

MEETING MINUTES

City of Boulder and University of Colorado Coordination on S. Boulder Creek Flood Mitigation/ CU South IGA Next Steps

Meeting Date: September 24, 2018, 2:30-4:15 pm

Location: Park Central Building, P&DS Olmsted Conference room

These meeting minutes present a summary of items discussed during the September 24, 2018 meeting between the City of Boulder (City) and the University of Colorado (CU) for the South Boulder Creek Regional Detention Preliminary Design and CU South Annexation Project (Project). This is a summary of the meeting and is not intended to be a verbatim account of what transpired at the meeting. Key discussion items have been grouped based on the meeting agenda.

Meeting Objective: To provide an update on project timeline, recent council direction, and plans for upcoming council study session on the annexation process.

Attendees

University of Colorado Staff:

- Frances Draper, Vice Chancellor (VC) for Strategic Relations and Communications
- Kim Calomino, Director of Local Government and Community Relations
- Derek Silva, Executive Director of Real Estate Services

City of Boulder Staff:

- Jeff Arthur, Director of Public Works for Utilities
- Jim Robertson, Director of Planning and Sustainability
- Dan Burke, Interim Director of Open Space and Mountain Parks
- David Gehr, Deputy City Attorney
- John Potter, Resource & Stewardship Division Manager, Open Space and Mountain Parks Dept.
- Kurt Bauer, Engineering Project Manager, Public Works Dept.
- Molly Scarbrough, Senior Project Manager, Public Works Dept.
- Philip Kleisler, Planner II, Planning and Sustainability Dept.
- Douglas Sullivan, Principal Engineer – Utilities
- Andrea Lewis, Administrative Services – Public Works Dept.

Key Discussion Items

1. **Approval of 6/28/18 and 7/18/18 minutes.**

2. **Project timeline review, upcoming activities, and other roundtable updates**

- Molly Scarbrough provided an update on the project timeline following the Sept. 20 Council clarifications regarding their direction on a flood mitigation concept. Typically, preliminary

design takes approximately one year to complete, but may take more time depending on the discussions with regulatory agencies and other landowners. The timeline for annexation may be more variable and will depend on the extent to which there is alignment between the City and CU on topics to include in an annexation agreement. The Oct. 9 council study session will focus on the next steps for the annexation process. The city is working on a study session memo for council and will be reviewing the approach and discussion points for the Oct. 9 Study Session at today's meeting.

3. Review of 9/20/18 council direction regarding the South Boulder Creek flood mitigation concept

- Molly Scarbrough provided a review of Council direction provided at the Sept. 20 meeting. On August 21, council voted to move the Variant 1, 500-year concept into preliminary design, but asked the project team to explore ways of reducing inundation on the Public land use area of CU South. On September 20, staff brought forward three options for how to modify the concept to address council direction.
- Of the options, council indicated that Option A – additional excavation - best met their previous direction. Council also stated their preference was to implement the previous OSBT recommendations for the flood mitigation project and annexation. The recommendations most relevant to CU's interests include permanent protection of all of the OS-O area through the annexation process and restoration of habitat within a portion of OS-O inside the existing CU levee. Council also specifically stated their interest in realignment of Dry Creek ditch No. 2 and seeking water rights from the ditch for irrigation.
- In addition, council asked if the excavation on a portion of the OS-O area of CU South shown in Option A could be reduced or even eliminated. To do this, the area of excavation would need to be extended into the Public land use. Before moving into preliminary design, staff will need to clarify the location for the additional excavation. Staff would like to understand CU's opinions on whether this requested adjustment by council would be acceptable to them as the landowner, and if there are areas, such as the tennis courts, they wish the project to avoid in order to meet CU's overall needs, while implementing council's direction from Sept. 20.
- CU staff stated that they would provide a letter to council outlining their needs for the site to meet CU's fiduciary obligations in the management of the University's assets, while also meeting city flood safety needs and providing other city benefits. However, they are not planning to weigh in on the specific location for flood mitigation project, as that is ultimately up to the needs of the project and council.
- Kurt Bauer noted there will be some flexibility in the project design, while ensuring that flood mitigation needs are met. As the city moves into the preliminary design phase, they will seek the feedback from CU on areas of landowner interest, such as aesthetics of the flood mitigation facilities.

4. Review October 9 Council Study Session draft discussion format

- The goal of the Oct. 9 study session is to effectively facilitate a discussion with council and with CU to get clarification on expectations for the annexation process. The study session discussion will identify topics to include in the annexation agreement. A second question for council will look at a draft purpose statement to address what the city wishes to achieve

through the engagement strategy for annexation, as well as reviewing a proposed annexation process to seek feedback from council.

- CU Staff stated their goal is to be clear with what CU is bringing to the table in terms of benefits and around the university's needs for the site. CU staff will provide a letter to council prior to the Oct. 9 study session.
- City staff will review CU's letter against the Guiding Principles and council's recent direction. At the study session, Phil Kleisler will present areas of alignment and non-alignment in order to inform the study session discussions around topics that will need further discussion and analysis during the annexation process.

5. Next Steps

- Frances Draper will provide a letter outlining benefits to be provided and university needs for the CU South site directly to council via email.
- Because the letter will not be ready before the study session memo due date, the memo will identify that a letter is forthcoming from CU. Phil Kleisler will confirm with Derek Silva that the memo accurately describes the type of information that will be included in CU's future letter. City staff will post CU's letter publicly on the city's external website to allow for public review prior to the Oct. 9 council study session.
- The next monthly meeting is scheduled for Oct. 25, 2018 but may need to be rescheduled due to potential meeting conflicts on that date. Kim Calomino and Molly Scarbrough will look for a new date if needed.