

Commission Members Present: Bill Szmyd, Dan Herlihey (Vice Chair), John Butler, Gary Hausman (Chair), Gene Packer, Matt Elkins, Randy Lee Williams

LUC Commission Members Absent: James Laferriere, Don Cook

Council Liaison Present: Steve Olson

Council Liaison Absent: Jon Mallo

City Staff Members Present: Adam Bromley, Derek Turner, Nathan Alburn, Tanner Randall, Ryan Van Pelt, Michelle Erickson, Andy Fayram, Tim Bohling, Travis Johnson, Rosalyn Potter, Kevin Gertig (Director), Melanie Reeves, Todd Hanlin, Melissa Morin, Christine Schraeder

Guest Attendance: Laura Quattrini.

CALL TO ORDER: Gary Hausman called the meeting to order at 3:00 PM.

ADOPTION OF MINUTES

Item 2.1: Adoption of Minutes – Gary Hausman

This item requested a motion to approve the minutes of the January 18, 2023 meeting.

Recommendation: Adopt A Motion to Approve of the Loveland Utilities Commission Meeting Minutes from January 18, 2023.

Motion: Dan Herlihey made the motion.

Second: Bill Szmyd seconded the motion. The minutes were approved unanimously with a 7-0 vote.

CITIZENS REPORT

Item 3.1 Citizens Report

None.

INFORMATIONAL ITEMS

Item 4.1: Water and Law Legislative Update – Derek Turner

This item provides a brief update on water-related legislation introduced or under discussion by the Colorado General Assembly during the legislative season, water court developments or items of interest in District 4 of Water Division 1 (The Big Thompson and Little Thompson River basins), and Colorado or Loveland-related water news.

Recommendation: Information Only. No Action Required.

Item 4.2: Electric Legislative Update – Derek Turner

This item and Attachment A are intended to give a brief update on electric-related legislation at both the state and federal level. Loveland Water and Power works closely with Platte River Power Authority (PRPA) and its sister cities but relies primarily on the Colorado Association of Municipal Utilities (CAMU) for information on electric-related legislation.

Recommendation: Information Only. No Action Required.

Item 4.3: Water Supply Update – Ryan Van Pelt

This item provides the raw water supply update.

Recommendation: Information Only. No Action Required.

CONSENT ITEM**Item 5.1: Otak Change Order – Idylwilde Phase 4 – Christine Schraeder**

Due to some delays in Phase 4 of the Idylwilde Hydroelectric Power Plant License Surrender, as well as some unanticipated work from Phase 3 of the same project, the City requests additional funding for Otak to carry us through the submission of the Phase 4 documentation to FERC.

Recommendation: Adopt a motion recommending that City Council approve the change order to the contract for Idylwilde License Surrender with Otak Inc. to increase the not-to-exceed amount from \$922,000.80 to \$947,246.80 and authorize the City Manager to sign the change order on behalf of the City.

Motion: Dan Herlihey made the motion.

Second: Randy Williams seconded the motion. The motion was **approved** unanimously with a 7-0 vote.

Item 5.2: Update to Section 1.4 of the City of Loveland Water and Wastewater Development Standards – Melissa Morin

This item modifies section 1.4 of Chapter 1 of the Water and Wastewater Development Standards to clarify the Standards revision process and to improve the transparency of any proposed revisions to the Standards between the Water and Wastewater Division and the Planning Division prior to having the standards be approved by commission vote. The proposed approval process would require future standards revisions to first have signature approvals from the Director of Development Services and the Director of Water and Power and then board approval by the Loveland Utilities Commission before the revision would become effective.

Recommendation: Adopt a motion recommending that City Council approve by resolution to update Section 1.4 of the City of Loveland Water and Wastewater Development Standards.

Motion: Dan Herlihey made the motion.

Second: Randy Williams seconded the motion. The motion was **approved** unanimously with a **7-0** vote.

REGULAR ITEM

Item 6.1: Temporary Procurement Process Adjustment to Municipal Code Title 3 – Revenue and Finance, Chapter 3.12 – Procurement

Amend the Loveland Municipal Code to add a new Subsection 3.12.070(A)(4) to increase the dollar amount required to solicit bids for critical infrastructure supplies for a temporary period of two years to maintain supplies to build, maintain, and provide critical infrastructure.

Recommendation: Adopt a motion recommending that the City Council approve an Ordinance amending the Loveland Municipal Code by adding a new Subsection 3.12.070(A)(4) to allow negotiated procurement for transformers and other critical electrical components to \$2,000,000 for a temporary period of two years to maintain supplies to build, maintain, and provide critical infrastructure.

Motion: Dan Herlihey made the motion.

Second: John Butler seconded the motion. The motion was **approved** unanimously with a **7-0** vote.

Item 6.2: Loveland Utilities Commission 2023 Work Plan – Kevin Gertig

During the January Loveland Utilities Commission meeting, the commission collaborated to brainstorm an annual work plan. This work plan is intended to align with the [City of Loveland Strategic Plan](#) and will be used to produce an annual report summarizing accomplishments of the work plan year by March 31 immediately following the work plan year. The City Clerk's Office will provide copies of these documents to City Council and post them to the website for information purposes.

Recommendation: Adopt a motion recommending that the Loveland Utilities Commission approve the Loveland Utilities Commission Work Plan for 2023.

Motion: Dan Herlihey made the motion.

Second: Bill Szmyd seconded the motion. The motion was **approved** unanimously with a **7-0** vote.

STAFF REPORTS

Item 7.1: Cameron Peak Fire Restoration Presentation – Todd Hanlin

Laura Quattrini, Director of the Big Thompson Watershed Coalition, has been invited to present to the Commission on the Cameron Peak fire recovery and wildfire mitigation.

Recommendation: Information Only. No Action Required.

Item 7.2: 2022 Levels of Service Update for Water and Wastewater Utilities – Michelle Erickson

This item provides a yearly update of the City of Loveland Water and Power 2022 Levels of Service performance compared to prior years for the Water and Wastewater Utilities.

Recommendation: Information Only. No Action Required.

Item 7.3: Quarterly Financial Update – Travis Johnson on behalf of Jim Lees

This item summarizes the preliminary monthly and year-to-date financials for December 2022.

Recommendation: Information Only. No Action Required.

COMMISSION & COUNCIL REPORTS**Item 8.1: Commission Reports**

Dan Herlihey: None.

Gene Packer: None.

Bill Szmyd: Bill gave an update on his experience on the Colorado Water Congress Annual Convention that he attended in January. He mentioned several interesting pieces of information that he took away from the event; particularly, that we aren't getting more water, we need to make do with what we have.

Don Cook: N.A.

Gary Hausman: Gary voiced his appreciation for Melanie and other staff members who help to coordinate the LUC meetings.

John Butler: None.

Matt Elkins: None.

Randy Williams: Randy came across the Citizens Guide to Compacts, he feels that it is an excellent resource and is easy to understand.

James Laferriere: N.A.

Council reports

Steve Olson: Councilor Olson handed out a copy of the [Colorado Water Plan Executive Summary](#). He also gave an update on his participation in the Colorado Water Congress Annual event in January, amongst other items. Councilor Olson gave an update on the Loveland Urban Renewal Authorities (LURA). The LURA Board was reconstituted last week at Council. Councilor Don Overcash and Councilor Olson are the Council Representatives for the Board. Olson also gave an update on redistricting.

Jon Mallo: N.A.

DIRECTOR'S REPORT**Item 9.1: Director's Report – Kevin Gertig**

- Kevin encouraged the Commission to review the information available on Platte River Power Authority's website in response to Bill Szmyd's questions regarding policy and the future of Loveland with PRPA.
- In addition to the 2023 Work Plan, the city is requesting an Annual Report for the first time this year. This first Annual Report, for the year 2022, will likely look a little different from future reports. Ideally, an Annual Report will summarize accomplishments of the previous Work Plan year. However, there are no Work Plans for 2022 so they are requesting a summary of what was accomplished by the Loveland Utilities Commission last year. **These reports will be due by March 31, 2023.** Melanie will work with the Commission to schedule a few work sessions to complete this task before the deadline. We respectfully request your participation at one or more of these work sessions.
- Please see project updates from January 2023 for the Water department.
- The Water Vulnerabilities Task Force will be meeting on Thursday, March 9th from 3:00-5:00 PM, and will continue to meet every 6 weeks. The meeting location is TBD but will be reflected on the City Calendar and sent to all committee members ahead of time. The meeting on March 9th will have a presentation from the Water Resources Department regarding the Raw Water Master Plan.

ADJOURN: The meeting was adjourned at 5:11 PM.

Respectfully submitted,
Melanie Reeves
Recording Secretary
Loveland Utilities Commission /s/ Gary Hausman, Chair

