyon Creek North of Lincoln Avenue, Douglas County)

EXHIBIT A
WHEREAS, Section 32-II-208(l)(b), C.R.S. provides that, "The Board, on behalf and in the name of the District, has the following powers ... To adopt and amend or otherwise modify bylaws and rules of procedure"; and
WHEREAS, in 1969, shortly after formation of the District, certain bylaws were adopted by the Board; and
WHEREAS, in June of 2018, a resolution was passed updating the Board's previously adopted bylaws (Resolution No. 33, Series of 2018); and
WHEREAS, those changes did not include a provision to limit the time allowed for public comments during Board meetings; and
WHEREAS, the Board now desires to revise the Bylaws and Rules of Procedure to add such a provision.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The following statement shall be added to the Bylaws and Rules of Procedure for the Board, under IV. BOARD OF DIRECTORS – RULES OF CONDUCT, Section 3. Director’s Conduct with the Public in Public Meetings:

   4. **Allow public three minutes to provide comment.** Public comments shall be limited to three minutes per speaker. When several people sharing a common position on a given item wish to speak, they will be asked to select a spokesperson to state that position, and additional time may be allowed in consideration of their number.

2. Other than this addition, the Bylaws and Rules of Procedure for the Board shall stand as previously authorized.

(SEAL)
WHEREAS, the Urban Drainage and Flood Control District (the “District”) is a body corporate and politic, a political subdivision of the state, and a municipal corporation; and

WHEREAS, pursuant to Section 32-11-203 (1) C.R.S., the Board of Directors of the District (“Board”) is responsible for the management, control, and supervision of all business and affairs of the District; and

WHEREAS, the Colorado Legislature recently passed the “Protections for Consumer Data Privacy Act,” H.B. 18-1128 (“Act”), which requires governmental entities in Colorado to develop a written policy for the destruction and proper disposal of paper and electronic documents that contain Personal Identifying Information, to maintain reasonable security procedures for Personal Identifying Information, and to notify Colorado residents following a security breach; and

WHEREAS, to comply with the Act, the Board desires to supplement its Colorado Open Records Act Policy and adopt and implement a policy for the destruction and proper disposal for paper and electronic documents that contain Personal Identifying Information, a policy for protecting Personal Identifying Information from security breaches, and a policy for notifying Colorado residents following a security breach.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. Definitions.

a. “Personal Identifying Information” means the following:
   i. Social security number
   ii. Personal identification number
   iii. A password
   iv. A pass code
   v. An official state or government-issued driver’s license or identification card
   vi. A government passport number
   vii. Biometric data, as defined in C.R.S. § 6-1-716(1)(a)
   viii. An employer, student, or military identification number
   ix. A financial transaction device, as defined in C.R.S. § 18-5-701

b. “Third Party Service Provider” means an entity that has been contracted to maintain, store, or process personal information on behalf of the District.

Section 2. Security Measures. The District shall protect Personal Identifying Information from unauthorized access, use, modification, disclosure, or destruction by implementing and maintaining reasonable security procedures and practices. Such procedures and practices shall include but not be limited to:

a. Limiting access to Personal Identifying Information by individuals to the minimum level of information necessary to accomplish their responsibilities by requiring password access to workstations, servers, applications, and parts of applications; and

b. Modifying an individual’s access to Personal Identifying Information when the individual’s job responsibilities change, new or upgraded application software allows greater control of application access, or the individual’s job with the District has been terminated; and

c. Monitoring system logins, file access, and security incidents associated with Personal Identifying Information stored on, or transmitted by, the District’s computer systems, including:
   i. Using and regularly reviewing system traces; and
   ii. Using and regularly reviewing audit functionality available through application software.

d. Ensuring that appropriate education and procedures are in place and enforced so that the District’s board of directors, employees, volunteers, committee members, and agents are trained properly regarding privacy and confidentiality in accordance with the District’s policies and the applicable laws and regulations.
Section 3. Document Destruction and Disposal. The District’s board of directors, employees, volunteers, committee members, and agents are required to comply with the following rules:

a. When paper or electronic documents contain Personal Identifying Information, and such paper or electronic documents are no longer needed, unless longer retention is required by contractual or legal requirements, the District shall destroy or arrange for the destruction of such paper or electronic documents within its custody or control by shredding, erasing, or otherwise modifying the Personal Identifying Information in the paper or electronic documents to make the Personal Identifying Information unreadable or indecipherable through any means; and

b. All electronic documents containing Personal Identifying Information that are no longer needed and are not required by law to be retained shall be deleted from all computers, data bases, networks, and back-up storage; and

c. No paper or electronic documents containing Personal Identifying Information will be destroyed if pertinent to any ongoing or anticipated government investigation, proceeding, litigation, or audit; and

d. No paper or electronic documents containing Personal Identifying Information will be destroyed if their retention or destruction is additionally governed by other laws of the State or the Federal Government; and

e. If there is any question as to whether or not a document contains Personal Identifying Information, then it should be treated as if it does include Personal Identifying Information and should be destroyed.

Section 4. Third Party Service Providers. The District contracts with a third party service provider to maintain, store, or process Personal Identifying Information on behalf of the District. The third party service provider will be required to implement and maintain reasonable security procedures and practices that are:

a. Appropriate to the nature of the Personal Identifying Information that is disclosed to the third party service provider; and

b. Reasonably designed to help protect the Personal Identifying Information from unauthorized access, use, modification, disclosure, or destruction.

Section 5. Discovery of Security Breach. After the District learns that a security breach may have occurred, the District will promptly conduct, in good faith, an investigation to determine the likelihood that personal information of Colorado residents has been, or will be, misused.

Section 6. Notice Required. The District will give notice to the affected residents within thirty (30) days of learning of the breach if the District determines that the misuse of information has occurred or is reasonably likely to occur. The District will provide notice to the affected residents by one, or more, of the methods listed in C.R.S. § 24-73-103(1)(f). If the District is required to give notice, the notice shall include the following:

a. Date, estimated date, or estimated date range of the security breach; and

b. A description of the Personal Identifying Information that was acquired or reasonably believed to have been acquired; and

c. Information that the individual can use to contact the District about the breach; and

d. Toll-free numbers, addresses, and websites for consumer reporting agencies; and

e. The toll-free number, address, and website for the federal trade commission; and

f. A statement that the individual can obtain information from the federal trade commission and the credit reporting agencies about fraud alerts and security freezes.

If the District is required to give notice, the District shall also direct the resident to change his/her password, security question or answer, and take any other applicable steps to protect his/her online account with the District and all other online accounts for which the resident uses the same user name, email address, password, and/or security question or answer.

The District will not charge the affected Colorado residents for complying with these notice requirements.
Section 7. Additional Notice Requirements.

a. If the District is required to notify five hundred (500) Colorado residents or more, the District will notify the Colorado Attorney General within thirty (30) days after the date of determination that a breach has occurred.

b. If the District is required to notify more than one thousand (1,000) Colorado residents of a security breach, the District will immediately notify all consumer reporting agencies that compile and maintain files on consumers on a nationwide basis of the anticipated date of notification to the residents and the approximate number of residents to be notified.

Section 8. Colorado Open Records Act. The purpose of this resolution is to supplement, and not replace, the District’s Colorado Open Records Act Policy and therefore this resolution shall be read in conjunction with the requirements of the same.

Section 9. Effective Date. The provisions of this Resolution shall take effect as of the date set forth below.

(SEAL) THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

Date: ______________________

Secretary Chairperson