

**Commission Members Present:** Dan Herlihey, Gary Hausman (Chair), Gene Packer, Larry Roos, John Butler, Randy Williams, Tom Vail

**Commission Members Absent:** Sean Cronin, Stephanie Fancher-English

**Council Liaison:** Steve Olson

**City Staff Members Present:** Andrew Paranto, Brieana Reed-Harmel, Christine Schraeder, Courtney Whittet, Derek Turner, Frank Lindauer, Jim Lees, Joe Bernosky, Joyce Robinson, Kim O'Field, Larry Howard, Matthew Elliot, Nathan Alburn, Roger Berg, Ryan Van Pelt, Steve Adams, Tracey Hewson

**Guest Attendance:** Allen Villavicencio, Brandon Effland, Dick Mallott, Bruce Croissant, Jane Klevenger, Rick Euker

**CALL TO ORDER:** Gary Hausman called the meeting to order at 4:00 pm.

### NEW EMPLOYEE INTRODUCTION

Andrew Paranto – Electrical Engineer

**APPROVAL OF MINUTES:** Hausman asked for a motion to approve the minutes of the February 20, 2019 meeting.

**Motion:** Dan Herlihey made the motion to approve the minutes with corrected date in title bar.

**Second:** John Butler seconded the motion. The minutes were approved unanimously.

### LUC LIAISONS FOR AD-HOC COMMITTEES

Rate Study Committee – John Butler, Gene Packer and ~~Larry Roos~~

Budget Committee – Tom Vail, Larry Roos and ~~Gary Hausman~~

\*Per legal after the meeting, any meeting with 3 or more commissioners is considered a public meeting, therefore each committee will be limited to only 2 commission liaisons.

### CITIZENS REPORT

Rick Euker – Voiced his objections to the current solar rate structure. Joe Bernosky responded that Water & Power will be presenting 3 options for self-generation rate structure to LUC next month.

### INFORMATION ITEMS

#### Item 1: Financial Report Update – Jim Lees

This item summarizes the monthly and year-to date financials for February 2019.

Information Item only. No action required.

#### Item 2: Electric Legislative Update – Kim O'Field

This item and the attachment 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.

Information Item only. No action required.

#### Item 3: Water Legislative Update – Ryan Van Pelt

This item is intended to give a brief update on water-related legislation being contemplated by the Colorado General Assembly. Loveland Water and Power relies primarily on the Colorado Water Congress (CWC) for information on water-related legislation.

Information Item only. No action required.

**Item 4: Water Supply Update – Ryan Van Pelt**

Raw water supply update.

Information Item only. No action required.

**REGULAR AGENDA**

**Item 6: Proposed Long-Term Augmentation Lease with Crystal Mountain Ranch – Ryan Van Pelt**

**(Moved up on the Agenda to accommodate representatives from Crystal Mountain Ranch)**

The owners of Crystal Mountain Ranch have approached the City of Loveland with a request for the City to provide a long-term augmentation supply to cover the evaporative depletions from two ponds and the consumptive use from irrigated pasture grass.

**Recommendation:** Adopt a motion to reject the proposal from Crystal Mountain Ranch for a permanent augmentation supply from the City of Loveland.

Brandon Effland gave a brief rebuttal as to why the city should participate in long-term augmentation supply to Crystal Mountain Ranch. Derek Turner advised, that since this particular agreement would setting a policy precedent due to the nexus to the city, he would like the LUC to give direction and ultimately the City Council would have to approve the agreement.

This item was withdrawn with the agreement of the requestor to explore the policy implications and to work out additional details of the agreement.

**Item 5: Acceptance of One Share of Loudon Ditch into the Water Bank – Nathan Alburn**

This item is an application to deposit one (1) share of Loudon Irrigating Canal and Reservoir Company into the City's Water Bank.

**Recommendation:** Adopt a motion finding that the requirements of City Municipal Code Section 19.04.080 have been met and that acceptance into the City of Loveland Water Bank of the one (1) share, originating from Stock Certificate No. 3902, of Loudon Irrigating Canal and Reservoir Company is in the best interests of the City of Loveland and is hereby approved.

Motion: Dan Herlihey made the motion to approve the item.

Second: Gene Packer seconded the motion. The item was approved unanimously.

**Item 7: Proposed Modifications to the Platte River Power Authority (PRPA) Organic Contract and Power Supply Agreement – Joseph Bernosky**

The Platte River Power Authority was formed in 1975 by an Organic Contract between the four owner cities of Estes Park, Ft. Collins, Longmont, and Loveland. PRPA staff is proposing changes to the Organic Contract and Power Supply Agreement(s) (PSAs) as described below.

**Recommendation:** Adopt a motion recommending that City Council approve the proposed changes to the Organic Contract and Power Supply Agreement between the City of Loveland and the Platte River Power Authority.

Motion: Dan Herlihey made the motion to approve the item.

Second: Gene Packer seconded the motion. The item was approved unanimously.

### STAFF REPORTS

**Item 9 moved ahead of Item 8: City Manager Steve Adams suggested Joyce Robinson present first as his presentation will take longer.**

**Item 9: City Budget Dashboard – Joyce Robinson**

Finance Accounting Manager, Joyce Robinson will give a brief presentation on the City's Budget Dashboard.

Staff Report only. No action required.

**Item 8: Boards & Commissions Survey Results – Steve Adams**

A brief presentation on the results from the Boards & Commissions Survey.

Staff Report only. No action required.

### COMMISSION/COUNCIL REPORTS

**Item 10: Commission/Council Reports**

Discuss events that the Loveland Utility Commission Board members attended, special topics and any City Council items related to the Water and Power Department from the past month.

**Dan Herlihey:**

**Gene Packer:** Received survey regarding the 1-cent tax rate increase, 22<sup>nd</sup> and Taft is a dangerous intersection. Also noted that facility managers at Chilson stated the new rec center might be under sized for the use.

**Gary Hausman:**

**John Butler:**

**Larry Roos:** Asked if the N. Boyd Lake Ave condos about 1.5 miles north of Hwy 34, is that within our service area. Water & Power only serve sewer at that location. He had received complaints about water rates increasing, he will pass along that it is not Loveland Water & Power.

**Randy Williams:**

**Sean Cronin:** Absent

**Stephanie Fancher-English:** Absent

**Tom Vail:**

**Council Report:** Trip to Washington DC with National League of Cities in conjunction with the Colorado Municipal League. They did a fun exercise using Legos where there was a large fire and they had to rebuild the city taking into consideration homeless, affordable housing, and the developer maximizing profit. Met with Senator Gardner and Congressman Neguse to discuss several issues facing Colorado Municipalities such as: establishing municipal broadband, water storage issues, workforce development, affordable housing, alternative energy resources, homelessness, and small cell wireless.

### DIRECTOR'S REPORT

**Item 8: Director's Report – Joe Bernosky**



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**ADJOURN** The meeting was adjourned at 5:59 pm. The next LUC Meeting will be April 17, 2019 at 4:00 pm.

Respectfully submitted,

Courtney Whittet  
Recording Secretary  
Loveland Utilities Commission  
/s/ Gary Hausman, LUC Chairman