

CITY COUNCIL COMMUNICATION



MEETING DATE: August 25, 2020

ITEM NUMBER: 9.D

SECOND READING:

{{customfields.ResoOrdNumber}}

TYPE OF ITEM: Consent

PRESENTED BY:

Dale Rademacher, City Manager's Office, Dale.Rademacher@longmontcolorado.gov

David Bell, PWNR Natural Resources, David.Bell@longmontcolorado.gov

Jim Angstadt, PWNR Engineering, Jim.Angstadt@longmontcolorado.gov

Nick Wolfrum, PWNR Engineering, nick.wolfrum@longmontcolorado.gov

Josh Sherman, PWNR Engineering, Josh.Sherman@longmontcolorado.gov

SUBJECT/AGENDA TITLE:

A Resolution Of The Longmont City Council Approving A Fourth Amendment To The Intergovernmental Agreement Between The City And Boulder County For Repair And Remediation From Flooding

EXECUTIVE SUMMARY:

Following the 2013 Flood, the City entered into an Intergovernmental Agreement (IGA) with Boulder County to collaborate on the funding and repair of damage to facilities and infrastructure. The coordination and cooperation between Boulder County and the City of Longmont was critical to flood recovery and has resulted in great benefit to both agencies and the residents of Boulder County and the City of Longmont. Continued coordination and cooperation is critical to complete repairs and remediation from the 2013 flooding and to develop resiliency for the future of Boulder County and the City of Longmont.

The original IGA addressed numerous issues including the repair of Boulder County Road 80 to provide access to Ralph Price Reservoir and the Longmont Dam/Reservoir, repair of numerous irrigation facilities, repairs to portions of the City's raw water transmission system, storage and disposal of flood debris, and replacement of the Sunset Street Bridge over St. Vrain Creek. Since adoption of the original IGA in October 2013, three (3) amendments to the IGA have been adopted updating various items and adding other efforts where collaboration would benefit ongoing flood recovery and resiliency efforts. The original IGA and the existing Amendments are attached.

This Fourth Amendment to the IGA continues the collaboration between Boulder County and the City of Longmont on several ongoing items including infrastructure repairs and the City's Resilient St. Vrain Project (RSVP).

COUNCIL OPTIONS:

1. Approve the Fourth Amendment to the Intergovernmental Agreement Between Boulder County and the City of Longmont Concerning Repair and Remediation from Flooding.
2. Do not approve the Fourth Amendment to the Intergovernmental Agreement Between Boulder County and the City of Longmont Concerning Repair and Remediation from Flooding.

RECOMMENDED OPTIONS:

Option 1.

FISCAL IMPACT & FUND SOURCE FOR RECOMMENDED ACTION:

No direct funding impacts result from this Fourth Amendment to the Intergovernmental Agreement, but continued coordination and collaboration between the City of Longmont and Boulder County will result in the most cost effective approach to all flood recovery and resiliency projects.

BACKGROUND AND ISSUE ANALYSIS:

Following the 2013 Flood, the City of Longmont and Boulder County entered into an IGA to coordinate on flood recovery. As projects moved forward, three (3) Amendments to the IGA were executed to address specific items that arose as part of those projects and that benefited from collaboration between the City and the County.

This Fourth Amendment addresses several ongoing items including flood recovery and the City's Resilient St. Vrain Project. The items addressed in this Amendment to the IGA include the following:

- **Coordination on establishing fish passage improvements on various diversion structures.** If Boulder County undertakes and funds projects to improve fish passage on the Niwot Ditch, Beckwith Ditch or South Flat Ditch, the City agrees to enter into an agreement with the respective ditch companies to take on routine maintenance and minor repairs as required by the specific ditch company.
- **Improvements to the North Pipeline.** The City is planning continuing improvements to the North Pipeline, which carries raw water from Ralph Price Reservoir to the Nelson Flanders Water Treatment Plant. These improvements are funded by the Federal Emergency Management Agency (FEMA) flood recovery funds. This project is located within unincorporated Boulder County and this amendment stipulates that Boulder County will conduct reviews for required permits as expeditiously as possible.
- **Repair and Improvements to Sunset Street.** In the original IGA, Boulder County took the lead on design and construction of the project to replace the Sunset Street Bridge over St. Vrain Creek, which was destroyed in the flood. Portions of Sunset Street between Boston Avenue and the BNSF Railroad tracks are still within unincorporated

Boulder County, and this amendment clarifies that the City will annex those portions of Sunset Street as they become eligible for annexation and will work with the adjacent property owners to complete improvements to bring Sunset Street up to City standards.

- **Boston Avenue Reconstruction.** This section identifies the City's plans for replacement of the Boston Avenue Bridge over St. Vrain Creek along with improvements and annexation of portions of Boston Avenue east of Sunset Street which are currently in unincorporated Boulder County. This includes Boulder County expediting any necessary permits for construction and transferring ownership of five (5) small parcels of right of way to the City.
- **Izaak Walton Reach 2.** The City has been working with the US Army Corps of Engineers for several years on a project that will complete the section of the RSVP from Boston Avenue to Sunset Street. This is a critical phase of the project that will construct a levee along the north bank of the St. Vrain Creek (which was breeched in the 2013 Flood) and will protect the area north of St. Vrain Creek downstream of Sunset Street from future flood risk. While the City's goal would be to annex areas of the creek channel necessary for this project, this item stipulates that if the work takes place while still in unincorporated Boulder County, that the County will expedite any permit reviews that may be required.
- **Resilient St. Vrain Project, Reach 3.** Sunset Street to Hover Road – The initial preliminary plans for this section of the RSVP identified the "split flow option" as the preferred alternative. The split flow option constructs an overflow channel through the Fairgrounds Pond to avoid substantial environmental impacts that would result from the widening the main channel through Rogers Grove Nature Area upstream to Golden Ponds Nature Area. Boulder County has a conservation easement on the Fairgrounds Pond area that would be impacted by this alternative, and this amendment identifies Boulder County support for this phase of the project along with coordination efforts that would be undertaken during design and construction.

The original IGA and the previous three (3) amendments are attached to this communication.

As previously stated, the coordination that this IGA and these amendments include have greatly benefitted flood recovery efforts of both the City and the County, and this Fourth Amendment continues those efforts.

ATTACHMENTS:

Att 1 - Resolution

Att 2 - Fourth Amendment to the Intergovernmental Agreement Between Boulder County and the City of Longmont Concerning Repair and Remediation from Flooding

Att 3 - Intergovernmental Agreement Between Boulder County and the City of Longmont Concerning Repair and Remediation from Flooding

CITY COUNCIL COMMUNICATION



Att 4 - First Amendment to the Intergovernmental Agreement Between Boulder County and the City of Longmont Concerning Repair and Remediation from Flooding

Att 5 - Second Amendment to the Intergovernmental Agreement Between Boulder County and the City of Longmont Concerning Repair and Remediation from Flooding

Att 6 - Third Amendment to the Intergovernmental Agreement Between Boulder County and the City of Longmont Concerning Repair and Remediation from Flooding