

department that there is no designed total phosphorus removal in the existing plant.

The Control Regulation 85 discharge limit for total inorganic nitrogen (TIN) is 15 mg/l, which the Tri-Lakes plant already meets because it was originally designed to remove ammonia, a constituent of total inorganic nitrogen.

The entire \$80,000 state nutrient treatment planning grant has already been issued to the Tri-Lakes facility and reimbursed by thirds to Monument, Palmer Lake, and Woodmoor. The state has indicated that it will reimburse all design and

construction payments made by the facility as soon as possible to ensure that all of these grant funds are disbursed before the May 31, 2016 deadline.

Financial reports

The financial reports were unanimously accepted as presented.

New environmental attorney hired

Don Smith introduced environmental attorney Gabe Racz of Vranish and Raisch LLP in Boulder. Racz was a candidate to replace current JUC environmental attorney Tad Foster of Colorado Springs, who

will be retiring in early 2015. Racz has appeared frequently before the Colorado Water Quality Control Commission, and in the water courts and district courts, beginning in 2001. After his presentation, Racz was unanimously approved to become the facility's next legal counsel to represent the facility to the county, the state, and the EPA on clean water matters.

Racz represents special district, municipal, and commercial water quality clients in every river basin in Colorado to the state on a daily basis. He has represented the City of Pueblo and several other municipalities in basin hearings, has coordinated state Water Quality Control Division basic standards stakeholder workgroups, and represented the statewide Colorado Nutrient Coalition in limiting total phosphorus and total nitrogen limits in the state's new Control Regulation 85 to a technically feasible and affordable level for the next decade. Racz is also a lead participant in state regulatory stakeholder workgroups that will be setting new limits on metals and organic compounds.

Racz's billings will be pro-rated to all his clients. This will reduce the direct cost to the Tri-Lakes facility for most of his representation—other than the facility's permit review and Tri-Lakes facility testing requirement—to include standards, monitoring, temperature, and anti-degradation issues, which he is already working on for his other clients.

Plant manager's report

Burks also noted that the Tri-Lakes facility might have to spend up to an additional \$47,000 for in-stream and plant monitoring as part of its annual 2015 contract with the Arkansas and Fountain Coalition for Rural/Urban River Evaluation. However, at this time there is no Tri-Lakes' commitment to participate at this maximum level for acquiring data on in-stream parameters through monthly metals testing, nor is there a financial commitment by Tri-Lakes to pay the full \$47,000 to the coalition year. While some of this new testing could be done in the Tri-Lakes lab for this coalition project, metals testing would have to be outsourced to a testing lab at substantial expense.

Wicklund and Burks reviewed the substantial and significant differences in aquatic life sampling methods used by the U.S. Geological Survey as compared to staff members of the state Water Qual-

ity Control Division.

Burks gave a lengthy technical presentation on analyzing two failed whole ef uent toxicity tests to isolate the non-toxic cause of erroneously low human visual counts of reproduction of Ceriodaphnia dubia by staff members of GEI Consulting, which performs the toxicity testing. Burks felt that this problem has been solved and there will be no fines or permit violations due to GEI Consulting's procedural testing error. The red baby Ceriodaphnia dubia cells, which represent in-stream macroinvertebrates, were confused with small red algae cells.

There were never any toxicity issues with fathead minnow survivability or reproduction. This type of minnow is used in testing to predictably represent all fish life in the stream.

In other matters, Burks' discharge monitoring report and Control Regulation 85 nutrients report showed that the plant was operating in a highly efficient and effective manner, well within all current regulatory and discharge permit requirements.

Burks briefed the JUC on the staff's first testing results for monitoring the amount of total phosphorus each of the three owner district is delivering to the Tri-Lakes plant in its raw wastewater in-uent. The samples were taken on Sept. 9, 2014. Monument delivered 13.9 pounds, or 24 percent. Palmer Lake delivered 10 pounds or 17 percent Woodmoor delivered 35 pounds or 59 percent. These percentages were roughly equal to the amounts of biosolid wastes delivered by the three districts in September: 25 percent by Monument, 18 percent by Palmer Lake, and 57 percent by Woodmoor. Further study will be needed to see if the current cost-sharing formula for biosolids is close enough to use for total phosphorus to avoid the need for time-consuming negotiations over a new separate cost-sharing formula that could take years to finalize based on the time needed to negotiate the biosolids cost-sharing method in the past.

Burks asked each district to approve the final Tetra Tech Design report that was submitted to the state health department on Nov. 7, 2014 and provide comments or errors to him and Tetra Tech.

Draft discharge permit issued

Burks noted that he had received and forwarded the draft five-year discharge permit for the Tri-Lakes facility. The draft discharge permit undergoes a statewide review and comment period of 30 days. Burks said he "couldn't be more pleased" with the draft permit with the exception of a few items. He reviewed his and Foster's discussions with the state health department and the redundant technical items he will be objecting to. Wicklund noted that the absence of a copper limit in the new permit will save \$7 million in copper removal equipment, after a joint investment by the three owner districts of \$500,000 in copper studies. The due date for Burks' objections was Nov. 17.

The JUC went into executive session to discuss personnel matters at 12:40 p.m. No votes were taken during the executive session and the meeting adjourned immediately after the session concluded.

The next meeting will be held at 10 a.m. on Dec. 9 at the at the Tri-Lakes facility's conference room, 16510 Mitchell Ave. Meetings are normally held on the second Tuesday of the month. Information for these meetings is available at 481-4053.

MONUMENTAL Microderm & Aesthetics at the loft

Trina Shook, RN
Aesthetic Nurse Consultant

DECEMBER SPECIALS

- ★ Buy 3 Microdermabrasions and 2 Peels, get **FREE Retinol** (\$75 value!)
- ★ Gift others with a gift certificate for \$100 or more, and get a **FREE Baby Foot** for your "Mistletoes"! (\$25 value!)

4 Highway 105 in Palmer Lake (above Bella Panini) 719.271.0999

monumentalmicroderm.com

*** SELF-PAY, AFFORDABLE *
Physical Therapy Services**

TAKE CHARGE
PHYSICAL THERAPY



Laurel Gremm
Doctor of Physical Therapy

**Is Pain Keeping You from Living Your Life?
Call Laurel for 1-on-1 Care.**

Laurel Offers:

- Gentle Dry Needling
- Pre-operative and Post-operative Programs
- Therapeutic and Sports Massage
- Manual Therapy and Physical Agents for pain, spasm, and soft tissue injuries
- Progressive Sports Medicine/Orthopedic Therapeutic Exercise Programs
- Kinesiology Taping

*** Our practice is a perfect alternative for individuals with high co-pays and high deductibles! ***

Make an appointment online @ www.takechargept.com

325 2nd St., Suite O, Monument, CO 719.481.3747

YOU CAN'T OPT OUT... BUT... You can REFUSE TO TEST
Federal Government mandated 95% of student population waive their constitutional rights

Dear Administrators, Educators, and Legislators:


I am respectfully notifying _____ (name of school) _____ of my refusal to allow my child, _____ to participate in the following standardized tests at any time during the 20__ to __ school year: Colorado Assessment Program/ Partnership for Assessment for Readiness for College and Careers including but not limited to (circle all that apply): CMAS, PARCC, NWEA/MAPS, ACT/Aspire/Explore, Dibels, CogAT, any CoAlt subject assessments, Science Kit Assessments, and Access for ELLs. This refusal also includes any and all surveys within these tests or otherwise that seek to gather my child's attitudes, behaviors or feelings about any topics due to the lack of privacy protection under the revised FERPA.

Physical presence of my child in school does not constitute a waiver of my civil rights in this matter. The right to refuse to test belongs to me, the parent, not the child. The school/personnel do not have my permission to bribe, coerce or embarrass my child in an attempt to convince my child to violate my refusal.

In lieu of standardized assessments to measure growth and gaps, I hereby instruct the school that my son/daughter's educational progress and needs be assessed using portfolio assessment and teacher observations, all of which are housed only in my child's classroom and NOT on the Teaching Strategies GOLD database, the district database or any state databases.

- I refuse to allow data about my child to be collected and evaluated according to the TS gold model whether computerized or paper.
- I refuse to allow data to be compiled about my child that extends beyond grade and curriculum achievement including but not limited to: biometric records: i.e. fingerprints, retina and iris patterns, voiceprints, DNA sequences, facial characteristics and handwriting, psychological tests, medical information, family background information, teacher and counselor observations, interest inventory results.
- Given, such data currently collected on my child and our family is allowed to be disclosed without my knowledge or consent under the Family Educational Rights and Privacy Act (FERPA), I hereby assert my right to privacy and do not consent to the sharing of information without my knowledge and consent.

This is not a legal document. It is for information purposes only.



For more information see :
<https://www.facebook.com/LewisPalmer38Parents>
UnitedOptOut.com • StopCommonCoreColorado.com
StudentPrivacyMatters.org • CoreConcerns.com