

**MINUTES OF A SPECIAL MEETING  
OF THE BOARD OF DIRECTORS OF THE  
SOUTH METRO WATER SUPPLY AUTHORITY**

**HELD:** Monday, February 27, 2020 at 11:00 a.m. at the *South Metro Water Supply Authority, via Conference Call*, 8400 East Prentice Avenue, Greenwood Village, Colorado 80111.

**ATTENDANCE:**

This SPECIAL meeting of the Board of Directors of South Metro Water Supply Authority ("Authority"), Douglas and Arapahoe Counties, Colorado, was called and held as shown above and in accordance with the applicable statutes of the State of Colorado, with the following directors present and acting:

Eric Hecox, Meridian Metro District  
Dave Kaunisto, East Cherry Creek Valley  
Ron Redd, Parker Water & Sanitation District  
Mark Marlowe, Castle Rock Water  
John Kaufman, Centennial Water & Sanitation District

Also present: Lisa Darling, SMWSA, Executive Director  
Mikal Martinez, SMWSA  
Russ Dykstra, Spencer Fane LLP  
Pat Ratliff, Ratliff Associates  
Mark Harding, Rangeview Metro District  
Emily Lowell, ACWWA  
Ken Lykens, Centennial W&SD  
Sarah Sjobakken, Stonegate Village

**CALL TO ORDER:**

President Eric Hecox noted that a quorum was present for the purpose of conducting a meeting of the Board of Directors and called the meeting of the South Metro Water Supply Authority to order at 11:00 a.m. MST.

**APPROVE/REVISE AGENDA:**

The Board reviewed the Agenda. Upon motion duly made and seconded, the Board approved the Agenda.

**PUBLIC COMMENT:**

None.

**COMMITTEE REPORTS:**

**Legislative Report** – Pat Ratliff provided an update on current legislative bills and activities related to water policy. Details from Pat Ratliff’s report are as follows:

HB20-1095 – This bill is a voluntary measure permitting general governments to include parts of the State Water Plan in their local master plans. IF the current master plan of a city or county does refer to water conservation, there is an expectation that the master plan will contain more detail related to the State Water Plan. A general government can also opt to eliminate water elements, at any time, under current authority.

HB20-1119 This bill addresses the authority of the state government to regulate perfluoroalkyl and polyfluoroalkyl substances (PFAS). It has been significantly reviewed, discussed, and revised over the past two months. There is a pre-amended version of the bill.

HB20-1143 Environmental Justice bill raises the fines for air and water pollution to the levels adopted by the federal government for such criminal activities.

HB20-1157 This is the amended and compromised version of the water loans for In-Stream Flow improvements in extended periods of time and over a total of 3 decades. These are expansions in the time periods of current law. The bill specifically sets the burden on the applicant, permits the complainant to go to water court at any point in pursuit of injury resolution.

HB20-1159 This bill creates the authority of the State Engineer to confirm existing uses of an In-Stream Flow.

HB20-1164 This bill would create an absolute exemption of Housing Authorities from any tap fees of developments fees from a Conservancy District (Mesa, CO).

HB20-1172 This bill asserts that there is no abandonment of water rights as a result of water efficiency. It is similar to previous bills we have referred to as “saved water.”

HB20-1265 This bill may impact wastewater systems. More information is needed and keeping an eye on this will be important.

HB 20-1327 This is the Administrative prohibition on any action by state agencies that would assist in trans-basin diversions. It creates a variety of park and preserve programs which the state must administer without aiding diversion.

SB20-24 Public input on Water Demand Management program from the interim committee.

SB20-48 Study strengthening of anti-speculative preventions or protections.

SJR 003 – Water and Power Authority Resolution on projects for 2020.

**ACTION ITEMS:**

## RECORD OF PROCEEDING

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A motion was made to recommend Pat Ratliff take the following positions on some of the bills described in her above legislative report:

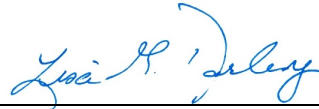
HB20-1095 – NEUTRAL  
HB20-1119 – NEUTRAL  
HB20-1143 – OPPOSE  
HB20-1157 – OPPOSE  
HB20-1159 – NEUTRAL  
HB20-1164 – OPPOSE

The board voted to approve the above positions with one abstention from Mark Marlowe.

**OTHER BUSINESS:** None.

**ADJOURNMENT:** There being no further business to come before the Board, upon a motion duly made, the meeting was adjourned at 12:07 p.m. The next board meeting will be scheduled for **March 16, 2020 at 1:00pm** at 8400 East Prentice Avenue, Greenwood Village, CO 80111.

The foregoing minutes constitutes a true and correct copy of the minutes of the above-referenced meeting and was approved by the Board of Directors of the South Metro Water Supply Authority.



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Director of the Authority