

Date: Thursday, February 18, 2021

Time: 1:00 pm

[This Meeting Held via Zoom: CLICK HERE TO ATTEND](#)

How the District Works – 12:45 – 1:00 pm

1. Call to Order and Pledge of Allegiance – 1:00 pm

2. Introductions

- a. Swearing in of New Board Members
 - i. Commissioner Lynn Baca, Adams County
- b. Visitors/Guests
- c. Awards/Recognitions
 - i. Recognition of Commissioner Tedesco's Service

3. Roll Call – Determination of Quorum

4. Approval of January 21, 2021 Meeting Minutes

(If there are no corrections "Minutes stand approved", or with corrections "Minutes stand approved as corrected")

5. Presentation Agenda

(Each resolution will, after introduction and presentation from District staff, be placed on the Consent Agenda unless a request is made by a Board Member for action upon the resolution separately)

- a. Authorization to Participate in a Planning Study of Murphy Creek and Tributaries
(Resolution No. 12, Series of 2021)
- b. Authorization to Participate in a Planning Study of Todd Creek and Tributaries
(Resolution No. 13, Series of 2021)
- c. Authorization to Participate in a Planning Study of Fairfax Tributary and Tributaries
(Resolution No. 14, Series of 2021)
- d. Authorization to Participate in Drainage and Flood Control Improvements on Pipe Outfalls to the South Platte River, City and County of Denver
(Resolution No. 15, Series of 2021)
- e. Authorization to Participate in Drainage and Flood Control Improvements on Murphy Creek from Yale Avenue to Jewell Avenue, City of Aurora, Arapahoe County
(Resolution No. 16, Series of 2021)
- f. Authorization to Participate in Drainage and Flood Control Improvements on Westerly Creek at Alameda Avenue and Dakota Avenue, City of Aurora, Arapahoe County
(Resolution No. 17, Series of 2021)
- g. Policy Regarding Conflicts of Interest in Contracting
(Resolution No. 18, Series of 2021)

6. 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 of a specific resolution for a presentation by District staff or discussion)

- a. Review of Cash Disbursements
- b. Additional Authorization to Participate in Drainage and Flood Control Improvements on the South Platte River – Globeville Levee from 31st Street to East 50th Avenue, City and County of Denver
(Resolution No. 19, Series of 2021)

- c. Additional Authorization to Participate in Drainage and Flood Control Improvements on Marston Lake North Drainageway at Bowles Ditch, City and County of Denver (Resolution No. 20, Series of 2021)
- d. Additional Authorization to Participate in Drainage and Flood Control Improvements on Niver Creek Tributary M from Thornton Parkway to Huron Street, City of Thornton, Adams County (Resolution No. 21, Series of 2021)
- e. Additional Authorization to Participate in Drainage and Flood Control Improvements on Westerly Creek at Kenton Way, City of Aurora, Arapahoe County (Resolution No. 22, Series of 2021)
- f. Additional Authorization to Participate in Drainage and Flood Control Improvements on Unnamed Creek from Quincy Avenue to Shawnee Way, Arapahoe County (Resolution No. 23, Series of 2021)
- g. Additional Authorization to Participate in Drainage and Flood Control Improvements on Littles Creek at Gallup Street, City of Littleton, Arapahoe County (Resolution No. 24, Series of 2021)
- h. Additional Authorization to Participate in Drainage and Flood Control Improvements on Weir Gulch – Reach W1, South Platte River to 8th Avenue, City and County of Denver (Resolution No. 25, Series of 2021)
- i. Additional Authorization to Participate in Drainage and Flood Control Improvements on Nissen Reservoir Drainageway from Lowell Boulevard to Tennyson Street, City and County of Broomfield (Resolution No. 26, Series of 2021)
- j. Additional Authorization to Participate in Drainage and Flood Control Improvements on Westerly Creek – Easterly Creek at 11th Avenue and Havana Street, City of Aurora, Arapahoe County (Resolution No. 27, Series of 2021)
- k. Additional Authorization to Purchase the Property at 7420 East 86th Avenue, Commerce City, Adams County (Resolution No. 28, Series of 2021)
- l. Additional Authorization to Participate in Drainage and Flood Control Improvements on Niver Creek at Zuni Street, City of Federal Heights, Adams County (Resolution No. 29, Series of 2021)

7. Vote on Approval of the Consent Agenda

(Motion and roll call vote required)

8. Reports/Discussions

- a. Executive Director's Report

9. Announcements

- a. Next Meeting: **Thursday, April 15, 2021 – No meeting in March**

10. Adjournment



MILE HIGH FLOOD DISTRICT

BOARD OF DIRECTORS MEETING

**Meeting Minutes
January 21, 2021**

This Meeting Was Held via Video Conference

Board Members Present:

Herb Atchison	Mayor, City of Westminster
Françoise Bergan	Mayor Pro Tem, City of Aurora
Guyleen Castriotta	Mayor Pro Tem, City/County of Broomfield
Jolon Clark	Council Member, City/County of Denver
Stacie Gilmore	Council Member, City/County of Denver
Mark Hunter	Engineer
Matt Jones	Commissioner, Boulder County
Junie Joseph	Mayor Pro Tem, City of Boulder
Paul Kashmann	Council Member, City/County of Denver
Tracy Kraft-Tharp	Commissioner, Jefferson County
Jan Kulmann	Mayor, City of Thornton
Meredith Leighty	Mayor, City of Northglenn
Adam Paul	Mayor, City of Lakewood
Stephanie Piko	Mayor, City of Centennial
Murphy Robinson	Deputy Mayor, City/County of Denver
Dave Sellards	Engineer
Nancy Sharpe	Commissioner, Arapahoe County
Bud Starker	Mayor, City of Wheat Ridge
Ashley Stolzmann	Mayor, City of Louisville
Chaz Tedesco	Commissioner, Adams County
Lora Thomas	Commissioner, Douglas County
Jerry Valdes	Mayor, City of Littleton
Marc Williams	Mayor, City of Arvada

Board Members Absent:

None

MHFD Staff Present:

Ken MacKenzie	Executive Director
Kurt Bauer	Watershed Manager
David Bennetts	Government Relations Manager
Darren Bradshaw	Senior Construction Manager
Barbara Chongtoun	Engineering Services Manager
Margaret Corkery	Senior Administrative Assistant
Sara DeGroot	Project Manager
Amelia Deleon	Human Resources Director
Katie Evers	GIS Administrator
Jeff Fisher	Senior Construction Manager
Dan Hill	Project Manager
Hung-Teng Ho	Hydraulic Modeler
Bryan Kohlenberg	Watershed Manager
Laura Kroeger	Engineering Director
Morgan Lynch	Watershed Manager
Kelsey Mehan	Office Coordinator
Charles Nelson	Student Intern
Keiko Ohtake-Gordon	GIS Technician
Jon Orozco	GIS Analyst

Ellie Paulsen	Administrative Assistant
Teresa Patterson	Watershed Manager
Holly Piza	Engineering Services Manager
Melanie Poole	Project Engineer
Drew Roberts	Staff Engineer
Wanda Salazar	Accountant
Mike Sarmento	Senior Construction Manager
Terri Schafer	Finance & Accounting Director
Derrick Schauer	Network Administrator
Mark Schutte	Project Engineer
Brooke Seymour	Watershed Manager
Dave Skuodas	Watershed Manager
Jason Stawski	Senior Construction Manager
Kevin Stewart	Flood Warning and Information Services Manager
Shea Thomas	Engineering Services Manager
Stacey Thompson	Floodplain Manager
Jon Villines	Watershed Manager
Jim Watt	Watershed Manager
Joe Williams	Senior Construction Manager

Others Present:

LaDonna Baertlain	Dig Studios
Blaine Horner	Merrick and Company
Jim Kaiser	City of Thornton
Ed Krisor	Legal Counsel
David Rausch	Adams County

How the District Works: Student Intern

Mr. Ken MacKenzie and Ms. Amelia Deleon, Human Resources Director, gave a presentation on the District's Student Intern program.

1. **Call to Order and Pledge of Allegiance – 1:00 pm**
Mayor Adam Paul called the meeting to order at 1:00 pm.
2. **Introductions**
 - a. **Swearing in of New Board Members**
 - i. Mayor Pro Tem Françoise Bergan, City of Aurora
 - ii. Mayor Pro Tem Junie Joseph, City of Boulder
 - iii. Commissioner Tracy Kraft-Tharp, Jefferson County
 - iv. Deputy Mayor Murphy Robinson, City/County of Denver
 - b. **Visitors/Guests**
Mr. MacKenzie introduced Jim Kaiser with the City of Thornton, David Rausch with Adams County, and Blaine Horner with Merrick and Company.
3. **Roll Call – Determination of Quorum**
Roll was called and a quorum was declared present.
4. **Committee Reports**
 - a. **Executive Committee**
The Executive Committee met on Wednesday, January 13 at 1:00pm, and discussed Mr. MacKenzie's goals for 2021 and the conflict of interest in contracting policy, which will be reintroduced at the next Board Meeting in February.

5. Approval of November 19, 2020 Meeting Minutes

(If there are no corrections “Minutes stand approved”, or with corrections “Minutes stand approved as corrected”)

Mayor Paul asked if there were any corrections to the November 19, 2020 minutes. Hearing none, the minutes were approved as submitted.

6. Presentation Agenda

(Each resolution will, after introduction and presentation from District staff, be placed on the Consent Agenda unless a request is made by a Board Member for action upon the resolution separately.)

a. Reappointment of Mark Hunter to Board of Directors)

(Resolution No. 01, Series of 2021)

Mr. MacKenzie stated that Mr. Mark Hunter is willing to be reappointed to the Board of Directors and meets the eligibility requirements under 32-11-204 CRS. The District is honored for his continued support as a member of our Board of Directors. Resolution No. 01, Series of 2021, would reappoint Mr. Hunter to a two-year term through January 31, 2023.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 01 on the Consent Agenda.

b. Audit & Finance Committee

(Resolution No. 02, Series of 2021)

Resolution No. 02, Series of 2021 appoints members of the Audit & Finance Committee for 2021. This committee will act in an advisory capacity to the Board ensuring that the District’s financial records and statements are fairly and appropriately presented and in accordance with Generally Accepted Accounting Principles.

The 2021 Audit & Finance Committee includes the following Board Members: Mayor Stephanie Piko, Council Member Jolon Clark, Commissioner Lora Thomas, Mayor Ashley Stolzmann, and Mr. Dave Sellards.

The time commitment for committee members in 2021 will include at a minimum these additional uncompensated in-person meetings:

- *A meeting to occur before the April Board meeting.* The committee will meet with the previous year’s selected auditor and District staff to review the audit results and financial records and statements before the auditor presents their findings to the entire Board at the April Board meeting.
- *A meeting to occur before the May Board meeting.* The committee will meet with District staff to review an amendment to the 2021 annual budget before the budget amendment is presented to the board. The budget amendment is necessary to redirect revenues not expended in 2020.
- *A meeting to occur before the October Board meeting.* The committee will meet with District staff to review the District’s proposed annual budget for the following year before it is presented to the Board.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 02 on the Consent Agenda.

c. Authorization to Agree in Writing to Accept the Use of Property Tax Increment

Financing for the Proposed Baseline Urban Renewal Area

(Resolution No. 03, Series of 2021)

In 2020, the Board adopted a resolution (Resolution No. 55, Series 2020) that revised the District’s policy for requests by Local Governing Bodies and/or Urban Renewal Authorities asking the District to allow the tax increment derived from the District’s mill levy to instead be allocated to the requesting Governing Bodies and/or Urban Renewal Authorities. Resolution No. 55, Series 2020 requires the Executive Director to allocate the reduced revenue associated with the tax increment to only those counties in which the revenue is being diverted; and additionally affirms that, barring extraordinary circumstances brought to the attention of the Board by a Director of the District, the Board shall approve the Requesting Entity’s request.

The District received a written request from the Broomfield Urban Renewal Authority (BURA) to accept the use of property TIF for the Baseline Urban Renewal Plan. The proposed development includes construction of:

- 600 hotel rooms
- 17,000,000 square feet of commercial and office space
- 9,200 residential units
- K-12 School
- Public Library
- Police Annex
- 172 acres of parks and open lands

The fiscal impact to the District resulting from this resolution is a property tax revenue reduction of approximately \$5,115,719 (under the current revenue projections) over the 25-year term of the property TIF.

Resolution No. 03 accepts the use of property TIF for the Baseline Urban Renewal Plan and authorizes the Executive Director to enter into an agreement with BURA to that effect.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 03 on the Consent Agenda.

d. Authorization to Agree in Writing to Accept a Modification to the Use of Property Tax Increment Financing for the Globeville Commercial Urban Development Plan (Resolution No. 04, Series of 2021)

The District received a written request from the Denver Urban Renewal Authority (DURA) to accept the use of property TIF for the Globeville Commercial Urban Redevelopment Plan. The proposed plan includes:

- 54th Avenue: Street Construction and Intersection Improvements – Washington to Franklin
- Signage Design and Installation for Wayfinding and Placemaking
- Multimodal connection at 51st Avenue Bridge over South Platte
- Washington Right-of-Way – 51st Avenue Intersection

The fiscal impact to the District resulting from this resolution is a property tax revenue reduction of approximately \$344,082 (under the current revenue projections) over the 25-year term of the property TIF.

Resolution No. 04 accepts the use of property TIF for the Globeville Commercial Urban Redevelopment Plan and authorizes the Executive Director to enter into an agreement with the DURA to that effect.

There being no further comments or questions, it was the consensus of the Board to place Resolution No. 04 on the Consent Agenda.

e. Authorization to Participate in Drainage and Flood Control Improvements on Cherry Creek Upstream of Scott Avenue, Douglas County (Resolution No. 05, Series of 2021)

This is a joint project with the Cherry Creek Basin Water Quality Authority (CCBWQA) and Douglas County. CCBWQA and Douglas County desire to design and construct improvements along Cherry Creek upstream of Scott Road in accordance with the "Cherry Creek Corridor – Reservoir to Scott Road Major Drainageway Planning Preliminary Design Report," dated January 2004. The project includes improvements to Cherry Creek focused on channel stabilization, floodplain reconnection, and accommodation of new hydrology in the watershed. Douglas County already holds the necessary easements and right-of-way where the project will be carried out. The District is administering the design with Muller Engineering Company. The District, CCBWQA, and Douglas County desire to construct the improvements, which will be managed by the District. Construction is anticipated in late 2021 or early 2022. The District, CCBWQA, and Douglas County have identified \$2,125,000 in initial project costs for the design and partial funding of construction with the District's participation being \$500,000 in 2021 funds. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 05 authorizes \$500,000 of District funds from the Special Revenue Fund - Construction to be at least matched by CCBWQA and Douglas County for the design 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. 05 on the Consent Agenda.

f. Authorization to Participate in Drainage and Flood Control Improvements on Coal Creek from 2nd Avenue to McCaslin Boulevard, Town of Superior, Boulder County (Resolution No. 06, Series of 2021)

This is a joint project with the Town of Superior. The Town of Superior desires to design, acquire right-of-way, and construct improvements along Coal Creek from 2nd Avenue to McCaslin Boulevard in accordance with the "Coal Creek and Rock Creek Major Drainageway Plan," dated October 2014. The project includes the design and construction of a high functioning low maintenance channel design for Coal Creek between 2nd Avenue and McCaslin Boulevard. The project also includes the construction of a pedestrian bridge across Coal Creek with the goal of linking the Coal Creek regional trail to an existing open space trail network. 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 Town of Superior desire to construct the improvements which will be managed by the District. Construction is anticipated in 2022.

The District and the Town of Superior have identified \$800,000 in initial project costs for the design, right-of-way acquisition, and partial funding of construction with the District's participation being \$75,000 in 2021 funds. It is anticipated that additional funds may be required for this project in the future.

Resolution No. 06 authorizes \$75,000 of District funds from the Special Revenue Fund - Construction to be at least matched by the Town of Superior 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. 06 on the Consent Agenda.

7. Consent Agenda

Mr. MacKenzie briefly described each of the agenda items under the Consent Agenda, and asked the Board if they had any questions regarding any of the Consent Agenda resolutions. There being no further comments or questions, it was the consensus of the Board to add Resolutions No. 01, 02, 03, 04, 05, and 06, to the Consent Agenda.

a. Review of Cash Disbursements

The Cash Disbursement list, dated November and December 2020, has 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. Designation of Public Place for Posting of Meeting Notices (Resolution No. 07, Series of 2021)

c. Additional Authorization to Participate in Drainage and Flood Control Improvements on Marcy Gulch from Stockpond to Wildcat Reserve Parkway, Highlands Ranch Metro District, Douglas County (Resolution No. 08, Series of 2021)

d. Additional Authorization to Participate in Drainage and Food Control Improvements on Dutch Creek at Coal Mine Avenue, Jefferson County (Resolution No. 09, Series of 2021)

e. Additional Authorization to Participate in Drainage and Flood Control Improvements on Niver Creek at Zuni Street, City of Federal Heights, Adams County (Resolution No. 10, Series of 2021)

- f. Additional Authorization to Participate in Drainage and Flood Control Improvements on Ralston Creek at Croke Canal, City of Arvada, Jefferson County (Resolution No. 11, Series of 2021)

8. Vote on Approval of the Consent Agenda

Mayor Herb Atchison moved and Mayor Bud Starker seconded the motion to adopt the Consent Agenda. Upon a roll call vote, the motion was passed unanimously.

9. Reports/Discussions

a. Executive Director's Report

Budget Summary

Mr. MacKenzie gave an overview of the year-end budget from 2020.

Remembering Cathy Reynolds

Mr. MacKenzie recognized Ms. Cathy Reynolds who passed away in November of 2020. Ms. Reynolds was the first woman to serve on the Denver City Council, the UDFCD Board of Directors, and to Chair the UDFCD Board of Directors. Ms. Reynolds was on the Board for 28 years and Chaired the UDFCD Board for 23 years.

Diamond Hill Office Complex

In 2020, the Board passed a resolution to create a special reserve and put \$2M or 3% of the District's property tax revenues annually into that reserve fund, and purchase a property before May of 2026 when the current lease ends. The Diamond Hill Office Complex in its entirety is for sale. Mr. MacKenzie is working with Coldwell Banker Richard Ellis (CBRE) to locate a new office space within the center of the District.

Legislative Update

State

State legislature met for three days and then recessed until February 16. None of the bills passed had any impact on the District.

Federal

The Water Resources Development Act (WRDA) 2020 did pass. Section 345 directs the Secretary of the Army to prioritize aquatic ecosystem restoration projects within certain locations of the South Platte River Basin. Mr. Bennetts, Government Relations Manager, has been working with Denver and Adams County promoting this work and going to Washington D.C. with a Denver contingent and our lobbyist twice annually to keep this on the forefront of the legislator's minds. It will bring millions of dollars in federal funds to the South Platte River within the District.

Regulatory Update

US Army Corps of Engineers (USACE) issued new nationwide permits (NWP), including NWP 43: Stormwater Management Facilities.

The Colorado Department of Public Health and Environment (CDPHE) just released a new Municipal Separate Storm Sewer System (MS4) permit for Denver. The permit contains many costly monitoring, inspection, and record keeping requirements that will be very costly and will not serve to improve water quality. The permit will also impact non-standard MS4s located in Denver (including Auraria Campus, Denver Public Schools, RTD, and Mile High Stadium) by requiring the same. Additionally, the Denver permit is a good indication of what future MS4 permits will include for all local governments.

In the interest of all of our local governments, we have offered assistance to Denver should they decide to appeal the permit.

Project Highlights

Every month, the District will feature a completed project to showcase for the Board. For this month, Mr. MacKenzie introduced the Sanderson Gulch Project located at the confluence of the South Platte River. Project highlights include:

- Athmar/Ruby Hill area – traditionally underserved neighborhood

- \$20.3M project; Denver received \$7.5M from FEMA grant
- 5 years in the making
- Removed 100-year flood risk from several properties
- Innovative award-winning design carries flood flows underground while environmental flows are preserved on the surface

Policy Regarding Conflicts of Interest in Contracting

At the November 2020 Board Meeting, a Conflicts of Interest in Contracting Resolution (Resolution No. 76, Series of 2020) was brought before the board for adoption. After much discussion as to whether a future executive director should be allowed to have a conflict of interest, it was agreed to table the resolution until the Executive Committee and Mr. MacKenzie could meet and discuss further, with the intent to bring it back to the Board at a later date. Mr. MacKenzie let the Board know that his previous plan to create a deputy director position has now been abandoned, but because there are multiple employees with conflicts of interest, it is imperative that the Board adopt a policy to manage these conflicts. Mr. MacKenzie concluded by telling the Board he would be presenting an executive committee-approved revised resolution at the February 2021 meeting.

10. Announcements

- a. Annual Meeting: Thursday, February 18, 2021

11. Adjournment

Mayor Paul adjourned the meeting at 2:10 pm.

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 12, SERIES OF 2021
(Authorization to Participate in a Planning Study of Murphy Creek and Tributaries)

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 of Aurora, and the Southeast Metro Stormwater Authority (SEMSWA) have enacted floodplain regulations; and

WHEREAS, Arapahoe County has assigned and transferred to SEMSWA its rights and obligation for the Murphy Creek and Tributaries planning study; and

WHEREAS, the Board has previously established a Work Program for 2021 (Resolution No. 66, Series of 2020) which includes master planning; and

WHEREAS, the Board previously cooperated with the City of Aurora in the preparation of "Murphy Creek and Tributaries Watersheds Outfall Systems Planning," dated October 2008; and

WHEREAS, the City of Aurora and SEMSWA have expressed a desire to participate in a study leading to a major drainageway plan for Murphy Creek and tributaries; and

WHEREAS, the Board wishes to cooperate with the City of Aurora and SEMSWA in the identification of solutions to stormwater drainage and flood control management problems for Murphy Creek and tributaries (Exhibit A); and

WHEREAS, the cost of engineering and mapping services for the study is estimated to be \$200,000 and is expected to be divided among participating entities as follows:

Sponsor	Master Plan Contribution
MHFD	\$100,000
City of Aurora	\$65,000
SEMSWA	\$35,000
TOTAL	\$200,000

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to execute an agreement with the City of Aurora and the Southeast Metro Stormwater Authority (SEMSWA) to fund the required engineering and mapping services for the Murphy Creek and Tributaries planning study.
2. The Executive Director is authorized to enter into agreements with qualified engineers, surveyors, and others as necessary for preparation of the study.
3. The expenditures for the engineering and mapping services are estimated to be \$200,000 and the District's share of total costs shall not exceed \$100,000 plus interest earned on monies deposited in the project fund, which contribution for the planning portion of this project shall be at least matched by the City of Aurora and SEMSWA.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

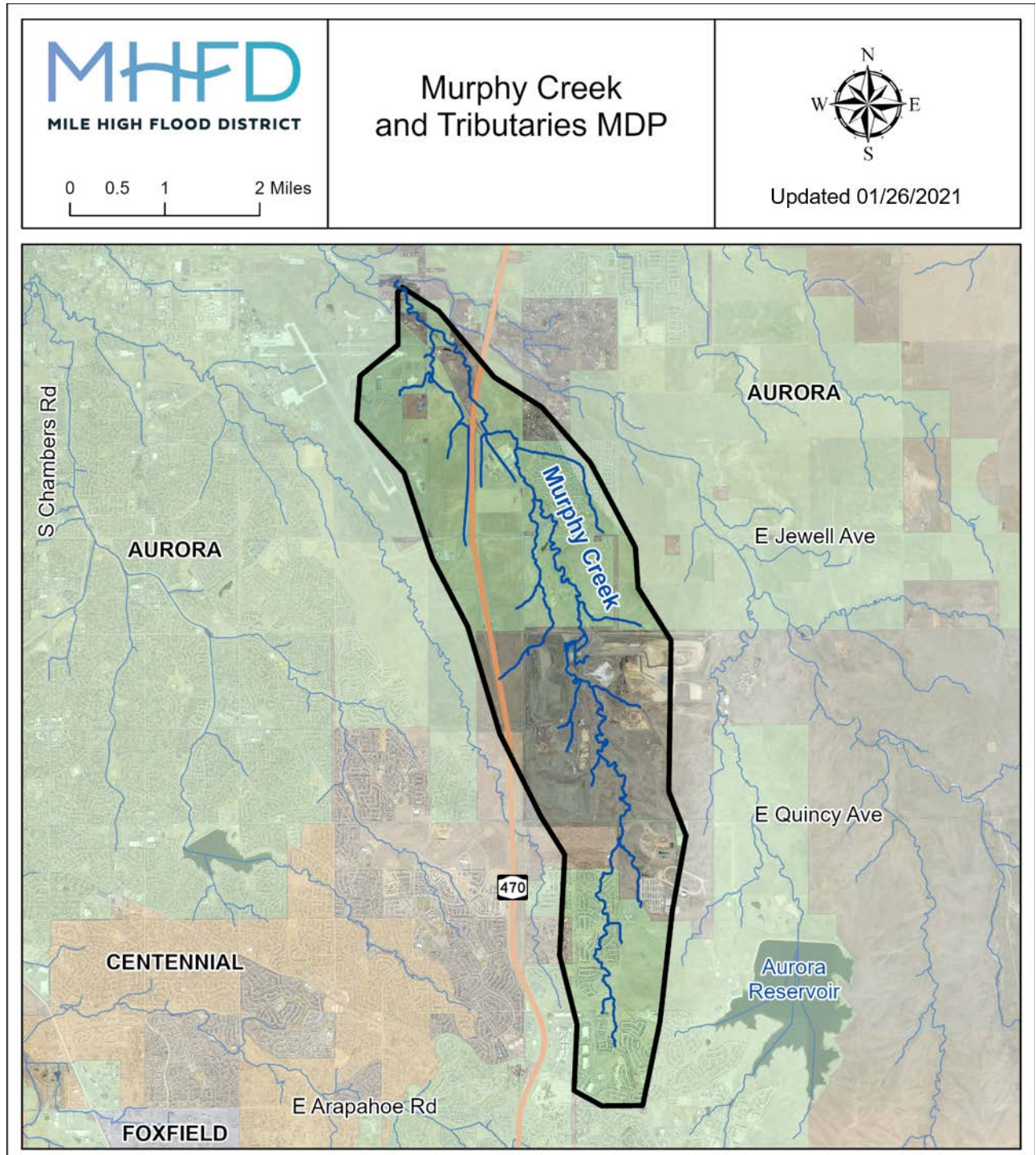
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 12, SERIES OF 2021
(Authorization to Participate in a Planning Study of Murphy Creek and Tributaries)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 13, SERIES OF 2021
(Authorization to Participate in a Planning Study of Todd Creek and Tributaries)

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 of Thornton and Adams County have enacted floodplain regulations; and

WHEREAS, the Board has previously established a Work Program for 2021 (Resolution No. 66, Series of 2020) which includes master planning; and

WHEREAS, the Board previously cooperated with the City of Thornton and Adams County in the preparation of "Todd Creek and DFA 0052 Watersheds Outfall Systems Planning Study," dated December 2003; and

WHEREAS, the City of Thornton and Adams County have expressed a desire to participate in a study leading to a major drainageway plan for Todd Creek and tributaries; and

WHEREAS, the Board wishes to cooperate with the City of Thornton and Adams County in the identification of solutions to stormwater drainage and flood control management problems for Todd Creek and tributaries (Exhibit A); and

WHEREAS, the cost of engineering and mapping services for the study is estimated to be \$200,000 and is expected to be divided among participating entities as follows:

Sponsor	Master Plan Contribution
MHFD	\$100,000
Thornton	\$50,000
Adams County	\$50,000
TOTAL	\$200,000

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to execute an agreement with the City of Thornton and Adams County to fund the required engineering and mapping services for the Todd Creek and Tributaries planning study.
2. The Executive Director is authorized to enter into agreements with qualified engineers, surveyors, and others as necessary for preparation of the study.
3. The expenditures for the engineering and mapping services are estimated to be \$200,000 and the District's share of total costs shall not exceed \$100,000 plus interest earned on monies deposited in the project fund, which contribution for the planning portion of this project shall be at least matched by the City of Thornton and Adams County.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

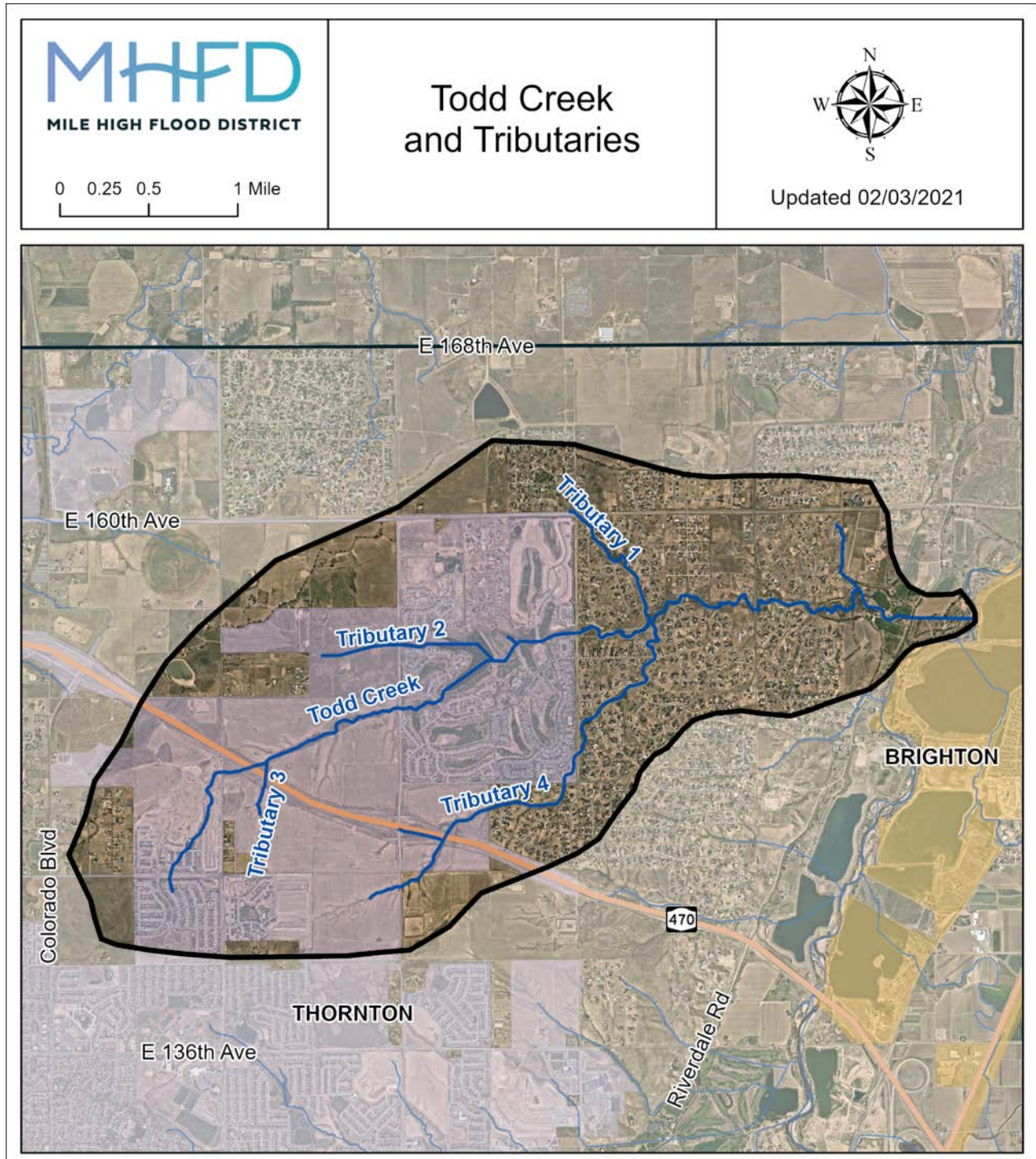
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 13, SERIES OF 2021
(Authorization to Participate in a Planning Study of Todd Creek and Tributaries)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 14, SERIES OF 2021
(Authorization to Participate in a Planning Study of Fairfax Tributary and Tributaries)

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, Commerce City and Adams County have enacted floodplain regulations; and

WHEREAS, the Board has previously established a Work Program for 2021 (Resolution No. 66, Series of 2020) which includes master planning; and

WHEREAS, the Board previously cooperated with Commerce City and Adams County in the preparation of "Northern Commerce City and Irondale Area Drainage Outfall Systems Planning," dated April 1986; and

WHEREAS, Commerce City and Adams County have expressed a desire to participate in a study leading to a major drainageway plan for Fairfax Tributary and tributaries; and

WHEREAS, the Board wishes to cooperate with Commerce City and Adams County in the identification of solutions to stormwater drainage and flood control management problems for Fairfax Tributary and tributaries (Exhibit A); and

WHEREAS, the cost of engineering and mapping services for the study is estimated to be \$180,000 and is expected to be divided among participating entities as follows:

Sponsor	Master Plan Contribution
MHFD	\$90,000
Sponsor 1	\$45,000
Sponsor 2	\$45,000
TOTAL	\$180,000

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to execute an agreement with Commerce City and Adams County to fund the required engineering and mapping services for the Fairfax Tributary and Tributaries planning study.
2. The Executive Director is authorized to enter into agreements with qualified engineers, surveyors, and others as necessary for preparation of the study.
3. The expenditures for the engineering and mapping services are estimated to be \$180,000 and the District's share of total costs shall not exceed \$90,000 plus interest earned on monies deposited in the project fund, which contribution for the planning portion of this project shall be at least matched by Commerce City and Adams County.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

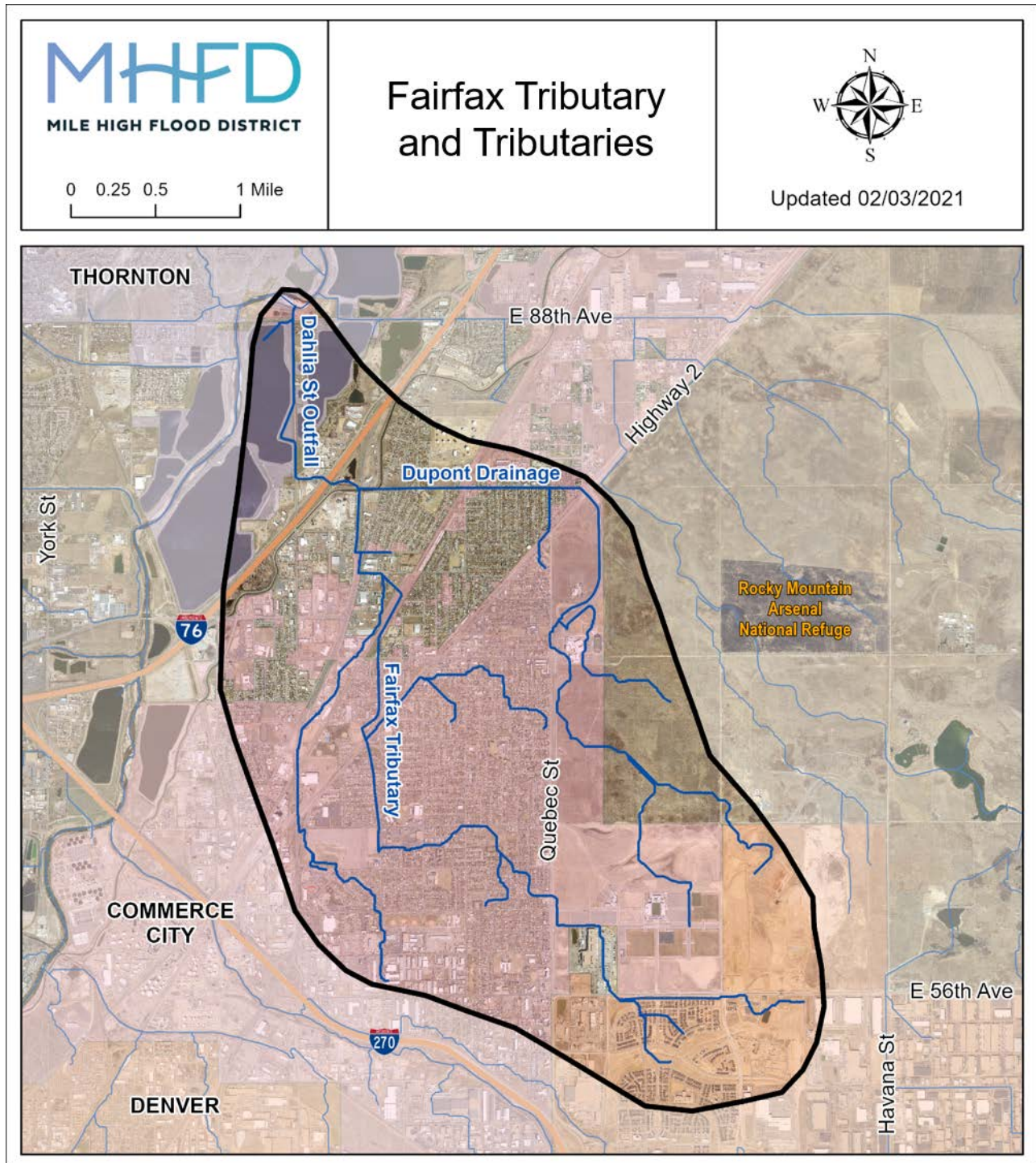
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 14, SERIES OF 2021
(Authorization to Participate in a Planning Study of Fairfax Tributary and Tributaries)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 15, SERIES OF 2021
(Authorization to Participate in Drainage and Flood Control Improvements
on Pipe Outfalls to the South Platte River, City and County of Denver)

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 "Upper Central Platte Valley South Platte River Restoration," dated 1998; and "Major Drainageway Planning South Platte River," dated 1985; which recommends improvements on pipe outfalls to the South Platte River; and

WHEREAS, the City and County of Denver has requested District participation in the design and construction of improvements to pipe outfalls to the South Platte River (Exhibit A); and

WHEREAS, the City and County of Denver has estimated the initial project costs to be \$100,000; and

WHEREAS, the District's participation being authorized by this resolution is \$50,000 to be at least matched by the City and County of Denver; 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. 64, Series of 2020) for calendar year 2021, which includes funds for design and construction of drainage and flood control improvements to pipe outfalls to the South Platte River; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements to pipe outfalls to the South Platte River.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to execute the necessary agreements with the City and County of Denver for the design and construction of drainage and flood control improvements to pipe outfalls to the South Platte River.
2. 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 to pipe outfalls to the South Platte River.
3. The District's maximum contribution to the pipe outfalls to the South Platte River project, without prior approval of the Board, shall be \$50,000 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City and County of Denver.
4. Such approval for expenditure of District funds is contingent upon the City and County of Denver agreeing to regulate and control any defined floodplain in the South Platte River 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.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

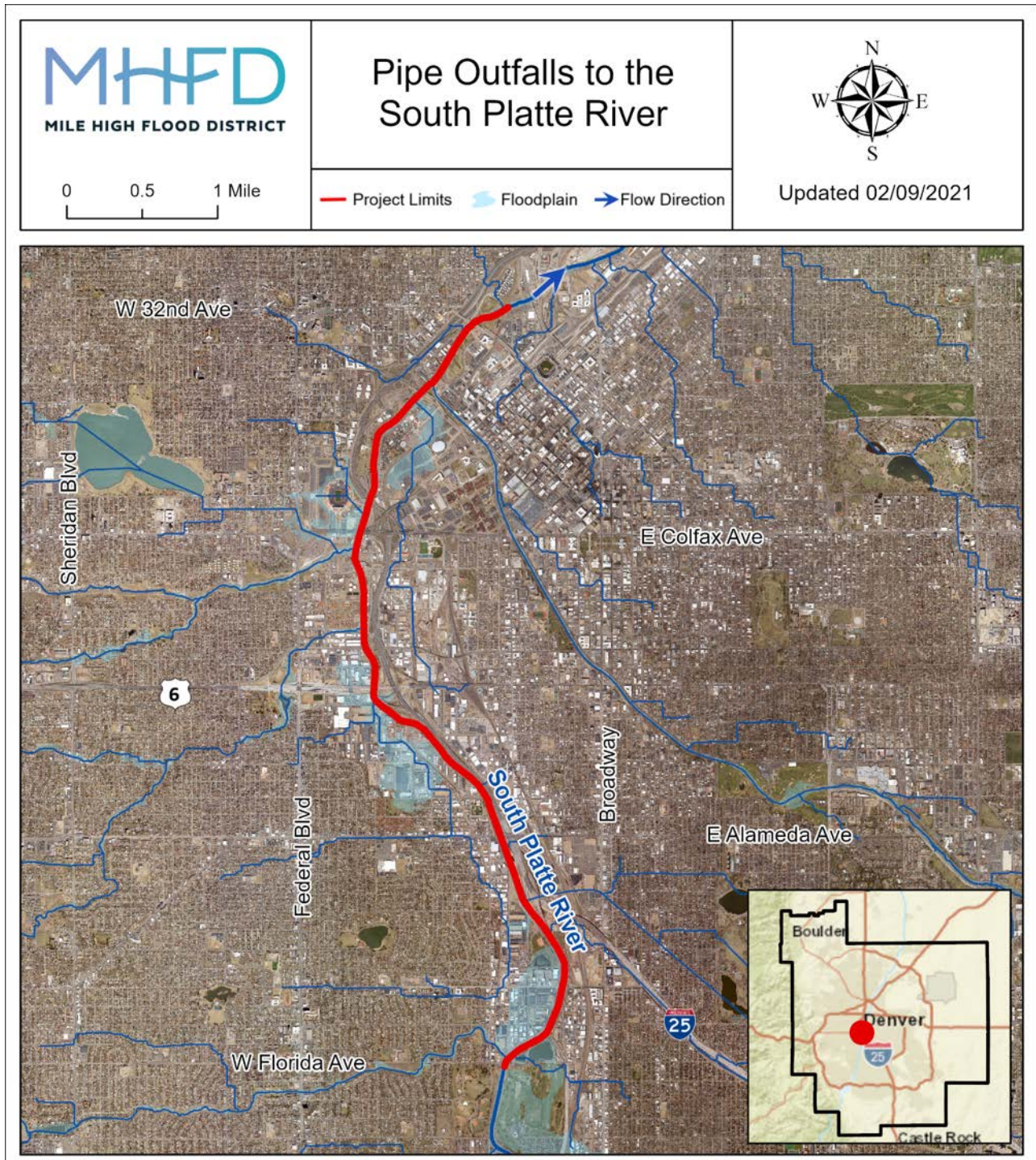
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 15, SERIES OF 2021
(Authorization to Participate in Drainage and Flood Control Improvements
on Pipe Outfalls to the South Platte River, City and County of Denver)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 16, SERIES OF 2021
(Authorization to Participate in Drainage and Flood Control Improvements
on Murphy Creek from Yale Avenue to Jewell Avenue, City of Aurora, Arapahoe 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, the City of Aurora has enacted floodplain regulations; and

WHEREAS, the City of Aurora and the District cooperated in the preparation of "Murphy Creek Outfall Systems Plan," dated 2008; which recommends improvements on Murphy Creek from Yale Avenue to Jewell Avenue; and

WHEREAS, the City of Aurora has requested District participation in the design, acquisition of right-of-way, and construction of improvements to Murphy Creek from Yale Avenue to Jewell Avenue (Exhibit A); and

WHEREAS, the City of Aurora has estimated the initial project costs to be \$600,000; and

WHEREAS, the District's participation being authorized by this resolution is \$300,000 to be at least matched by the City of Aurora; 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. 64, Series of 2020) for calendar year 2021, which includes funds for design, acquisition of right-of-way, and construction of drainage and flood control improvements along Murphy Creek from Yale Avenue to Jewell Avenue; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements along Murphy Creek from Yale Avenue to Jewell Avenue.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to execute the necessary agreements with the City of Aurora for the design, acquisition of right-of-way, and construction of drainage and flood control improvements on Murphy Creek from Yale Avenue to Jewell Avenue.
2. The Executive Director is authorized to enter into agreements with qualified engineers, qualified contractors, and others as necessary for the design, acquisition of right-of-way, and construction of drainage and flood control improvements on Murphy Creek from Yale Avenue to Jewell Avenue.
3. The District's maximum contribution to the Murphy Creek from Yale Avenue to Jewell Avenue project, without prior approval of the Board, shall be \$300,000 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City of Aurora.
4. Such approval for expenditure of District funds is contingent upon the City of Aurora agreeing to regulate and control any defined floodplain in the Murphy Creek from Yale Avenue to Jewell Avenue 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.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

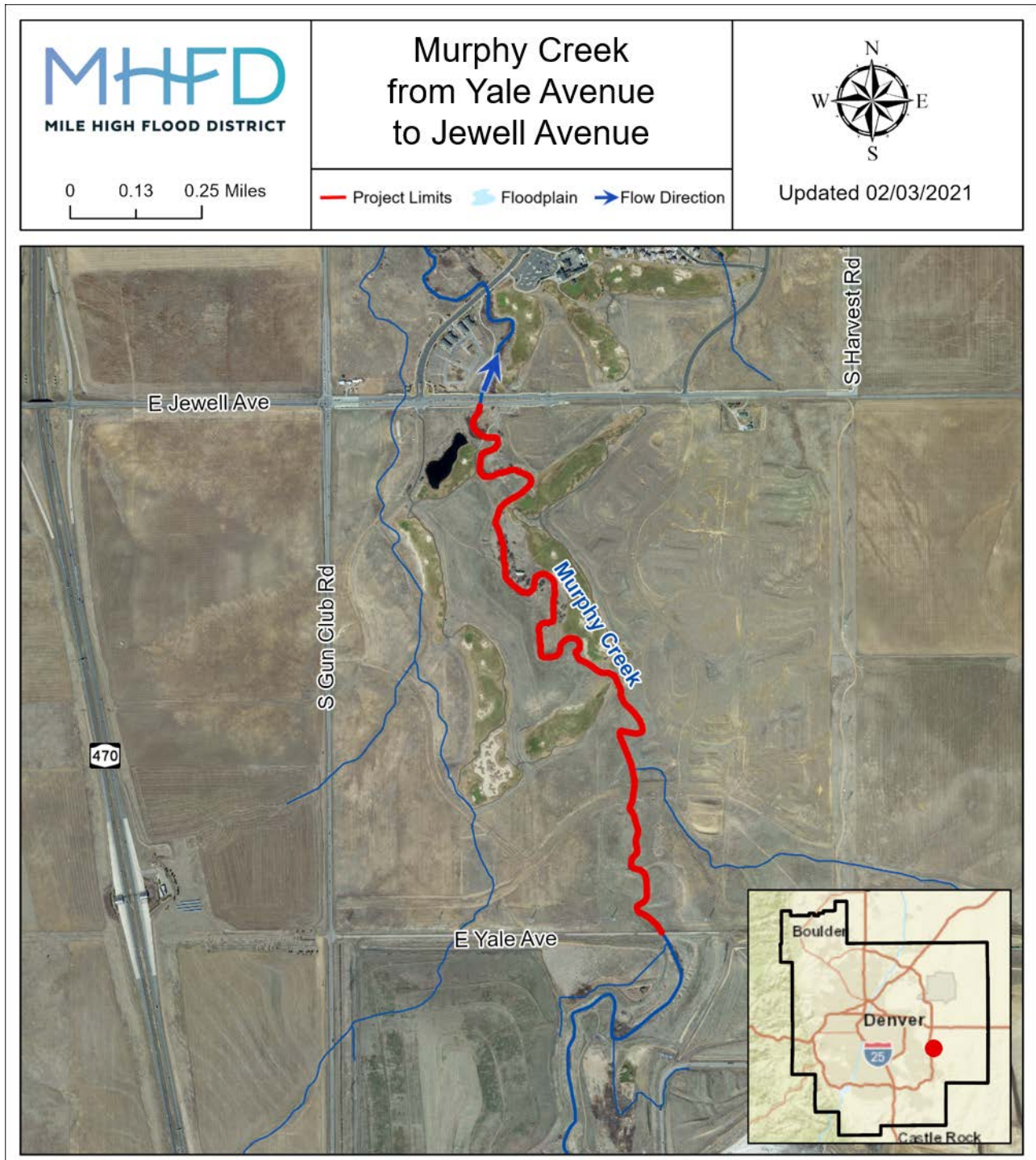
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 16, SERIES OF 2021
(Authorization to Participate in Drainage and Flood Control Improvements
on Murphy Creek from Yale Avenue to Jewell Avenue, City of Aurora, Arapahoe County)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 17, SERIES OF 2021

(Authorization to Participate in Drainage and Flood Control Improvements
on Westerly Creek at Alameda Avenue and Dakota Avenue, City of Aurora, Arapahoe 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, the City of Aurora has enacted floodplain regulations; and

WHEREAS, the City of Aurora and the District cooperated in the preparation of "Westerly Creek Major Drainageway Plan," dated 2015; which recommends improvements on Westerly Creek at Alameda Avenue and Dakota Avenue; and

WHEREAS, the City of Aurora has requested District participation in the design and construction of improvements to Westerly Creek at Alameda Avenue and Dakota Avenue (Exhibit A); and

WHEREAS, the City of Aurora has estimated the initial project costs to be \$600,000; and

WHEREAS, the District's participation being authorized by this resolution is \$300,000 to be at least matched by the City of Aurora; 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. 64, Series of 2020) for calendar year 2021, which includes funds for design, acquisition of right-of-way, and construction of drainage and flood control improvements along Westerly Creek at Alameda Avenue and Dakota Avenue; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements along Westerly Creek at Alameda Avenue and Dakota Avenue.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to execute the necessary agreements with the City of Aurora for the design and construction of drainage and flood control improvements on Westerly Creek at Alameda Avenue and Dakota Avenue.
2. The Executive Director is authorized to enter into agreements with qualified engineers, qualified contractors, and others as necessary for the design, acquisition of right-of-way, and construction of drainage and flood control improvements on Westerly Creek at Alameda Avenue and Dakota Avenue.
3. The District's maximum contribution to the Westerly Creek at Alameda Avenue and Dakota Avenue project, without prior approval of the Board, shall be \$300,000 plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City of Aurora.
4. Such approval for expenditure of District funds is contingent upon the City of Aurora agreeing to regulate and control any defined floodplain in the Westerly Creek at Alameda Avenue and Dakota Avenue 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.

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

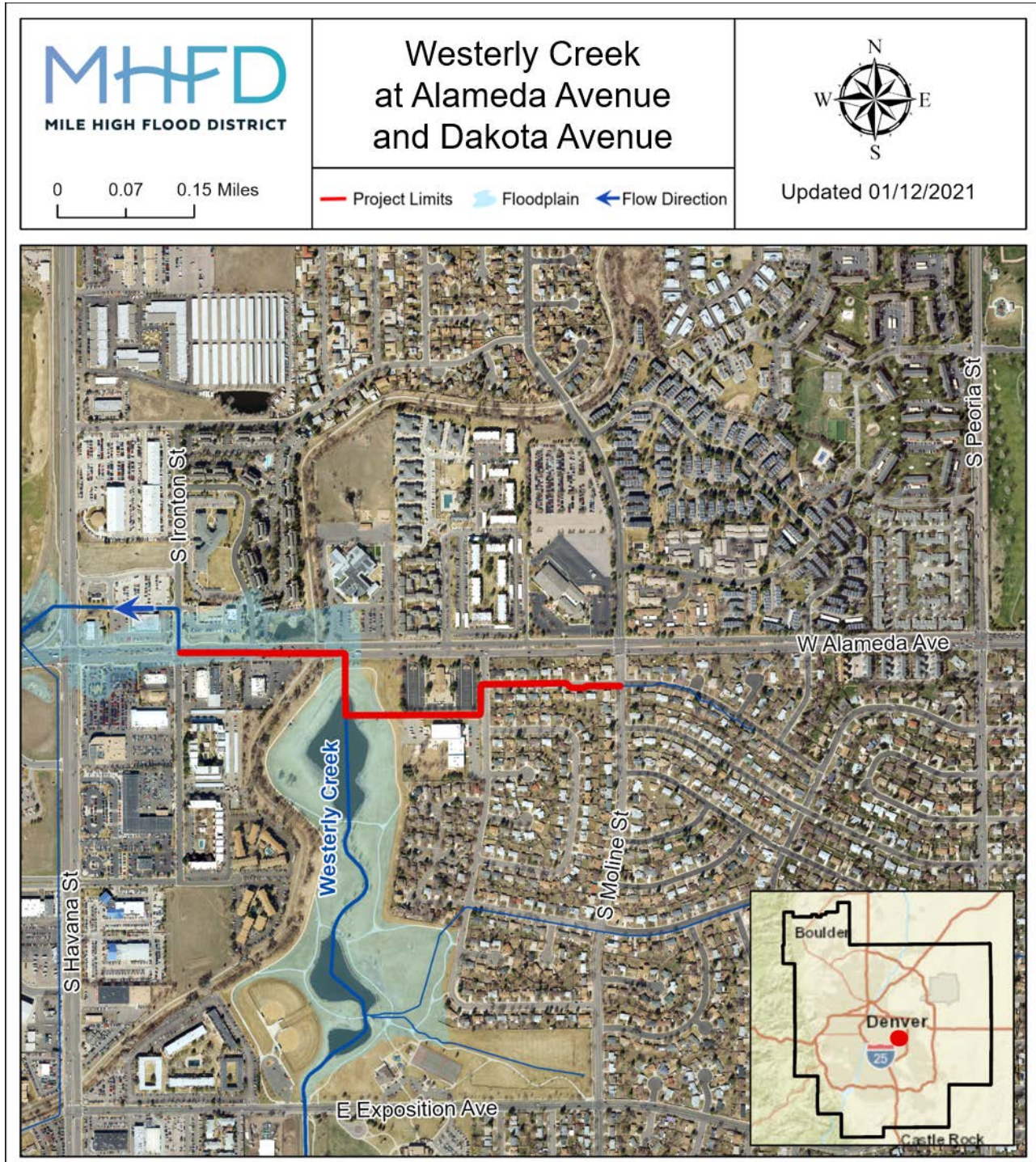
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 17, SERIES OF 2021
(Authorization to Participate in Drainage and Flood Control Improvements
on Westerly Creek at Alameda Avenue and Dakota Avenue, City of Aurora, Arapahoe County)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 18, SERIES OF 2021
(Policy Regarding Conflicts of Interest in Contracting)

WHEREAS, 24-18-109(3) CRS states that “a member of the governing body of a local government who has a personal or private interest in any matter proposed or pending before the governing body shall disclose such interest to the governing body and shall not vote thereon [except as necessary to obtain a quorum] and shall refrain from attempting to influence the decisions of the other members of the governing body in voting on the matter;” and

WHEREAS, Article XXIX Section 1(c) of the Colorado Constitution states that government officials and employees should also avoid conduct that “creates a justifiable impression among members of the public that [the public] trust is being violated;” and

WHEREAS, the enabling legislation of the District, 32-11-213(1) CRS, states that “no director, officer, employee, or agent of the district shall be interested in any contract or transaction with the district, except in his official representative capacity or as is provided in his contract of employment with the district...;” and

WHEREAS, the enabling legislation of the District, 32-11-801 CRS, requires that an annual independent audit be made pertaining to the financial affairs of the District as provided in the Local Government Budget Law of Colorado, the Colorado Local Government Uniform Accounting Law, and the Colorado Local Government Audit Law; and

WHEREAS, the District currently has an Engineering Consultant and Contractor Selection Process (Exhibit A), which was developed explicitly to prevent conflicts of interest from impacting the proper selection of vendors, and which prohibits any employee, director, or local government representative with a conflict of interest from participating in the selection process; and

WHEREAS, the District currently defines conflicts of interest in its employee policy manual which states that “If an employee has any situation which may be an actual or potential conflict of interest, the employee must disclose this to the Executive Director as soon as possible....,” but is otherwise lacking in specificity as to what actions follow; and

WHEREAS, current District employees, including those in upper management positions, have disclosed conflicts of interest and are in need of a clear, robust policy that protects them, the District, and the taxpayers.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Board of Directors of the Urban Drainage and Flood Control District d/b/a Mile High Flood District hereby adopts the following Policy Regarding Conflicts of Interest in Contracting:

1. For the purpose of this policy, conflicts and potential conflicts of interest in contracting are treated equally. These situations exist when an employee or Board Director participates personally and substantially in a contract or formation of a contract (explicitly including the selection process) that would have a direct and predictable and significant effect on the employee's or Board Director's own financial interest, or the financial interest of another party with whom the employee or Board Director has a close personal relationship (including but not limited to: a spouse, ex-spouse, parent, sibling, child, partner, or other relative by blood or in-law), or any person or entity with whom the employee or Board Director serves as an officer, director, trustee or employee, or any person or entity with whom the employee or Board Director is negotiating or has an arrangement for prospective future employment or significant financial relationship (including but limited to a partnership, co-ownership, loan, joint investment, etc.).
2. If an employee has a conflict or a potential conflict of interest, that employee must disclose it in writing to the Executive Director. Failure to disclose a conflict of interest may result in disciplinary action, up to and including termination.
3. If a Board Director has a conflict or a potential conflict of interest, that Board Director must disclose it in writing to the Board Executive Committee.
4. No employee, including the Executive Director, having a conflict of interest shall sign contracts or checks for vendors with respect to whom they have a conflict of interest, nor be involved in the process through which that vendor is selected.

5. No Board Director having a conflict of interest shall sign contracts or checks for vendors with respect to whom they have a conflict of interest, nor be involved in the process through which that vendor is selected.
6. Board Directors having a conflict of interest in contracting shall not vote on resolutions related to matters involving parties with respect to whom they have conflict of interest.
7. The Executive Director shall provide, on an annual basis, the District's annual independent auditor with a list of all signed contracts, including the contact information of the employee who initiated each contract. For contracts that include local government funding, the list shall also include the local government representative who participated in the selection process. The Executive director shall highlight those contracts with which there are known conflicts of interest.
8. The District's annual independent auditor shall confidentially interview those employees initiating contracts and, where applicable, at least one local government representative who participated in the selection process, related to known conflicts of interest, and shall report their findings back to the Board of Directors in their annual presentation detailing their examination of the District's financial statements.
9. Based on the findings of the annual independent auditor's report, the Executive Director will take action for any issues with employees, as guided by the District's Employee Policy Manual; and the Board of Directors' executive committee will take action for any issues with Directors, as guided by the Board of Director's Bylaws and Rules of Procedure.
10. The District's *Engineering Consultant and Contractor Selection Process* (Exhibit A) has been developed explicitly to prevent conflicts of interest from impacting the proper selection of vendors. The Executive Director shall maintain and update this document periodically, ensuring it conforms to this policy and is followed at all times.
11. The Executive Director shall incorporate this policy into the District's Employee Policy Manual and into the Board of Director's Bylaws and Rules of Procedure, as appropriate.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 18, SERIES OF 2021
(Policy Regarding Conflicts of Interest in Contracting)

EXHIBIT A

MHFD Engineering Consultant and Contractor Selection Process

CONSULTANTS

The Mile High Flood District (MHFD) follows the American Society of Civil Engineer's (ASCE) qualification-based selection (QBS) process when engaging engineering consultants. This method of selecting a consultant was identified as the preferred method of engaging engineering consultants by a national task force in 1964 and published in the ASCE's Manual on Engineering Practice No. 45 (1964, 2002). The federal government and many states, including Colorado, require QBS for engineering services, emphasizing that responsible selection be based on relevant qualifications and not solely on cost. The cost of the engineering services is negotiated only after the best-qualified consultant is selected. If an agreeable cost cannot be negotiated, then the next best-qualified consultant shall be selected, and the cost of the engineering services is negotiated with that firm.

MHFD maintains a list of prequalified engineering consultants. This list is opened annually for newly qualifying and requalifying consultant consideration based on the consultants' statements of qualifications (SOQ). Consultants demonstrate interest in prequalification by completing an interest form on the MHFD website. From this large list of interested consultants, and by vote, MHFD staff, representatives from every local government served by MHFD, and a MHFD Director appointed under 32-11-204(6a & 6b) C.R.S. (i.e., a Board-appointed Engineer), create a short list of consultants who will then submit SOQs. In no case shall a vote be taken unless the local government representatives plus the Board-appointed Engineer outnumber MHFD staff, and no employee, local government representative, or Board-appointed Engineer shall vote if they have a conflict of interest with any of the consultants. In this manner the final selection is again weighted toward the local governments, avoiding any potential conflict of interest with MHFD staff.

The final prequalification selection is based on each consultant's SOQ, and decided by local government representatives (including at least one from within each of the seven counties MHFD serves) and MHFD staff plus a Board-appointed Engineer. In no case shall a vote be taken unless the local government representatives plus the Board-appointed Engineer outnumber MHFD staff, and no employee, local government representative, or Board-appointed Engineer shall vote if they have a conflict of interest with any of the consultants. In this manner the final selection is again weighted toward the local governments, avoiding any potential conflict of interest with MHFD staff. Once a consultant is on the prequalified list, they can remain on the list for up to four years if they receive satisfactory annual performance evaluations from MHFD staff and local government representatives. At the end of the four-year period consultants must resubmit their SOQ in an open prequalification competition.

Prequalified consultants are then selected for individual projects by the local government partners either by direct selection or an interview depending on the size of the project. In the case where there is no local government participation, MHFD staff members without conflicts of interest shall select a prequalified consultant based on specific qualifications and availability.

Engineering consulting selection for planning studies shall be handled in a similar annual competitive process that includes selection weighted toward the local governments, avoiding any potential conflicts of interest with MHFD staff. Special projects can require the services of specialized consultants not on the prequalified list; selection of these consultants is handled on a case-by-case basis but always with emphasis on the avoidance of any potential conflicts of interest.

MHFD controls engineering costs by maintaining a database of hourly rates from an annual survey completed by those consultants we work with. Except in the case of highly specialized services, and will not pay hourly rates greater than one standard deviation above the corresponding average rate from the database. This strategy frequently results in consultants providing MHFD with lower hourly rates than their other clients in order to continue working with us.

After a consultant is selected, the project team (which consists of the MHFD project manager, local government project manager and the consultant) work together to draft a detailed scope of work. The consultant then submits a fee proposal based on hours and rates, and the project sponsors negotiate the final cost of services into a legally-binding agreement. Amendments to the agreement for additional services are managed in the same way. The local government sponsors are involved in the entire process and are asked to formally acknowledge the terms of all engineering agreements and subsequent amendments.

CONTRACTORS

MHFD maintains a list of prequalified construction contractors. This list is opened every other year for newly qualifying and requalifying contractors. An advertisement requesting SOQs from interested contractors is posted on the MHFD website and disseminated in a number of other forums.

Local government representatives (including at least one from within each of the seven counties MHFD serves) are invited to join MHFD staff and a Board-appointed Engineer to evaluate each contractor's SOQ. In no case shall a vote be taken unless the local government representatives plus the Board-appointed Engineer outnumber MHFD staff, and no employee, local government representative, or Board-appointed Engineer shall vote if they have a conflict of interest with any of the contractors. In this manner the final selection is weighted toward the local governments, avoiding any potential conflict of interest with MHFD staff. The contractor's qualifications are evaluated based on drainage and flood mitigation construction experience in an urban setting, and performance over the past two years. While experience and performance are weighted equally in this process, experience is rated first and only those contractors who meet the experience requirement are eligible to have their performance evaluated.

Once a contractor is on the prequalified list, that contractor may remain on the list for up to four years if they receive satisfactory annual performance evaluations by MHFD staff and local government representatives. At the end of the four-year period contractors must resubmit their SOQ in an open prequalification competition.

The selection of contractors from the prequalified list depends on the size and complexity of the project. For annual stream management contracts and for small projects involving only MHFD funding, a contractor is selected by MHFD staff based on expertise and availability, and a fair price is then negotiated. If negotiations are not satisfactory to MHFD, another contractor is selected.

For larger projects involving local government partners, the local government sponsor can choose from three project delivery options, including: 1) Traditional Design-Bid-Build, 2) Modified Design-Bid-Build using the prequalified list of contractors, or 3) the District's alternative project delivery option called Project Partners. MHFD remains flexible in this matter in order to best serve the needs of the local government.

With the Project Partners process, a contractor is selected for a specific project based on qualifications in a manner similar to MHFD's engineering consultant selection discussed above, and not by low bid. The final selection shall be weighted toward the local government(s) co-funding and/or co-managing the project. The contractor is then paid an agreed-upon hourly rate to participate in the design process and offer expertise on means, methods, materials, and permitting requirements. Upon completion of the design process, the contractor estimates the construction costs to construct the project. In the absence of a competitive bidding process, these costs are controlled by comparing them to the engineering consultant's construction cost estimates, with any discrepancies between those costs negotiated. If contractor cost negotiations are not satisfactory to MHFD staff or to the local government representative(s), then the design team will develop the plans to a condition sufficient for bidding upon and go through the Modified Design-Bid-Build process with the prequalified contractors.

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 19, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on the South Platte River – Globeville Levee from 31st Street to East 50th Avenue,
City and County of Denver)

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 “Globeville Levee Recertification Conceptual Design,” dated July 2018; which recommends improvements on the South Platte River – Globeville Levee from 31st Street to East 50th Avenue; and

WHEREAS, the Board previously authorized and agreements encumbered \$500,000 for the South Platte River – Globeville Levee from 31st Street to East 50th Avenue project (Table 1); and

Table 1
South Platte River – Globeville Levee from 31st Street to East 50th Avenue
Previous Authorizations

Resolution No.	Series of	District Share	Local Share	Work Elements
72	2020	\$500,000	\$1,500,000	Design
TOTAL		\$500,000	\$1,500,000	

WHEREAS, the City and County of Denver and the District now desire to construct improvements along the South Platte River – Globeville Levee from 31st Street to East 50th Avenue (Exhibit A); and

WHEREAS, the District’s additional participation being authorized by this resolution is \$2,550,000 to be at least matched by the City and County of Denver; 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. 64, Series of 2020) for calendar year 2021 which includes funds for construction of drainage and flood control improvements along the South Platte River – Globeville Levee from 31st Street to East 50th Avenue; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements along the South Platte River – Globeville Levee from 31st Street to East 50th Avenue.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 72, Series of 2020, Paragraph 3, is amended as follows:
“The District’s maximum contribution to the South Platte River – Globeville Levee from 31st Street to East 50th Avenue project without prior approval of the Board shall be ~~\$500,000~~ **\$3,050,000** plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City and County of Denver.”
2. All other conditions and authorizations remain as stated in Resolution No. 72, Series of 2020.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

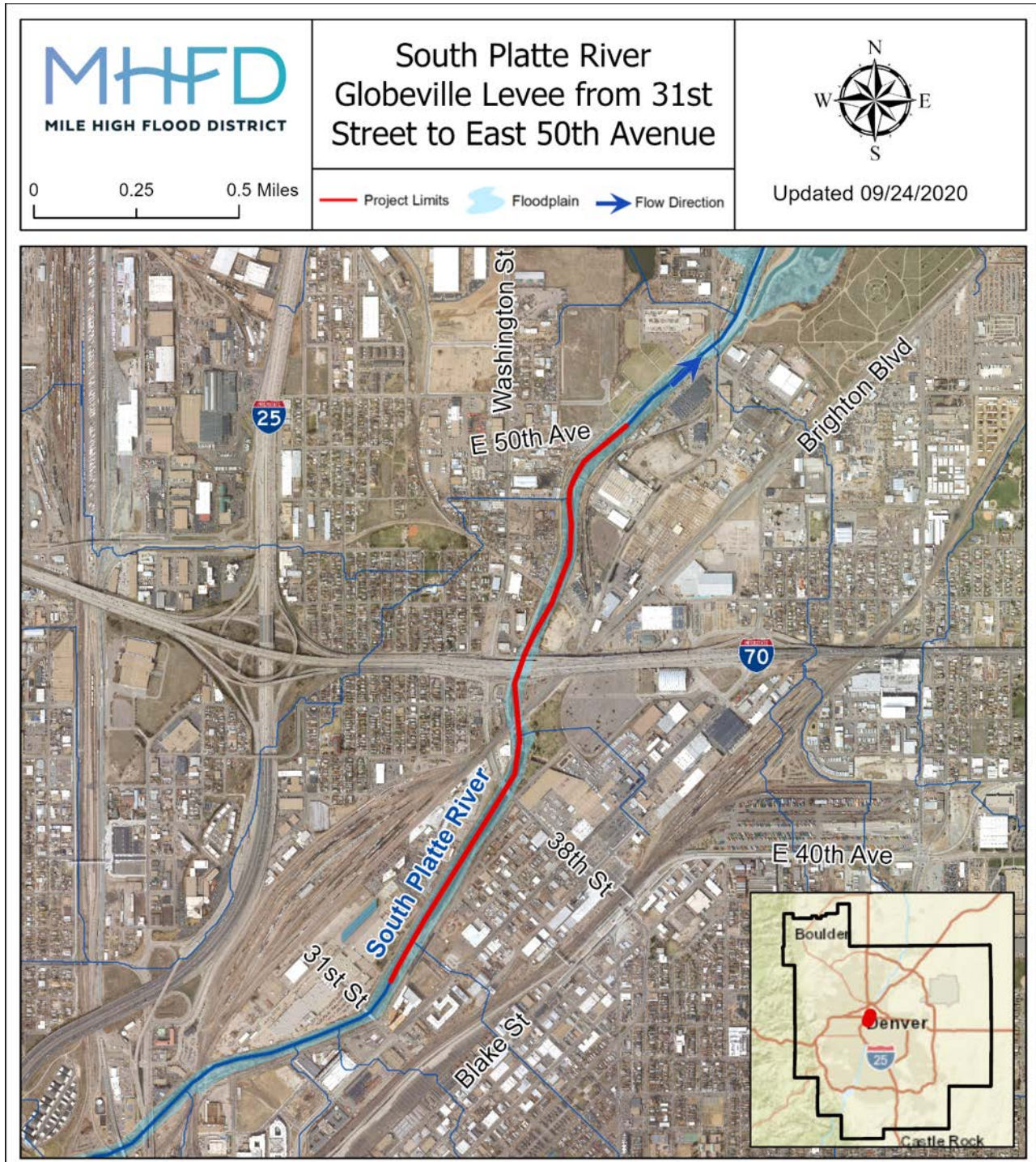
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 19, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on the South Platte River – Globeville Levee from 31st Street to East 50th Avenue,
City and County of Denver)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 20, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Marston Lake North Drainageway at Bowles Ditch, City and County of Denver)

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 "Marston Lake North Drainageway Major Drainageway Plan Conceptual Design Report," dated May 2012; which recommends improvements on Marston Lake North Drainageway at Bowles Ditch; and

WHEREAS, the Board previously authorized and agreements encumbered \$100,000 for the Marston Lake North Drainageway at Bowles Ditch project (Table 1); and

Table 1
Marston Lake North Drainageway at Bowles Ditch
Previous Authorizations

Resolution No.	Series of	District Share	Local Share	Work Elements
17	2018	\$100,000	\$300,000	Design and Construction
TOTAL		\$100,000	\$300,000	

WHEREAS, the City and County of Denver and the District now desire to construct improvements along Marston Lake North Drainageway at Bowles Ditch (Exhibit A); and

WHEREAS, the District's additional participation being authorized by this resolution is \$1,250,000 to be at least matched by the City and County of Denver; 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. 64, Series of 2020) for calendar year 2021 which includes funds for construction of drainage and flood control improvements along Marston Lake North Drainageway at Bowles Ditch; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements along Marston Lake North Drainageway at Bowles Ditch.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 17, Series of 2018, Paragraph 3, is amended as follows:
"The District's maximum contribution to the Marston Lake North Drainageway at Bowles Ditch project without prior approval of the Board shall be ~~\$100,000~~ **\$1,350,000** plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City and County of Denver."
2. All other conditions and authorizations remain as stated in Resolution No. 17, Series of 2018.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

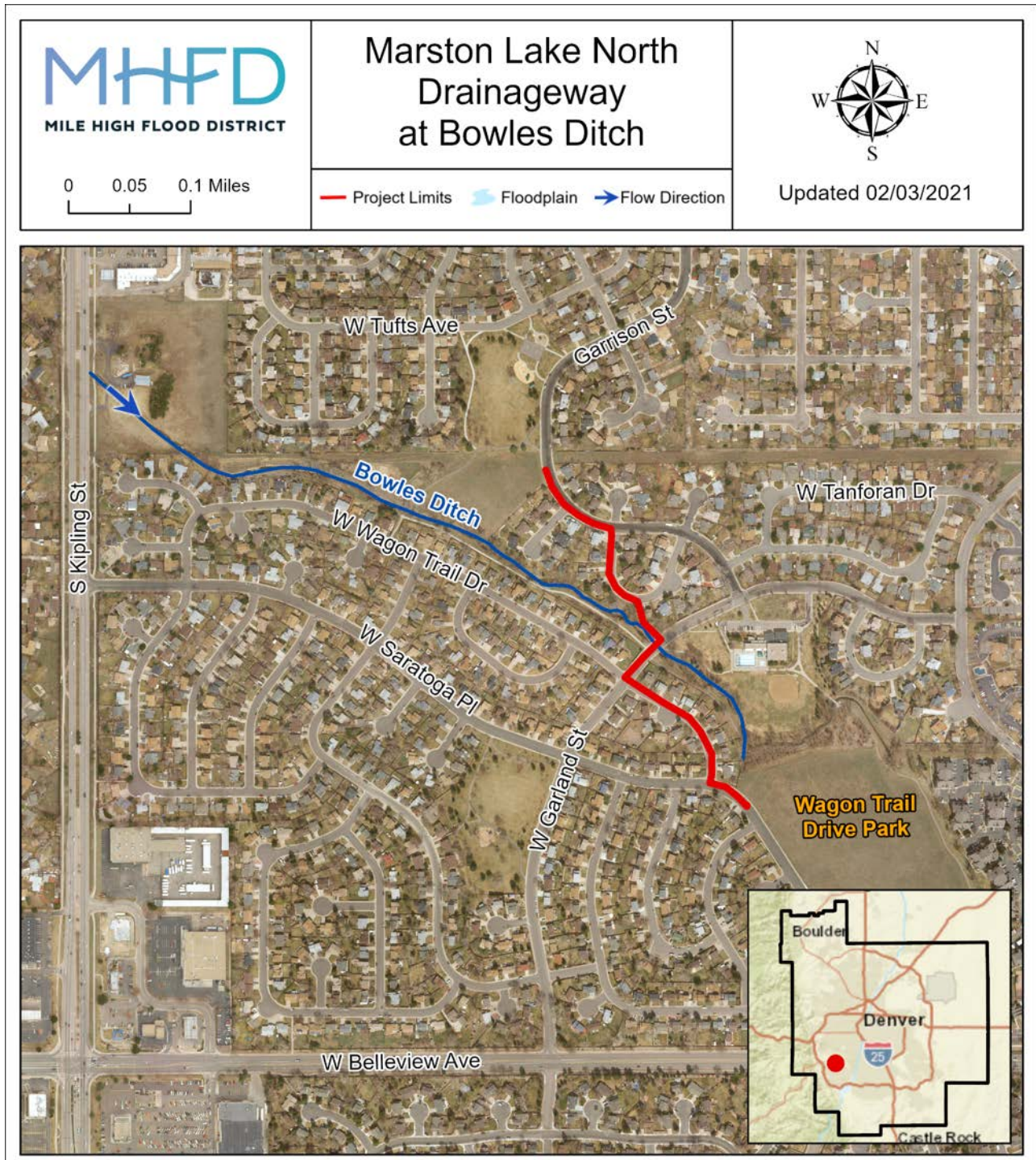
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 20, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Marston Lake North Drainageway at Bowles Ditch, City and County of Denver)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 21, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Niver Creek Tributary M from Thornton Parkway to Huron Street, City of Thornton, Adams 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, the City of Thornton has enacted floodplain regulations; and

WHEREAS, the City of Thornton and the District cooperated in the preparation of "Niver Creek and Tributaries Major Drainageway Plan," dated December 2016; which recommends improvements on Niver Creek Tributary M from Thornton Parkway to Huron Street; and

WHEREAS, the Board previously authorized and agreements encumbered \$500,000 for the Niver Creek Tributary M from Thornton Parkway to Huron Street project (Table 1); and

Table 1
Niver Creek Tributary M from Thornton Parkway to Huron Street
Previous Authorizations

Resolution No.	Series of	District Share	Local Share	Work Elements
42	2020	\$500,000	\$500,000	Design
TOTAL		\$500,000	\$500,000	

WHEREAS, the City of Thornton and the District now desire to construct improvements along Niver Creek Tributary M from Thornton Parkway to Huron Street (Exhibit A); and

WHEREAS, the District's additional participation being authorized by this resolution is \$700,000 to be at least matched by the City of Thornton; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Special Revenue Fund – Construction Budget (Resolution No. 64, Series of 2020) for calendar year 2021 which includes funds for construction of drainage and flood control improvements along Niver Creek Tributary M from Thornton Parkway to Huron Street; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements along Niver Creek Tributary M from Thornton Parkway to Huron Street.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 42, Series of 2020, Paragraph 3, is amended as follows:
"The District's maximum contribution to the Niver Creek Tributary M from Thornton Parkway to Huron Street project without prior approval of the Board shall be ~~\$500,000~~ **\$1,200,000** plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City of Thornton."
2. All other conditions and authorizations remain as stated in Resolution No. 42, Series of 2020.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

Secretary

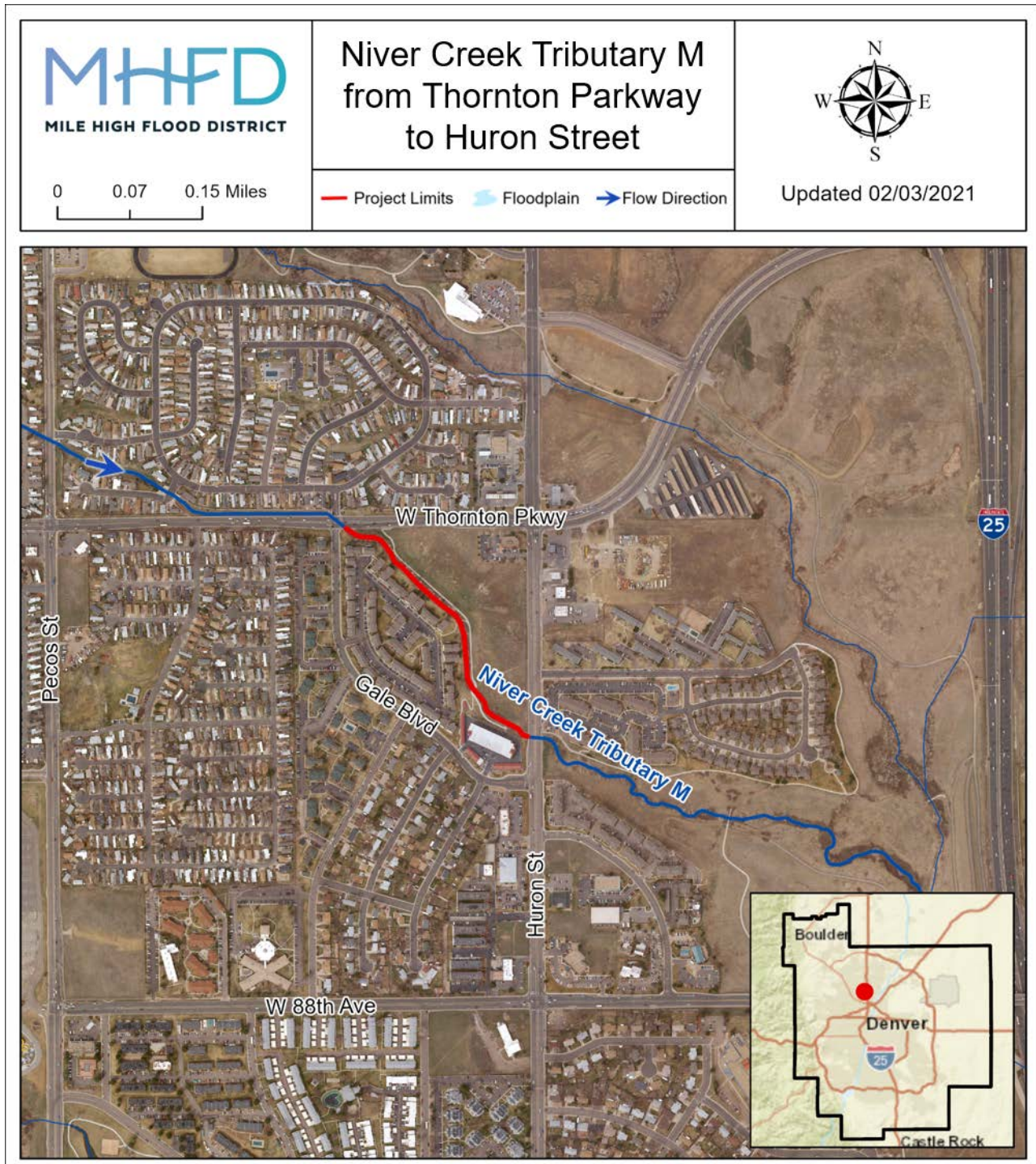
Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 21, SERIES OF 2021

(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Niver Creek Tributary M from Thornton Parkway to Huron Street, City of Thornton, Adams County)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 22, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Westerly Creek at Kenton Way, City of Aurora, Arapahoe 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, the City of Aurora has enacted floodplain regulations; and

WHEREAS, the City of Aurora and the District cooperated in the preparation of "Westerly Creek upstream of Westerly Creek Dam Outlet Major Drainageway Plan," dated January 2015; which recommends improvements on Westerly Creek at Kenton Way; and

WHEREAS, the Board previously authorized and agreements encumbered \$400,000 for the Westerly Creek at Kenton Way project (Table 1); and

Table 1
Westerly Creek at Kenton Way
Previous Authorizations

Resolution No.	Series of	District Share	Local Share	Work Elements
40	2020	\$400,000	\$400,000	Design
TOTAL		\$400,000	\$400,000	

WHEREAS, the City of Aurora and the District now desire to construct improvements along Westerly Creek at Kenton Way (Exhibit A); and

WHEREAS, the District's additional participation being authorized by this resolution is \$450,000 to be at least matched by the City of Aurora; 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. 64, Series of 2020) for calendar year 2021 which includes funds for construction of drainage and flood control improvements along Westerly Creek at Kenton Way; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements along Westerly Creek at Kenton Way.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 40, Series of 2020, Paragraph 3, is amended as follows:
"The District's maximum contribution to the Westerly Creek at Kenton Way project without prior approval of the Board shall be ~~\$400,000~~ **\$850,000** plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City of Aurora."
2. All other conditions and authorizations remain as stated in Resolution No. 40, Series of 2020.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

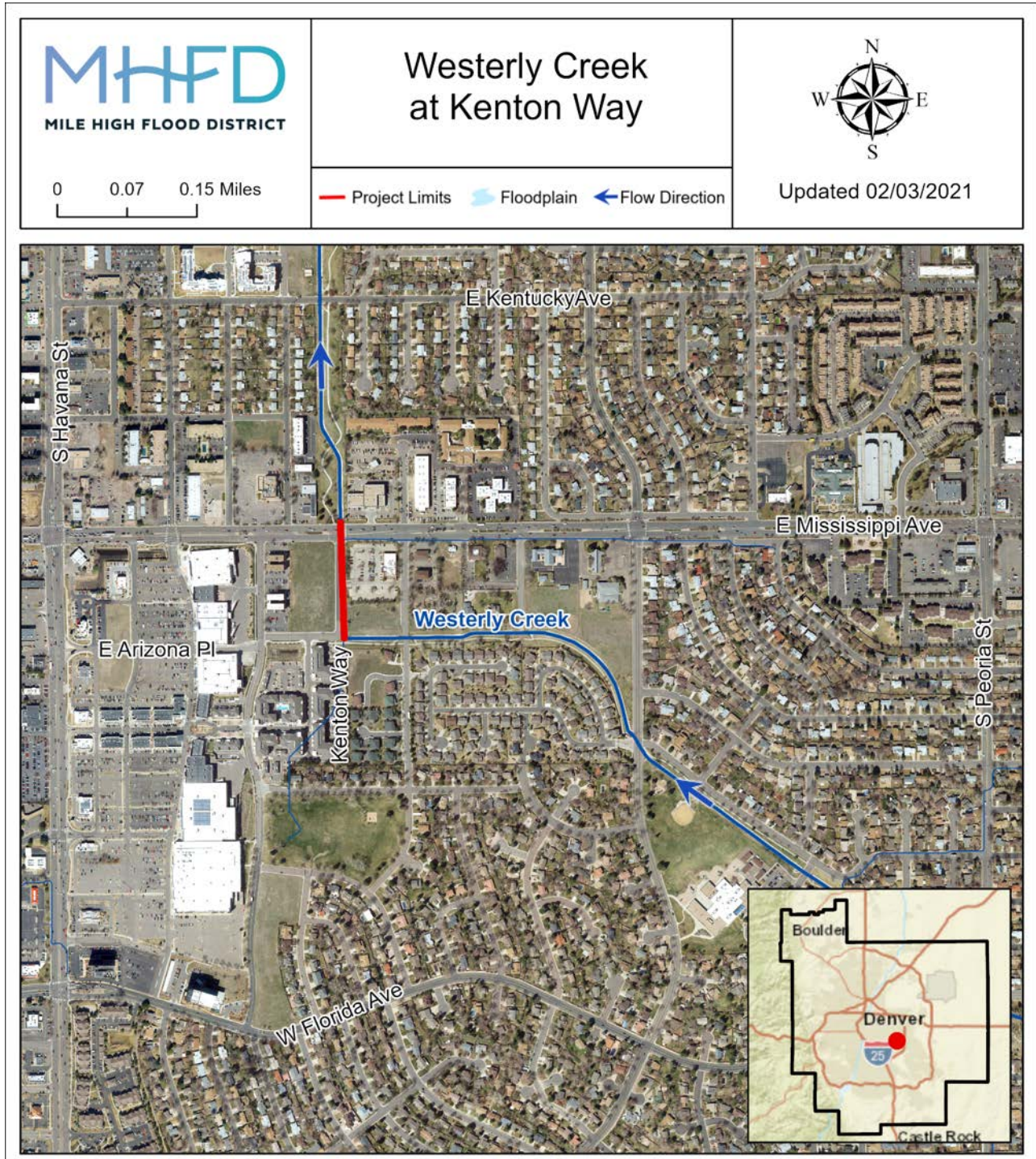
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 22, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Westerly Creek at Kenton Way, City of Aurora, Arapahoe County)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 23, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Unnamed Creek from Quincy Avenue to Shawnee Way, Arapahoe 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, Arapahoe County has assigned and transferred to the Southeast Metro Stormwater Authority (SEMSWA) its rights and obligation for the Unnamed Creek from Quincy Avenue to Shawnee Way project; and

WHEREAS, SEMSWA and the District cooperated in the preparation of "West Toll Gate Creek Major Drainageway Plan," dated December 2012; which recommends improvements on Unnamed Creek from Quincy Avenue to Shawnee Way; and

WHEREAS, the Board previously authorized and agreements encumbered \$400,000 for the Unnamed Creek from Quincy Avenue to Shawnee Way project (Table 1); and

Table 1
Unnamed Creek from Quincy Avenue to Shawnee Way
Previous Authorizations

Resolution No.	Series of	District Share	Local Share	Work Elements
43	2019	\$200,000	\$400,000	Design and Construction
19	2020	\$200,000	\$200,000	Design and Construction
TOTAL		\$400,000	\$600,000	

WHEREAS, SEMSWA has decided to not pursue the West Toll Gate Creek at Himalaya project because it was determined that the stream is stable in its existing condition and does not pose a serious flood hazard to surrounding properties; and

WHEREAS, \$200,000 of District funds shall be transferred from SEMSWA's West Toll Gate Creek at Himalaya project (Resolution No. 20, Series of 2020) to the Unnamed Creek at Quincy to Shawnee Way project; and

WHEREAS, SEMSWA and the District now desire to construct improvements along Unnamed Creek from Quincy Avenue to Shawnee Way (Exhibit A); and

WHEREAS, the District's participation being authorized by this resolution is \$975,000 to be at least matched by SEMSWA; 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. 64, Series of 2020) for calendar year 2021 which includes funds for construction of drainage and flood control improvements along Unnamed Creek from Quincy Avenue to Shawnee Way; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements along Unnamed Creek from Quincy Avenue to Shawnee Way.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 43, Series of 2019, Paragraph 3, is amended as follows:
"The District's maximum contribution to the Unnamed Creek from Quincy Avenue to Shawnee Way project without prior approval of the Board shall be ~~\$400,000~~ **\$1,375,000** plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the Southeast Metro Stormwater Authority (SEMSWA)."
2. All other conditions and authorizations remain as stated in Resolution No. 43, Series of 2019.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

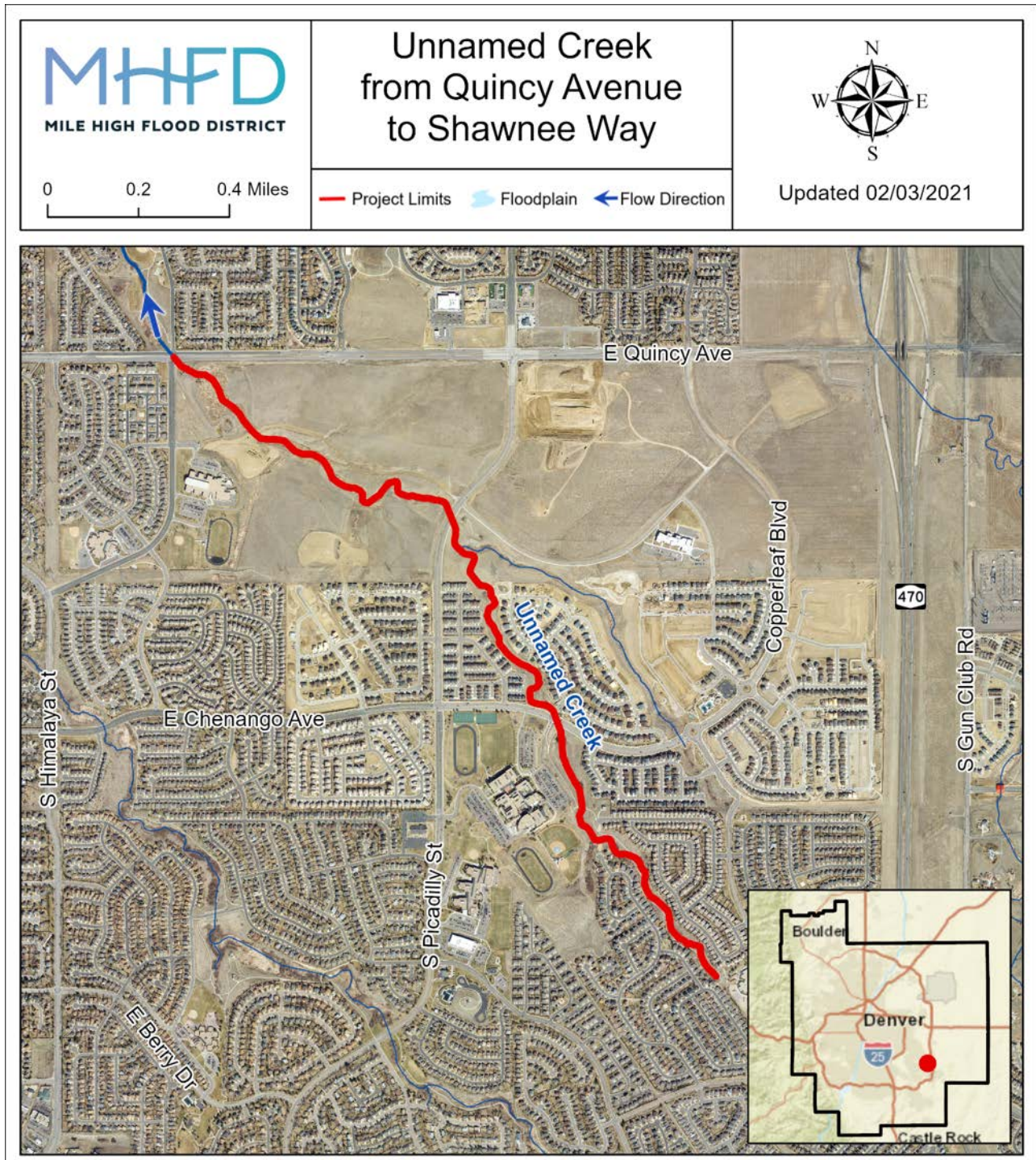
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 23, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Unnamed Creek from Quincy Avenue to Shawnee Way, Arapahoe County)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 24, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Littles Creek at Gallup Street, City of Littleton, Arapahoe 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, the City of Littleton has enacted floodplain regulations; and

WHEREAS, the City of Littleton and the District cooperated in the preparation of "Littles Creek Major Drainageway Plan," dated July 2012; which recommends improvements on Littles Creek at Gallup Street; and

WHEREAS, the Board previously authorized and agreements encumbered \$750,000 for the Littles Creek at Gallup Street project (Table 1); and

Table 1
Littles Creek at Gallup Street
Previous Authorizations

Resolution No.	Series of	District Share	Local Share	Work Elements
37	2015	\$250,000	\$250,000	Design and Construction
33	2019	\$250,000	\$250,000	Construction
27	2020	\$250,000	\$250,000	Construction
TOTAL		\$750,000	\$750,000	

WHEREAS, the City of Littleton and the District now desire to construct improvements along Littles Creek at Gallup Street (Exhibit A); and

WHEREAS, the District's additional participation being authorized by this resolution is \$400,000 to be at least matched by the City of Littleton; 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. 64, Series of 2020) for calendar year 2021 which includes funds for construction of drainage and flood control improvements along Littles Creek at Gallup Street; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements along Littles Creek at Gallup Street.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 37, Series of 2015, Paragraph 3, is amended as follows:
"The District's maximum contribution to the Littles Creek at Gallup Street project without prior approval of the Board shall be ~~\$750,000~~ **\$1,150,000** plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City of Littleton."
2. All other conditions and authorizations remain as stated in Resolution No. 37, Series of 2015.

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

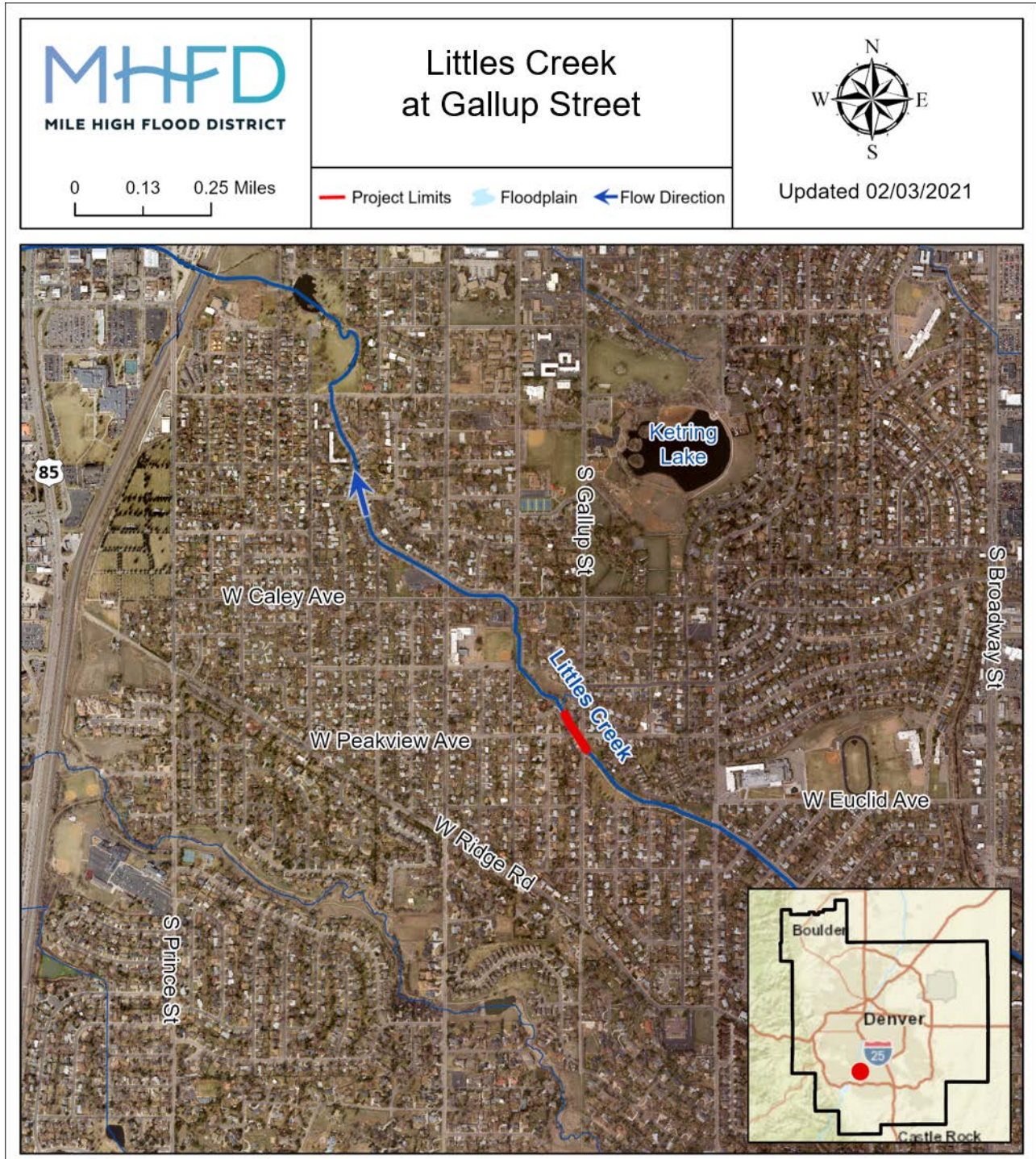
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 24, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Littles Creek at Gallup Street, City of Littleton, Arapahoe County)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 25, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Weir Gulch – Reach W1, South Platte River to 8th Avenue, City and County of Denver)

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 "Denver Storm Drainage Master Plan," dated September 2014; which recommends improvements on Weir Gulch – Reach W1, South Platte River to 8th Avenue; and

WHEREAS, the Board previously authorized and agreements encumbered \$2,000,000 for the Weir Gulch – Reach W1, South Platte River to 8th Avenue project (Table 1); and

Table 1
Weir Gulch – Reach W1, South Platte River to 8th Avenue
Previous Authorizations

Resolution No.	Series of	District Authorization	Local Share	Work Elements
52	2020	\$2,000,000	\$2,200,000	Design and Right-of-Way
TOTAL		\$2,000,000	\$2,200,000	

WHEREAS, the City and County of Denver and the District now desire to construct improvements along Weir Gulch – Reach W1, South Platte River to 8th Avenue (Exhibit A); and

WHEREAS, the District's additional participation being authorized by this resolution is \$2,200,000 to be at least matched by the City and County of Denver, 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. 64, Series of 2020) for calendar year 2021 which includes funds for construction of drainage and flood control improvements along Weir Gulch – Reach W1, South Platte River to 8th Avenue; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements along Weir Gulch – Reach W1, South Platte River to 8th Avenue.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 52, Series of 2020, Paragraph 3, is amended as follows:
"The District's maximum contribution to the Weir Gulch – Reach W1, South Platte River to 8th Avenue project without prior approval of the Board shall be ~~\$2,000,000~~ **\$4,200,000** plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City and County of Denver."
2. All other conditions and authorizations remain as stated in Resolution No. 52, Series of 2020.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

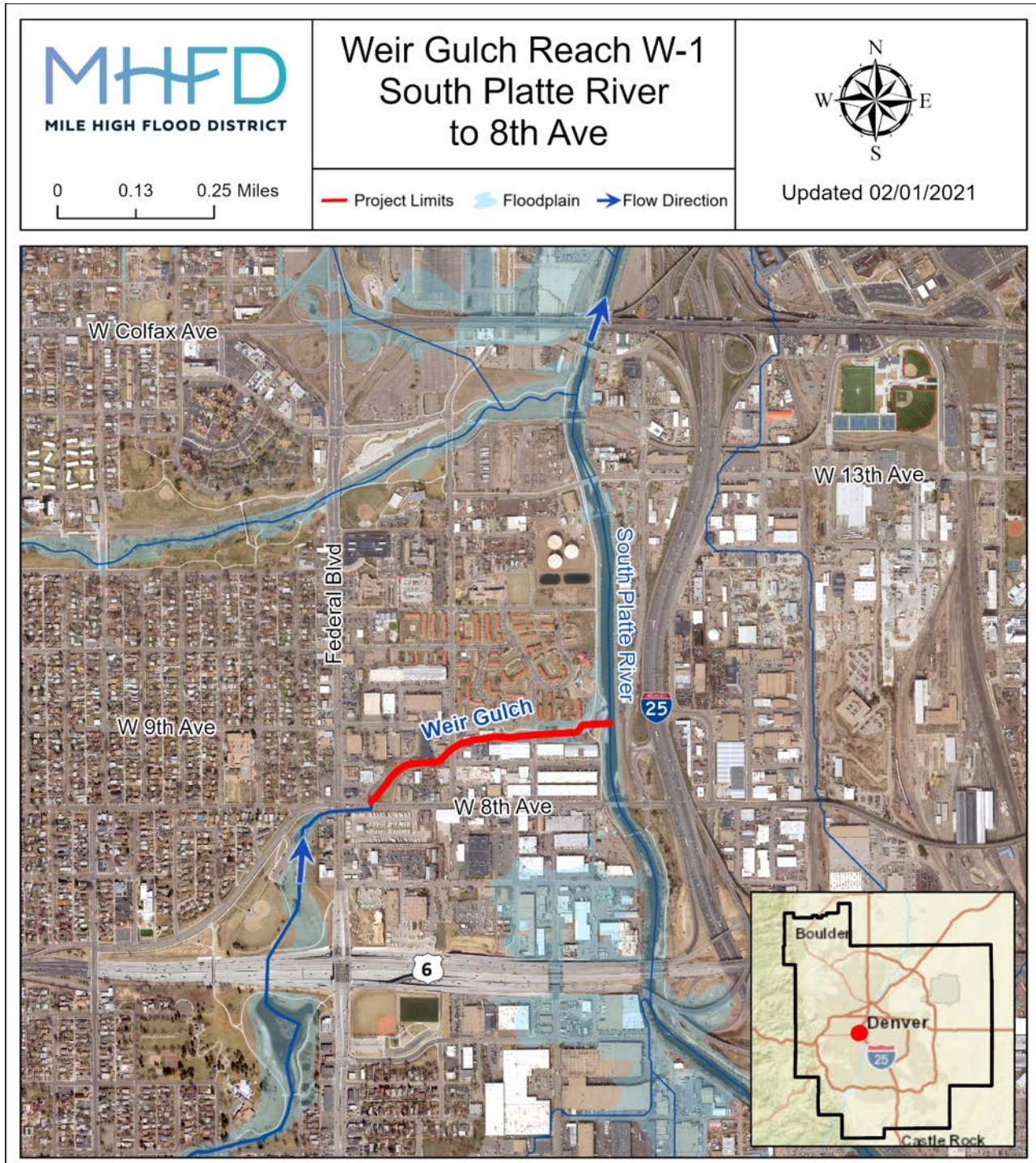
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 25, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Weir Gulch – Reach W1, South Platte River to 8th Avenue, City and County of Denver)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 26, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Nissen Reservoir Drainageway from Lowell Boulevard to Tennyson Street,
City and County of Broomfield)

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 Broomfield has enacted floodplain regulations; and

WHEREAS, the City and County of Broomfield and the District cooperated in the preparation of "City Park and 3207 Drainageways Outfall Systems Planning Study," dated June 2006; which recommends improvements on Nissen Reservoir Drainageway from Lowell Boulevard to Tennyson Street; and

WHEREAS, the Board previously authorized and agreements encumbered \$1,320,000 for the Nissen Reservoir Drainageway from Lowell Boulevard to Tennyson Street project (Table 1); and

Table 1
Nissen Reservoir Drainageway from Lowell Boulevard to Tennyson Street
Previous Authorizations

Resolution No.	Series of	District Share	Local Share	Work Elements
45	2016	\$260,000	\$260,000	Design
40	2017	\$260,000	\$260,000	Construction
51	2018	\$260,000	\$260,000	Construction
31	2019	\$270,000	\$270,000	Construction
33	2020	\$270,000	\$270,000	Construction
TOTAL		\$1,320,000	\$1,320,000	

WHEREAS, the City and County of Broomfield and the District now desire to construct improvements along Nissen Reservoir Drainageway from Lowell Boulevard to Tennyson Street (Exhibit A); and

WHEREAS, the District's additional participation being authorized by this resolution is \$790,000 to be at least matched by the City and County of Broomfield; 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. 64, Series of 2020) for calendar year 2021 which includes funds for construction of drainage and flood control improvements along Nissen Reservoir Drainageway from Lowell Boulevard to Tennyson Street; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements along Nissen Reservoir Drainageway from Lowell Boulevard to Tennyson Street.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 45, Series of 2016, Paragraph 3, is further amended as follows:
"The District's maximum contribution to the Nissen Reservoir Drainageway from Lowell Boulevard to Tennyson Street project without prior approval of the Board shall be ~~\$1,320,000~~ **\$2,110,000** plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City and County of Broomfield."
2. All other conditions and authorizations remain as stated in Resolution No. 45, Series of 2016.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

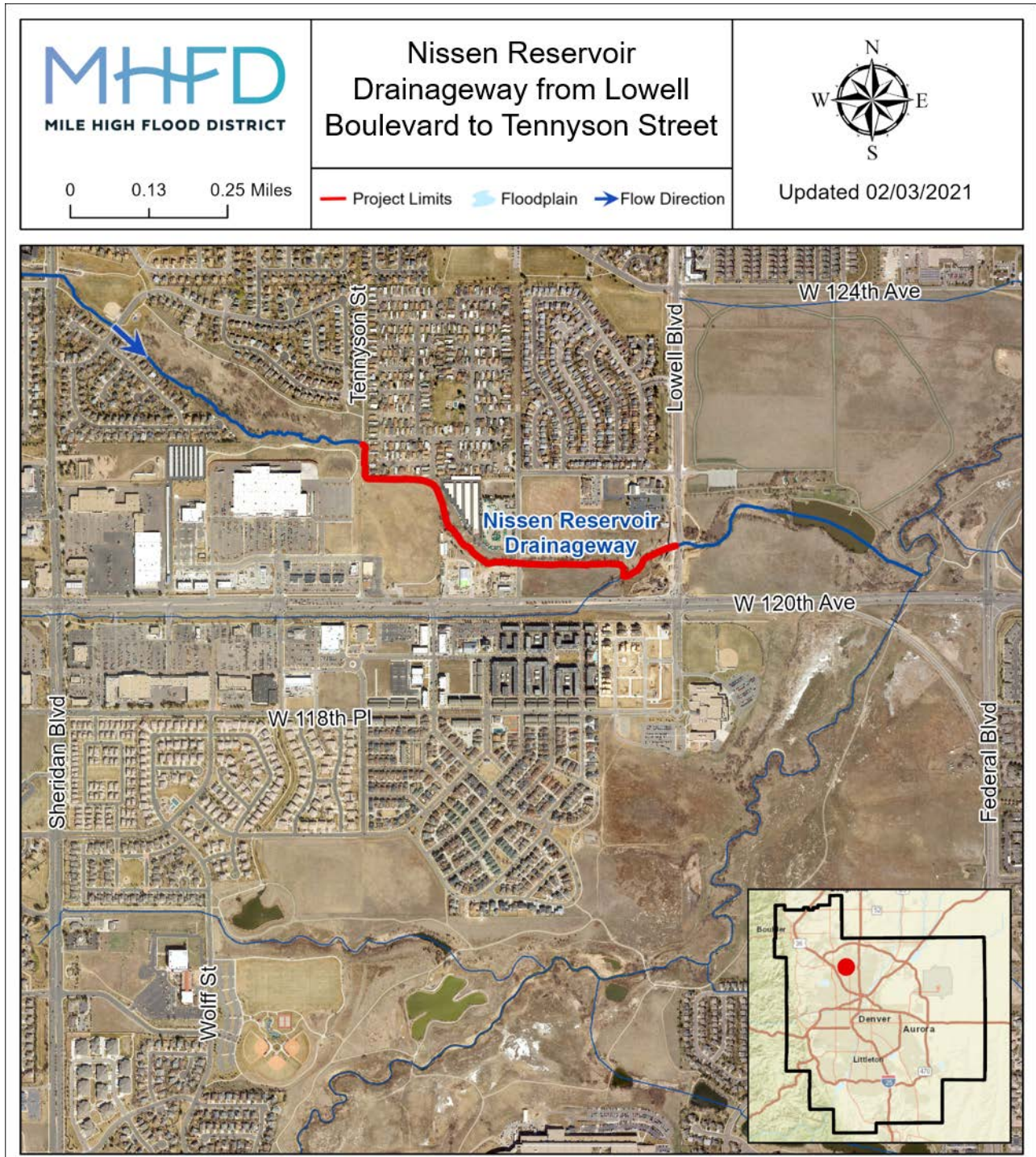
Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 26, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Nissen Reservoir Drainageway from Lowell Boulevard to Tennyson Street,
City and County of Broomfield)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 27, SERIES OF 2021

(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Westerly Creek – Easterly Creek at 11th Avenue and Havana Street, City of Aurora, Arapahoe 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, the City of Aurora has enacted floodplain regulations; and

WHEREAS, the City of Aurora and the District cooperated in the preparation of “Easterly Creek Outfall Systems Plan,” dated December 2012; which recommends improvements on Westerly Creek – Easterly Creek at 11th Avenue and Havana Street; and

WHEREAS, the Board previously authorized and agreements encumbered \$850,000 for the Westerly Creek – Easterly Creek at 11th Avenue and Havana Street project (Table 1); and

Table 1
Westerly Creek – Easterly Creek at 11th Avenue and Havana Street, City of Aurora, Arapahoe County
Previous Authorizations

Resolution No.	Series of	District Share	Local Share	Work Elements
41	2020	\$850,000	\$850,000	Design
TOTAL		\$850,000	\$850,000	

WHEREAS, the City of Aurora and the District now desire to construct improvements along Westerly Creek – Easterly Creek at 11th Avenue and Havana Street (Exhibit A); and

WHEREAS, the District’s additional participation being authorized by this resolution is \$475,000 to be at least matched by City of Aurora; 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. 64, Series of 2020) for calendar year 2021 which includes funds for construction of drainage and flood control improvements along Westerly Creek – Easterly Creek at 11th Avenue and Havana Street; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements along Westerly Creek – Easterly Creek at 11th Avenue and Havana Street.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 41, Series of 2020, Paragraph 3, is amended as follows:
“The District's maximum contribution to the Westerly Creek – Easterly Creek at 11th Avenue and Havana Street project without prior approval of the Board shall be ~~\$850,000~~ **\$1,325,000** plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City of Aurora.”
2. All other conditions and authorizations remain as stated in Resolution No. 41, Series of 2020.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

Secretary

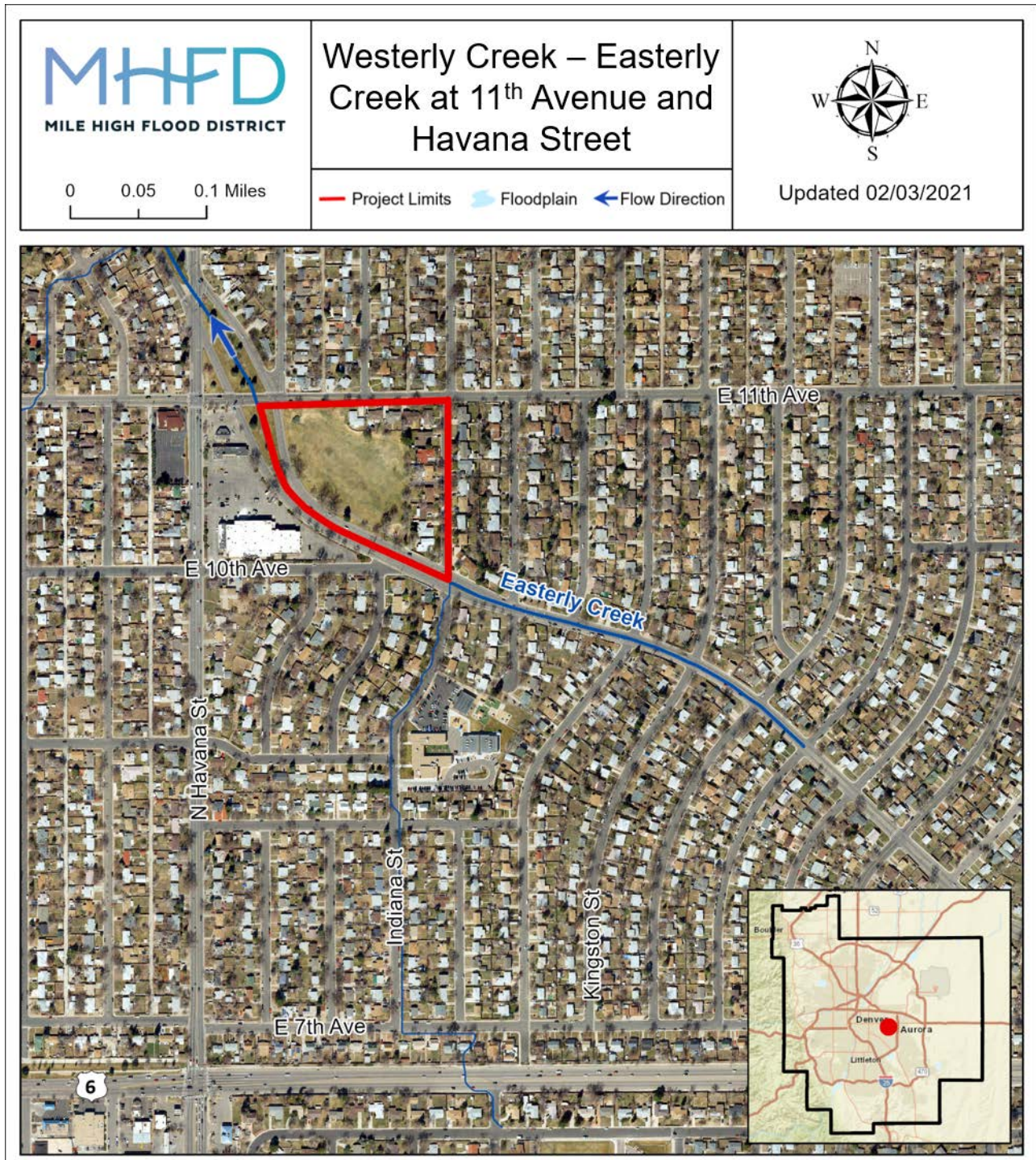
Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 27, SERIES OF 2021

(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Westerly Creek – Easterly Creek at 11th Avenue and Havana Street, City of Aurora, Arapahoe County

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 28, SERIES OF 2021
(Additional Authorization to Purchase the Property at 7420 East 86th Avenue,
Commerce City, Adams 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, Commerce City has enacted floodplain regulations; and

WHEREAS, Commerce City and the District cooperated in the preparation of "Irondale Gulch OSP," dated September 2011; which recommends a regional detention pond on Irondale Gulch at 7420 East 86th Avenue; and

WHEREAS, the 4.26-acre property at 7420 East 86th Avenue on Irondale Gulch was identified in the outfall systems plan as a site for regional detention; and

WHEREAS, Commerce City has commissioned a land value appraisal of said property, which values it at \$1,160,000; and

WHEREAS, Commerce City has now negotiated an offer of \$1,160,000 for said property, which offer is agreeable to the property owner as full and final payment; and

WHEREAS, the Board previously authorized (Resolution No. 77, Series of 2020) \$300,000 for property acquisition at 7420 East 88th Avenue (Table 1); and

Table 1
7420 East 86th Avenue
Previous Authorizations

Resolution No.	Series of	District Share
77	2020	\$300,000
TOTAL		\$300,000

WHEREAS, the District's additional participation being authorized by this resolution is \$200,000 in 2021 funds; and

WHEREAS, the District's policy regarding preservation of floodways and floodplains and the purchase of land for future improvements (Resolution No. 67, Series of 2019) authorizes the District's participation in the acquisition of undeveloped floodplains to prevent unsafe development and for future improvements; and

WHEREAS, the Board of Directors adopted a budget for 2021 (Resolution No. 64, Series of 2020) which includes funds for floodplain preservation within the District.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 77, Series of 2020, Paragraph 1, is amended as follows:
"The Executive Director of the Urban Drainage and Flood Control District d/b/a Mile High Flood District is authorized to execute an amended agreement with Commerce City for the purchase of the property at 7420 East 86th Avenue for an amount not to exceed ~~\$300,000~~ **\$500,000.**"
2. All other conditions and authorizations remain as stated in Resolution No. 77, Series of 2020.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

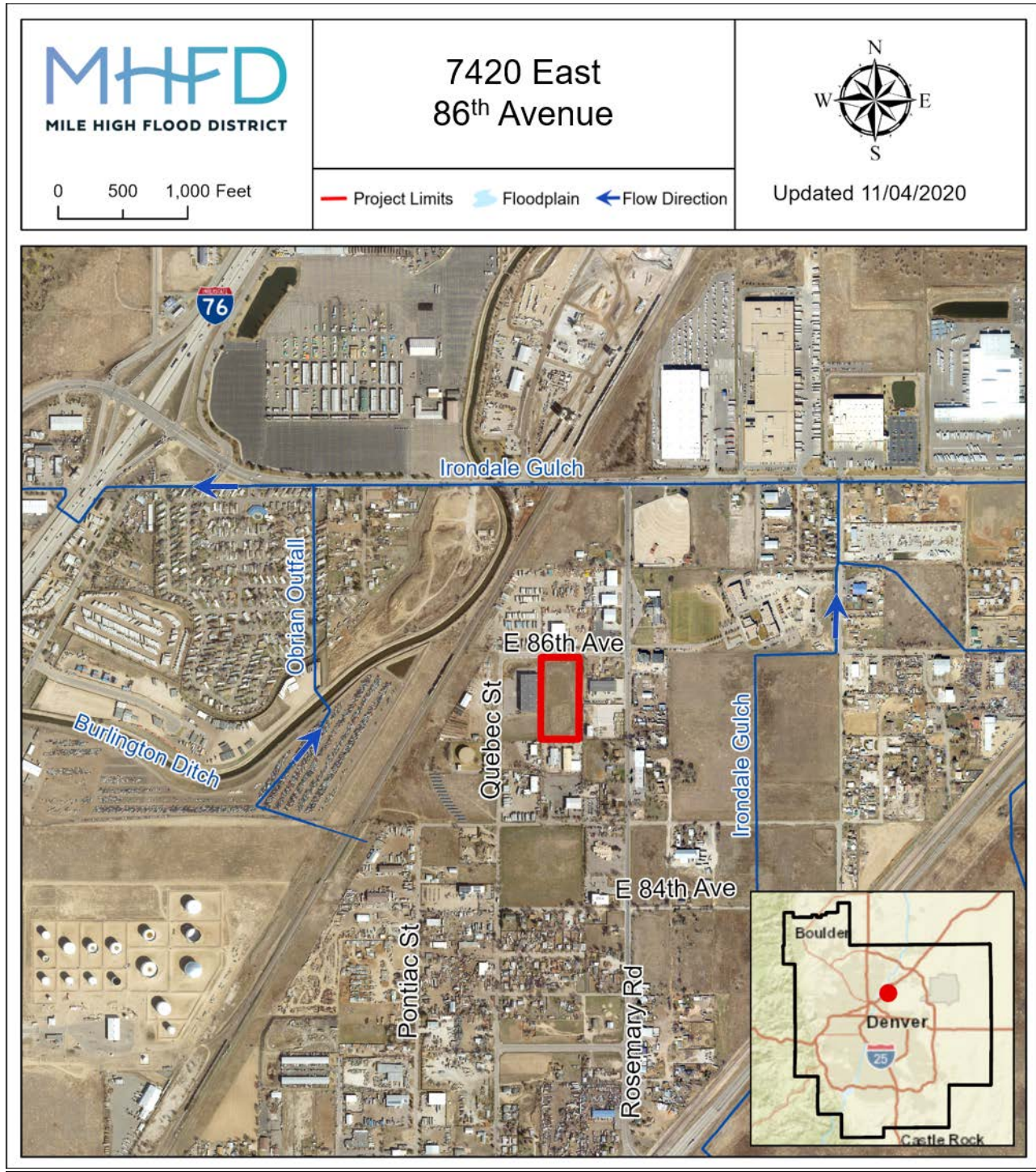
d/b/a

MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 28, SERIES OF 2021

(Additional Authorization to Purchase the Property at 7420 East 86th Avenue,
Commerce City, Adams County)

EXHIBIT A



URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 29, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Niver Creek at Zuni Street, City of Federal Heights, Adams 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, the City of Federal Heights has enacted floodplain regulations; and

WHEREAS, the City of Federal Heights and the District cooperated in the preparation of "Extension of Niver Creek Major Drainageway Planning Study in Federal Heights Preliminary Design Report," dated December 2000; which recommends improvements on Niver Creek at Zuni Street; and

WHEREAS, the Board previously authorized and agreements encumbered \$1,105,000 for the Niver Creek at Zuni Street project (Table 1); and

Table 1
Niver Creek at Zuni Street
Previous Authorizations

Resolution No.	Series of	District Share	Local Share	Work Elements
52	2015	\$30,000	\$30,000	Design
11	2016	\$350,000	\$800,000	Design and Construction
28	2018	\$250,000	\$900,000	Construction
17	2020	\$275,000	\$1,360,000	Construction
10	2021	\$200,000	\$600,000	Construction
		\$1,105,000	\$3,690,000	

WHEREAS, the City of Federal Heights and the District now desire to construct improvements along Niver Creek at Zuni Street (Exhibit A); and

WHEREAS, the District's additional participation being authorized by this resolution is \$200,000 to be at least matched by the City of Federal Heights; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Special Revenue Fund – Construction Budget (Resolution No. 64, Series of 2020) for calendar year 2021 which includes funds for construction of drainage and flood control improvements along Niver Creek at Zuni Street; and

WHEREAS, the District has adopted, subsequent to a public hearing, a Five-Year Capital Improvement Plan (Resolution No. 67, Series of 2020) which includes funds for the improvements along Niver Creek at Zuni Street.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Resolution No. 52, Series of 2015, Paragraph 3, is amended as follows:
"The District's maximum contribution to the Niver Creek at Zuni Street project without prior approval of the Board shall be ~~\$1,105,000~~ **\$1,305,000** plus interest earned on monies deposited in the project fund, which contribution shall be at least matched by the City of Federal Heights."
2. All other conditions and authorizations remain as stated in Resolution No. 52, Series of 2015.

URBAN DRAINAGE AND FLOOD CONTROL
DISTRICT d/b/a
MILE HIGH FLOOD DISTRICT

Date: _____

ATTEST:

Secretary

Chairperson

URBAN DRAINAGE AND FLOOD CONTROL DISTRICT
d/b/a
MILE HIGH FLOOD DISTRICT

RESOLUTION NO. 29, SERIES OF 2021
(Additional Authorization to Participate in Drainage and Flood Control Improvements
on Niver Creek at Zuni Street, City of Federal Heights, Adams County)

EXHIBIT A

