



## Castle Rock Water Commission Meeting Minutes - Draft

David Hammelman, Chair  
Tony Rathbun, Vice Chair  
Angie Brown  
Brian Gaddie  
KiKi Miller  
Melanie Penoyar-Perez  
Cortland Wolfe

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Wednesday, January 24, 2024

6:00 PM

Castle Rock Water  
175 Kellogg Ct., Bldg. 171  
Castle Rock, CO 80109

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This meeting is open to the public and will be held in a hybrid format in accordance with Town Council Electronic Participation, Connected, and Hybrid Meeting Policy. The in-person meeting will be held at 171 Castle Rock CO 80104 or this meeting can be accessed online at: <https://crgov.webex.com/crgov/j.php?MTID=m3d58d894c259e54ce9bf144ae7d29e39>

the Meeting password: CRWCMtg12424 (27926841 from video systems) or phone in by

calling (720) 650-7664, meeting code 2480 273 3439. One or more Council members may also attend this meeting, during which the items listed herein will be discussed.

This meeting is open to the public. Three or more Council members may also attend this meeting, during which the items listed herein will be discussed

### CALL TO ORDER / ROLL CALL

**Present** 7 - Chair David Hammelman, Vice Chair Tony Rathbun, Angie Brown, Brian Gaddie, KiKi Miller, Melanie Penoyar-Perez, and Cortland Wolfe

**Attendance** 7 - Jason Gray, Mark Marlowe, David Van Dellen, Nichol Bussey, Matt Benak, Paul Rementer, and MaryJo Woodrick

### COUNCIL UPDATE

Time was allowed for Mayor Jason Gray to share a council update.

### COMMISSION COMMENTS

Time was allowed for Commissioner Comments.

### ADMINISTRATIVE BUSINESS

[WC 2024-001](#) Approval of the December 13, 2023 Meeting Minutes  
Town Council Agenda Date: NA

I move to approve the Minutes as presented.

**Yes:** 7 - Chair Hammelman, Vice Chair Rathbun, Brown, Gaddie, Miller, Penoyar-Perez, and Wolfe

### ACTION ITEMS (HIGH PRIORITY / TIME CRITICAL)

[WC 2024-002](#) An Ordinance Adopting changes to Section 4.04 - Water  
Dedication Code of the Town Municipal Code [Castle Rock

*Water Service Area]***Town Council Agenda Date:** February 6, 2024

Mr. Marlowe explained that CRW is looking to make updates/changes to the Water dedication code. The changes include:

- Allow the Director of Castle Rock Water to waive the requirement that groundwater be adjudicated prior to dedication,
- Allow Town Council or the Director to waive the requirement of a title opinion for the dedication of water,
- Remove development credit for not-nontributary groundwater so a dedicator does not need to adjudicate a plan for augmentation prior to dedication,
- Require dedication of any tributary water associated with a property.

Mr. Marlowe also explained that some administrative revisions were made to clarify and correct some inaccuracies.

Commissioner Wolfe asked if all properties have water rights attached to them? *Mr. Marlowe explained that all property that overlays a groundwater basin generally has rights to the water but the water can be severed from the property.*

Commissioner Brown asked if when title opinion is waived would it come to Water Commission? *Mr. Marlowe shared that it would not usually come to WC.*

Commissioner Brown asked when the changes would go in to affect? Also, who would be affected by the changes? *The changes would go into effect 30 days after the second reading. Currently, it would affect one current annexation project going through the process (Alexander Way).*

Commissioner Hammelman asked if something prompted this change or something that CRW had been thinking about? *Mr. Marlowe shared that it has been an item that staff have been thinking about for a while.*

Commissioner Gaddie asked if there should be more specific guidelines for what a special circumstance is? *Mr. Marlowe felt this was a great suggestion and will take it back to staff to look at for additional wording.*

**I move to recommend to Town Council approval of the Ordinance as presented.**

**Yes:** 7 - Chair Hammelman, Vice Chair Rathbun, Brown, Gaddie, Miller, Penoyar-Perez, and Wolfe

[WC 2024-003](#)**Resolution Approving an Operations Agreement with the Cherry Creek Project Water Authority [Douglas County within Cherry Creek Basin]****Town Council Agenda Date:** February 20, 2024

Mr. Benak shared that CRW is part of the Cherry Creek Project Water Authority (CCPWA). The group is developing infrastructure that will make it

possible to use the water that is currently owned by the Authority. This agreement provides details on the joint ownership and use of the CCPWA facilities. This includes Walker Reservoir, the Arapahoe and Cherry Creek alluvial wells and the pump station..

Currently, CRW owns 41.25% shares, with Inverness Water & Sanitation Dist. owning 31.118% shares, Cottonwood Water & Sanitation Dist. owning 7.143% and Denver Southeast Suburban (the Pinery) owning 20.489%. CRW is looking at options to buy out Inverness and Cottonwoods shares.

Commissioner Hammelman asked why Inverness and Cottonwood would be interested in selling? *Mr. Benak explained that they don't have great ways to get the water out of Cherry Creek. CRW has a much better way to move the water.*

**I move to recommend to Town Council approval of the Resolution as presented.**

**Yes:** 7 - Chair Hammelman, Vice Chair Rathbun, Brown, Gaddie, Miller, Penoyar-Perez, and Wolfe

## **DIRECTOR FOLLOW-UP AND INFORMATIONAL / UPDATE ITEMS**

[WC 2024-004](#)

### **Potential Costs of Wastewater for Castle Rock Going Forward**

**Town Council Agenda Date:** Feb 6, 2024

Mr. Marlowe reported that Plum Creek Water Reclamation Authority (PCWRA) developed an updated Utility Plan in 2023. The update provides a review of the growth of the service area, available treatment capacity, current and future permit limits, and the subsequent capital improvements program needs over the next 20 years.

The 2023 Utility Plan Update estimates the projected needs of the facility over a 20-year period. The permit requirement and growth-related projects could potentially cost CRW \$223M. Mr. Marlowe explained that the PCWRA expenses will put significant rate pressure on Castle Rock Water's Wastewater Enterprise over the next 10-15 years.

Staff are looking at options to minimize the impacts of the permit requirement capital investments which include working with the Water Quality Control Division to ensure the regulations take into account costs, look at an extended compliance schedule, look at variances for specific permit items, and consider eliminating the discharge altogether by going to Direct Potable Reuse.

[WC 2024-005](#)

### **American Water Works Association (AWWA) Benchmarking Metrics**

**Town Council Agenda Date:** N/A

Mr. Rementer shared a presentation on the American Water Works

Association (AWWA) benchmarking metrics. Mr. Rementer's presentation included CRW's ratings from 2023, areas that staff would like to work to improve and how the scores are determined.

[WC 2024-006](#)

**Update on the Douglas County Water Commission Meeting**

**Town Council Agenda Date:** NA

Mr. Marlowe shared an updated from the last Douglas County Water Commission meeting.

[WC 2024-007](#)

**Resolution Approving an Equipment and Services Agreement with Logical Systems Inc. for the Castle Rock Water Factory View Screen Development Project *[Serves entire Castle Rock Water Service Area]***

**Town Council Agenda Date:** January 16, 2024

Mr. Marlowe explained that at the time of the last meeting this item was not ready for Water Commission but has since gone to Town Council for approval and staff wanted to make sure that Water Commission received all of the information.

[WC 2024-008](#)

**Upcoming Town Council items**

**Town Council Agenda Date:** NA

This is a standing item that will be used to share information about projects that are being worked on at the time of the meeting but that staff doesn't have information ready yet.

There were no items at this time.

## **COMMISSIONER MEETING COMMENTS**

Time was allowed for Commissioner Comments.