SP CURE Board Meeting

Tuesday, September 20, 2022 – 9:00 am

Meeting Location:
Virtual Meeting

September Meeting Summary

High Level Take-Aways

- The Regulation 38 Antidegradation Hearing resulted in reviewable segments.
- The Regulation 85, 31, and 32-38 Nutrient Hearing was postponed until April 2023.
- The State is requiring PFAS sampling starting in January 2023. There are concerns about the fast turnaround, methodology, and resulting quality of samples.
- Confluence at the Confluence takes place on October 6th at the Englewood Civic Center.
- SP CURE will meet in person for December's meeting/holiday party.

Action Items

- BC to email board members the updated Confluence at the Confluence flyer to disseminate in their networks.
- BC to contact Steve Lundt to present an update on BMW Water Quality and TMDL at the November meeting.
- SP CURE to request being an at-large member for the Barr Milton Watershed Association.
- BC to follow up on all payments and invoices upon re-gaining access to online bank account.
- BC to invite guest speaker for December meeting.

1. **Discussion and Approval of June and August Meeting Summaries**

   Jim Dorsch made a motion to approve the May meeting minutes. Brian Tracy seconded the motion, which passed unanimously.

2. **Regulation 38 Antidegradation Hearing**

   The hearing resulted in all three segments being reviewable. This was in favor of the participants/environmental justice groups and was the anticipated outcome.

   Denver was frustrated with the process and felt like the outcome was predetermined. The coalition of environmental justice folks got legislature to pass a bill that ensured that if outcome of current hearing wasn't in their favor, it would have been at the triennial review. There were a lot of process issues; it seemed like going through the motions.

   Was this the best use of our resources? Could we have spent this money on other efforts rather than improving water quality for a limited number of days. For example, $20 million on cooling tower would reduce temperature. You could spend a few million on stream enhancements and restoration that would benefit temperature and other things such as fish habitat and recreation.

3. Regulation 85, 31, and 32-38 Nutrient Hearing

This hearing was postponed until April 2023.

4. PFAS Update

The last meeting with the state on PFAS and biosolids was about one month ago.

Monthly or bimonthly sampling. Turnaround is very short, which can result in uncertainty in quality samples and proper QAQC. State's perspective was that others can meet these requirements, so the timeline remains. However, this sampling is regulatory (not exploratory) and requires high level of quality and confidence in results.

Comments were provided to the Division with concerns about laboratory turnaround. For example, if sample sits at lab for extended period of time, is it possible to resubmit the sample?

CMF will continue to work on sampling plan and engagement of stakeholders, while trying to work with the Division to help communications plan for the data. How does this get reported if there are mixed biosolids?

Sampling is set to start January 2023. Metro will have to sample monthly. The State made it clear they are to use method 16-33, even though it is not approved. They are putting this requirement into permits.

CMF is looking to create forum to answer questions that we are facing, share results, and discuss major contributors discovered. Sharing information will be really helpful.

5. Confluence at the Confluence

Meeting attendees walked through the agenda for the event to take place on October 6th at the Englewood Civic Center from 9am – 3pm.

The following individuals volunteered to help the day of the event:

- Set up – Brian Tracy and Christine Johnston
- Takedown – Jim Dorsch and Christine Johnston

Beth will email board members the updated flyer to disseminate in their networks.

6. December SP CURE Meeting

Meeting participants are interested in attending in-person. We will invite someone to present. The group brainstormed potential topics for a guest speaker:

- Recreational projects in Clear Creek or South Platte Corridor – Denver Parks Department or organization works on South Platte Trails and Parks (South Suburban Parks and Recreation)
- Confluence Kayaks – John Kahn (Jon Novick)
- Sand Creek Recreation (Jim Dorsch) – Sand Creek Regional Greenway
- Reservoirs – Barr Milton and others
- Butterfly pavilion – Coordinator Mo Fair – Jim to share contact information

7. **Discuss Project Updates**
    a. **Colorado Monitoring Framework** – See above for CMF PFAS update. The nutrient task force met since last meeting and developed a draft responsive statement to the nutrients hearing, as well as support for the stay of the hearing. The hearing has been extended so we will likely update our response closer to the new April hearing date.
    b. **CWQMC/CDSN –** Need to address issues that ran into with Regulation 38 data pulls.
    c. **BMW Watershed** – SP CURE to request being an at-large member. Overall, TMDLs and standards are not being met. Have seen improvements, but phosphorus and chlorophyll are still being worked on. Would like to invite Steve Lundt to present on updates on Barr Milton. Beth to contact Steve for November meeting.
    d. **Monitoring Committee** – No update.

8. **Budget Update**

Budget is on track and there are no unplanned expenses.

Dan DeLaughter has access to bank account. Christine and others are not sure if their membership payments went through. BC will follow up on all payments and invoices upon regaining access to the online bank account.

9. **Other Topics and Announcements**

The State's environmental justice action task force came out with draft list of recommendations to be finalized by November 14th. They are seeking comments on the document. Comments are due the middle of October.

10. **Next Meeting Dates**

October 6, 2022 – Confluence at the Confluence
November 15, 2022 – Virtual
December 20, 2022 – Joint Meeting & Holiday Party (in person)

SP CURE Board Meeting: September 20, 2022
Attendance Record

Present	Name	Organization
	Juliana Archuleta	Adams County
	Sherry Scaggiari	Aurora Water
	Zachary Trabold	Aurora Water
	Julie Tinetti	Centennial W&S
	Alan Polonsky	City and County of Denver
X*	Jon Novick	City and County of Denver
	Michael Probasco	East Cherry Creek Valley W&S
	Curt Bauers	FRICO
X*	Brian Tracy	City of Golden
X*	Jim Dorsch	Metro District
	Jordan Parman	Metro District
	Mark Koch	Molson/Coors
	Mark Cubbon	South Adams County W&S
X*	Gary Smith	South Adams County W&S
	Dan DeLaughter	South Platte Renew
X*	Nicole Laurita	South Platte Renew
X*	Eric Marler	Suncor Energy (U.S.A.)
	Caleb Owen	Thornton
	Shay Shih	Thornton
	Steve Materkowski	UDFCD
X*	Christine Johnston	Xcel Energy
X*	Sarah Reeves	Coordinator, Brown and Caldwell
X*	Beth Albrecht	Brown and Caldwell
	Erin Donnelly	Brown and Caldwell
	Jake Kunugi	Brown and Caldwell

*Joined virtually/by phone